



Florida Department of Transportation

RICK SCOTT
GOVERNOR

3400 West Commercial Blvd.
Fort Lauderdale, FL 33309

JIM BOXOLD
SECRETARY

July 7, 2016

The Honorable Richard Blattner, Chair
Broward Metropolitan Planning Organization
Trade Center South
100 West Cypress Creek Road, Suite 850
Fort Lauderdale, FL 33309

Dear Commissioner Blattner:

**SUBJECT: Broward Metropolitan Planning Organization (MPO)
Metropolitan Transportation Planning Process
2016 Modified Joint State/MPO Certification Review Package**

Enclosed please find a fully-executed 2016 Standard Joint State/MPO Certification Review Package for the Broward MPO, including the joint certification statement executed by the MPO and the District Four Secretary.

The District looks forward to working with the MPO on implementation of the recommendations listed in this report and any others included in the Federal quadrennial review, to further enhance the transportation planning process in the coming year.

Please contact Arlene Tanis, MPO Liaison Supervisor by email: arlene.tanis@dot.state.fl.us or phone: 954-777-4651 should you have any questions.

Sincerely,

A handwritten signature in blue ink, appearing to read "S. Braun", written over a white background.

Steven C. Braun, P.E.
District Planning & Environmental Engineer
District Four

SB:at

cc: Greg Stuart, Broward MPO

**Miami Urbanized Area (UZA)/Transportation Management Area (TMA)
2016 Modified Joint State/MPO Certification Review**

**Broward Metropolitan Planning Organization (MPO)
Findings, Recommendations and Noteworthy Practices Report**

May 26, 2016

The Florida Department of Transportation (FDOT) District Four conducted a Modified Joint State/MPO State Certification Review of Broward MPO. The Modified Joint State/MPO Review includes the outstanding 2015 Federal Certification Review “Corrective Actions” and “Recommendations” and implemented recommendations from the 2015 State Modified Certification Review.

This report assesses the written and verbal responses to the questions presented to the MPO staff by FDOT in February 2016 via email. The questions were asked based on information from the January 2016 Best Practices Meeting, the 2015 Modified Joint State/MPO Certification Review process, regular coordination with MPO staff and attendance at MPO Board and committee meetings. Areas that are not commented on in this report are considered to have met, or exceeded, requirements.

Summary of Key Activities to Support Planning Process

The MPO has successfully completed the annual coordination and reporting efforts on schedule as follows:

- ✓ Signed 2015 Certification Package
- ✓ Signed 2015 Disadvantaged Business Enterprise (DBE) Verification
- ✓ Adopted 15/16 Transportation Improvement Program (TIP)
- ✓ Held informal unfunded priorities meeting in 2015 with FDOT and stakeholders
- ✓ Transmitted official List of Priority Projects
- ✓ Adopted 2016/2017 to 2020/2021 FDOT Tentative Work Program
- ✓ Held Certification Review meeting with FDOT on January 8, 2016
- ✓ Held Unified Planning Work Program (UPWP) Kick-Off Meeting with FDOT on January 8, 2016
- ✓ Provided comprehensive responses to 2016 Modified Joint State/MPO Certification Review Questions/Issues

**Progress on Implementation of
2015 Joint State/MPO Certification Recommendations**

1. **Performance Measures:** The MPO should continue its collaborative efforts with the Department, transit operators and other stakeholders as appropriate for a coordinated approach to performance measurement and selection of targets to ensure consistency to the extent practicable.

MPO Comment: While anticipating the development of federal performance measures, the MPO has coordinated the development of performance measures with FDOT staff at the District and State levels. The MPO also developed performance measures based on the Commitment 2040 Long Range Transportation Plan (LRTP) and posted a performance measures scorecard on the MPO website. The MPO also developed a process to regularly update the performance measures and to develop new measures based on changing conditions.

FDOT Response: SATISFIED AND ONGOING

2. **Leveraging Local Funds:** MPO staff should maintain efforts in pursuing grant opportunities for leveraging local funds to construct needed transportation projects that are identified in its 2040 LRTP.

