



# Arkansas State Highway Commission Meeting

September 14, 2022

**01**

**Meeting Minutes of July 27, 2022**

**02**

## **Consideration of Minute Orders**

03

Updates

# State Highway Revenue

**Patrick Patton**

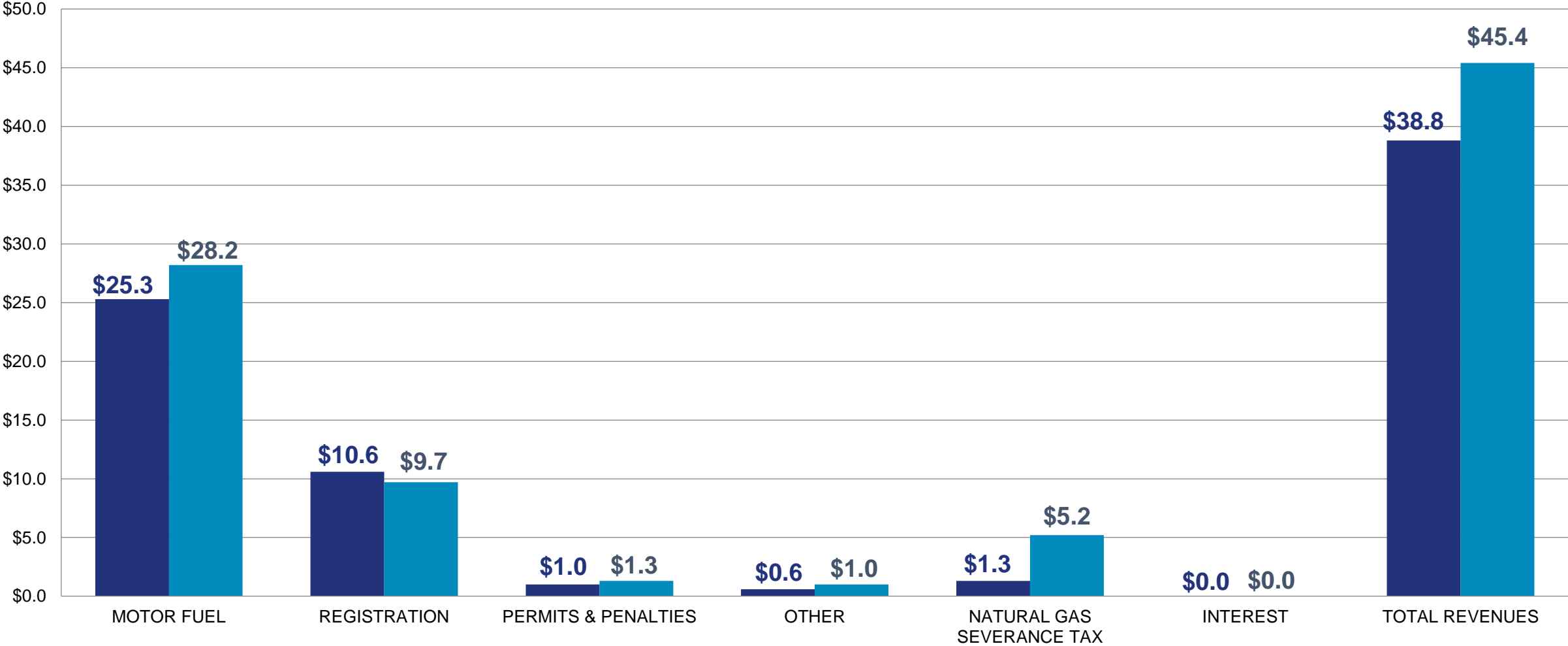
**Chief Fiscal Officer**

# SFY 2022 vs. SFY 2023 Actual Revenue

■ FY 2022 ■ FY 2023  
(MILLIONS)

## July

VARIANCE	\$2.9	-\$0.9	\$0.3	\$0.4	\$3.9	\$0.0	\$6.6
% CHANGE	11.5%	-8.5%	30.0%	66.7%	300.0%	0.0%	17.0%



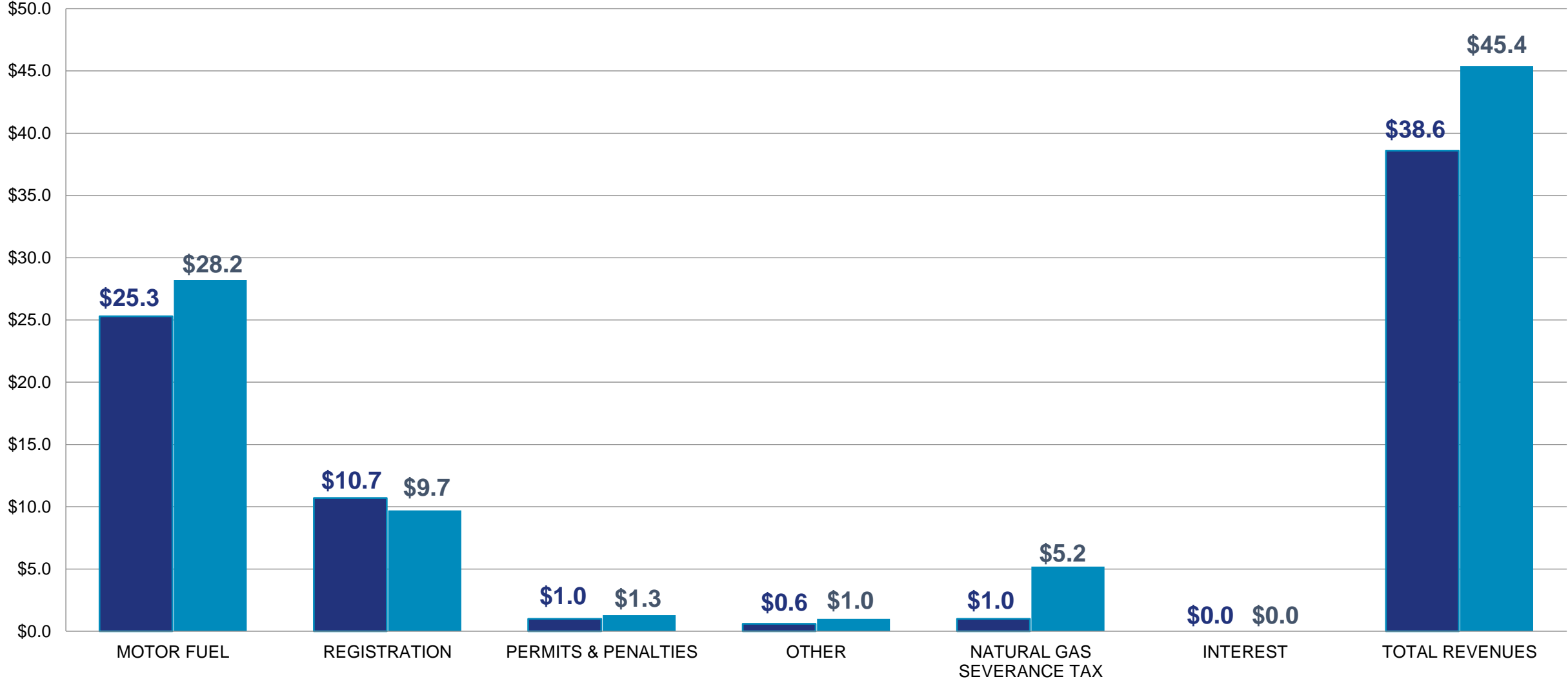
# SFY 2023 Budgeted vs. Actual Revenue

■ BUDGETED ■ ACTUAL

# July

(MILLIONS)

VARIANCE	<b>\$2.9</b>	<b>-\$1.0</b>	<b>\$0.3</b>	<b>\$0.4</b>	<b>\$4.2</b>	<b>\$0.0</b>	<b>\$6.8</b>
% CHANGE	<b>11.5%</b>	<b>-9.3%</b>	<b>30.0%</b>	<b>66.7%</b>	<b>420.0%</b>	<b>0.0%</b>	<b>17.6%</b>



# SFY 2022 vs. SFY 2023 Act 416 Actual Revenue

## July

■ FY 2022 ■ FY 2023  
(MILLIONS)

VARIANCE  
% CHANGE

**\$0.1**  
**2.1%**

**-\$0.1**  
**-33.3%**

**\$0.0**  
**0.0%**

**\$0.0**  
**0.0%**



# SFY 2023 Budgeted vs. Act 416 Actual Revenue

## July

■ BUDGET ■ ACTUAL  
(MILLIONS)

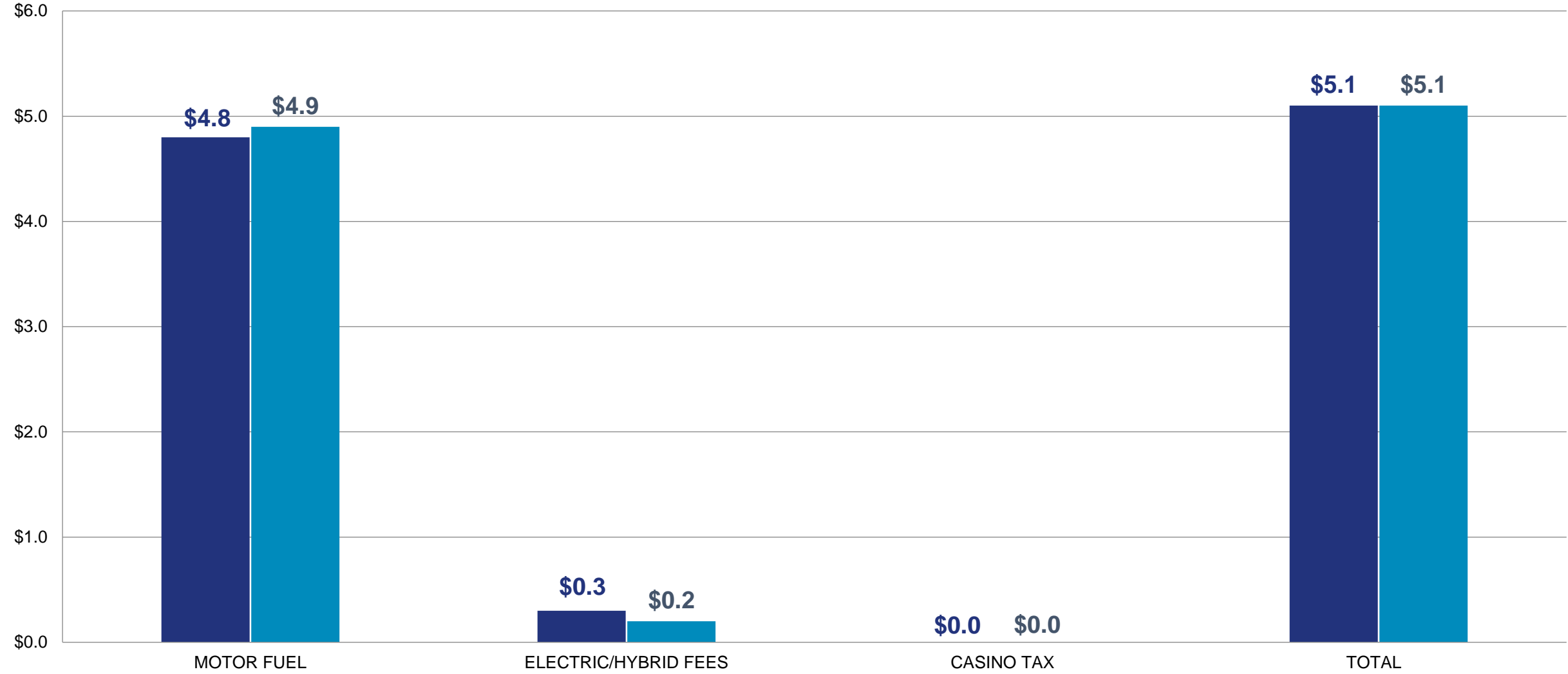
VARIANCE  
% CHANGE

**\$0.1**  
**2.1%**

**-\$0.1**  
**-33.3%**

**\$0.0**  
**0.0%**

**\$0.0**  
**0.0%**



# SFY 2022 vs. SFY 2023 Fuel Consumption

## July

■ FY 2022 ■ FY 2023

(MILLION GALLONS)

