



# Arkansas State Highway Commission Meeting

April 5, 2023

01

# Meeting Minutes

February 22, 2023

**02**

**Consideration of  
Minute Orders**

03

Updates

# State Highway Revenue

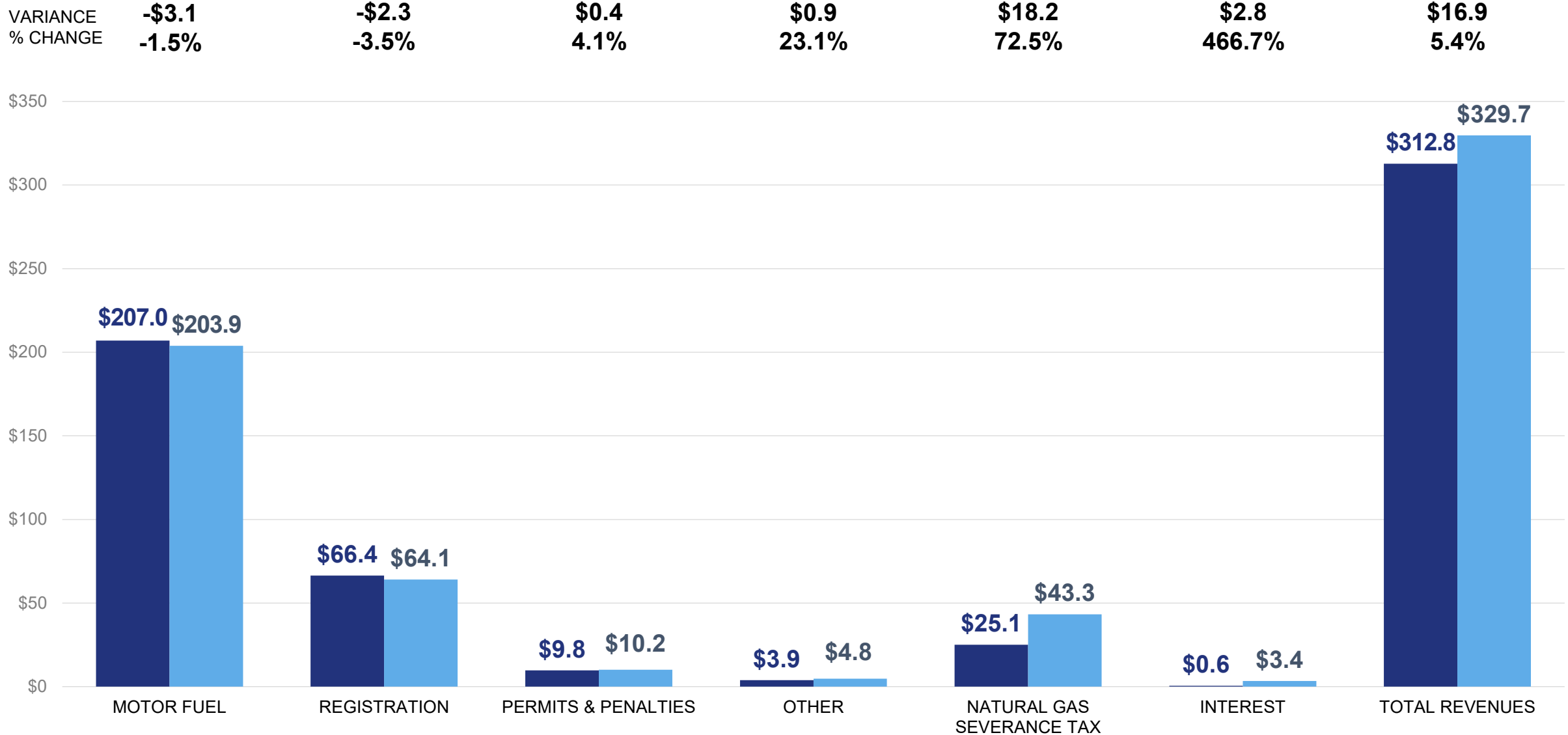
**Patrick Patton**

Chief Fiscal Officer

# SFY 2002 vs. SFY 2023 ACTUAL REVENUE

## February

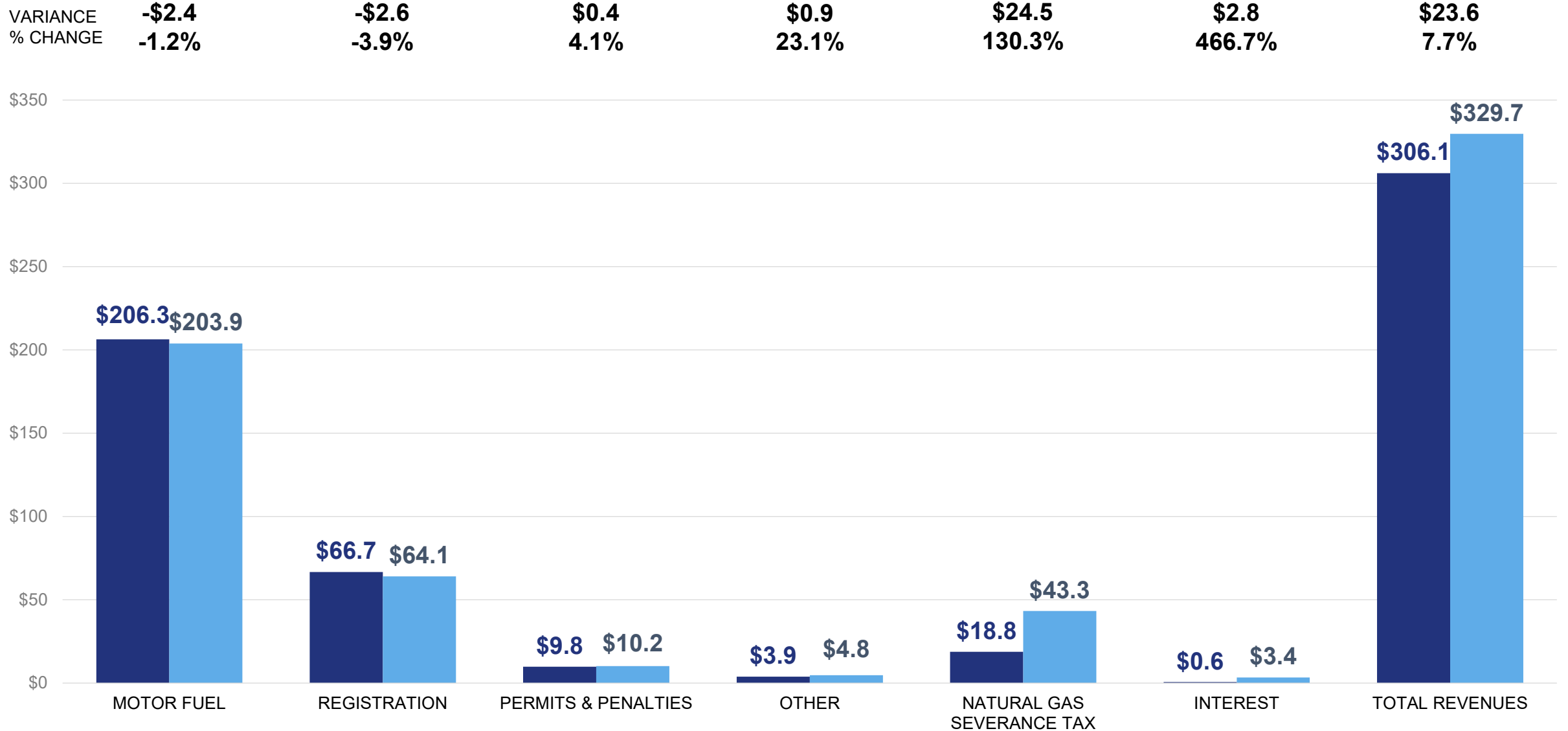
■ FY 2022 ■ FY 2023  
(MILLIONS)