MPO Comment: The Broward MPO has successfully pursued grant funding over the years to supplement federal funding and to leverage local resources. This year, the MPO began a process to analyze the grant application process and to develop a Go/No Go matrix which includes opportunities for leveraging local funds. The matrix should help the MPO determine the likelihood for success in pursuing specific grants and how to use staff resources more efficiently in pursuing grants.

FDOT Response: SATISFIED AND ONGOING

3. **Interactive TIP Tool Improvements:** Lead the region in producing a more public friendly tool with robust uses including identification of Environmental Justice Areas.

MPO Comment: The Broward MPO recently updated its interactive TIP tool which is more public and user friendly. The updated tool includes a new interactive map which utilizes visualization techniques, such as interactive mapping, to provide information in an accessible and readable manner. Additionally, the same map platform was utilized to visualize current and projected socio-demographic data used in the development of the 2040 Long-Range Transportation Plan. The TAZ and TIP tool can be used simultaneously to assess EJ impacts of programmed projects based on a variety of metrics including income, age, and race. To view the Interactive TIP:

<http://broward.dtstiptool.com/>

The TIP MAP Viewer: <http://tip.dtsagile.com/broward>

TAZ Map Viewer - <http://taz.dtsagile.com/broward/>

FDOT Response: SATISFIED AND ONGOING

- 4. Complete Streets and Localized Initiatives:** Implement the new funding program as envisioned in the 2040 LRTP to expedite the implementation of non-regionally significant mobility projects.

MPO Comment: The MPO has launched its Complete Streets and Other Localized Initiatives Program (CSLIP). The program was fully developed in 2015 with feedback from the MPO Board and partner agencies. Policies, evaluation criteria and guidelines for the Program were adopted by the Board in July 2015. The Program's automated/on line application process was tested and an applicant training workshop was provided. The first application cycle was announced in early November 2015, with applications due January 15, 2016. The MPO received 25 applications which are currently under review by staff. We anticipate that the ranking of applications will be provided to the MPO Board for consideration in April 2016, after which MPO staff will work with FDOT to begin the programming process.

FDOT Response: SATISFIED AND ONGOING

- 5. Transit Fare Interoperability:** Work with the tri-county partners in implementation of an interoperable fare card.

MPO Comment: The MPO has approved a Sub-recipient Agreement with Broward County Transit (BCT) to implement fare interoperability. BCT issued a Request for Proposals (RFP) on January 12, 2016 for the Transit Mobile Ticketing and Fare Interoperability project. BCT is currently evaluating consultant responses to the RFP. MPO staff is monitoring the progress.

FDOT Response: SATISFIED AND ONGOING

- 6. Southeast Florida Transportation Council (SEFTC):** Continue to utilize SEFTC as the mechanism for formalized regional coordination processes.

MPO Comment: The MPO is continuing to utilize the SEFTC as the mechanism for formalized regional coordination processes. Currently, the three MPOs of the Miami UZA and FDOT Districts 4 and 6 are conducting a Household Travel Survey which came about as a result of a Memorandum of Understanding developed by the MPOs and FDOT through the SEFTC. In addition, MPO staff remains active in SEFTC's advisory committees and the development of regional plans.

FDOT Response: SATISFIED AND ONGOING

- 7. Florida Transportation Plan (FTP) and Strategic Intermodal System (SIS) Policy Plan Updates:** Continue to assist the Department in their outreach efforts in obtaining input to the plans, utilizing the MPO's vast outreach network.

MPO Comment: The MPO continues to assist and coordinate with the Florida Department of Transportation in the development of the FTP and SIS. The MPO continues to utilize all its outreach assets in this endeavor including its email database and social media presence.

FDOT Response: SATISFIED AND ONGOING

2015 Federal Certification Review - Corrective Actions

- 1. Linking Planning and NEPA - Mitigation Strategies:** The MPO needs to modify the Commitment 2040 Long Range Transportation Plan to include a narrative regarding potential environmental mitigation activities that has been developed in consultation with Regulatory Agencies. This modification needs to be completed by or before February 28, 2016.