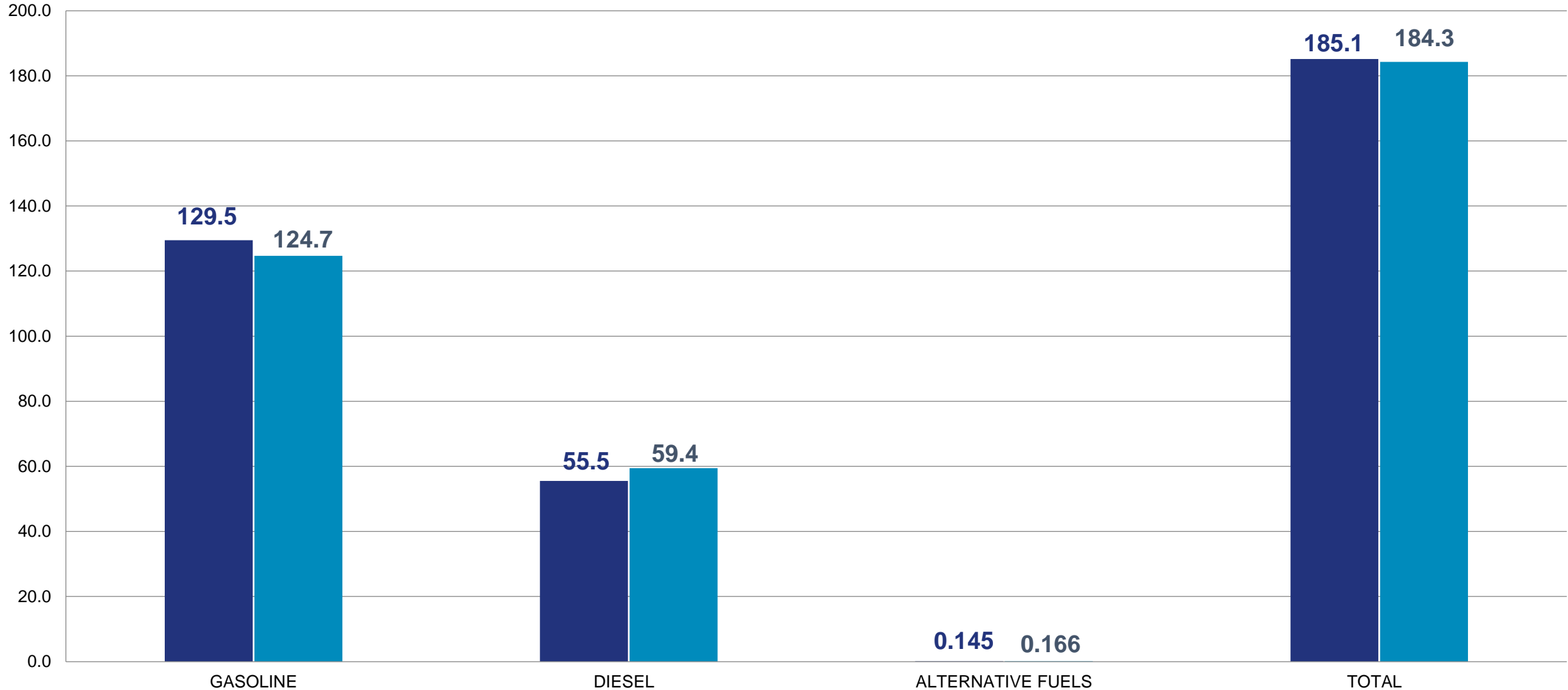
VARIANCE  
% CHANGE

**-4.8**  
**-3.7%**

**3.9**  
**7.0%**

**0.02**  
**14.5%**

**-0.9**  
**-0.5%**





# Arkansas Fuel Consumption

## ROLLING 12-MONTH COMPARISON

	Previous 12 Months (gallons)	Current 12 Months (gallons)	Variance
<b>Gasoline</b>	1,484,031,723	1,506,982,305	1.55%
<b>Diesel</b>	708,551,408	724,368,755	2.23%
<b>Alternative</b>	1,886,003	1,900,331	0.76%
<b>Total</b>	<b>2,194,469,134</b>	<b>2,233,251,391</b>	<b>1.77%</b>

STATE FISCAL YEAR

# 2023 Sales Tax

	Projected Net	Actual Receipts	Variance	Monthly Variance	Actual Variance
Jul	20,160,000	22,003,743	1,843,743	9.15%	9.15%
Aug					
Sept					
Oct					
Nov					
Dec					
Jan					
Feb					
Mar					
Apr					
May					
Jun					
<b>Total</b>	<b>20,160,000</b>	<b>22,003,743</b>	<b>1,843,743</b>		



# Half-Cent Sales Tax

## Projected vs. Actual Since Inception

Projected Net	Actual Receipts	Variance	Percent Variance
\$1,720,078,512	\$1,760,602,885	\$40,524,372	2.36%

# **Federal Highway and Transit Issues**

**Kevin Thornton**

**Assistant Chief - Administration**

# Infrastructure Investment and Jobs Act (IIJA)

IIJA spending authority for FFY 2022 expires on September 30, 2022

U.S. House **has passed** their Appropriation Bill

U.S. Senate **has not passed** their Appropriation Bill

U.S. Senate is working on a Continuing Resolution for FFY 2023





# RAISE Grant Application

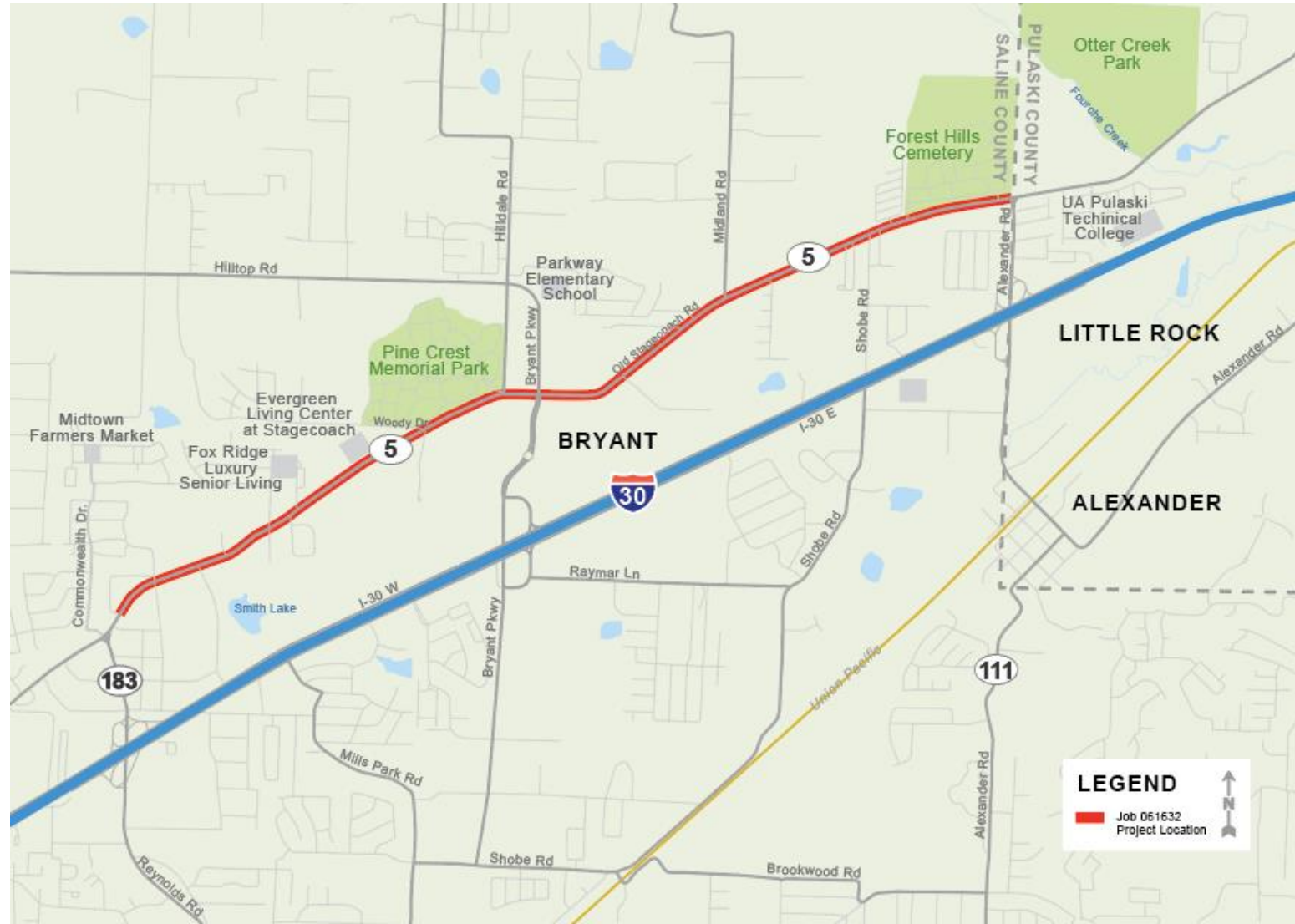
Rebuilding American Infrastructure  
with Sustainability and Equity



# Submitted Project



## Saline County Highway 5 Highway 183 to the Pulaski County Line



166 Projects Received Grant Funding

\$2.2 Billion was awarded

Each state received at least one grant

Breakdown by agency receiving the grants

 U.S. Department of Transportation

## **RAISE GRANTS**

Rebuilding American Infrastructure  
with Sustainability and Equity



An aerial photograph of a road crossing a railroad track. The road is paved and has a yellow highlight on its surface. The surrounding area is lush with green trees. The image is overlaid with a semi-transparent blue rectangle containing white text.

# 2022 Railroad Crossing Elimination Program (RCEP) Discretionary Grant Opportunity



- **\$573 Million of Discretionary Funding is available**
- **Application period opened July 6**
- **Applications must be submitted by October 4**



# Railroad Crossing Elimination Program Opportunity



- The Department has procured HNTB, who has experience in preparing grant applications.
- Only projects currently being developed were considered for application
- Projects were only considered if, without an RCEP Grant, they would not eliminate an at-grade railroad crossing

## Selection Criteria

	Safety
	Equitable Economic Strength and Improving Core Assets
	Equity and Barriers to Opportunity
	Climate Change and Sustainability
	Transformation of Our Nation's Transportation Infrastructure
	Eliminating Crossings and Making Corridor-Wide Improvements
	Geographic Diversity

