



Policy Committee Meeting Minutes
Nov 8, 2013 Council Chambers 115, City Hall

*Policy Committee minutes are transcribed in a summarized outline manner. **Technical difficulties: No audio recording can be found by MPO staff. CATS did not attend the meeting to produce a DVD.*

Policy Committee: Kent McDaniel (BT), Dan Swafford (Town of Ellettsville), Jack Baker (Bloomington Plan Commission), Jason Banach (IU Real Estate), Andrea Roberts (Public Works), Richard Martin (County Plan Commission), Darryl Neher (proxy for Andy Ruff City Council), David Sabbagh (MPO-CAC), Cheryl Munson (County Council), Tony McClellan (INDOT), Richard Marquis (FHWA) and Bill Williams (County Highway).

Others: Sandra Flum (INDOT), Larry Jacobs (Chamber of Commerce), Tom Tokarski (CARR), Sarah Ryterband (CAC), Adrian Reid (TAC), and Michelle Allen.

MPO Staff: Josh Desmond, Anna Dragovich, Scott Robinson, Vince Caristo, and Jane Weiser

- I. Call to Order**—Mr. McDaniel called the meeting to order.
- II. Approval of Minutes**
 - a. October 11, 2013**—Mr. Martin moved approval of the minutes. Mr. Sabbagh seconded. The minutes were approved by unanimous voice vote.
- III. Communications from the Chair--None**
- IV. Reports from Officers and/or Committees**
 - a. Citizens Advisory Committee** – Mr. Sabbagh reported that the CAC fully supports the new business.
 - b. Technical Advisory Committee** –Mr. Reid reported that the TAC voted unanimously in support of the business items today. He introduced Ms Flum for a report on I-69. Section 5 has been very busy. They have published an rfp for development teams. Four teams have been shortlisted and will be able to bid on work to construct I-69 Section 5. People can see the rfp on the IFA (Indiana Finance Authority) website. They have begun acquiring parcels in Section 5. They are on schedule to get to bid opening in January. They plan for construction to be done by the end of 2016.
- V. Reports from the MPO Staff**
 - a. MTP Task Force** – Mr. Desmond reported. There were 2 important meetings last week. One meeting was on Monday 10/28 with Task Force and one with the consultant. We are on schedule with the vision and goals. The model should be functional by 2014.
 - b. Quarterly Tracking Report** – Ms. Dragovich presented the report. This is on work done between July 1 and September 30. Karst Farm Trail, Park brick project, and the 17th and Arlington roundabout are scheduled to be let in the spring. Some projects are on hold until they go through the HSIP and our TA selection process. Mr. Martin said some projects get federal money for engineering and right-of-way and some we don't. What is the difference? Mr. Desmond said in most cases it is due to how the LPAs have structured the project.
 - c. MPO Open House** – Ms. Dragovich said the Open House will be Friday Dec. 13 in McCloskey from noon to 1:00.

VI. Old Business

- a. **I-69 Runoff Letter*** -- Mr. Desmond noted that Ms. Munson had shown some pictures and reported on runoff. Staff has drafted a letter to INDOT. Input is welcome. Mr. McDaniel asked about email from INDOT letter dated 11/4. The draft letter is dated 11/8. Mr. Desmond said the INDOT letter is not a response to staff's letter.

Ms. Munson said she felt staff's letter to INDOT needed to be stronger since the need for the letter continues. The pictures were taken by Tom Tokarski on Oct. 31. That was about 2 weeks after INDOT had finished up their erosion control measures. There was lots of runoff after a little rain the day before. Water has apparent sediment in Indian Creek and other feeder creeks in the area. In some cases the measures seem to be working but not working in others. She wants the letter sent to EPA and U.S. Army Corps of Engineers, as well. She read her suggested changes in the letter. Mr. McDaniel asked what Ms. Munson expected from the 3 federal agencies she wants the letter sent to. Ms. Munson said she wants more erosion control.

Scott Wells is a member of BZA and Plan Commission of Monroe County. He showed photographs why the clear cutting and not using erosion control plants and silt fences. He started getting complaints on Nov. 1. They only put down some mulch. They will be filling in the new sinkhole but it will cost millions of dollars. He showed new pictures through Nov. 6. There has been no improvement. There is choking siltation in the water ways still. This is water source for drinking water. Fish can't get oxygen. We are just asking for sediment control that works. Vegetation needs to be on the ground now that winter is coming.

