

RIVER TO SEA TRANSPORTATION PLANNING ORGANIZATION

RESOLUTION 2020-05

RESOLUTION OF THE RIVER TO SEA TRANSPORTATION PLANNING ORGANIZATION AUTHORIZING EMERGENCY APPROVALS UNDER A DECLARED STATE OF EMERGENCY TO ENSURE COMPLIANCE WITH FEDERAL AND STATE REQUIREMENTS FOR METROPOLITAN PLANNING ORGANIZATIONS

WHEREAS, Florida Statutes 339.175; 23 U.S.C. 134; and 49 U.S.C. 5303 require that the urbanized area, as a condition to the receipt of federal capital or operating assistance, have a continuing, cooperative, and comprehensive transportation planning process that results in plans and programs consistent with the comprehensively planned development of the designated urbanized area; and

WHEREAS, pursuant to 23 U.S.C. 134, 49 U.S.C. 5303, 23 CFR 450.310, and Florida Statutes 339.175, the River to Sea Transportation Planning Organization is the duly designated and constituted body responsible for carrying out the urban transportation planning and programming process for Volusia County and a portion of Flagler County as defined by the Metropolitan Planning Area; and

WHEREAS, pursuant to 23 U.S.C. 134, 23 CFR 450, and Florida Statutes 339.175, require the River to Sea Transportation Planning Organization and the Florida Department of Transportation to enter into an agreement clearly identifying the responsibilities for cooperatively carrying out the Federal Highway Administration (FHWA) portion of the Metropolitan Planning Process and accomplishing the transportation planning requirements of state and federal law; and

WHEREAS, the River to Sea TPO is required to develop and amend as appropriate, the plans and programs required by 23 C.F.R. 450.300 through 450.324, including but not limited to the Unified Planning Work Program (UPWP); Transportation Improvement Program (TIP), a Public Involvement Plan and a Metropolitan Transportation Plan (MTP); and

WHEREAS, Novel Coronavirus Disease 2019 (COVID-19) is a severe acute respiratory illness that can spread among humans through respiratory transmission; and

WHEREAS, the Centers for Disease Control (CDC) currently recommends mitigation measures for communities experiencing an outbreak including limiting face-to-face contact with others as much as possible; and

WHEREAS, the Governor of the State of Florida declared on March 9th, 2020 a formal State of Emergency (Executive Order 20-52); and

WHEREAS, the River to Sea TPO By Laws, Section 2.3.C. allows the convening of special and/or emergency meetings that “may be called by the Chairperson or by written request of two or more members delivered to an officer” with “at least two (2) business days notice;” and

WHEREAS, under the current circumstances, the River to Sea TPO may be required to take immediate action to respond to urgent requests that cannot be delayed until a meeting and quorum can be established.

NOW, THEREFORE, BE IT RESOLVED by the River to Sea Transportation Planning Organization (TPO) that, while operating under a declared State of Emergency, the Executive Director, in consultation with the Chairperson of the TPO (or Vice-Chair in the absence of the Chair) is hereby authorized to:

1. Amend a program document to maintain consistency with state or federal programs, or amend program or project funding if the time constraint is such that action at the next scheduled meeting of the TPO Governing Board would significantly delay progress on a project previously supported by the TPO; and
2. Approve the revision and submission of the UPWP and amendments to the existing TIP, provided that the process for seeking approval of these actions shall follow all applicable procedures when the State of Emergency is suspended; and
3. Submit information, reports, grant applications or documents on behalf of the River to Sea TPO that are deemed essential by the FHWA and/or the FDOT.
4. Submit copies of this resolution and the executed agreement to:
 - a. Florida Department of Transportation;
 - b. Federal Transit Administration (through the Florida Department of Transportation); and the
 - c. Federal Highway Administration (through the Florida Department of Transportation).

DONE AND RESOLVED at the regularly convened meeting of the River to Sea TPO held on the 25th day of March, 2020.

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**DAYTONA BEACH VICE MAYOR ROBERT GILLILAND
CHAIRPERSON, RIVER TO SEA TPO**

CERTIFICATE:

The undersigned duly qualified and acting Recording Secretary of the River to Sea TPO certified that the foregoing is a true and correct copy of a resolution, adopted at a legally convened meeting of the River to Sea TPO held on March 25, 2020.

ATTEST:

**DEBBIE STEWART, RECORDING SECRETARY
RIVER TO SEA TRANSPORTATION PLANNING ORGANIZATION**

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