MPO Comment: The MPO is currently coordinating with FHWA Florida Division staff in order to modify Commitment 2040 to include the narrative regarding potential environmental mitigation strategies. MPO staff sent a draft narrative to FHWA for review and feedback. This feedback from FHWA has been incorporated into the narrative which has been sent to FHWA staff again for final review before the LRTP modification is made. The MPO has received an extension to the February 28 deadline from FHWA and should complete this modification by mid-April 2016.

FDOT Response: SATISFIED, 2040 LRTP was amended on May 12, 2016.

- 2. Long Range Transportation Plan - Project Phases:** The MPO needs to modify the Commitment 2040 Long Range Transportation Plan's Cost Affordable Plan tables to include this project detail. The modification to the Long Range Transportation Plan needs to be completed by February 28, 2016.

MPO Comment: The MPO is currently coordinating with FHWA Florida Division staff in order to modify Commitment 2040 Long Range Transportation Plan's Cost Affordable Plan tables to include this project detail. MPO staff sent the proposed tables to FHWA for review and feedback. This feedback from FHWA has been incorporated. The updated tables have been sent to FHWA staff again for final review before the LRTP modification is made. The MPO has received an extension to the February 28 deadline from FHWA and should complete this modification by mid-April 2016.

FDOT Response: SATISFIED, 2040 LRTP was amended on May 12, 2016.

- 3. Long Range Transportation Plan – Financial Plan/Feasible Constraint:** An amendment to the LRTP that clearly demonstrates fiscal constraint of the entire plan must be adopted by the MPO Board by February 28, 2016.

MPO Comment: The MPO is currently coordinating with FHWA Florida Division staff in order to amend the LRTP to clearly demonstrate fiscal constraint of the entire plan. MPO staff sent the proposed amendment to FHWA for review and feedback. This feedback from FHWA has been incorporated. The updated amendment has been sent to FHWA staff again for final review before the LRTP amendment is made. The MPO has received an extension to the February 28 deadline from FHWA and should complete this amendment by mid-April 2016.

FDOT Response: SATISFIED, 2040 LRTP was amended on May 12, 2016.

2015 Federal Certification Review – Recommendations

- 1. Public Participation Plan:** To the extent Broward MPO does decide to issue municipal or similar grants, the Federal Review Team recommends that the MPO develops a process to ensure the grantee has appropriate nondiscrimination programs and processes.

MPO Comment: Should the MPO offer mini grants in the future, applicants will be asked to provide back up to show they have the appropriate nondiscrimination programs and processes in place.

FDOT Response: SATISFIED AND ONGOING

- 2. Title VI and Related Requirements:** Environmental justice policies, projects and other activities advanced to benefit or to avoid, minimize or mitigate adverse impacts on minority and other communities should be described in MPO plans.

MPO Comment: The MPO utilizes an EJ screening in the LRTP project identification and selection process which is described above in Subject Areas #3, #4, #7, #8, #9, and #10, Question 3.

As part of the most recent Transportation Improvement Program (TIP) update, the Broward MPO is developing demographic maps which include overlaid projects in the TIP. An example can be found at: FY 2016 TIP Projects by Minority Ratio.

Finally, the Broward MPO's corridor studies include project prioritization criteria related to Environmental Justice metrics. Metrics, such as high bus transfer locations and zero car households, are also proxies for Environmental Justice characteristics which are included in corridor studies as part of the project selection and prioritization process.

FDOT Response: SATISFIED AND ONGOING

3. **Title VI and Related Requirements:** The Review Team recommends that the Broward MPO consider taking strong practice steps to assist its local governments with compliance, which could include sharing data and other pedestrian facility information; identifying partners in need of training or assistance; and reporting to FDOT or FHWA innovative programs or cost effective tools.

MPO Comment: The Broward MPO makes many of its datasets available to the public and its partners through our website (<http://www.browardmpo.org/documentspublications/data-maps>). Additionally, the Broward MPO utilizes visualization techniques, such as interactive mapping, to provide information in an accessible and readable manner.