Tom Tokarski showed a bottled water sample taken 2 days ago. Lots more run off since they cleared the land. Measures are not working. He has had contaminated water complaints from 4 townships in Monroe County and from Greene County. He has lived there 40 years and has never seen water like this. It is being allowed to happen because it is associated with I-69. There are a lot of bare areas that are cleared right of way. Some previously seeded areas have washed away. Vacuum trucks clean up by sucking every thing out of the water. Every time it rains they have to bring the expensive vacuum trucks back. This is paid for by taxpayer money. INDOT forced I-69 on this community. Now they have to clean this up. It is a serious public health problem.

Sara Ryterband, a member of the CAC, said that Mr. Wells had shown all of the ordinances that have been violated. Once again we are getting no satisfaction. Since June, she has asked at the CAC meetings what is being done to prevent the erosion and sediment. She has been told continuously that it is all in compliance. There is a serious problem. It affects everyone downstream. Where is the Health Department? We must all be safe. We must keep pounding. She asked Mr. Marquis to help.

*****Mr. Martin moved to accept the revised letter and send it to the addressees as indicated by Ms. Munson. The letter makes clear that good erosion control practices can work. We need to be very cognizant of that as this project goes forward into Section 5 because the kind of impacts that Mr. Tokarski is seeing in his property out in the county are going to be the kind of impacts that people in the City of Bloomington see if we don't pay real close attention to the erosion control measures as areas in the city are being cleared and prepared for construction of I-69 in the city itself. This is going to be an on-going problem. It is one that County Planning faces with every petition that comes before us for any kind of land clearing that occurs. We have consistently told the parties involved that we expect them to be as diligent in their attention to the problems of erosion on construction site as we require our local contractors to be. We are not seeing that yet. Mr. Baker seconded it.**

Mr. McClellan asked to see the revised copy of the letter.

Ms. Munson said the letter does not say what should be done. It asks the agencies to investigate and take corrective measures. When the agencies are given the responsibility of answering the question they are certainly going to pay greater attention to it than if we would just instruct them.

Rick Marquis is the Division Administrator of the Indiana Division of FHWA said he wanted to attend the meeting personally to recognize that there is an issue. He has been personally working with staff and talking to INDOT to address the issues that have been going on. He said he takes it very seriously the situation very seriously. They are still trying to come up with solutions. They want to make sure that this doesn't happen again. Staff has been going onto the sites to ensure that the erosion control measures are being put into place. We are going to make sure that the sites are in the best shape they can be for the winter. Mr. McDaniel thanked Mr. Marquis.

*****Voice vote; Passed 9:1:1 (McClellan voted no. Banach passed since he had missed the discussion.)**

VII. New Business – Mr. Desmond reviewed the measures that were discussed at the last meeting for TAP funds. A committee is being formed by one volunteer from the CAC, TAC and the PC. The committee would convene in early January to review project applications prior to the next CAC & TAC meetings.

a. Transportation Alternatives Program Committee Nominations – Mr. McDaniel volunteered. It was suggested to contact Andy Ruff to see if he would like to volunteer, too.

Mr. Caristo presented the next 3 items. They will be voted on together. He presented the maps that staff has revised due to changes in 2010 census and MAP 21.

b. National Highway System* -- Local roadways were automatically added since they were primary arterial. Staff removed those roadways automatically added.

c. National Truck Network* -- INDOT said no changes with census and MAP-21. Staff suggests removing roads and adding same as NHS.

d. Federal Functional Classification* -- Mr. Caristo said now we have seven classifications. He explained those. Staff proposed changes--many due to changes needed by I-69. He pointed out removals and re-classifications on the FFC.

Ms. Roberts asked if they could guarantee that this won't affect our funding. She would like that in writing. Mr. Caristo said they have promised that it will not change our funding. There are a few minor restrictions but they shouldn't be major. Mr. Williams asked about Fullerton Pike. Mr. Caristo said they are proposing to remove a section of Fullerton from the map where the road does not exist and is not in the TIP. Mr. Williams pointed out that this is part of LRTP. Mr. Caristo said that projects in the TIP are expected to happen sooner than those that are only in the TIP. Mr. Williams proposed adding that section back in. It is important to the County. Mr. McDaniel suggested that they can add that section back in when they vote on the motion. Ms. Roberts asked if they should look at LRTP instead of the TIP. Mr. Caristo said that he was instructed to look at roads that are already built or will be built very soon. Mr. Martin asked if SR 446 not included in our National Highway System. Why not? Are there state highways not on the NHS? Mr. Caristo said yes there are. Mr. Martin asked if the State determines that rather than us. Mr. Marquis said MPO can make suggestions then