# SFY 2023 BUDGETED VS. ACTUAL REVENUE

## February

■ BUDGETED ■ ACTUAL  
(MILLIONS)



# SFY 2022 vs. SFY 2023 — ACT 416 ACTUAL REVENUE

■ FY 2022 ■ FY 2023

(MILLIONS)

## February

VARIANCE  
% CHANGE

**\$0.8**  
**2.0%**

**-\$0.4**  
**-21.1%**

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

**\$0.4**  
**1.0%**



# SFY 2003 BUDGETED vs. ACT 416 ACTUAL REVENUE

## February

■ BUDGET ■ ACTUAL  
(MILLIONS)

VARIANCE  
% CHANGE

**\$0.8**  
**2.0%**

**-\$0.2**  
**-11.8%**

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

**\$0.6**  
**1.5%**

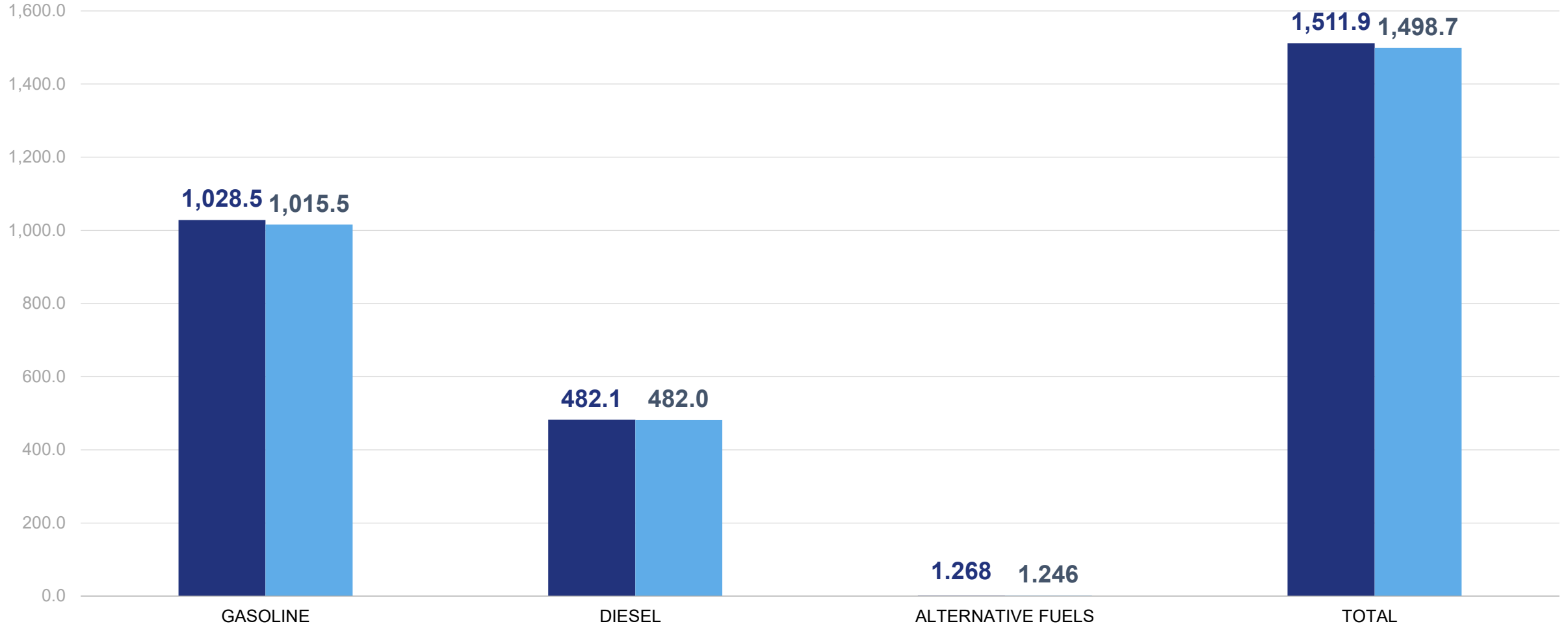


# SFY 2022 vs. SFY FUEL CONSUMPTION

## February

■ FY 2022 ■ FY 2023  
(MILLION GALLONS)

VARIANCE	<b>-13.0</b>	<b>-0.1</b>	<b>-0.02</b>	<b>-13.1</b>
% CHANGE	<b>-1.3%</b>	<b>0.0%</b>	<b>-1.8%</b>	<b>-0.9%</b>