Examples include:

Interactive TIP - <http://broward.dtstiptool.com/>

TIP MAP Viewer - <http://tip.dtsagile.com/broward>

TAZ Map Viewer - <http://taz.dtsagile.com/broward/>

Transportation Outreach Planner - www.MPOtransportationoutreachplanner.org

LRTP Interactive Project Map - <http://www.wgianalytics.net/IMAP/>

Further, as part of the recent Complete Streets Initiative Scope the Broward MPO included a specific task to provide ADA Transition Plan support, as described below:

Task 4 – ADA Transition Plan Support: the Broward MPO understands the importance of addressing the transportation requirements of all the users of the road, including those with different abilities. The CONSULTANT should clearly demonstrate experience in the development of ADA transitions plans. The intent of this task is to provide guidance in the form of training and technical assistance to local governments as it relates to the development of ADA Transition Plans.

FDOT Response: SATISFIED

4. **Long Range Transportation Plan - Multimodal:** The Federal Review Team recommends that in the next update of the LRTP, the multimodal nature of the Plan be given more emphasis and a more clear connectivity between all the modes be provided.

MPO Comment: In the next update of the LRTP, the MPO will give much greater emphasis to the multimodal nature of the Plan and will highlight the connectivity between all the modes.

FDOT Response: SATISFIED AND ONGOING

2016 FDOT Recommendations

1. **Public Participation:** The MPO should document coordination with the FDOT Public Involvement Handbook (Statewide Public Involvement Plan) in addition to its well defined regional efforts.
2. **Joint State/MPO Certification Review:** The certification review process requires the MPO to answer each question in addition to providing the page of the document being referenced (when applicable). In some instances, the review team was not able to locate the requested information on the page(s) provided. In subsequent certification reviews, please quote or summarize relevant portions of the page.
3. **Title VI:** The MPO is applauded for implementing a system of documenting complaints and determining whether or not they are Title VI related. However, the attachments for the examples provided were not accessible. The MPO should continue to document all complaints and ensure the records of said complaints are accessible when requested.
4. **Tribal Coordination:** FDOT acknowledges that the MPO has actively sought the Seminole Tribe of Indians' participation in the metropolitan planning process. The MPO should continue to periodically attempt to proactively involve the Tribe in its coordination and decision making processes.
5. **UPWP:** The MPO must ensure that the final invoice to close out the current UPWP is submitted to the Department no later than 8/30/2016 as no time extensions will be considered this cycle.
6. **Board and Committee Meeting Dates:** The MPO Board should take into consideration required federal and state deadlines for MPO deliverables when scheduling board and committee meeting dates.

2015 Noteworthy Practices

Speak Up Broward

This engagement initiative continues to promote awareness about regional transportation planning projects and engages the community to become more involved in the planning process. "Speak Up Broward" launched a number of successful campaigns, including:

- eTownhall series – a live televised panel featuring experts who answered the public's questions about transportation topics that matter most to them.

- Speak Up Broward’s Program for Empowering People (PEP) – mini-grants were awarded to select partner organizations with the goal of conducting outreach and soliciting feedback tailored to specific audiences, including traditionally under-represented communities and neighborhoods.
- Speakers Bureau Program – this program is committed to recruiting, organizing, and training “transportation ambassadors,” who then identify and educate organizations and individuals throughout Broward about the benefits of a multimodal transportation system.

TRAC & RIDES Education Program

The Broward MPO continues to work with the Federal Highway Administration (FHWA) and the Florida Department of Transportation (FDOT) to bring various training programs to Florida. For example, TRAC (Transportation and Civil Engineering) & RIDES (Roadways Into Developing Elementary Students) is a hands-on, educational outreach program of the American Association of State Highway Transportation Officials (AASHTO). The MPO has worked hard with the Broward County School Board to move this important education initiative forward.

Complete Streets

To date, 16 municipalities have taken steps to implement Complete Streets in their community. The MPO has also committed to monitoring and evaluating the Complete Streets program through the development of performance measures at both a corridor and program level. A Complete Streets Evaluation tool kit has been developed with identified metrics related to the mobility, safety, health and sustainability, and economic vitality which will be used to evaluate the success of existing and future projects.

Through the Complete Streets Initiative, the Broward MPO has established two annual events; Let’s Go Biking and the Safe Streets Summit that emphasize the benefits of active transportation.