# Recommended Project for Application

## Highways 49/64

### Intersection Improvements

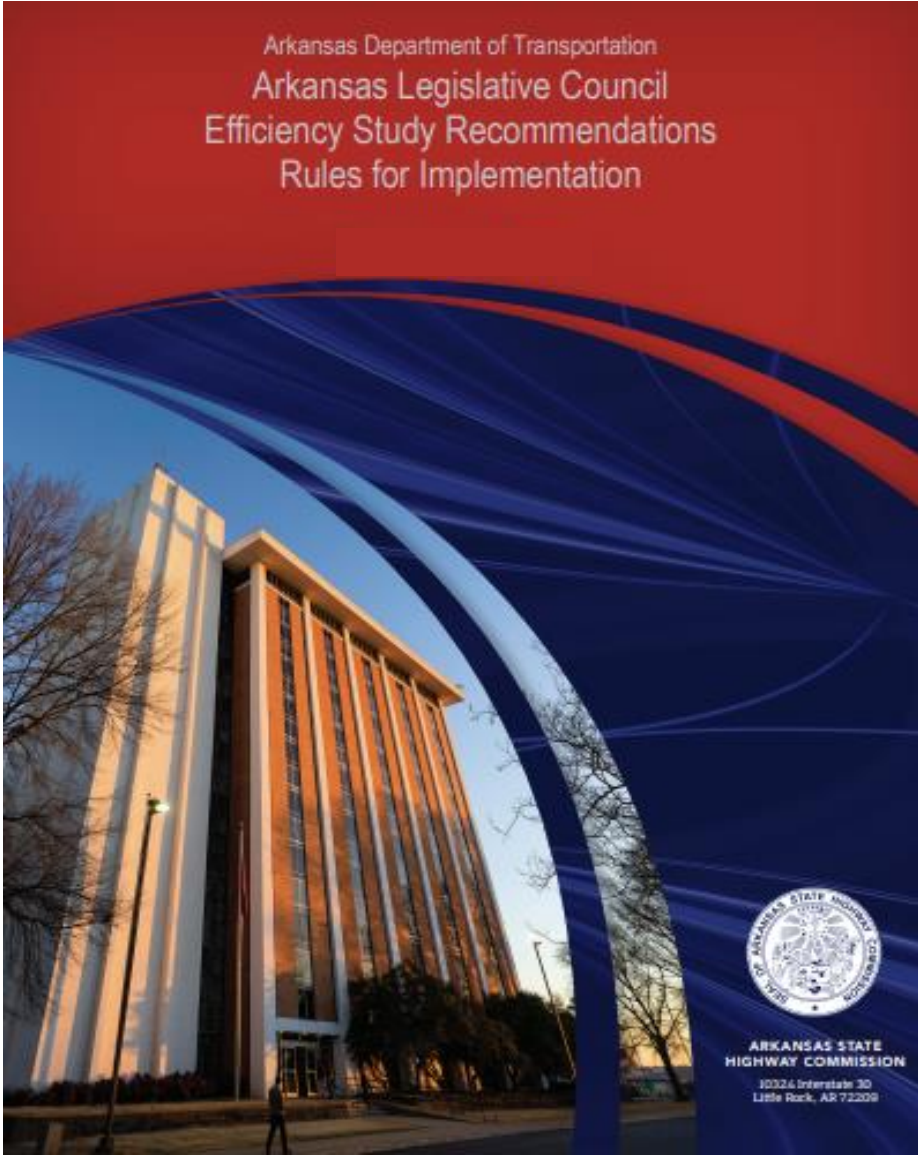
#### (Fair Oaks)

- Current plans will realign the intersections of Hwy. 49 and retain the UPRR at-grade crossing
- RCEP Grant would allow replacement of at-grade UPRR crossing with a new location railroad overpass



**Efficiency Review  
Recommendation  
Implementation**

# Arkansas Legislative Council Efficiency Study Recommendations



# Arkansas Legislative Council Efficiency Study Recommendations

## ❖ *Portfolio Planning*

- *Recommendation #3 - Publish status of construction projects and maintenance activities*
  - ✓ Advertised for consultant to provide enhanced communications through our website with information on construction projects and maintenance activities
  - ✓ We have received 5 proposals
  - ✓ The evaluation committee is working now to recommend a consultant

## ❖ *Expenditures*

- *Recommendation #7 - Implement project and portfolio management frameworks*
  - ✓ Maintenance Management System
  - ✓ HCRAS has now reviewed our contract with Data Transfer Solutions, LLC
  - ✓ The MMS will allow us to effectively budget, plan, execute, and track our maintenance efforts across the State
  - ✓ The cost of the system is approximately \$1.6 million

# Recent Department Activities

# ABC's Breakfast with Executives



# 30 Crossing Project Update



# Building Owners Managers Association

## Pasta and Policy Event



# NCEES Annual Business Meeting



# AR/OK Concrete Conference



# SASHTO 2022 Conference



# Tip of the CAP – El Dorado



**04**

**Draft Statewide Transportation  
Improvement Program (STIP)  
For Federal Fiscal Years 2023 – 2026**

**Jared Wiley P.E.**

**Assistant Chief Engineer for Planning**

FEDERAL FISCAL YEARS  
2023-2026

STATEWIDE  
TRANSPORTATION  
IMPROVEMENT  
PROGRAM

**STIP**

**DRAFT**

**DRAFT**  
**2023-2026 STIP**



FEDERAL FISCAL YEARS  
2023-2026

STATEWIDE  
TRANSPORTATION  
IMPROVEMENT  
PROGRAM

STIP

DRAFT

Presented by:  
Arkansas State Highway Commission  
In compliance with Title 23 U.S.C. § 135



Photo: Job 012307 construction at  
De Roche Creek on Interstate 30  
in Clark County.

# DRAFT Statewide Transportation Improvement Program for Federal Fiscal Years 2023 – 2026 (STIP)

- Federal Requirement for Federally Funded and Regionally Significant Transportation and Transit Projects
- 4-Year Minimum
- Required Components
  - Demonstration of Financial Constraint
  - Metropolitan Planning Organization (MPO) Coordination
  - Public Involvement
  - Performance Management

FEDERAL FISCAL YEARS  
2023-2026

STATEWIDE  
TRANSPORTATION  
IMPROVEMENT  
PROGRAM

STIP

DRAFT

Presented by:  
Arkansas State Highway Commission  
In compliance with Title 23 U.S.C. § 135



Photo: Job 012307 construction at  
De Roche Creek on Interstate 30  
in Clark County.

# DRAFT

## Statewide Transportation Improvement Program for Federal Fiscal Years 2023 – 2026 (STIP)

### Schedule:

- September 2022 – Release STIP for Public Comment
- November 2022 – Commission Approves Final STIP
- December 2022 – Receive MPO's Transportation Improvement Programs (TIPs)
- January 2023 – Federal Highway Administration (FHWA) and Federal Transit Administration (FTA) approval

FEDERAL FISCAL YEARS  
2023-2026

STATEWIDE  
TRANSPORTATION  
IMPROVEMENT  
PROGRAM

STIP

DRAFT

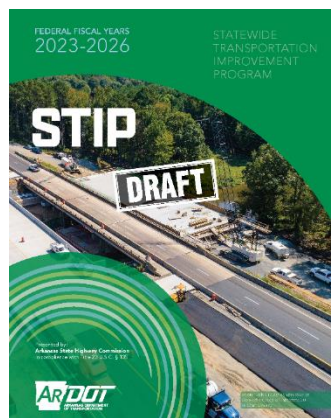
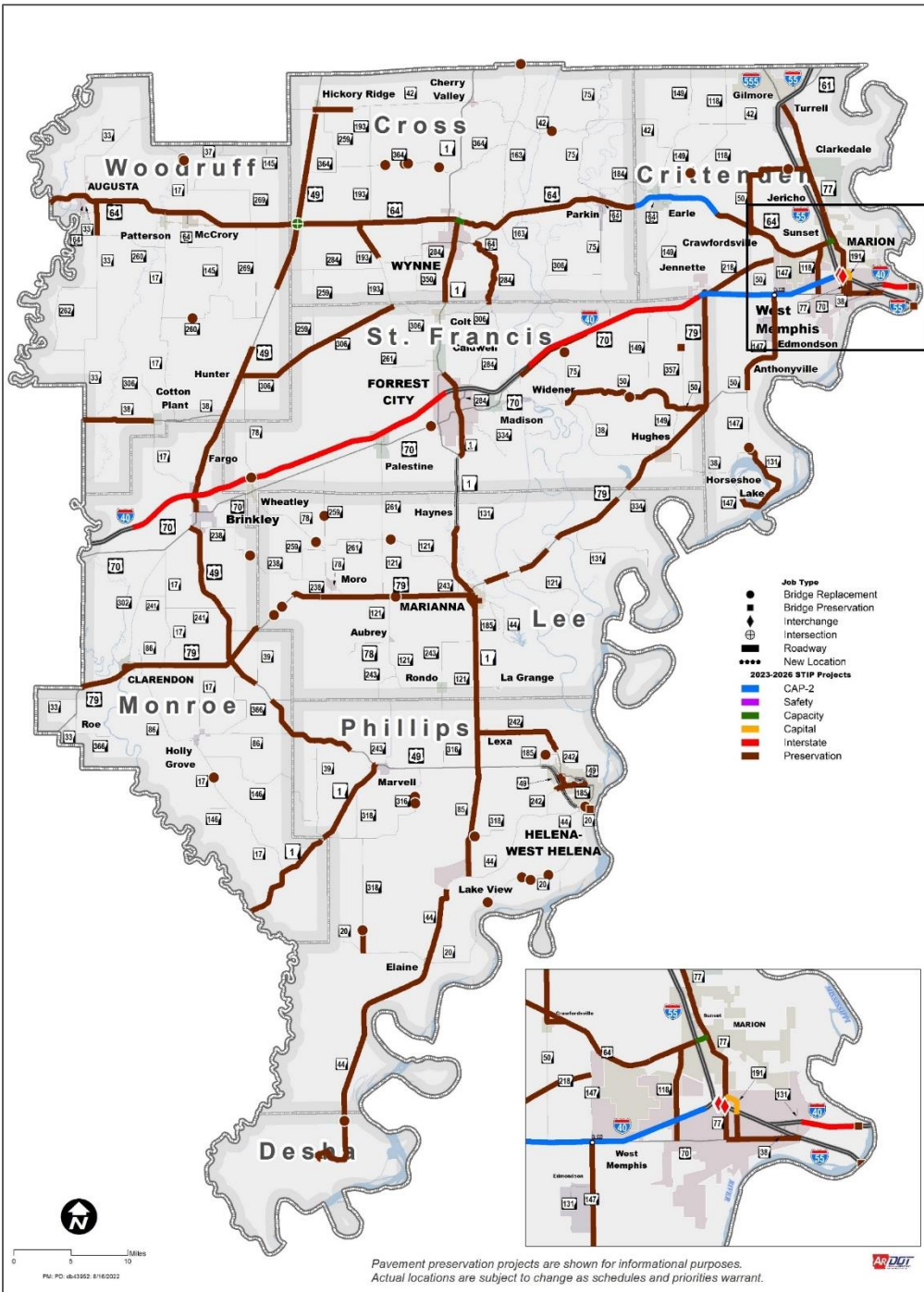
Presented by:  
Arkansas State Highway Commission  
In compliance with Title 23 U.S.C. § 135