# Arkansas Fuel Consumption

## ROLLING 12-MONTH COMPARISON

	Previous 12 Months (gallons)	Current 12 Months (gallons)	Variance
Gasoline	1,518,294,318	1,498,838,332	-1.28%
Diesel	734,667,867	720,374,680	-1.95%
Alternative	1,867,039	1,857,095	-0.53%
Total	<b>2,254,829,224</b>	<b>2,221,070,107</b>	<b>-1.50%</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	20,720,000	23,216,299	2,496,299	12.05%	10.62%
Sept	20,370,000	23,399,767	3,029,767	14.87%	12.03%
Oct	19,810,000	23,096,241	3,286,241	16.59%	13.15%
Nov	19,390,000	21,763,471	2,373,471	12.24%	12.97%
Dec	20,930,000	23,242,097	2,312,097	11.05%	12.64%
Jan	20,580,000	23,653,316	3,073,316	14.93%	12.97%
Feb	18,690,000	20,849,139	2,159,139	11.55%	12.81%
Mar					
Apr					
May					
Jun					
<b>Total</b>	<b>160,650,000</b>	<b>181,224,073</b>	<b>20,574,073</b>		



# Half-Cent Sales Tax

## PROJECTED VS. ACTUAL SINCE INCEPTION

Projected Net	Actual Receipts	Variance	Percent Variance
\$1,860,568,512	\$1,919,823,215	\$59,254,703	3.18%

# Federal Highway and Transit Issues

**Jared Wiley**

Assistant Chief Engineer – Planning

# Federal Highway Funding Discrepancy

- \$3.5 Billion
- Discovered in 2018
- Occurred Prior to 2006





## Arkansas Impacts

- \$67.5 Million Impacted
- FHWA Issuing Guidance
- 5% (\$3.3 Million) Available this Fiscal Year
- No Funding Lapse this Year

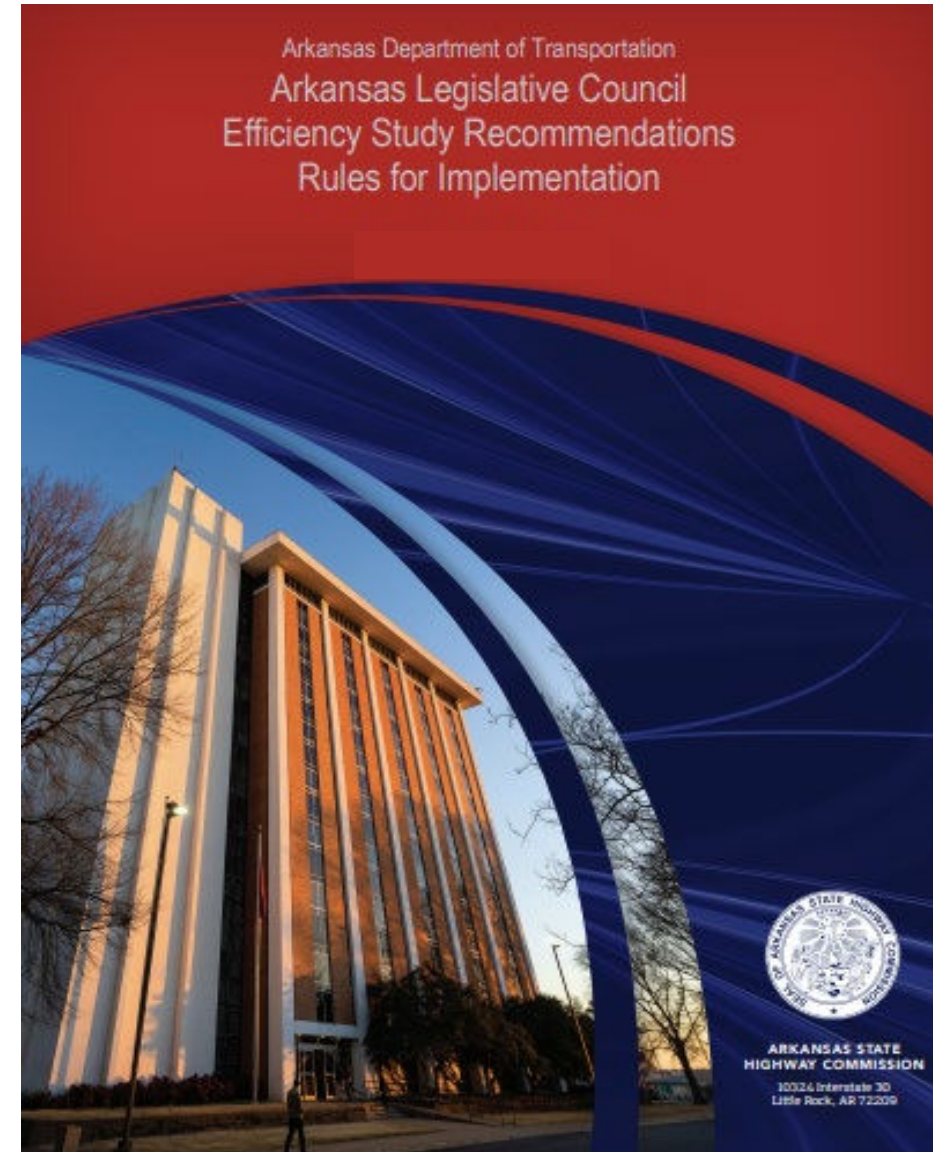
## Next Steps

- Coordination with AASHTO and FHWA
- USDOT/FHWA Established Task Force
- ARDOT Monitoring the Situation



