

# Section 106 Consulting Parties MOA Meeting

October 30, 2020



Today's webinar  
will begin  
momentarily.

Thank you for  
your patience.

# Webinar Participation

- Volpe Center will facilitate today's meeting
- All consulting parties will have an opportunity to comment and ask questions after the presentation. Please limit your comments to 3 minutes
- For all comments, please identify which Consulting Party (CP) you are affiliated with
- The chat window (bottom left of screen) will be monitored for comments and questions
- Selected chat window questions will be read aloud. The remainder will be responded to after the meeting
- The video and audio record of today's meeting will be posted online

# Agenda

**Purpose of Meeting:** to provide a summary of substantive comments received on the Memorandum of Agreement (MOA), to identify the changes to the MOA, and to review the next steps including the process for finalizing the MOA

- Welcome
- Consultation Schedule to Resolve Adverse Effects
- Summary of Substantive Comments Received on MOA
- Summary of Changes made to the MOA
- Next Steps
- Questions on MOA
- General Questions



# Consultation Schedule to Resolve Adverse Effects

## **Meeting 1:** Held on May 6, 2020

- CP's participated in a survey on mitigation measures

## **Meeting 2:** - Held on May 20, 2020

- Summarized results of webinar #1 discussion and survey
- Reviewed and discussed mitigation
- Video and transcript of Meeting 2 posted online
- Proposed draft MOA circulated to CP's for review on July 9th, 2020

## **Meeting 3:** Held on July 16, 2020

- Reviewed and discussed proposed MOA
- Reviewed next steps to finalize the MOA

## **Meeting 4 (Today):** October 30, 2020

- Summarize substantive comments on MOA
- Summarize revisions to the MOA as a result of comments
- Review process to finalize the MOA

# Review of Comments Received on MOA



# Comment Summary

- Approximately 100 pieces of correspondence received
  - letters
  - emails
  - comments in chat pod
  - verbal comments
- Comments from approximately 30 different agencies and organizations as well as numerous members of the public
- The following slides summarize the overarching substantive comments heard from the Consulting Parties on the draft MOA
  - The summary is not intended to be inclusive of all comments. Comments related to process and other non-substantive issues have been previously addressed and are found in the disposition of comments available on the city's website:  
<https://tinyurl.com/JPIimprovements>

# Review of Changes to the MOA



# Changes to Whereas Clauses

(pages 1-3 of 108)

Several changes to the Whereas Clauses were recommended by ACHP and don't substantively change the stipulations of the MOA, including:

- Reordered for clarity
- Minor corrections made
- Added definitions for signatories and invited signatories



# Changes to Stipulation I. Measures

(page 3 of 108)

## I.B. - Field Documentation

- Revised to specify that field documentation will be prepared consistent with the Historic American Landscape Survey (HALS) guidelines for an existing conditions plan, vegetative plan, field photographs keyed to a site plan, and aerial photographs. The work will be prepared by or under the supervision of individuals who meet the relevant SOI Professional Qualification Standards for history or historic landscape architecture (62 Fed. Reg. 33720-33721, June 20, 1997).

## I.C. Cultural Landscape Report

- Revised to specify that the cultural landscape report for Jackson Park will be prepared consistent with Federal guidance for such reports in Robert R. Page, Cathy A. Gilbert, and Susan A. Dolan, [\*A Guide to Cultural Landscape Reports: Contents, Process, and Techniques\*](#) (Washington, DC: U.S. Department of the Interior, National Park Service, Cultural Resource Stewardship and Partnerships, Park Historic Structures and Cultural Landscapes Program, 1998)

## I.D. - Interpretive Materials

- Revised to specify that the draft plan for interpretive materials will be prepared in consultation with Consulting Parties, local museums, community groups, schools and universities, and the draft plan will be made available for review and comment by signatories, invited signatories, and concurring parties to the MOA.

# Changes to Stipulation I. Measures

(page 4 of 108)

## I.E and I.F - Rehabilitation of Stone Comfort Station and Statue of the Republic

- Clarifies the agency review and comment/response process
- Corrected citation for SOI Standards for Rehabilitation to 36 C.F.R. 68.3(b).

# Changes to Stipulation I. Measures

(page 4 of 108)

## I.G - Design Review

- Revised to provide the public and the signatories, invited signatories, and concurring parties the opportunity to review and comment on landscaping features and other character-defining elements of the design for the east end of the Midway Plaisance
- Specified the modifications to the east end of the Midway Plaisance will be consistent with the SOI Standards with respect to standards 9 and 10, which address compatible new additions

# Changes to Stipulation II. Submission of Documentation (page 5 of 108)

- Stipulation II.A
  - Revised to further clarify the review process that IDOT and CDOT will follow to allow consulting parties (including those who do not sign the MOA as a concurring party) to review and comment on documents as outlined in Stipulation I.

