

## **SPECIAL NOTICE REGARDING PUBLIC MEETINGS**

Due to the risks to public health caused by the possible spread of the COVID-19 virus at public gatherings, the Maricopa Association of Governments has determined that public meetings will be indefinitely held through technological means. Meetings will be open to the public through technological means. In reliance on, and compliance with, the March 13, 2020, Opinion issued by Attorney General Mark Brnovich, the Maricopa Association of Governments provides this special advance notice of the technological means through which public meetings may be accessed. While this special notice is in effect, public comment at meetings will only be accepted through written submissions, which may or may not be read aloud during meetings.

**To attend the meeting noticed below by technological means, members of the public may follow the steps below:**

1. To watch a live video stream of the meeting, [click here to go to MAG's YouTube channel](#).
2. Members of the public may submit written comments relating to this meeting to [azmag.gov/comment](http://azmag.gov/comment) within one hour of the posted start time for the meeting.

If any member of the public has difficulty connecting to the meeting, please contact MAG at (602) 254-6300 for support.

June 17, 2020

TO: Members of the MAG Regional Council  
FROM: Mark W. Mitchell, Tempe, Chair  
SUBJECT: MEETING NOTIFICATION AND TRANSMITTAL OF TENTATIVE AGENDA

Wednesday, June 24, 2020 - 11:30 a.m.

**VIRTUAL MEETING**

The MAG Regional Council Annual Meeting has been scheduled at the time noted above. The meeting will be **held as a virtual meeting only**, with no in-person attendance options available at this time. Instructions on how to participate will be provided via email to members of the committee. Members of the public will be able to view and listen to the meeting via a live video stream. You can watch the meeting online by [clicking here to go to MAG's YouTube channel](#). Public comments can be provided in written format through the MAG website at [azmag.gov/comment](http://azmag.gov/comment). If you have questions, please contact the MAG office at (602) 254-6300.

In 1996, the Regional Council approved a simple majority quorum for all MAG advisory committees. If the Regional Council does not meet the quorum requirement, members who have joined the meeting will be notified that a legal meeting cannot occur and the meeting will end. Your participation in the meeting is strongly encouraged.

Pursuant to Title II of the Americans with Disabilities Act (ADA), MAG does not discriminate on the basis of disability in admissions to or participation in its public meetings. Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, by contacting the MAG office. Requests should be made as early as possible to allow time to arrange the accommodation.

If you have any questions regarding the meeting, please contact MAG at (602) 254-6300.

c: MAG Management Committee



# MAG Regional Council

## TENTATIVE AGENDA

June 24, 2020

### 1. Call to Order

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### 2. Pledge of Allegiance

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### 3. Executive Director's Report

The MAG Executive Director will provide a report to the Regional Council on activities of general interest.

**Action Requested:**

Information.

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### 4. Approval of Consent Agenda

Council members may request that an item be removed from the consent agenda. Prior to action on the consent agenda, members of the audience will be provided an opportunity to comment on consent items. Consent items are marked with an asterisk (\*).

**Action Requested:**

Approval of the Consent Agenda.

## ITEMS PROPOSED FOR CONSENT \*

### \*4A. Approval of the May 20, 2020, Meeting Minutes

**Action Requested:**

Approval of the May 20, 2020, meeting minutes.

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**\*4B. Conformity Consultation**

The Maricopa Association of Governments is conducting consultation on a conformity assessment for an amendment and administrative modification to the Fiscal Year (FY) 2020-2024 MAG Transportation Improvement Program and 2040 Regional Transportation Plan Update. The amendment and administrative modification involve changes to several projects, including general highway projects, transit projects, Arterial Life Cycle Program projects, and Freeway Life Cycle Program projects. The amendment includes projects that may be categorized as exempt from conformity determinations. The administrative modification includes minor project revisions that do not require a conformity determination. Please refer to the enclosed material.

**Action Requested:**

Consultation.