# **Efficiency Review Recommendation Implementation**

# Arkansas Legislative Council Efficiency Study Recommendations



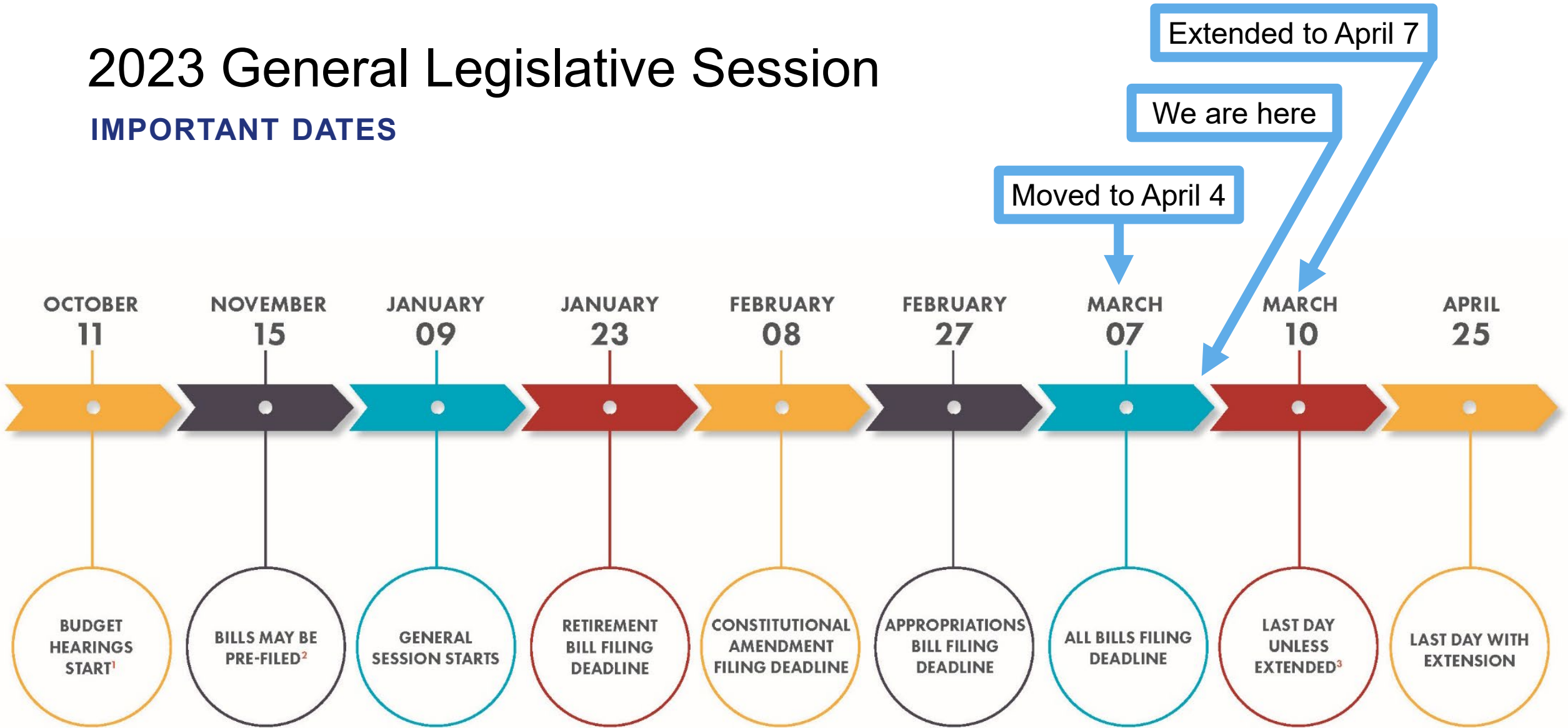
# 94<sup>th</sup> General Assembly Update

**Kevin Thornton**

Assistant Chief – Administration

# 2023 General Legislative Session

## IMPORTANT DATES



# Arkansas Department of Transportation Bills

Bill Numbers	House Committee	House Floor	Senate Committee	Senate Floor	Sponsors	Bill Description	Status
HB1193	<b>P</b>	<b>P</b>	<b>P</b>	<b>P</b>	Warren, Hammer	ARDOT Retirement	<b>Signed by Governor, Act 105</b>
HB1332	<b>P</b>	<b>P</b>	<b>P</b>	<b>P</b>	Cozart, English	Intern Housing Stipend	<b>Signed by Governor, Act 209</b>
HB1384	<b>P</b>	<b>P</b>	<b>P</b>	<b>P</b>	Carr, Crowell	Tool Allowance	<b>Signed by Governor, Act 265</b>
SB211	<b>P</b>	<b>P</b>	<b>P</b>	<b>P</b>	Irvin, Hawk	Amends Conceal Carry on ARDOT Property	<b>Signed by Governor, Act 215</b>
HB1692	<b>P</b>	<b>P</b>			Wing	Amends the Construction Manager-General Contractor Method of Procurement Pilot Program	Passed House Floor and Sent to Senate Transportation Committee

## Other Bills We Are Watching

Bill Numbers	House Committee	House Floor	Senate Committee	Senate Floor	Sponsors	Bill Description	Status
HB1140	<b>P</b>		<b>P</b>		Maddox, Boyd	ARDOT Appropriations	Passed Joint Budget Committee and should be considered on House Floor Today
SB481	<b>P</b>		<b>P</b>	<b>P</b>	Hammer	Allows for Use of Automated Speed Enforcement Devices	Passed House Committee and should be considered on House Floor Today

# Bid Letting Update

**Jared Wiley**









Assistant Chief Engineer – Planning

# Bid Letting Update – Letting Results

## March 1, 2023 Bid Letting

Type Projects	Number of Projects	Award Amount
State	34	\$ 190.4 Million
County	3	\$ 2.2 Million
City	32	\$ 13.3 Million
<b>Total</b>	<b>69</b>	<b>\$ 205.9 Million</b>