Complete Streets and Localized Initiatives Program

This program consolidates eligible classes of localized projects into one overall program. The Program is intended to expedite the implementation of much needed mobility projects. Bicycle/pedestrian facilities, crosswalk improvements, mobility hubs, bus shelters, greenways and traffic light synchronizations are just a few examples of mobility projects targeted for funding. Broward MPO’s discretionary funding (SU) is available for the Complete Streets and Localized Initiatives Program. The current Transportation Alternative Program (TAP) funding also is rolled into the Complete Streets and Localized Initiatives Program.

The Complete Streets and Localized Initiatives Program “application” and process to prioritize projects was a collaborative effort between local government agencies and MPO staff. The “application” is automated on-line and requires minimal effort by the applicant to complete. The prioritization of projects is also automated and is based on objective criteria.

Bicycle and Pedestrian Safety Action Plan

The Broward MPO is working with a consultant to draft a Bicycle/Pedestrian Safety Action Plan. This plan will analyze crash data, identify high crash locations, and develop countermeasures that address safety issues based on crash type through guidance from Broward MPO staff and a stakeholder committee (made up of technical staff, law enforcement, and community advocates, and elected officials).

MPOAC State Wide Freight Advisory Committee

At the urging of the Broward MPO, the Florida Metropolitan Planning Organization Advisory Council (MPOAC) created the Freight Advisory Committee to serve as a clearinghouse of actionable ideas that allow Florida's Metropolitan Planning Organizations (MPOs) to foster and support sound freight planning and freight initiatives. The Freight Committee continues to meet on a quarterly basis throughout the year in concert with the statewide meetings of the MPOAC.

Southeast Florida Regional Freight Plan

The plan identifies and prioritizes freight system needs, including seaport, rail, air, and highway projects, taking into consideration the most current master plans and capital improvement plans. This plan also includes a hot spot analysis that helped identify short term operational improvements along critical freight corridors, including arterials functioning as critical access points to our warehouse/distribution and industrial areas.

South Florida Climate Change Vulnerability and Adaptation Pilot Project

This program is to determine the vulnerability of local roadways to climate change. This effort includes an assessment of the locations and elevations of significant roadways and bridges throughout Broward County as compared to current and future flood levels.

Quiet Zones

Through the combined efforts of all parties involved, the Broward MPO designed a Quiet Zone which exceeds FRA's minimum standards, while meeting the planning goals of the local municipalities.

Interactive TIP Tool

As part of the Transportation Improvement Program (TIP) development process, the MPO has implemented an Interactive TIP Tool. The Tool helps save time and personnel requirements in the development of the annual TIP document.

Congestion Mitigation/Livability Planning Efforts

The MPO has led the planning processes for several corridor studies that combine the Congestion Management Process with Livability Planning concepts.

Mobility Hubs

The Broward MPO is conducting a process for revisiting and updating the criteria and typology of Mobility Hubs. Concurrently, MPO staff is working with partner agencies and local governments to design and implement Hubs.

Education Corridor Coordinated Transit Service

The Broward MPO led a study, which was funded by a federal grant, to improve access to the educational facilities amongst four municipalities: Pompano Beach, Margate, Coconut Creek and Coral Springs. The analysis includes the various transit services in the area including Broward County Transit (BCT), local community buses and Tri-Rail Shuttles.

DISADVANTAGED BUSINESS ENTERPRISE UTILIZATION

It is the policy of the Broward MPO that disadvantaged businesses, as defined by 49 Code of Federal Regulations, Part 26, shall have an opportunity to participate in the performance of MPO contracts in a nondiscriminatory environment. The objectives of the Disadvantaged Business Enterprise Program are to ensure non-discrimination in the award and administration of contracts, ensure firms fully meet eligibility standards, help remove barriers to participation, create a level playing field, assist in development of a firm so it can compete successfully outside of the program, provide flexibility, and ensure narrow tailoring of the program.

The Broward MPO, and its consultants shall take all necessary and reasonable steps to ensure that disadvantaged businesses have an opportunity to compete for and perform the contract work of the Broward MPO in a non-discriminatory environment.