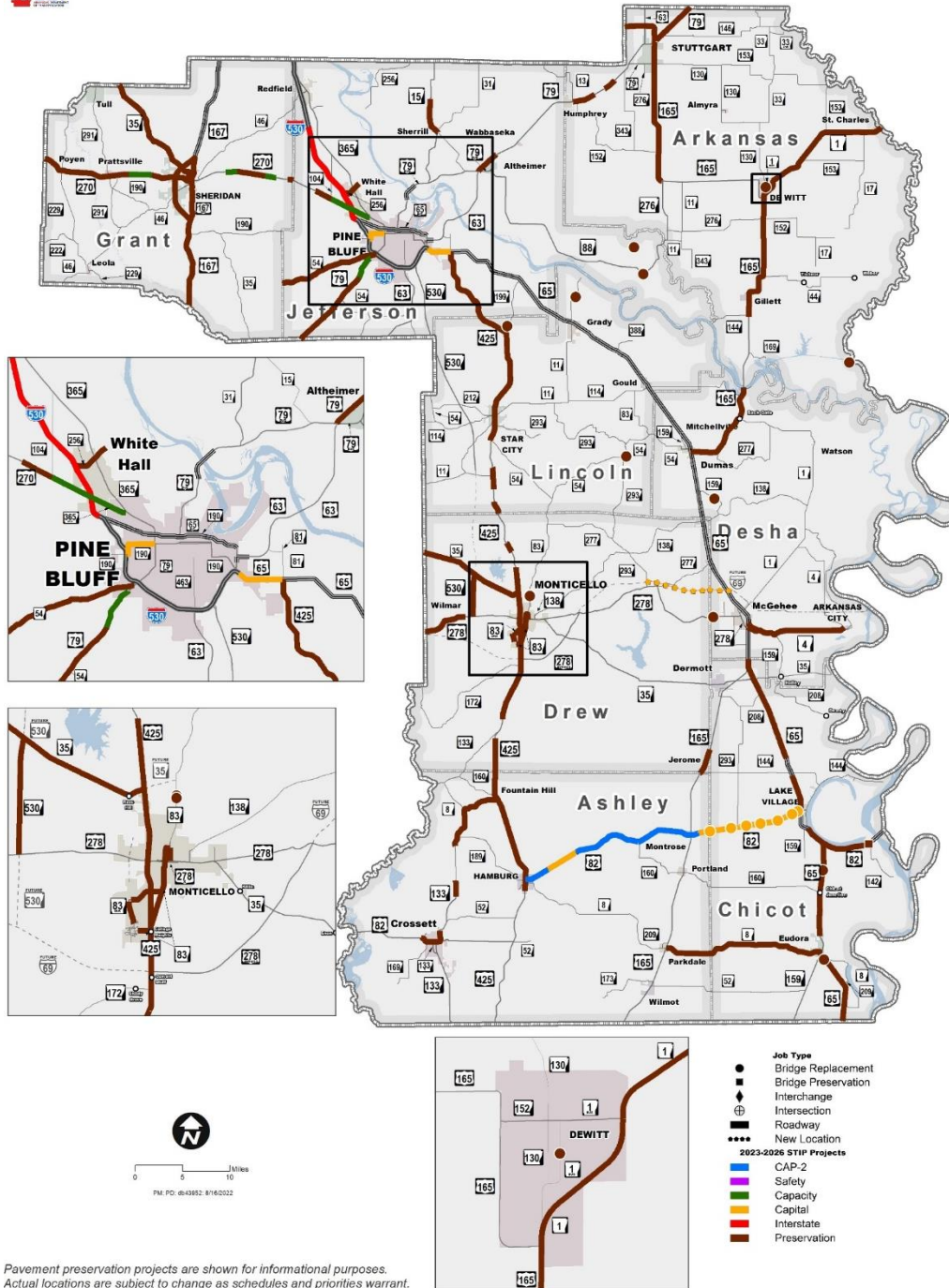


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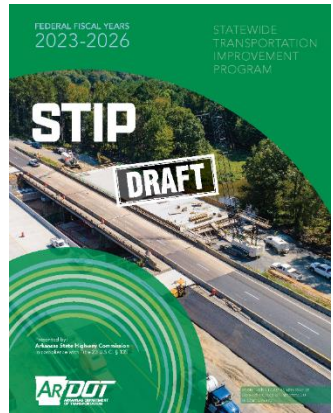
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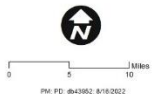
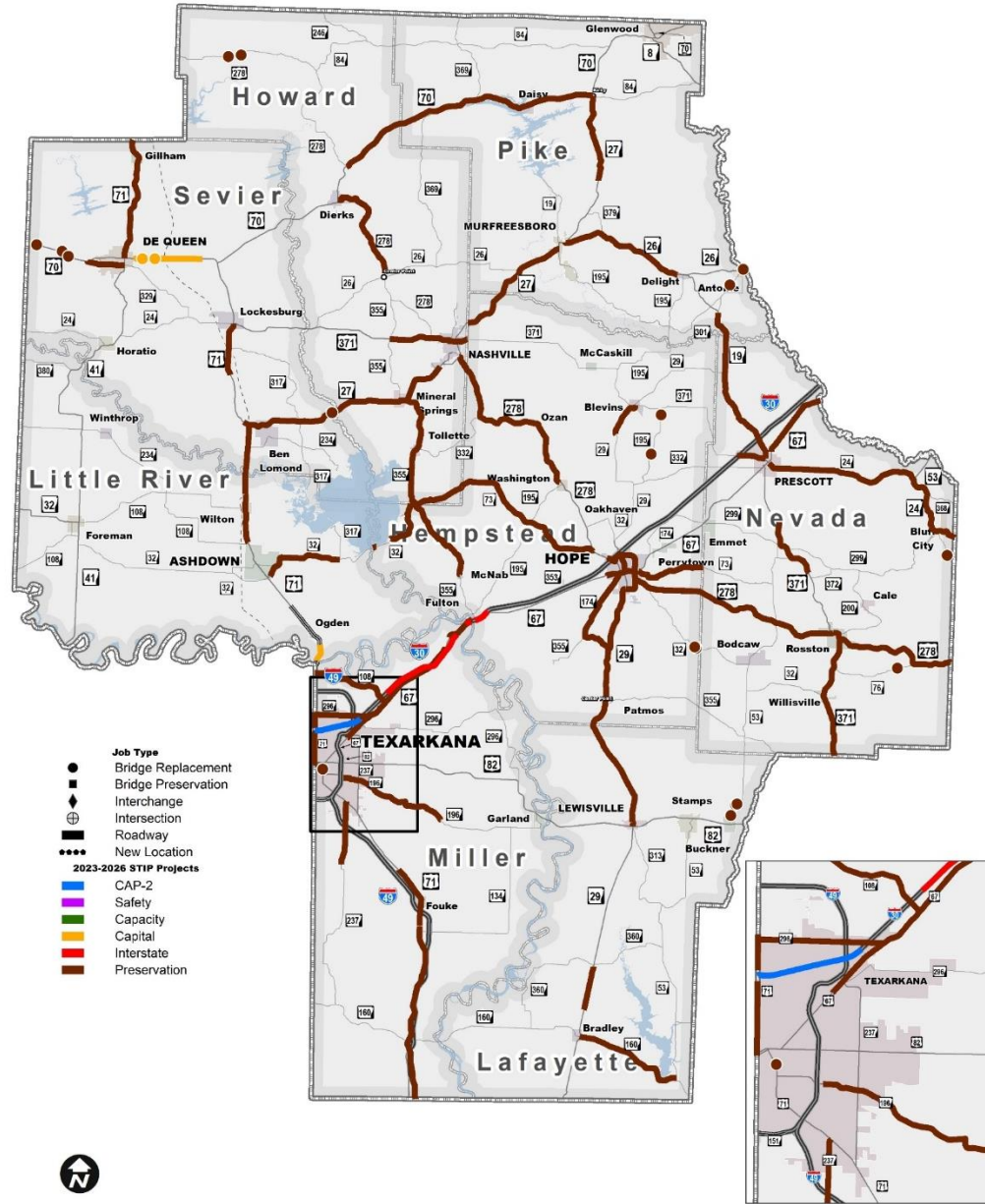
- State & U.S. Senators
- State & U.S. Representatives
- Mayors
- County Judges
- Chambers of Commerce
- Metropolitan Planning Organizations
- Planning and Development Districts
- Main Street Groups
- Educational Co-ops
- Government Agencies
- National Park Service
- U.S. Forest Service
- Colleges & Universities
- Transit Organizations
- School Districts
- Select Non-Profit Organizations
- Native American Tribes



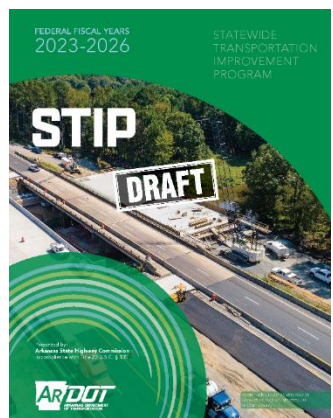


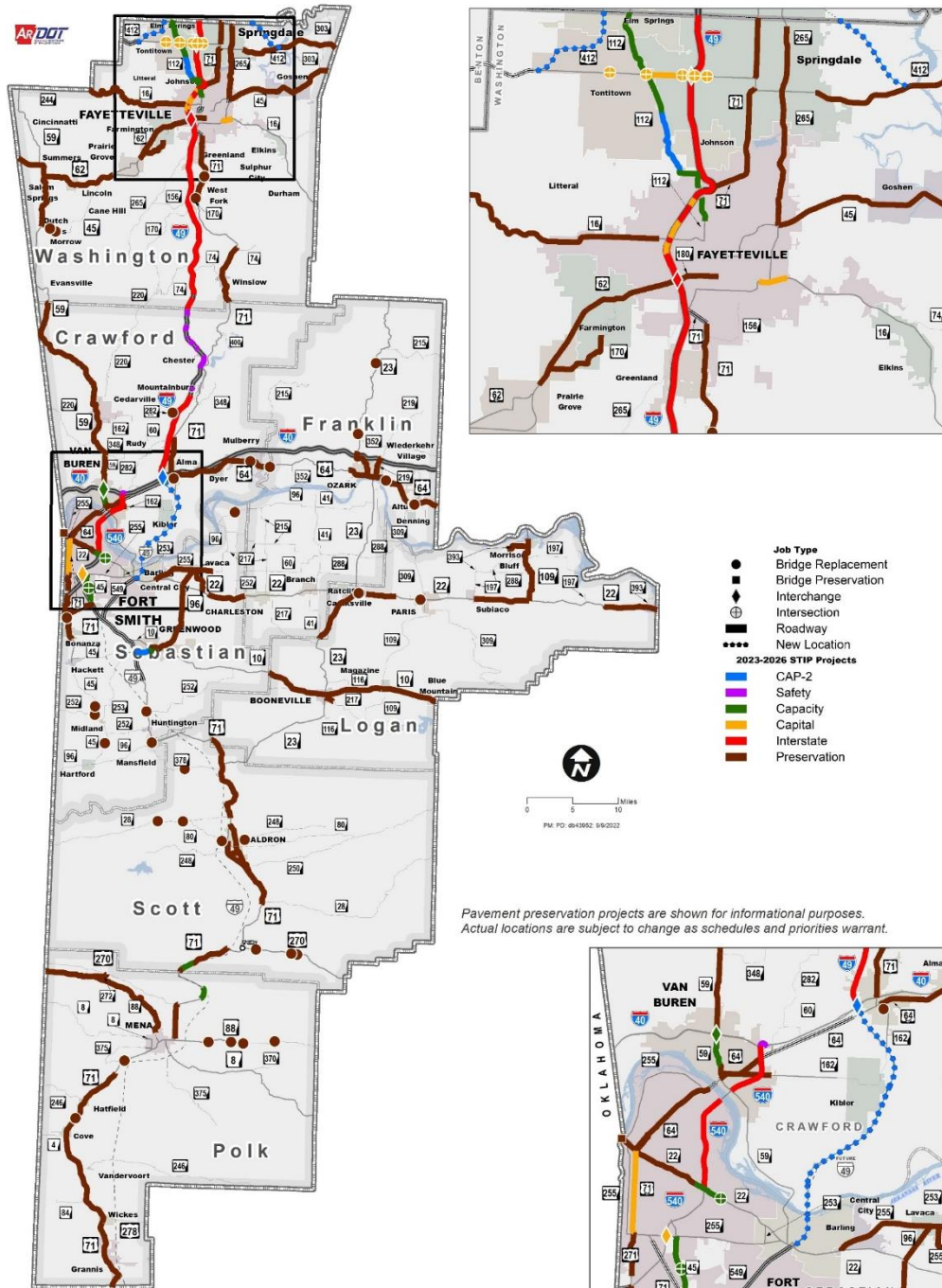
Pavement preservation projects are shown for informational purposes. Actual locations are subject to change as schedules and priorities warrant.