# Changes to Stipulation II. Submission of Documentation (page 5 of 108)

- Stipulation II.B
  - Revised to clarify that the 30 days begins upon SHPO's, not IDOT's, receipt of the field documentation. SHPO confirmed that 30 days is sufficient for that purpose.

# Changes to Stipulation V. Post-Review Discoveries

(page 6 of 108)

- Added new stipulation for post-review discoveries referencing the regulatory standard



## Changes to Stipulation VI. Coordination with Other Federal Reviews (page 6 of 108)

- New stipulation allows other federal agencies to join the MOA in the future if it turns out that their jurisdiction is triggered.

# Changes to Stipulation VII. Dispute Resolution

(page 6 of 108)

- Revised Dispute Resolution Stipulation to clarify objection process for both parties to the MOA and non-parties to the MOA. Revised language for consistency throughout.

# Changes to Attachment B

(pages 105-107 of 108)

- List of Consulting Parties has been revised and corrected.
  - The status column is now labeled “Available Execution Status” to signal what status would be attained if a party decides to sign.

<b>ATTACHMENT B</b>	
<b>Consulting Parties</b>	
<b>Organization</b>	<b>Available Execution Status</b>
1Woodlawn	Concurring Party
20th Ward Service Office	Concurring Party
51st Street Business Association	Concurring Party
5th Ward Service Office	Concurring Party
Advisory Council on Historic Preservation (ACHP)	Signatory (required)
Blacks in Green	Concurring Party
Brown books & Paint Brushes	Concurring Party
Business Leadership Council	Concurring Party
Chicago Department of Transportation	Invited Signatory
Chicago Historical Society	Concurring Party
Chicago Lawyers' Committee for Civil Rights	Concurring Party
Chicago Park District	Invited Signatory
Chicago Transit Authority	Concurring Party
Chicago Urban League	Concurring Party

# Changes to Attachment C

(page 108 of 108)

- Target schedule updated
  - Interpretive Materials: revised to require the draft plan to be initiated in 2021
  - Rehab projects: submit rehab plan by end of 2023
  - Midway design: modified to say that both the public input on play area features and the input from MOA parties on the overall plan are to be completed by 2022

# Next Steps



# Next Steps

- City will post meeting audio, transcript, and additional correspondence received on [DPD's website](https://tinyurl.com/JPIimprovements) <https://tinyurl.com/JPIimprovements>
- **Consulting Parties:** Please review your signature sheet (pages 8-101) and provide corrections and/or other comments no later than **12 pm (CT) on 11/6/2020** via E-mail to [Matt.Fuller@dot.gov](mailto:Matt.Fuller@dot.gov) with cc to [Todd.Wyatt@cityofchicago.org](mailto:Todd.Wyatt@cityofchicago.org)

**MEMORANDUM OF AGREEMENT  
AMONG  
FEDERAL HIGHWAY ADMINISTRATION  
ILLINOIS STATE HISTORIC PRESERVATION OFFICER  
ADVISORY COUNCIL ON HISTORIC PRESERVATION  
REGARDING PROJECTS IN JACKSON PARK  
IN CHICAGO, COOK COUNTY, ILLINOIS**

Check  
Organization  
Name and  
Signatory



**City of Chicago, by and through the  
Chicago Department of Transportation**



\_\_\_\_\_  
Gia Biagi  
Commissioner  
Chicago Department of Transportation

\_\_\_\_\_  
Date

# Next Steps

- FHWA will send the Final MOA electronically to required signatories, invited signatories, and Consulting Parties on 11/10/2020
- **Consulting Parties:** Please sign and return by **11/25/2020 (5 pm CT)**
  - Email to: [Matt.Fuller@dot.gov](mailto:Matt.Fuller@dot.gov) and cc [Todd.Wyatt@cityofchicago.org](mailto:Todd.Wyatt@cityofchicago.org)
  - Mail to: Matt Fuller  
Environmental Programs Engineer  
Federal Highway Administration  
3250 Executive Park Drive  
Springfield, IL 62703
- Other Federal review processes are being conducted in parallel with Section 106 (e.g., NEPA, Section 4(f))
- Implementation of mitigation measures can begin after the MOA is executed

# Questions about the MOA





# Questions about the MOA

- Each Consulting Party will have an opportunity to call in and provide comments on the MOA
- If you choose not to make a comment, please enter your organization name in the chat box and indicate you have no comments at this time
- Each Consulting Party will have a maximum of 3 minutes to speak
- After each Consulting Party is given an opportunity to speak, we will open up a second round for Consulting Parties to speak
- Consulting parties will have an opportunity to ask general questions in the following segment of this webinar

# General Questions



# General Questions

- Please call in if you have a general question
- Each Consulting Party will have a maximum of 3 minutes to speak

**Thank you for your participation!**