The Broward MPO shall require its consultants to not discriminate on the basis of race, color, national origin and sex in the award and performance of its contracts. This policy covers in part the applicable federal regulations and the applicable statutory references contained therein for the Disadvantaged Business Enterprise Program Plan, Chapters 337 and 339, Florida Statutes, and Rule Chapter 14-78, Florida Administrative Code.



Chairperson

Broward MPO

Name of MPO

3-3-16

Date

TITLE VI/ NONDISCRIMINATION ASSURANCE

Pursuant to Section 9 of US DOT Order 1050.2A, the Broward MPO assures the Florida Department of Transportation (FDOT) that no person shall on the basis of race, color, national origin, sex, age, disability, family or religious status, as provided by Title VI of the Civil Rights Act of 1964, the Civil Rights Restoration Act of 1987, the Florida Civil Rights Act of 1992 and other nondiscrimination authorities be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination or retaliation under any program or activity.

The Broward MPO further assures FDOT that it will undertake the following with respect to its programs and activities:

1. Designate a Title VI Liaison that has a responsible position within the organization and access to the Recipient's Chief Executive Officer.
2. Issue a policy statement signed by the Chief Executive Officer, which expresses its commitment to the nondiscrimination provisions of Title VI. The policy statement shall be circulated throughout the Recipient's organization and to the general public. Such information shall be published where appropriate in languages other than English.
3. Insert the clauses of *Appendices A and E* of this agreement in every contract subject to the Acts and the Regulations
4. Develop a complaint process and attempt to resolve complaints of discrimination against sub-recipients. Complaints against the Recipient shall immediately be forwarded to the FDOT District Title VI Coordinator.
5. Participate in training offered on Title VI and other nondiscrimination requirements.
6. If reviewed by FDOT or USDOT, take affirmative action to correct any deficiencies found within a reasonable time period, not to exceed ninety (90) calendar days.
7. Have a process to collect racial and ethnic data on persons impacted by your agency's programs.

THIS ASSURANCE is given in consideration of and for the purpose of obtaining any and all federal funds, grants, loans, contracts, properties, discounts or other federal financial assistance under all programs and activities and is binding. The person whose signature appears below is authorized to sign this assurance on behalf of the Recipient.

Dated 3-3-16

by 

Chief Executive Officer

APPENDICES A and E

During the performance of this contract, the contractor, for itself, its assignees and successors in interest (hereinafter referred to as the "Contractor") agrees as follows:

- (1.) **Compliance with Regulations:** The Contractor shall comply with the Regulations relative to nondiscrimination in Federally-assisted programs of the U.S. Department of Transportation (hereinafter, "USDOT") Title 49, Code of Federal Regulations, Part 21, as they may be amended from time to time, (hereinafter referred to as the Regulations), which are herein incorporated by reference and made a part of this Agreement.
- (2.) **Nondiscrimination:** The Contractor, with regard to the work performed during the contract, shall not discriminate on the basis of race, color, national origin, sex, age, disability, religion or family status in the selection and retention of subcontractors, including procurements of materials and leases of equipment. The Contractor shall not participate either directly or indirectly in the discrimination prohibited by section 21.5 of the Regulations, including employment practices when the contract covers a program set forth in Appendix B of the Regulations.
- (3.) **Solicitations for Subcontractors, including Procurements of Materials and Equipment:** In all solicitations made by the Contractor, either by competitive bidding or negotiation for work to be performed under a subcontract, including procurements of materials or leases of equipment; each potential subcontractor or supplier shall be notified by the Contractor of the Contractor's obligations under this contract and the Regulations relative to nondiscrimination on the basis of race, color, national origin, sex, age, disability, religion or family status.
- (4.) **Information and Reports:** The Contractor shall provide all information and reports required by the Regulations or directives issued pursuant thereto, and shall permit access to its books, records, accounts, other sources of information, and its facilities as may be determined by the *Florida Department of Transportation, the Federal Highway Administration, Federal Transit Administration, Federal Aviation Administration, and/or the Federal Motor Carrier Safety Administration* to be pertinent to ascertain compliance with such Regulations, orders and instructions. Where any information required of a Contractor is in the exclusive possession of another who fails or refuses to furnish this information the Contractor shall so certify to the *Florida Department of Transportation, the Federal Highway Administration, Federal Transit Administration, Federal Aviation Administration, and/or the Federal Motor Carrier Safety Administration* as appropriate, and shall set forth what efforts it has made to obtain the information.
- (5.) **Sanctions for Noncompliance:** In the event of the Contractor's noncompliance with the nondiscrimination provisions of this contract, the *Florida Department of Transportation* shall impose such contract sanctions as it or the *Federal Highway Administration, Federal Transit Administration, Federal Aviation Administration, and/or the Federal Motor Carrier Safety Administration* may determine to be appropriate, including, but not limited to:
 - a. withholding of payments to the Contractor under the contract until the Contractor complies, and/or
 - b. cancellation, termination or suspension of the contract, in whole or in part.
- (6.) **Incorporation of Provisions:** The Contractor shall include the provisions of paragraphs (1) through (7) in every subcontract, including procurements of materials and leases of equipment, unless exempt by the Regulations, or directives issued pursuant thereto. The Contractor shall take such action with respect to any subcontract or procurement as the