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**\*4C. New Finding of Conformity for a Proposed Amendment to the Fiscal Year 2020-2024 MAG Transportation Improvement Program and 2040 Regional Transportation Plan Update**

On February 26, 2020, the MAG Regional Council approved the Fiscal Year (FY) 2020-2024 MAG Transportation Improvement Program (TIP) and 2040 Regional Transportation Plan (RTP) Update. A proposed amendment to the TIP and RTP includes Arterial Life Cycle Program and other project changes. A new conformity analysis for the Maricopa nonattainment and maintenance areas, and Pinal County nonattainment areas, has been prepared. The results of the regional emissions analysis, when considered together with the TIP and RTP as a whole, indicate that the amendment will not contribute to violations of federal air quality standards. On May 5, 2020, a 30-day agency and public review period began on the conformity analysis and amendment. Please refer to the enclosed material.

**Action Requested:**

Approval of the new Finding of Conformity for a Proposed Amendment to the FY 2020-2024 MAG Transportation Improvement Program and 2040 Regional Transportation Plan Update.

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**\*4D. Transportation Improvement Program (TIP) Project Changes**

The Fiscal Year (FY) 2020-2024 MAG Transportation Improvement Program (TIP) and the 2040 MAG Regional Transportation Plan (RTP) Update were approved by the Regional Council on February 26, 2020, and have since been amended two times. Since approval of the last amendment, additional changes and modifications are needed. It is important to note that some project changes requested are contingent on a new finding of conformity. Please refer to the enclosed material.

**Action Requested:**

Approval of amendments and administrative modifications to the Fiscal Year (FY) 2020-2024 MAG Transportation Improvement Program (TIP) and 2040 MAG Regional Transportation Plan Update, as appropriate.

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**\*4E. Draft Fiscal Year 2021 Arterial Life Cycle Program**

The 2003 Regional Transportation Plan (RTP) identified 94 arterial street projects to receive funding from the regional sales tax extension and MAG federal funds. The Arterial Life Cycle Program (ALCP) serves as the financial management tool to implement these projects. Information contained in the ALCP includes project location, regional funding, fiscal year for work, status of the project, and identification of the lead agency. As part of the ALCP process, lead agencies update information annually. MAG staff has programmed the draft Fiscal Year (FY) 2021 ALCP based on updated revenue streams, information provided by lead agencies, and the principles defined in the ALCP Policies and Procedures. Please refer to the enclosed material.

**Action Requested:**

Approval of the Draft Fiscal Year 2021 Arterial Life Cycle Program, contingent on a finding of air quality conformity.

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**\*4F. Draft MAG 2020 Eight-Hour Ozone Plan-Submittal of Marginal Area Requirements for the Maricopa Nonattainment Area**

The Draft MAG 2020 Eight-Hour Ozone Plan-Submittal of Marginal Area Requirements for the Maricopa Nonattainment Area has been prepared in

accordance with Section 182(a) of the Clean Air Act. On June 4, 2018, the Environmental Protection Agency (EPA) designated the Maricopa Nonattainment Area as a Marginal Area for the 2015 eight-hour ozone standard of 0.070 parts per million, effective August 3, 2018. The draft plan addresses requirements for a Marginal nonattainment area, such as an Emissions Statement, Baseline Emissions Inventory, Periodic Emissions Inventory, New Source Review, and Transportation Conformity.

As a Marginal Area, the Maricopa Nonattainment Area has an August 3, 2021, attainment date. EPA assumes that Marginal Areas will be in attainment of the standard within three years of designation without any additional control measures. Currently, the region has 93 existing control measures approved by EPA to reduce ozone. Marginal Areas are not required to submit an attainment demonstration, reasonably available control technologies and measures, reasonable further progress demonstration and contingency measures. The deadline for plan submittal to EPA is August 3, 2020. Please refer to the enclosed material.