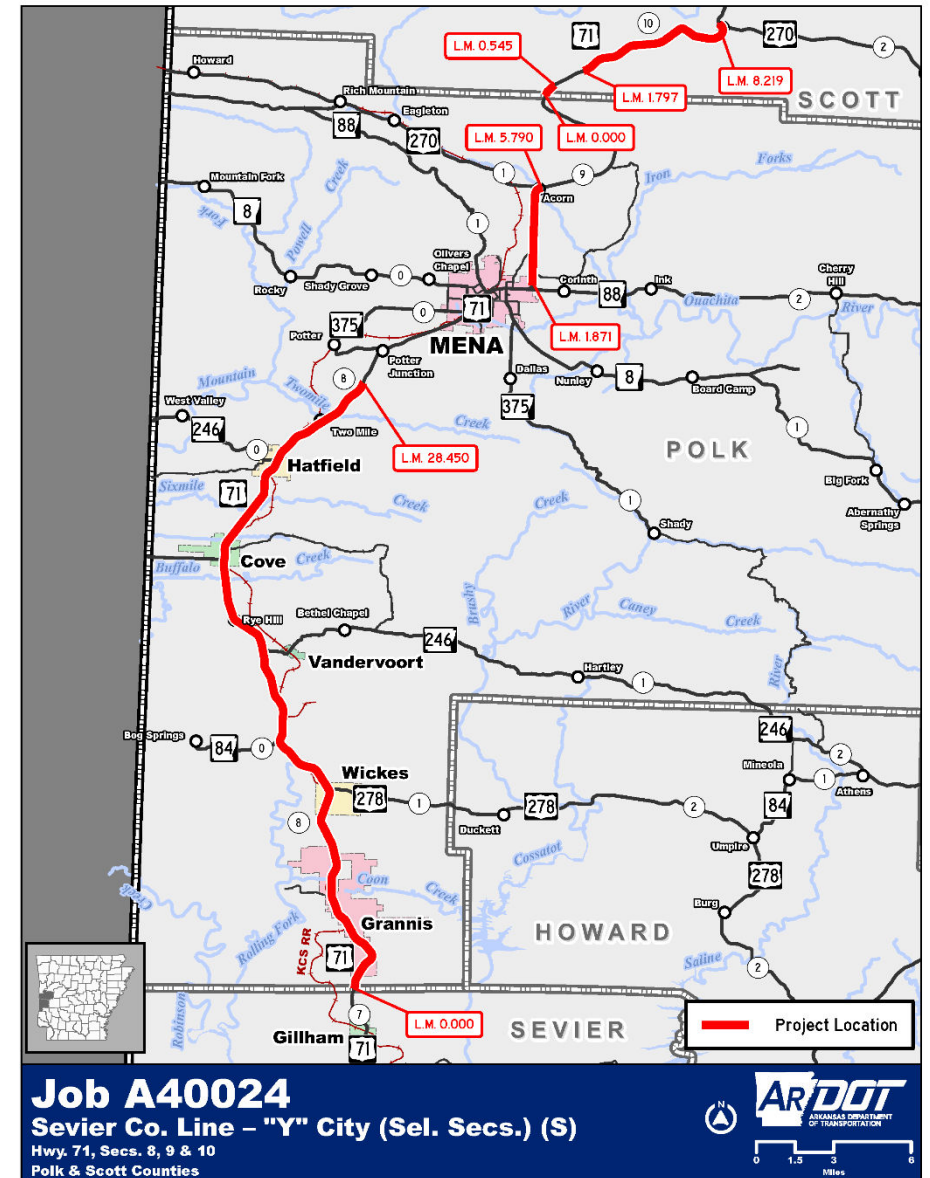
# Major Projects Awarded in the March 1, 2023 Letting

Route	County	Job Name	Contractor	Award Amount
	Polk & Scott	Sevier Co. Line – “Y” City (Sel. Secs.)	Blackstone Construction, LLC	\$ 22.1 million
	Various	Hydrodemolition Bridge Preservation (2023)	IVS Hydro, Inc.	\$ 13.3 million
	Desha & Drew	Winchester – Chicot Co. Line (Sel. Secs.)	Pine Bluff Sand & Gravel Co.	\$ 12.2 million
	Miller	Hwys. 108 & 296 (Sel. Secs.)	R. K. Hall, LLC	\$ 10.3 million
	Chicot	Desha Co. Line – South	Pine Bluff Sand & Gravel Co.	\$ 9.8 million
	Sebastian	Hwy. 64 Arkansas River Bridge Deck Rehab.	American Contracting & Services, Inc.	\$ 7.7 million
	Pulaski	Hwy. 67 – East (Preservation) (NLR)	Redstone Const. Group, Inc.	\$ 5.3 million
	Greene	Marmaduke – Paragould (Sel. Secs.)	Delta Asphalt of Ark., Inc.	\$ 4.5 million



# Sevier Co. Line – “Y” City (Sel. Secs.)

- Pavement Preservation
- 39 Miles
- \$22 Million
- Blackstone Construction, LLC
- Estimated Completion: Mid-2024