Florida Department of Transportation, the Federal Highway Administration, Federal Transit Administration, Federal Aviation Administration, and/or the Federal Motor Carrier Safety Administration may direct as a means of enforcing such provisions including sanctions for noncompliance. In the event a Contractor becomes involved in, or is threatened with, litigation with a sub-contractor or supplier as a result of such direction, the Contractor may request the *Florida Department of Transportation* to enter into such litigation to protect the interests of the *Florida Department of Transportation*, and, in addition, the Contractor may request the United States to enter into such litigation to protect the interests of the United States.

- (7.) **Compliance with Nondiscrimination Statutes and Authorities:** Title VI of the Civil Rights Act of 1964 (42 U.S.C. § 2000d et seq., 78 stat. 252), (prohibits discrimination on the basis of race, color, national origin); and 49 CFR Part 21; The Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, (42 U.S.C. § 4601), (prohibits unfair treatment of persons displaced or whose property has been acquired because of Federal or Federal-aid programs and projects); Federal-Aid Highway Act of 1973, (23 U.S.C. § 324 et seq.), (prohibits discrimination on the basis of sex); Section 504 of the Rehabilitation Act of 1973, (29 U.S.C. § 794 et seq.), as amended, (prohibits discrimination on the basis of disability); and 49 CFR Part 27; The Age Discrimination Act of 1975, as amended, (42 U.S.C. § 6101 et seq.), (prohibits discrimination on the basis of age); Airport and Airway Improvement Act of 1982, (49 USC § 471, Section 47123), as amended, (prohibits discrimination based on race, creed, color, national origin, or sex); The Civil Rights Restoration Act of 1987, (PL 100-209), (Broadened the scope, coverage and applicability of Title VI of the Civil Rights Act of 1964, The Age Discrimination Act of 1975 and Section 504 of the Rehabilitation Act of 1973, by expanding the definition of the terms "programs or activities" to include all of the programs or activities of the Federal-aid recipients, sub-recipients and contractors, whether such programs or activities are Federally funded or not); Titles II and III of the Americans with Disabilities Act, which prohibit discrimination on the basis of disability in the operation of public entities, public and private transportation systems, places of public accommodation, and certain testing entities (42 U.S.C. §§ 12131 -- 12189) as implemented by Department of Transportation regulations at 49 C.F.R. parts 37 and 38; The Federal Aviation Administration's Non-discrimination statute (49 U.S.C. § 47123) (prohibits discrimination on the basis of race, color, national origin, and sex); Executive Order 12898, Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations, which ensures non-discrimination against minority populations by discouraging programs, policies, and activities with disproportionately high and adverse human health or environmental effects on minority and low-income populations; Executive Order 13166, Improving Access to Services for Persons with Limited English Proficiency, and resulting agency guidance, national origin discrimination includes discrimination because of limited English proficiency (LEP). To ensure compliance with Title VI, you must take reasonable steps to ensure that LEP persons have meaningful access to your programs (70 Fed. Reg. at 74087 to 74100); Title IX of the Education Amendments of 1972, as amended, which prohibits you from discriminating because of sex in education programs or activities (20 U.S.C. 1681 et seq).