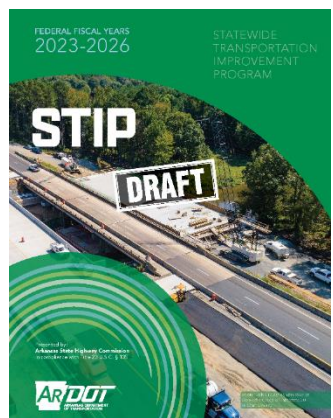
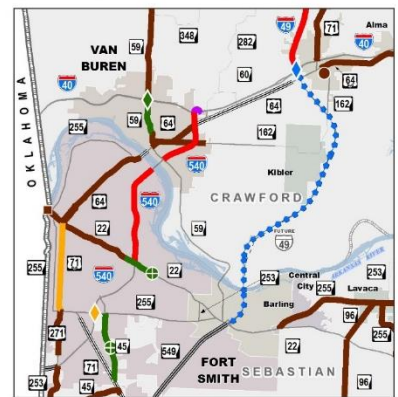
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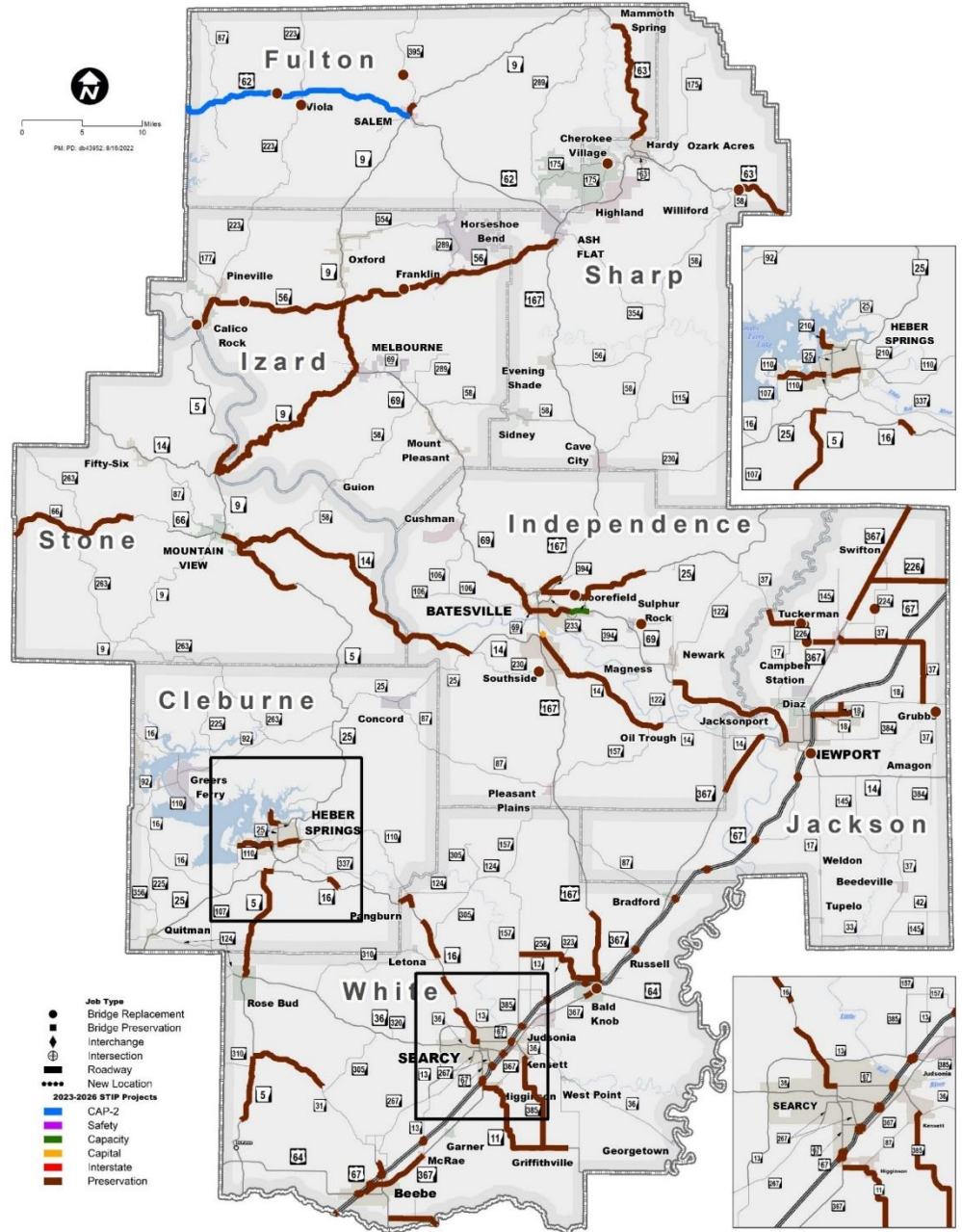




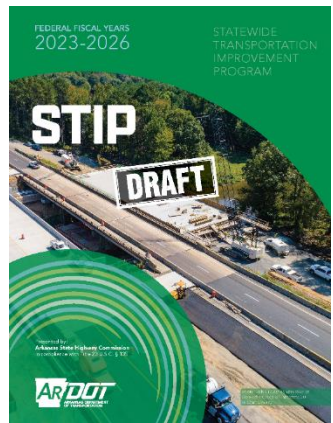
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# District 4



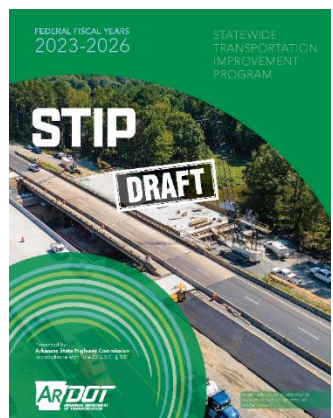
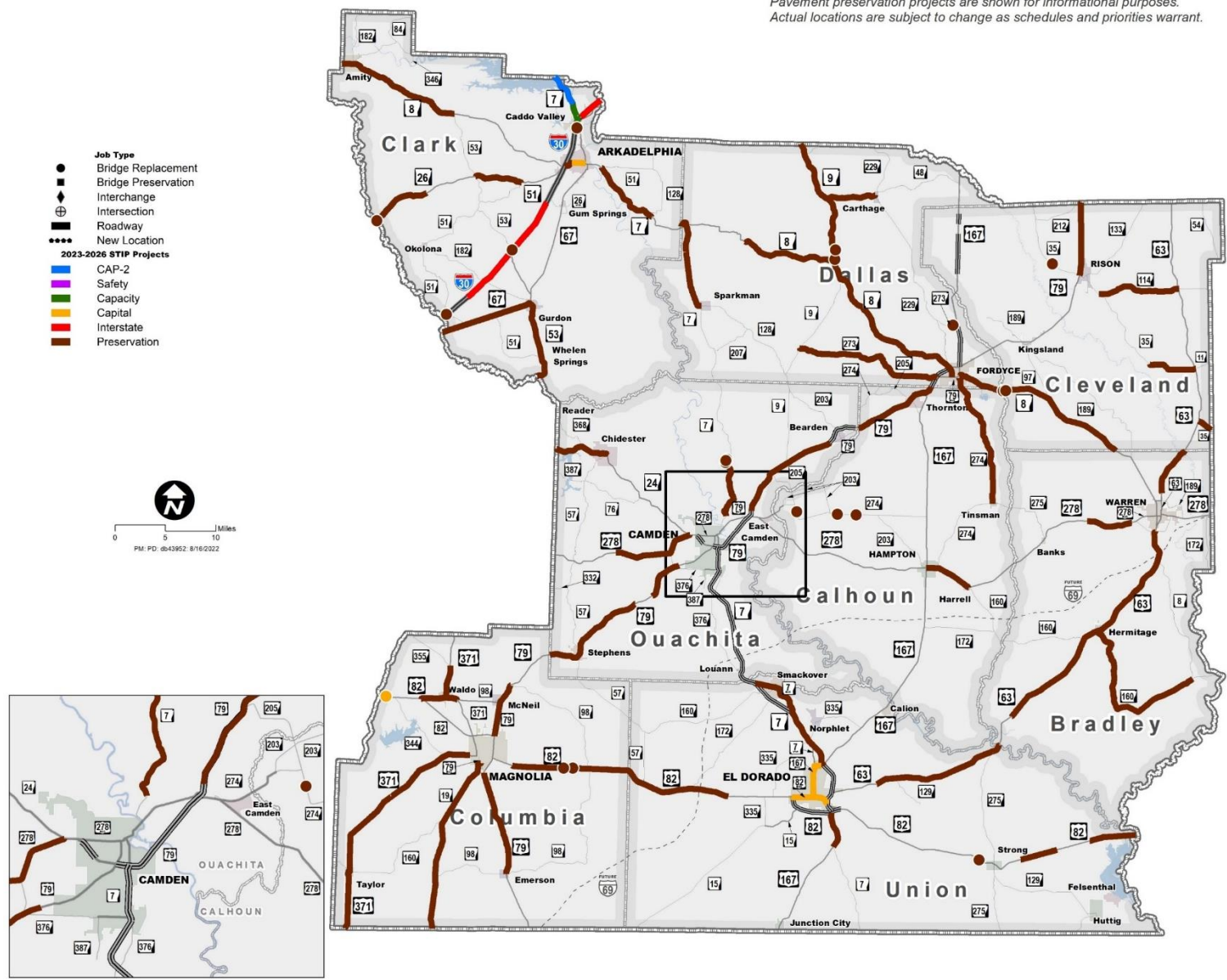


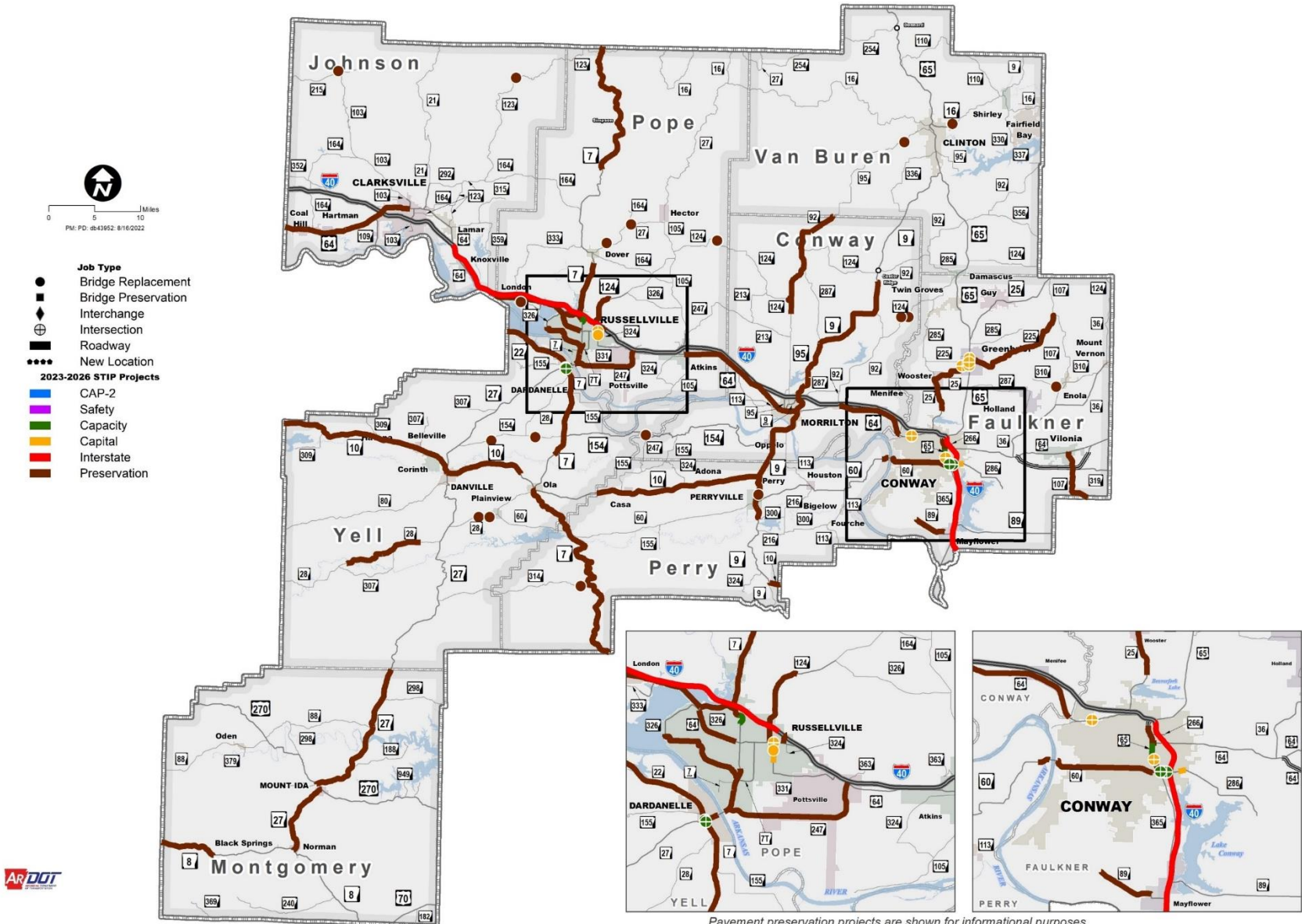
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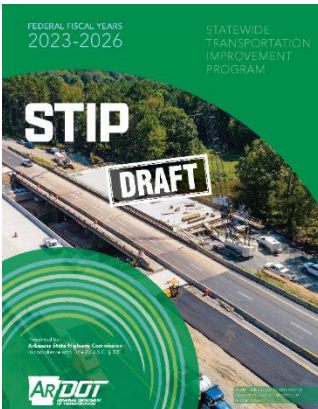