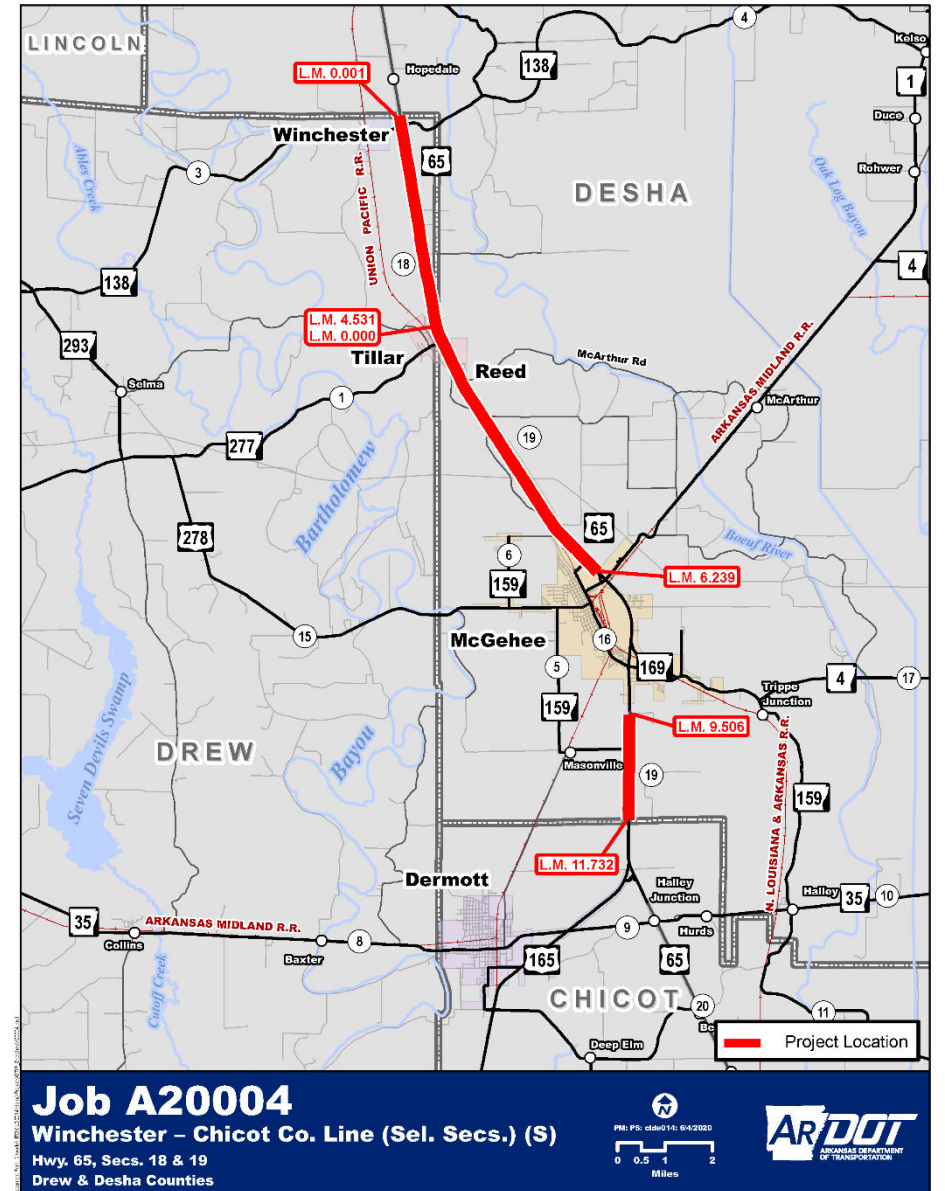






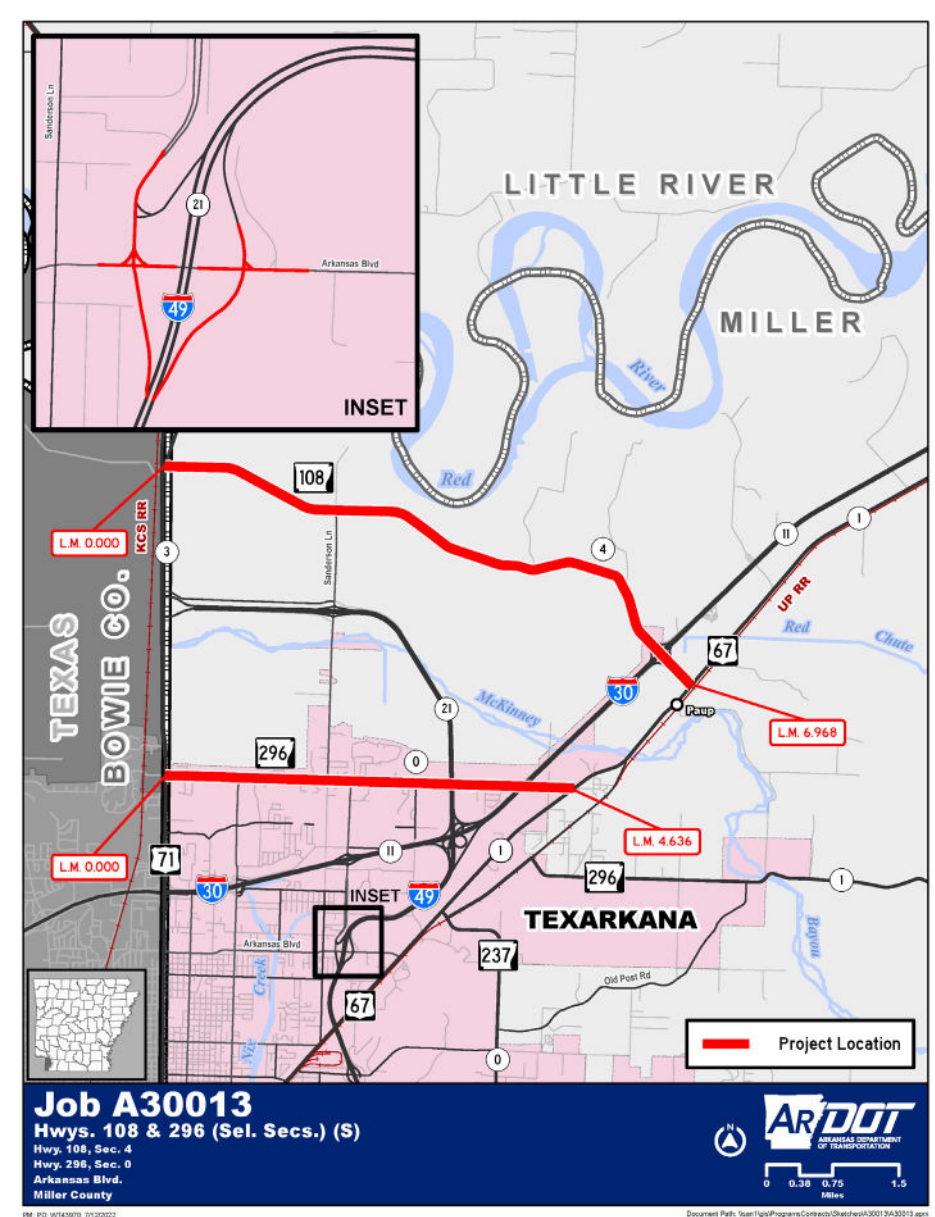
# Winchester – Chicot Co. Line (Sel. Secs.)