INDOT will comment and finally submit to FHWA. Everyone has to agree. Mr. Martin asked how we get guidance from the state about whether they agree with us. Mr. McClellan said they would discuss SR 446. Mr. McDaniel asked if we put it in at the MPO level. If INDOT had an issue with what the MPO was taking, it either would not go to FHWA or it would go back for the MPO to consider something else. Mr. Martin said he was putting SR 446 in to the NHS for maintenance funding. We need the money. He was concerned with SR 45, too. Mr. Caristo said we are reacting to the map from 1995. Mr. Martin said he was concerned with the lack of detail. The railroads should be removed. He had concerns about maintaining SR 45 to the southwest when it is removed from the NHS. We seem to be making changes based on the short term consequences of a new MTP which has not been completed. As soon as it is adopted it will begin to impact TIP funding that comes forward. We can expect to see some projects drop off of the TIP and other projects move onto the TIP. What is the duration of this Functional Classification system? Can we update it at any time? That would take care of Mr. Williams' problem. His project won't go forward before we get the MTP done but that project is definitely going to be in the MTP. At that point we are going to want to update those classifications to agree with the plan. We are seeing this part of Fullerton Pike taken out but it is in our TIP. He didn't anticipate changing the Functional Classifications to be a simple process. Mr. Caristo said the instructions that we were given were to make revisions to the Functional Class system to reflect what currently exists on the ground or will exist in the very near future. Mr. Williams said he was irritated that they had a meeting to discuss this and this was never on any of the maps at any meeting he attended. He never saw this elimination of part of Fullerton Pike before. Mr. Caristo said this was presented to the CAC and TAC. Mr. Williams said he was at a meeting before it even went there. Mr. Martin discussed the part of Curry Pike where North Park is and how long it was on the map and never intended to be constructed. Once we do these things there is a tremendous amount of inertia. What we tell the state and federal government should be what we plan on sticking with for at least 10-20 years. Mr. Neher asked how soon we need to adopt these maps. Mr. Caristo said INDOT suggested by the end of the year. Mr. Neher perhaps we should take some additional time since there are so many confusions and issues. Mr. Sabbagh said it seemed to him that some of the CAC didn't understand some of the issues that Mr. Martin brought up. He would like to slow down, get more input and postpone the vote. Ms. Munson asked to see SR 45 to the southwest. Mr. Caristo explained that SR 45 was added to the NHS after MAP-21 because it was classified as a primary arterial. We are proposing to remove SR 45 and upgrading the area of SR 37 that is part of I-69 as an interstate. Ms. Munson said I-69 will not replace SR 45 for regional transportation. Why can't we leave this in? Mr. Caristo said we can if they want to. The State and the County will be concerned with maintaining SR 45 in this location. Mr. McClellan said INDOT could provide speakers to help inform the PC if they would like to postpone the vote.

*****Mr. Martin moved to defer our decision on the 3 designations for the National Highway System, the National Truck System and the Federal Functional Classification networks until our next regularly scheduled meeting in January. In the meantime, we ask the MPO staff and several volunteers from the MPO committee to meet with our State and Federal agency partners so that we can understand what the implications are for the decisions that we are making and make sure that we have agreement with the State of Indiana concerning those decisions. Mr. Sabbagh seconded.**

Mr. Williams said he would like to get this done soon since he will be on medical leave in December. He was not sure he would be back by the January meeting.

*****The motion was approved by unanimous roll call vote.**

VIII. Communications from Committee Members (*non-agenda items*)

a. Topic Suggestions for Future Agendas

IX. Upcoming Meetings



Bloomington/Monroe County Metropolitan Planning Organization
Policy Committee

- a. **Technical Advisory Committee – November 20, 2013, 2013 at 10:00 a.m. (McCloskey Room)**
- b. **Citizens Advisory Committee – November 20, 2013 at 6:30 p.m. (McCloskey Room)**
- c. **Policy Committee – *Tentative* January 10, 2013 at 1:30 p.m. (Council Chambers)**

***Mr. McDaniel noted that if anyone wanted to take his place as Chairman he would not object.

Adjournment

The minutes were approved at the PC meeting held on February 7, 2014.