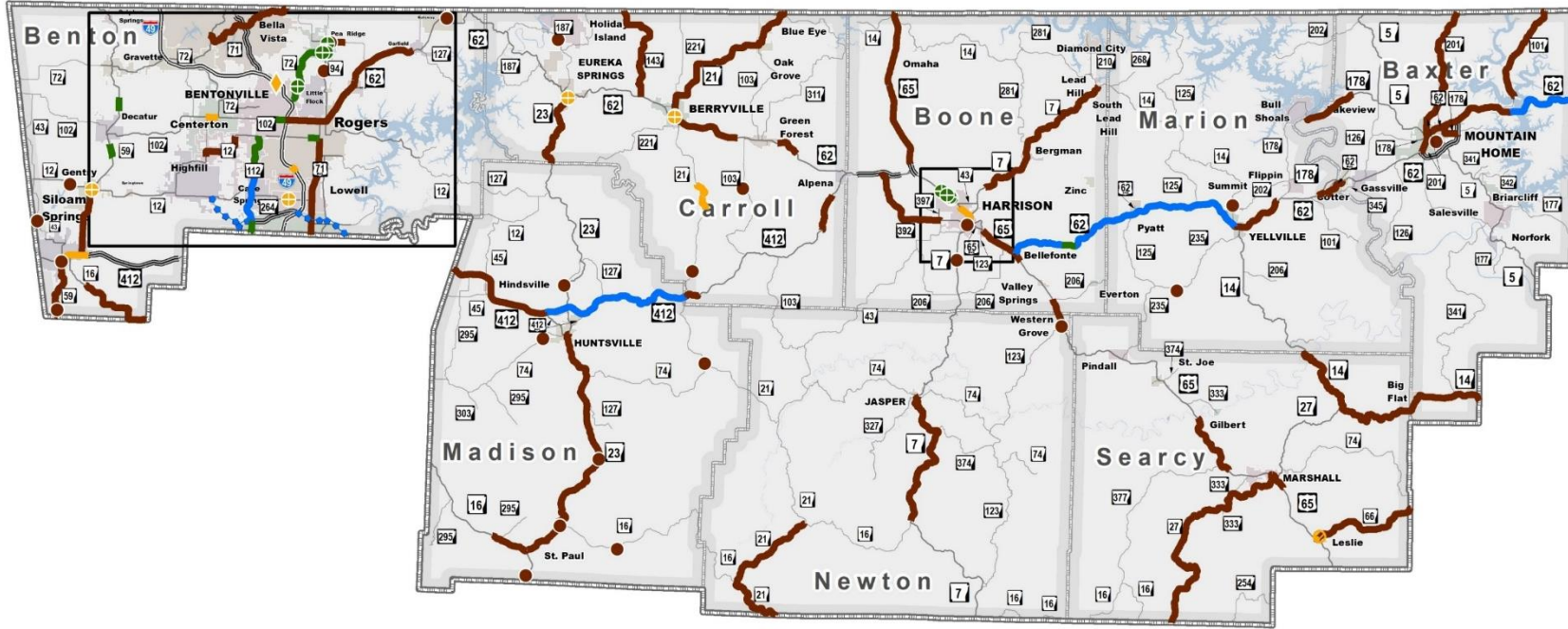
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Actual locations are subject to change as schedules and priorities warrant.*





Pavement preservation projects are shown for informational purposes. Actual locations are subject to change as schedules and priorities warrant.





- Job Type
- Bridge Replacement
- Bridge Preservation
- ◆ Interchange
- ◆ Intersection
- Roadway
- New Location
- 2023-2026 STIP Projects
- CAP-2
- Safety
- Capacity
- Capital
- Interstate
- Preservation



Pavement preservation projects are shown for informational purposes. Actual locations are subject to change as schedules and priorities warrant.

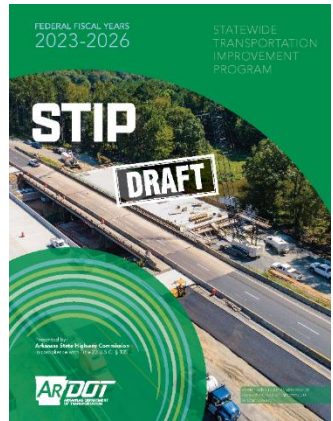
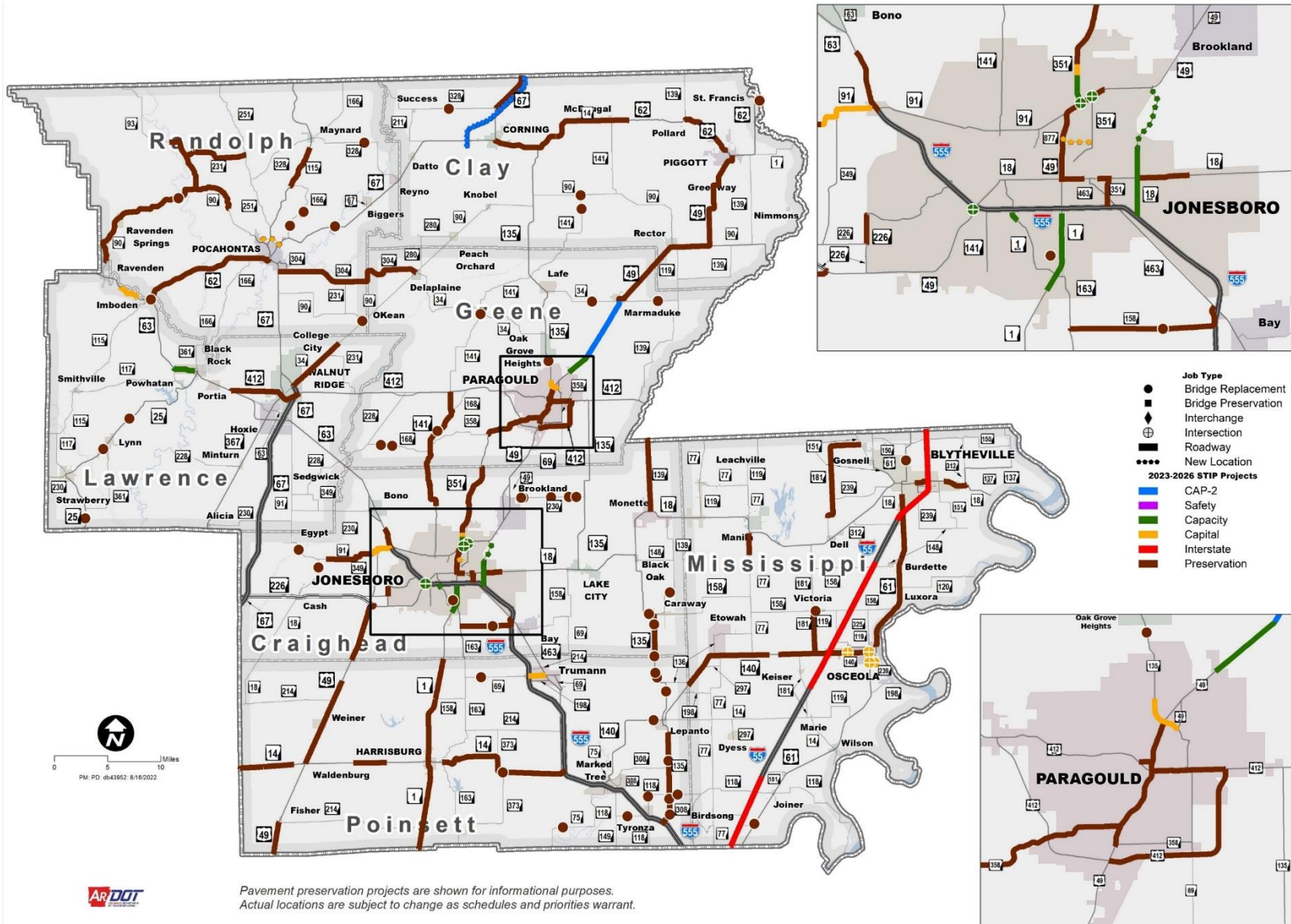
FEDERAL FISCAL YEARS  
2023-2026

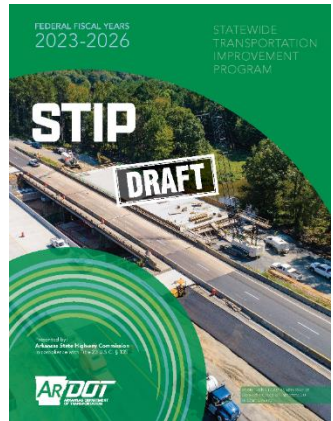
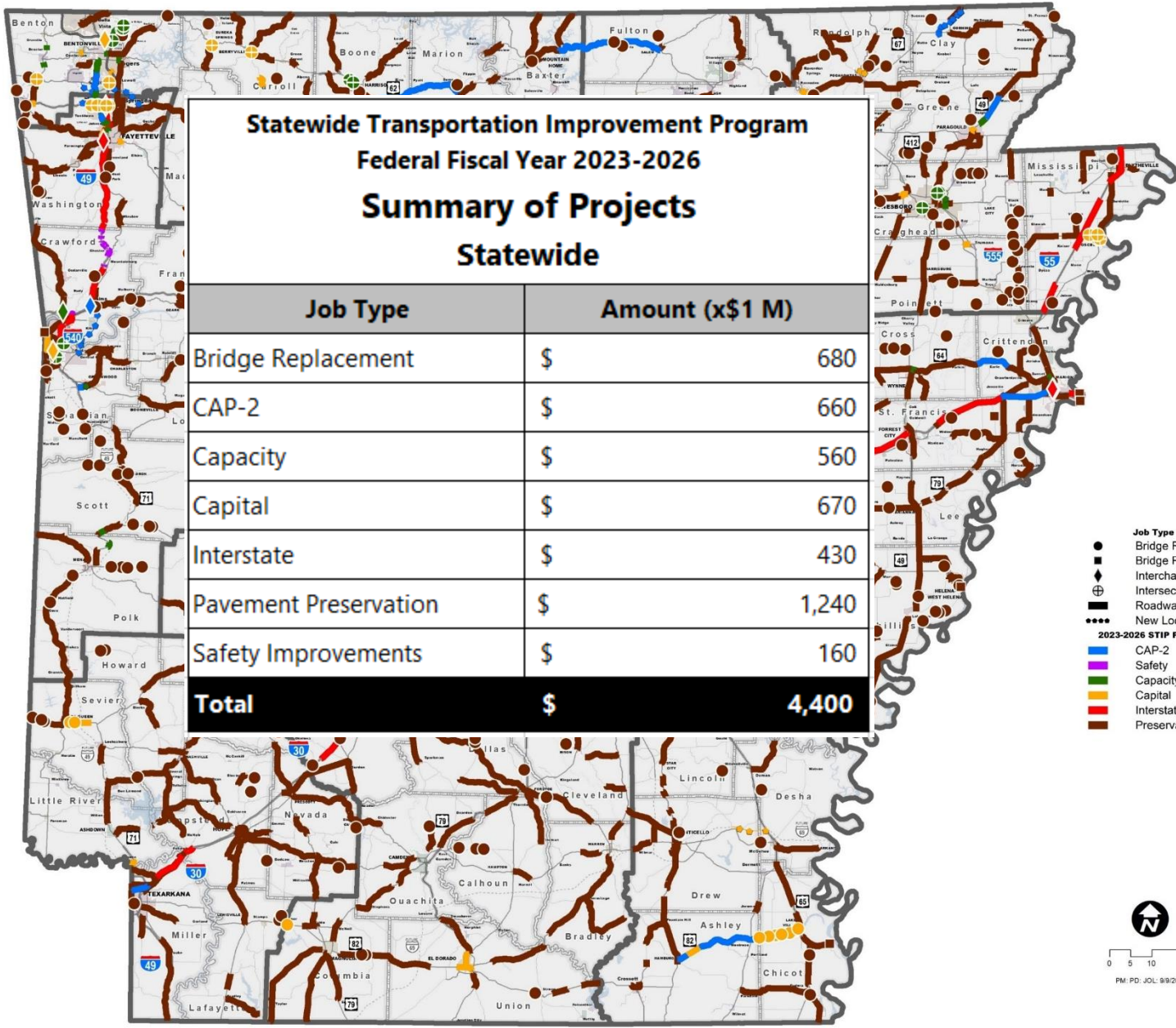
STATEWIDE  
TRANSPORTATION  
IMPROVEMENT  
PROGRAM