- Pavement Preservation
- 13 Miles
- \$12 Million
- Pine Bluff Sand & Gravel Co.
- Estimated Completion: Late 2023



# 108 296

## Hwys. 108 & 296 (Sel. Secs.)

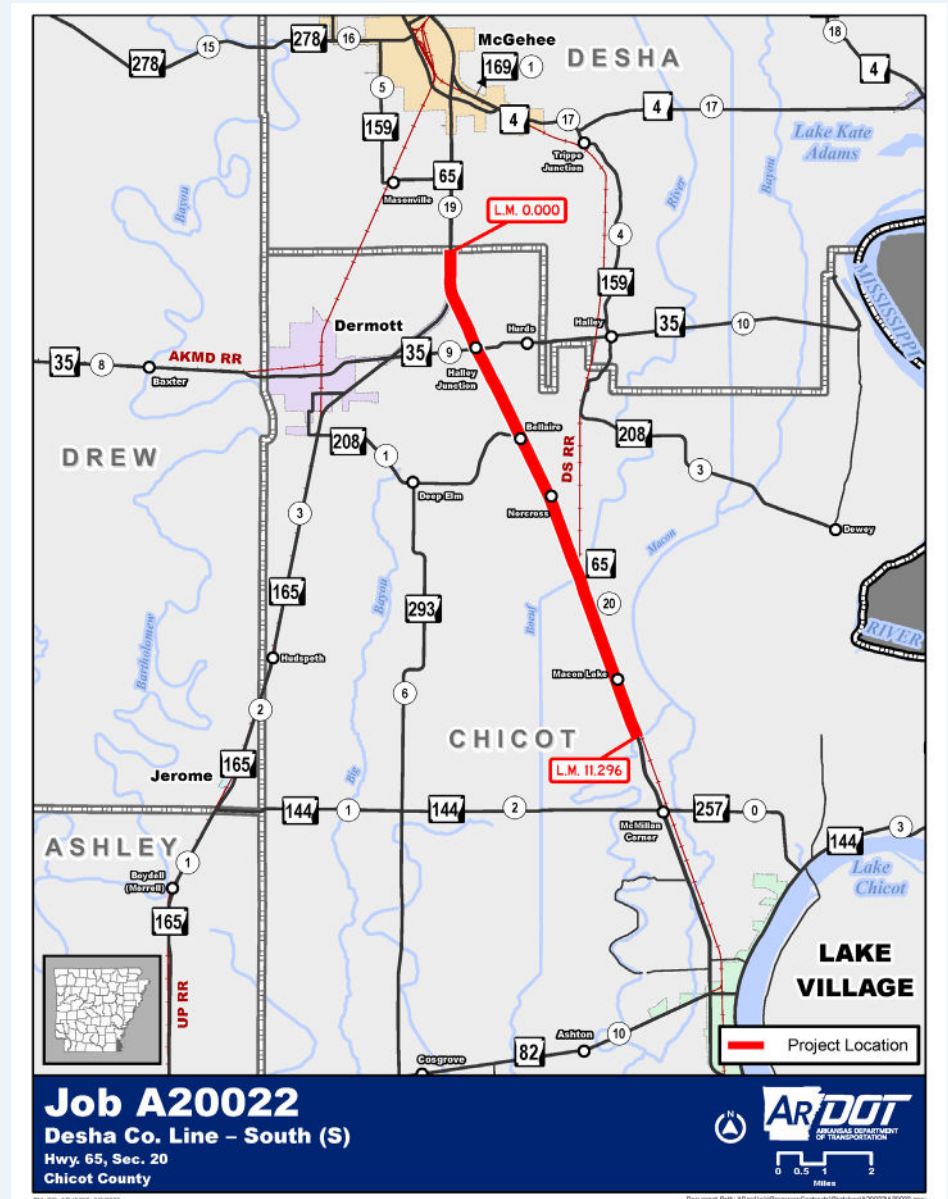


- Pavement Preservation
- 12 Miles
- \$10 Million
- R. K. Hall, LLC
- Estimated Completion: Late 2023



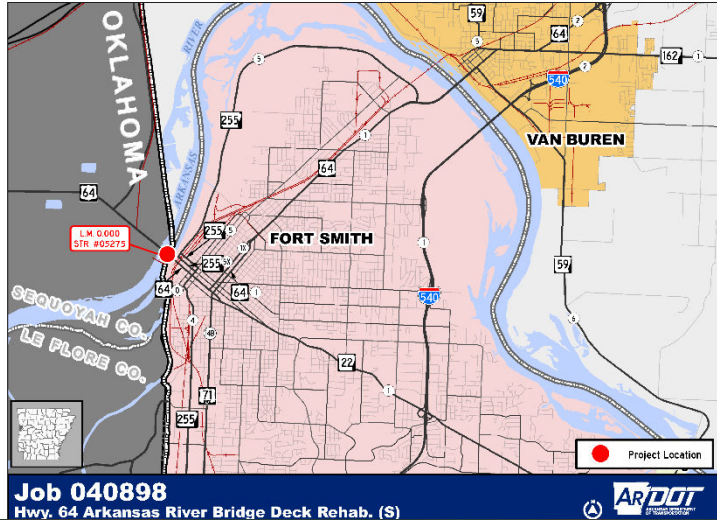
# Desha Co. Line – South

- Pavement Preservation
- 11 Miles
- \$10 Million
- Pine Bluff Sand & Gravel Co.
- Estimated Completion: Late 2023