**LOBBYING CERTIFICATION for GRANTS, LOANS
and COOPERATIVE AGREEMENTS**

In accordance with Section 1352 of Title 31, United States Code, it is the policy of the Broward MPO that:

(1) No Federal or state appropriated funds have been paid or will be paid by or on behalf of the Broward MPO, to any person for influencing or attempting to influence an officer or employee of any Federal or state agency, or a member of Congress or the state legislature in connection with the awarding of any Federal or state contract, the making of any Federal or state grant, the making of any Federal or state loan, extension, continuation, renewal, amendment, or modification of any Federal or state contract, grant, loan, or cooperative agreement.

(2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any Federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

(3) The Broward MPO shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subgrants and contracts and subcontracts under grants, subgrants, loans, and cooperative agreement), which exceeds \$100,000, and that all such subrecipients shall certify and disclose accordingly.

(4) This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by Section 1352, Title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each failure.


Chairperson

Broward MPO
Name of MPO

3-3-16
Date

DEBARMENT and SUSPENSION CERTIFICATION

As required by the USDOT regulation on Government wide Debarment and Suspension at 49 CFR 29.510

(1) The Broward MPO hereby certifies to the best of its knowledge and belief, that it and its principals:

(a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any federal department or agency;

(b) Have not, within a three-year period preceding this proposal, been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction, violation of federal or state antitrust statutes; or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;

(c) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses listed in paragraph (b) of this certification; and

(d) Have not, within a three-year period preceding this certification, had one or more public transactions (federal, state or local) terminated for cause or default.

(2) The Broward MPO also hereby certifies that if, later, it becomes aware of any information contradicting the statements of paragraphs (a) through (d) above, it will promptly provide that information to the U.S.D.O.T.


MPO Chairman

3-3-16
Date

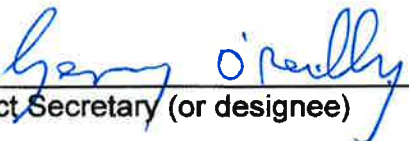
JOINT CERTIFICATION STATEMENT ON THE METROPOLITAN TRANSPORTATION PLANNING PROCESS

Pursuant to the requirements of 23 U.S.C. 134(k)(5) and 23 CFR 450.334(a), the Department and the MPO have performed a review of the certification status of the metropolitan transportation planning process for the Broward MPO with respect to the requirements of:

1. 23 U.S.C. 134 and 49 U.S.C. 5303;
2. Title VI of the Civil Rights Act of 1964, as amended (42 U.S.C. 2000d-1) and 49 C.F.R. Part 21
3. 49 U.S.C. 5332 prohibiting discrimination on the basis of race, color, creed, national origin, sex, or age in employment or business opportunity;
4. Section 1101(b) of the FAST Act and 49 C.F.R. Part 26 regarding the involvement of disadvantaged business enterprises in USDOT funded projects;
5. 23 C.F.R. Part 230 regarding the implementation of an equal employment opportunity program on Federal and Federal-aid highway construction contracts;
6. The provisions of the Americans with Disabilities Act of 1990 (42 U.S.C. 12101 et seq.) and the regulations found in 49 C.F.R. Parts 27, 37, and 38;
7. The Older Americans Act, as amended (42 U.S.C. 6101) prohibiting discrimination on the basis of age in programs or activities receiving Federal financial assistance;
8. Section 324 of 23 U.S.C. regarding the prohibition of discrimination on the basis of gender; and
9. Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794) and 49 C.F.R. Part 27 regarding discrimination against individuals with disabilities.

Included in this certification package is a summary of noteworthy achievements by the MPO, attachments associated with these achievements, and (if applicable) a list of any recommendations and/or corrective actions. The contents of this Joint Certification Package have been reviewed by the MPO and accurately reflect the results of the joint certification review meeting held on January 8, 2016.

Based on a joint review and evaluation, the Florida Department of Transportation and the Broward MPO recommend that the Metropolitan Planning Process for the **Broward MPO** be certified.



District Secretary (or designee)

7/8/2016

Date



MPO Chairman (or designee)

June 2, 2016

Date