# STIP

DRAFT

AR DOT

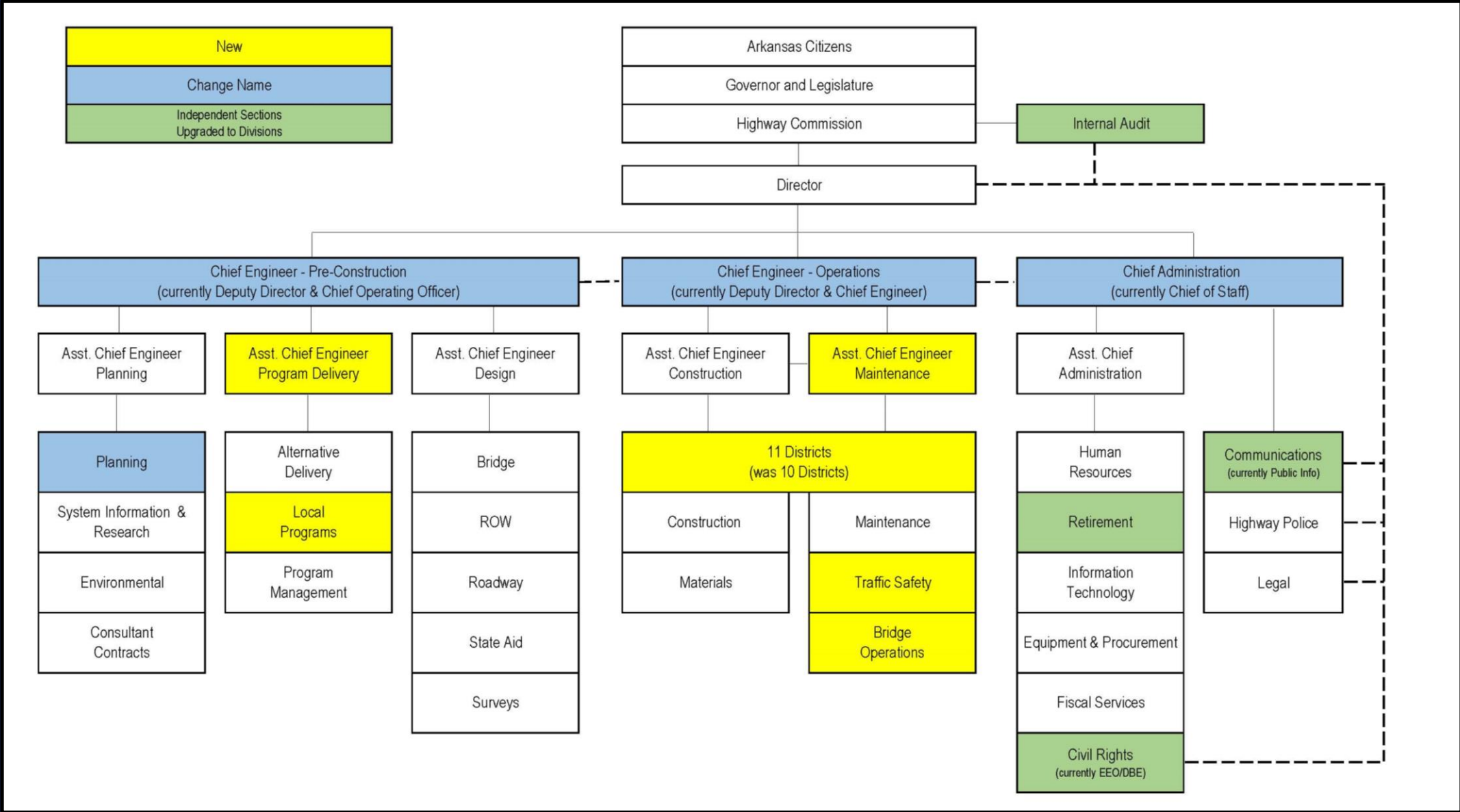




**05**

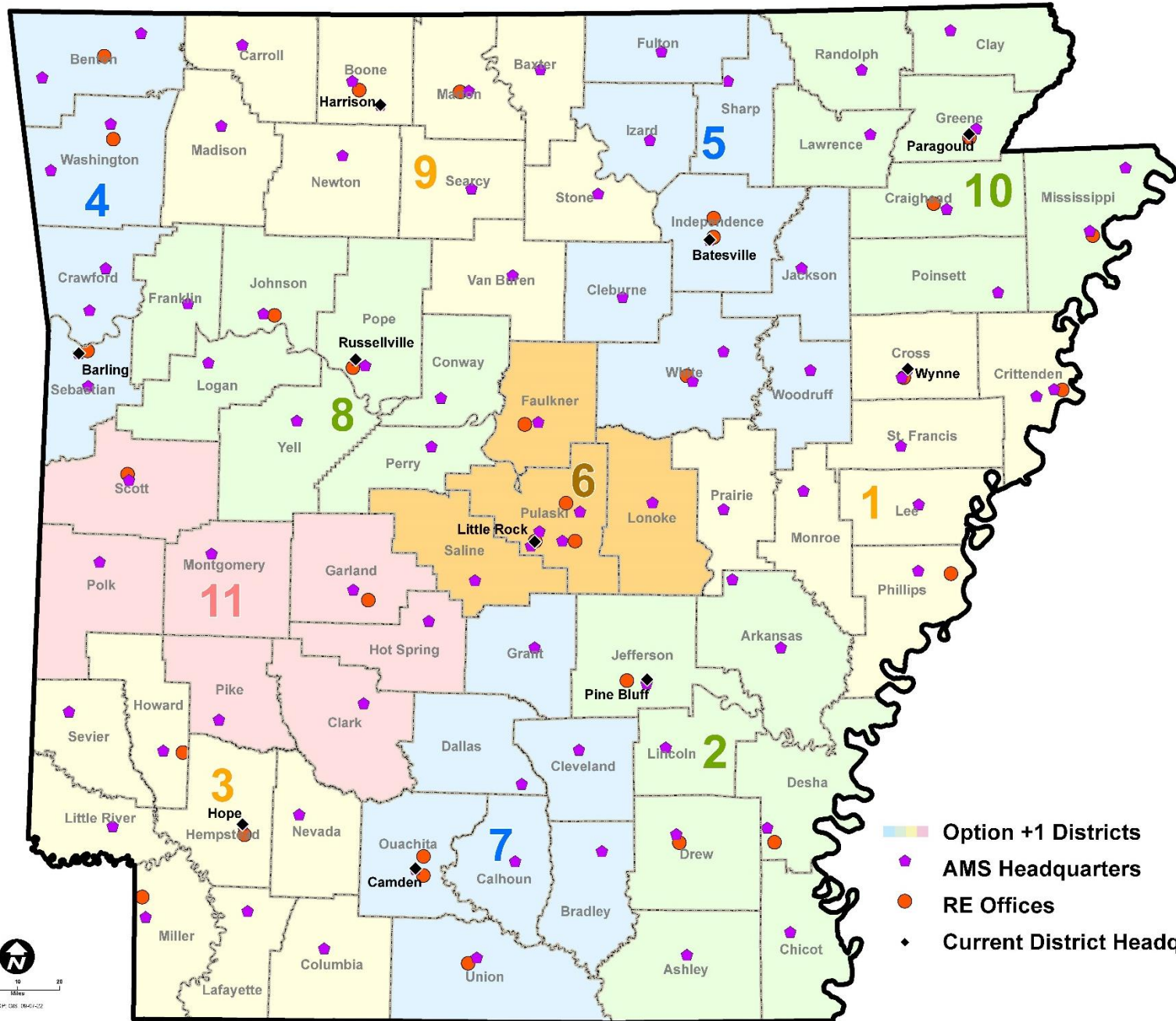
**Proposed Appropriations Budget for State  
Fiscal Years 2023 – 2025**