**Action Requested:**

Adoption of the Draft MAG 2020 Eight-Hour Ozone Plan-Submittal of Marginal Area Requirements for the Maricopa Nonattainment Area.

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**\*4G. Draft Fiscal Year 2020 Program of Projects and Working Draft Fiscal Year 2021 Program of Projects**

The Federal Transit Administration (FTA) requires the development of a Program of Projects (POP) to outline FTA formula funds allocated to the region and the specific projects for which those funds are programmed. The POP compliments the MAG Transportation Improvement Program (TIP), detailing how the region's apportioned transit funding will be used. This agenda item reflects a request to approve the Fiscal Year (FY) 2020 POP and Working Draft FY 2021 POP. Please refer to the enclosed material.

**Action Requested:**

Approval of the Draft FY 2020 Program of Projects and Working Draft FY 2021 Program of Projects.

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**\*4H. Fiscal Year 2020 Section 5310 Priority Listing**

The Federal Transit Administration (FTA) Section 5310 Enhanced Mobility of Seniors and Individuals with Disabilities program provides capital assistance to improve mobility options for seniors and individuals with disabilities. Over \$3.5 million is available for Fiscal Year (FY) 2020 for the Phoenix-Mesa Urbanized Area (UZA). On April 29, 2020, the MAG Elderly and Persons with Disabilities Transportation Ad Hoc Committee developed the FY 2020 Section 5310 priority listing of projects for recommendation. MAG Regional Council provides final approval to forward the Section 5310 Phoenix-Mesa UZA priority listing of projects to the City of Phoenix Public Transit Department, the designated recipient, for submission to the FTA. Vehicle amounts are estimates contingent upon final vehicle procurement costs. Please refer to the enclosed material.

**Action Requested:**

Approval of the priority listing of projects for the FY 2020 Section 5310 Enhanced Mobility of Seniors and Individuals with Disabilities program for the Phoenix-Mesa UZA, and as appropriate, amendment and administrative modifications to the FY 2020-2024 MAG Transportation Improvement Program and 2040 MAG Regional Transportation Plan Update.

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**\*4I. Draft MAG Title VI and Environmental Justice Fiscal Year 2021 Program Document**

Title VI and Environmental Justice activities are mandated by the federal government to ensure that all people have an equal voice in the transportation planning process and receive equal benefit from the results of such planning. MAG is actively engaged in Title VI and Environmental Justice activities as a subrecipient of federal funding. On May 22, 2019, the MAG Regional Council approved MAG's Title VI and Environmental Justice Fiscal Year (FY) 2020 Program. MAG's FY 2021 updated Title VI and Environmental Justice Program plan is due to the Arizona Department of Transportation (ADOT) by August 1, 2020, and has been reviewed and conditionally approved by ADOT. The new program reflects activities that fulfill the responsibilities set forth by the Federal Transit Administration, the Federal Highway Administration, and the U.S. Department of Justice. Please refer to the enclosed material.

**Action Requested:**

Acceptance of the Draft MAG Title VI and Environmental Justice Fiscal Year 2021 Program Document.

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**\*4J. Diamond Grind Pilot Program**

Nearly all of the region’s urban freeway system is covered in a layer of Asphalt Rubber Asphaltic Concrete Friction Course, better known as rubberized asphalt or quiet pavement. Much of the rubberized asphalt overlay was installed between 2003 and 2008, and is either approaching, or has exceeded, its 10-year life cycle. No dedicated funding has been programmed for this capital replacement.

To better understand the status of rubberized asphalt and the alternative noise reduction pavement surface treatments available, MAG and ADOT partnered on a Freeway Pavement Noise Reduction Analysis Study. The results of this study were presented to MAG committees earlier this spring. At that time, direction was provided to work with ADOT to explore potential candidate projects for a pilot program to utilize a diamond grind surface treatment; three projects have since been identified. Please refer to the enclosed material.

**Action Requested:**

Approval of the diamond grind pilot program.

