

**DRAFT RESOLUTION # 09---**

**RESOLUTION OF THE CAPITAL DISTRICT TRANSPORTATION  
COMMITTEE CERTIFYING THE PROJECT PRIORITY CRITERIA USED IN  
IDENTIFYING PROJECTS FOR ECONOMIC RECOVERY FUNDING UNDER  
THE ARRA LEGISLATION**

WHEREAS, Title 23, Code of Federal Regulations, Part 450; and title 49, Code of Federal Regulations, Part 613, require the development of a Transportation Improvement Program (TIP); and,

WHEREAS, the Capital District Transportation Committee (CDTC) has been designated by the Governor as the Metropolitan Planning Organization for the Capital District metropolitan area; and

WHEREAS, the adopted "metropolitan area boundary" for CDTC's Transportation Management Area includes the Census-defined Albany and Saratoga Springs urbanized areas; and,

WHEREAS, the central cities of the Albany and Saratoga Springs urbanized areas are represented on CDTC's Policy Board; and,

WHEREAS, the CDTC, in cooperation with the New York State Department of Transportation, has reviewed and documented compliance of the CDTC planning process with all existing federal rules and regulations; and,

WHEREAS, The American Recovery and Reinvestment Act (ARRA) legislation provides funding for transportation projects, the programming and obligation of which requires compliance with previously established federal rules and regulations regarding the spending of federal transportation improvement funds; and,

WHEREAS, The ARRA includes the following criteria that must be used to prioritize projects: a) can be started and completed expeditiously (completed within three years), b) maximizes job creation, and c) are located in economically distressed areas; and,

WHEREAS, CDTC, in cooperation with the NY State Department of Transportation (NYSDOT) and its local members, compiled a list of projects for consideration for funding under the ARRA legislation; and,

WHEREAS, CDTC used the following priority criteria in the programming of projects for consideration for funding under the ARRA legislation: a) resides on the CDTC TIP, b) supports the goals and objectives of CDTC, c) can be started and completed expeditiously, c) accelerates job creation, d) jurisdictional distribution of projects; and,

WHEREAS, FHWA has determined that none of the four-counties in CDTC's planning area (by themselves) are considered 'economically distressed', but that CDTC with the assistance of CDRPC has identified 55 economically distressed census tracts by applying the measures included in 42 USC 3161; and

WHEREAS, The CDTC TIP includes a strong representation of local municipal projects on the federal-aid system and a commitment to projects in economically distressed areas, which put CDTC in a strong position to address requirements in the American Economic Recovery and Reinvestment Act Of 2009 for including projects in economically distressed areas;

THEREFORE BE IT RESOLVED, that CDTC, after a re-evaluation of the projects included in the three lists of candidate projects: (a) *Most Likely Projects to be Funded*, (b) *Next Most Likely Projects to be Funded*, and (c) *Other Candidate Projects*, certifies that the criteria identified in this resolution were applied and the projects chosen for ARRA funding are consistent with the priorities in the final ARRA legislation as understood by CDTC.

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JOHN T. McDONALD, MAYOR OF COHOES  
Chairman, Capital District Transportation Committee

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June 4, 2009