# Arkansas Department of Transportation Proposed Organizational Chart

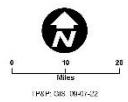


**Maggie Garrett**  
**Chief Internal Auditor**

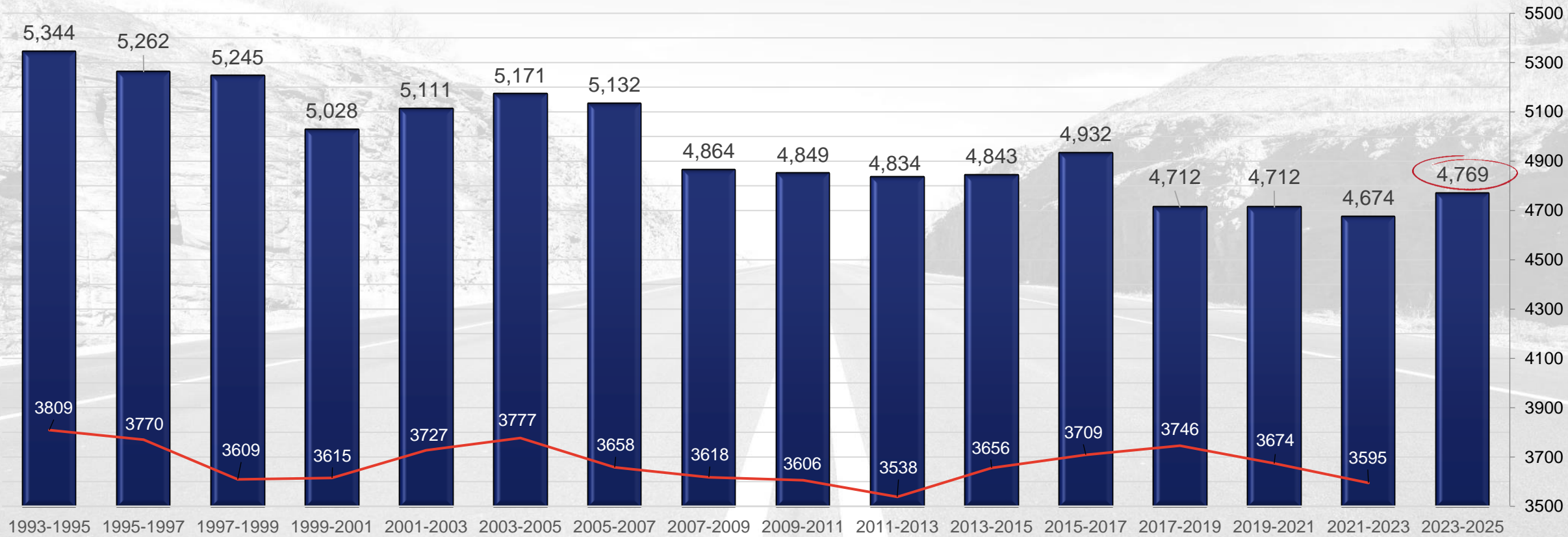




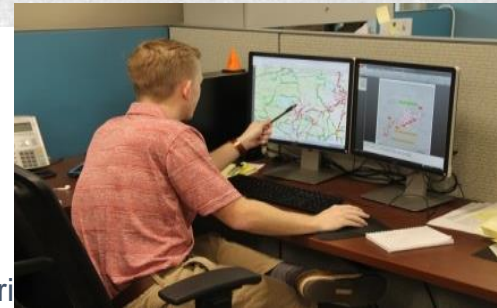
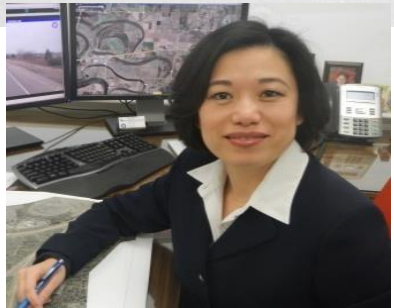
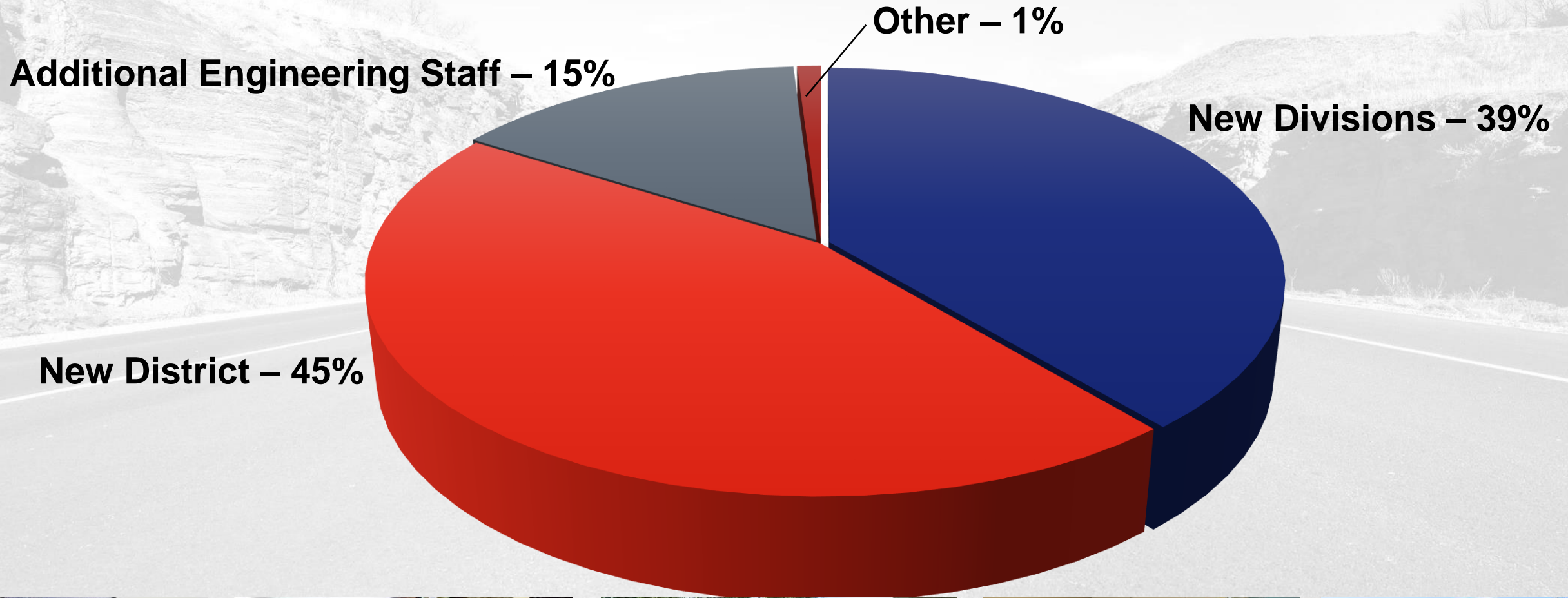
- Option +1 Districts
- AMS Headquarters
- RE Offices
- Current District Headquarters



# 2023-2025 Biennium Budget Proposal



# 2023-2025 Biennium Budget Proposal



# 2023-2025 Biennium Budget Proposal

## Revenue

Category	SFY 2022-2023	SFY 2023-2024	% Change	SFY 2024-2025	% Change
Arkansas Highway Transfer Fund	70,000,000	70,000,000	0.0%	70,000,000	0.0%
Federal Funds	850,000,000	1,000,000,000	17.6%	1,200,000,000	20.0%
Highway User Revenue	486,036,000	744,712,800	53.2%	744,712,800	0.0%
Natural Gas Severance Tax	26,464,000	27,787,200	5.0%	27,787,200	0.0%
2012 Connecting Arkansas Program	260,000,000	0	-100.0%	0	0.0%
2012 Connecting Arkansas Program Interest	4,000,000	4,000,000	0.0%	4,000,000	0.0%
Act 416 of 2021	100,000,000	103,000,000	3.0%	107,000,000	3.9%
Other Misc. and Inter-Agency Transfers	61,054,000	59,554,000	-2.5%	59,554,000	0.0%
<b>Total Revenues</b>	<b>1,857,554,000</b>	<b>2,009,054,000</b>	<b>8.2%</b>	<b>2,213,054,000</b>	<b>10.2%</b>

# 2023-2025 Biennium Budget Proposal

## Appropriations Request

Category	SFY 2022-2023	SFY 2023-2024	% Change	SFY 2024-2025	% Change
State Highway and Transportation Department Fund	1,730,300,000	2,405,300,000	39.0%	2,665,300,000	10.8%
2012 Connecting Arkansas Program	800,000,000	435,000,000	-45.6%	435,000,000	0.0%
State Aid Road Program and State Aid Street Program	34,000,000 ea.	34,000,000 ea.	0.0%	34,000,000 ea.	0.0%
Highway Public Transit Operations	6,000,000	6,000,000	0.0%	6,000,000	0.0%
AR Commercial Truck Safety & Ed. Program (ACTSEP)	7,000,000	7,000,000	0.0%	7,000,000	0.0%
Road and Bridge Repair (5% Nat. Gas to Counties)	2,000,000	7,000,000	250.0%	7,000,000	0.0%
NOAA	4,000	4,000	0.0%	4,000	0.0%
Public Transportation Grants	350,000	350,000	0.0%	350,000	0.0%
Intermodal Facilities Grants	525,000	525,000	0.0%	525,000	0.0%
Future Transportation Research and Workforce Development Grants	2,000,000	1,500,000	-25.0%	2,000,000	33.3%
<b>Total Appropriations</b>	<b>2,616,179,000</b>	<b>2,930,679,000</b>	<b>11.9%</b>	<b>3,191,179,000</b>	<b>8.9%</b>

# 2023-2025 Biennium Budget Proposal

## Summary of Major Changes

Category	SFY 2022-2023	SFY 2023-2024	% Change	SFY 2024-2025	% Change
<b>Appropriations</b>					
State Highway & Transportation Department Fund	1,730,300,000	2,405,300,000	39.0%	2,665,300,000	10.8%
2012 Connecting Arkansas Program	800,000,000	435,000,000	-45.6%	435,000,000	0.0%
Road and Bridge Repair (5% Nat. Gas to Counties)	2,000,000	7,000,000	250.0%	7,000,000	0.0%
Future Transportation Research and Workforce Development Grants	2,000,000	1,500,000	-25.0%	2,000,000	33.3%

**06**

# **Auction Services Selection**

# Auction Services Selection (2022 – 2028)

## Blackmon Auctions, Inc. of Little Rock, Arkansas



**07**

**Vendor Selection for Roadway Safety  
Management System**

# Roadway Safety Management System

**DiExSys, LLC of Castle Rock, Colorado**



**08**

**Consultant Selection - Alternative Delivery  
Services (2022-2026)**

# On-Call Alternative Delivery Services (2022 – 2026)

**Garver, LLC of North Little Rock, Arkansas**  
**HNTB Corporation of Little Rock, Arkansas**  
**Volkert, Inc. of Little Rock, Arkansas**



09

**Upcoming Events**



## UPCOMING

# Events

### SEPTEMBER 22

**Highway 91 Discussion**  
Vice Chairman Farmer, Director Tudor  
10 a.m., Jonesboro

### SEPTEMBER 22

**Highway 61 Discussion**  
Vice Chairman Farmer, Director Tudor  
1:30 p.m., Osceola

### SEPTEMBER 28

**Hot Springs Rotary Club**  
Director Tudor  
Noon, Hot Springs

### SEPTEMBER 30

**Ward Ribbon Cutting**  
9 a.m., Ward

### OCTOBER 11

**Garland County Ribbon Cutting**  
Chairman Moore, Commissioners  
Taldo and Holder  
11 a.m., Hot Springs

### OCTOBER 13

**Conway Business Expo**  
Director Tudor  
11:30 a.m., Conway

### OCTOBER 13

**I-49 Barling to Alma Groundbreaking  
Ceremony**  
Highway Commission/ Director Tudor  
3:00 p.m., Location To Be Determined



**UPCOMING**

# Events

**OCTOBER 14**

**Ribbon Cutting – Arkadelphia Bypass**

**Chairman Moore, Director Tudor**

11 a.m., Arkadelphia

**OCTOBER 19-23**

**AASHTO Annual Conference**

**Director Tudor**

Orlando, Florida

**OCTOBER 20**

**Fall Biennium Budget Hearings**

**Director Tudor**

9 a.m., MAC

**OCTOBER 26**

**Tip of the CAP – Northeast Arkansas**

**Arkansas Highway Commission**

Northeast Arkansas

**10**

**Other Business and Discussion**

# **30 Crossing Litigation**

**Rita Looney**

**Chief Legal Counsel**

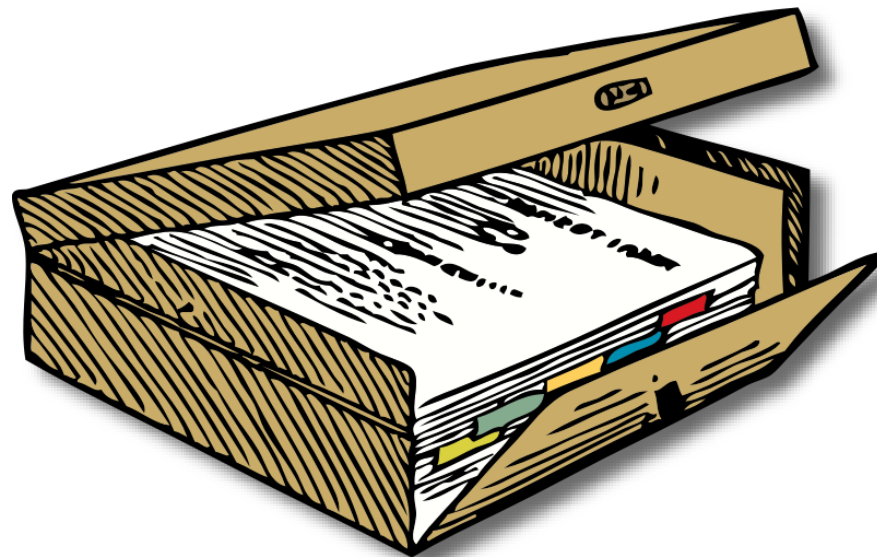


# Current Court Cases

- **Federal District Court**  
**The “NEPA” Case**
- **Pulaski County Circuit Court**  
**The “Amendment 91” Case**
- **Pulaski County Circuit Court**  
**The “State LRDNA” Case**

# The “NEPA” Case

- **Challenged Approval of the 30 Crossing Environmental Document**
- **Cross Motions for Summary Judgment Were Filed**
- **On March 31, 2022, the Fed. District Court ruled in our favor on all points, ending the litigation.**



# The “Amendment 91” Case

- **Challenged Use of Amendment 91 Funds:**
  - ✓ Interstate 30 – 30 Crossing Project
  - ✓ Interstate 630 – Baptist Hospital to University Avenue
- **Ark. S. Ct. reversed and remanded favorable trial court decision**
- **No Amend. 91 funds on 30 Xing since S. Ct. Ruling**
- **On remand, trial court awarded \$18 million attorneys’ fees; appeal to Ark. S. Ct. pending, oral argument September 29**

# The “State LRDNA” Case

- **Plaintiffs Include Little Rock Downtown Neighborhood Association (LRDNA)**
- **After denial of preliminary injunction, Plaintiff’s amended complaint, alleging illegal use of Amend. 91 AND future use of Amend. 101 funds.**
- **Cross motions for summary judgment were filed; 2/18/22 Trial Court:**
  - **Granted ARDOT motion, ruling Amend 91 funds properly used on 4-lane added capacity (“improvement”) projects**
  - **Granted LRDNA motion, ruling Amend. 101 is extension of Amend. 91, disallowing Amend. 101 use on 30Xing**
- **Trial court granted stay of motion for plaintiffs’ attorneys fees, pending appeal.**
- **Cross appeals have been filed in the Ark. S. Ct.; ARDOT’s appeal brief was filed Sept. 2.**





# Arkansas State Highway Commission Meeting

September 14, 2022