

**PERFORMANCE MANAGEMENT AGREEMENT**  
**BETWEEN THE**  
**SYRACUSE METROPOLITAN TRANSPORTATION COUNCIL (SMTC),**  
**NEW YORK STATE DEPARTMENT OF TRANSPORTATION (NYSDOT), AND**  
**CENTRAL NEW YORK REGIONAL TRANSPORTATION AUTHORITY (CNYRTA)**

**WHEREAS**, the United States Department of Transportation has promulgated transportation planning requirements in Title 23 Part 450 of the *Code of Federal Regulations* (23 CFR), and

**WHEREAS**, MPO(s), State(s), and providers of public transportation are required by 23 CFR 450.314(h) to cooperatively determine their mutual responsibilities in carrying out the performance-based planning and programming requirements established by federal law, and

**WHEREAS**, 23 CFR 450.314(h)(1) requires that “The MPO(s), State(s), and providers of public transportation shall jointly agree upon and develop specific written procedures for cooperatively developing and sharing information related to transportation performance data, the selection of performance targets, the reporting of performance targets, the reporting of performance to be used in tracking progress toward achievement of critical outcomes for the region of the MPO, and the collection of data for the State asset management plan for the National Highway System (NHS),” and

**WHEREAS**, 23 CFR 450.314(h)(2) allows for these provisions to be “Documented in some other means outside the metropolitan planning agreements as determined cooperatively by the MPO(s), State(s), and providers of public transportation,” and

**WHEREAS**, the SMTC has been designated by the Governor of the State of New York as the Metropolitan Planning Organization (MPO) responsible for the comprehensive, continuing, and cooperative transportation planning process for the greater Syracuse urbanized area.

**NOW, THEREFORE, BE IT RESOLVED**, that the parties do hereby agree to adhere to the following for coordination to meet performance-based planning and programming requirements in accordance with 23 CFR 450 and established federal guidance.

1. Transportation performance data
  - a. NYSDOT will collect and provide SMTC and the CNYRTA with data used in developing statewide targets at the time the selection of the respective targets is coordinated with SMTC and the CNYRTA.
  - b. As a Tier I public transportation provider, CNYRTA will collect and provide SMTC with the data used in developing its targets for all applicable measures.

- c. If SMTC chooses to set its own target for any measure, it will collect and provide NYSDOT or CNYRTA with any supplemental data used in association with the MPO target setting process, if applicable.
2. Selection of transportation performance targets
- a. SMTC, NYSDOT, and CNYRTA will coordinate to the maximum extent practicable when setting performance targets.
    - (i) Coordination will include as many of the following opportunities as deemed appropriate for the measure: in-person meetings, webinars, conference calls, and email/written communication.
    - (ii) SMTC and CNYRTA, as applicable, shall be given an opportunity to provide comments on NYSDOT statewide targets prior to NYSDOT setting statewide targets.
  - b. NYSDOT will set statewide performance targets to meet the federal performance management requirements.
    - (i) NYSDOT will provide written notice to SMTC when NYSDOT sets a target. The submission of the target will begin the 180-day time period within which the SMTC must set its performance target.
  - c. As a Tier I public transportation provider, CNYRTA will set performance targets to meet the federal performance management requirements for transit asset management and transit safety (pending finalization of the transit safety rule).
    - (i) The CNYRTA will provide written notice to SMTC when CNYRTA sets a target(s). The submission of the target will begin the 180-day time period within which the SMTC must set its performance target.
  - d. SMTC will set performance targets within 180 days of NYSDOT and CNYRTA setting a target(s) by either supporting NYSDOT or CNYRTA, or setting a separate target of their choosing for the MPO region.
    - (i) If SMTC chooses to support the state and public transit provider target(s), the MPO will provide documentation in the form of a Policy Committee-approved resolution stating such to NYSDOT and the CNYRTA that the SMTC agrees to plan and program projects that will contribute toward achievement of the NYSDOT or CNYRTA target(s).
    - (ii) If SMTC chooses to set its own target, the MPO will develop the target in coordination with NYSDOT or the CNYRTA, respectively. The MPO will provide NYSDOT or CNYRTA the opportunity to comment on MPO targets prior to SMTC adoption of the targets. The SMTC will provide written

notice to NYSDOT and CNYRTA when the SMTC sets a target, providing the targets and the date the SMTC set the target.

3. Reporting of performance targets

- a. Reporting of targets and performance will be done as specified in 23 CFR 490, 49 CFR 625, and 49 CFR 673.
- b. NYSDOT will report all targets to the Federal Highway Administration and the Federal Transit Administration as applicable. NYSDOT will provide written notice of these reported targets to SMTC.
- c. SMTC will report any MPO targets to NYSDOT.
- d. NYSDOT will include information outlined in 23 CFR 450.216(f) in any statewide transportation plan amended or adopted after May 27, 2018, and information outlined in 23 CFR 450.218(q) in any statewide transportation improvement program amended or adopted after May 27, 2018.
- e. SMTC will include information outlined in 23 CFR 450.324(f)(3-4) in any metropolitan transportation plan amended or adopted after May 27, 2018, and information outlined in 23 CFR 450.326(d) in any transportation improvement program amended or adopted after May 27, 2018.

4. Reporting of performance to be used in tracking progress toward attainment of critical outcomes

- a. Where available and practicable, NYSDOT will provide the SMTC with the statewide performance data used in developing progress reports.
- b. If SMTC sets a different target than the statewide target the MPO will provide NYSDOT with MPO-wide performance data used to develop the progress report.
- c. Where applicable, SMTC will provide data to NYSDOT for the CMAQ on-road emissions measure.
- d. Where applicable, SMTC will provide NYSDOT and the public transportation provider with a copy of the CMAQ Performance Plan prior to the required reporting date (initially October 1, 2022) per 23 CFR 490, subparts A, E, F, G & H.

5. The collection of data for the NYSDOT asset management plans for the NHS

- a. NYSDOT will be responsible for collecting bridge and pavement condition data for the State asset management plan for the entire NHS in New York State.

**Signature page**

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Brian M. Schultz  
Policy Committee Chair  
Syracuse Metropolitan Transportation Council

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Date

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Brian M. Schultz  
Chairman  
Central New York Regional Transportation Authority

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Date

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Secretary  
New York State Department of Transportation

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Date