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**\*4K. Appointment of the MAG Economic Development Committee Member Agency Positions**

The MAG Economic Development Committee (EDC) includes 21 MAG member agency positions that have one-year terms with possible reappointment by recommendation of the Executive Committee and approval of the Regional Council. On May 4, 2020, a memorandum was sent to MAG Regional Council members soliciting letters of interest for the member agency positions on the EDC, including the Vice Chair position. Eighteen letters were received for the 21 member agency positions. MAG staff is recommending moving forward and reappointing the three member agency positions that did not submit a letter, unless they request otherwise. This will provide continuity on the committee, while not taking time away from the committee members as they attend to

other pressing issues. The Regional Council is requested to approve of the EDC member agency positions. Please refer to the enclosed material.

**Action Requested:**

Approval of the appointment of the Economic Development Committee (EDC) member agency positions.

## ITEMS PROPOSED TO BE HEARD

### 5. **Coronavirus Update**

MAG's Executive Director will provide a summary of information related to the regional response to the COVID-19 pandemic, MAG's community outreach, and other activities the agency is taking to support the region during this health crisis.

**Action Requested:**

Information and discussion.

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### 6. **Draft Fiscal Year 2021 Freeway Life Cycle Program**

The Freeway Life Cycle Program (FLCP) is the management tool for the implementation of freeway and highway projects funded through Proposition 400. The Fiscal Year (FY) 2020 FLCP was approved by the MAG Regional Council on September 25, 2019. Each year, the program goes through an update process to reflect new revenue forecasts, updated cost estimates, and schedule changes. This agenda item reflects the annual update for FY 2021. Please refer to the enclosed material.

**Action Requested:**

Approval of the Draft Fiscal Year 2021 Freeway Life Cycle Program, contingent on a finding of air quality conformity.

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### 7. **Update on the Development of a New Regional Transportation Plan**

MAG has initiated efforts to develop a new Regional Transportation Plan (RTP) that will serve as the basis for the extension of Proposition 400, which will expire at the end of calendar year 2025. An update on the planning work underway,

including technical work associated with the development of the new RTP, will be provided.

**Action Requested:**

Information and discussion.

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**8. Legislative Update**

An update will be provided on legislative issues of interest.

**Action Requested:**

Information and discussion.

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**9. Appointment of Members and Officers for the Transportation Policy Committee**

On May 7, 2020, the Chair of the MAG Regional Council sent a memorandum to Regional Council members requesting letters of interest for the appointment of member agency representatives and officers on the Transportation Policy Committee (TPC). The Regional Council is requested to appoint the member agency representatives of the TPC and the officer positions. Please refer to the enclosed material.

**Action Requested:**

Appointment of the members and officers of the Transportation Policy Committee.

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**10. Election of Regional Council Officers and Executive Committee Members**

On May 20, 2020, the MAG Nominating Committee met and recommended a slate of officers for 2020-2021. The MAG officer positions are Chair, Vice Chair and Treasurer. In accordance with the MAG Nomination Process, four At-Large members were also nominated to serve on the Executive Committee. Please refer to the enclosed material.

**Action Requested:**

Election of the Regional Council officers: Chair, Vice Chair and Treasurer, and the four At-Large Members as members of the Executive Committee.

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**11. Passing of the Gavel**

A Passing of the Gavel ceremony will be held that will include remarks from the outgoing and incoming chairs as well as a video presentation.

**Action Requested:**

Information and discussion.

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**12. Request for Future Agenda Items**

Topics or issues of interest that the Regional Council would like to have considered for discussion at a future meeting will be requested.

**Action Requested:**

Information.

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**13. Comments from the Council**

An opportunity will be provided for Regional Council members to present a brief summary of current events. The Regional Council is not allowed to propose, discuss, deliberate or take action at the meeting on any matter in the summary, unless the specific matter is properly noticed for legal action.

**Action Requested:**

Information.

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**Adjournment**