# Hwy. 64 Arkansas River Bridge Deck Rehab.



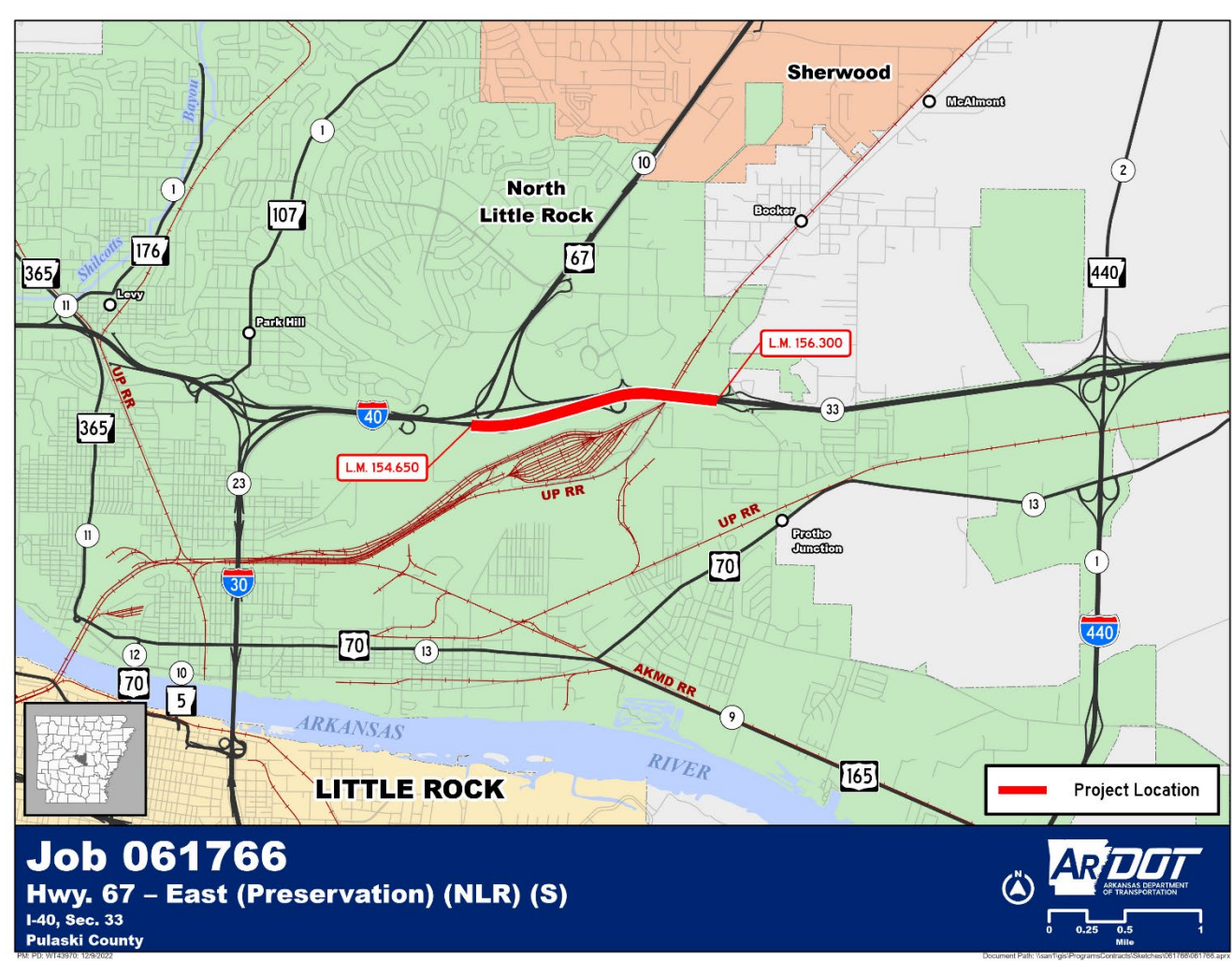
- Hydrodemolition
- 1 Bridge
- \$8 Million
- American Contracting & Services, Inc.
- Estimated Completion: Late 2024





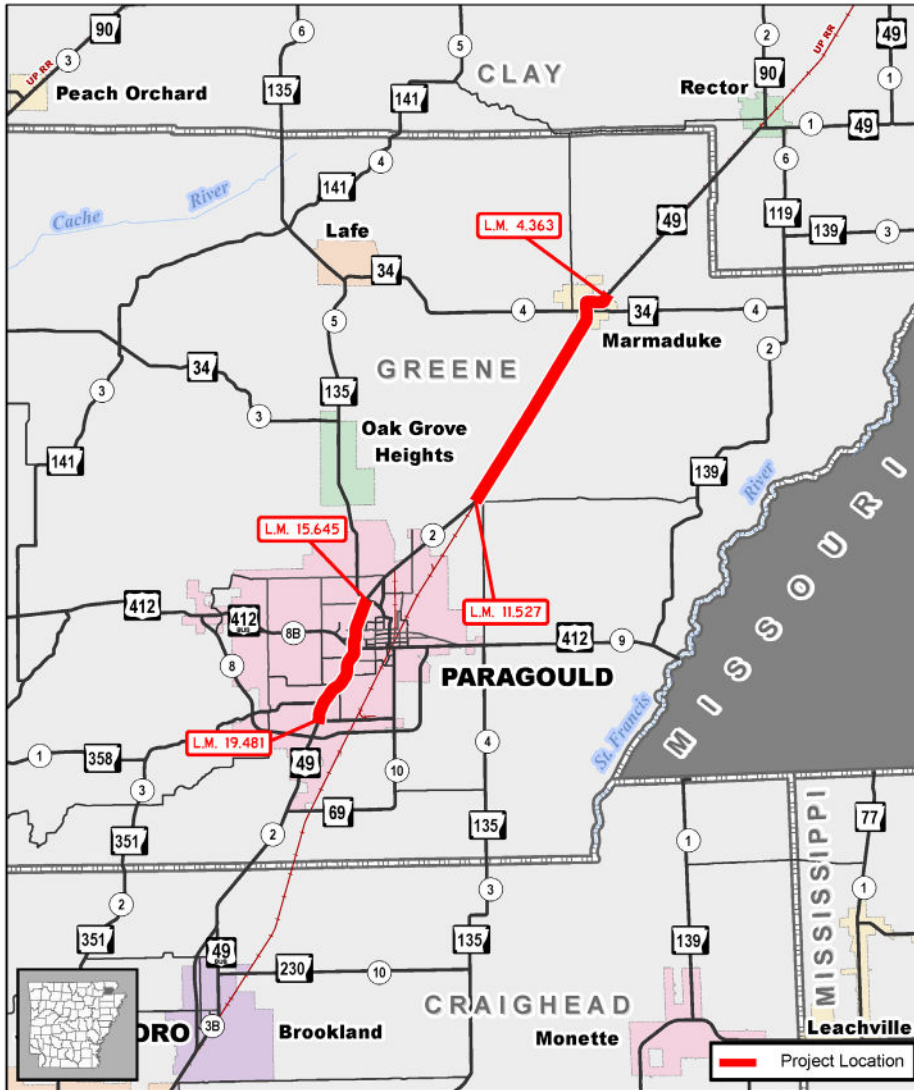
# Hwy. 67 – East (Preservation) (NLR)

- Pavement Preservation
- 2 Miles
- \$5 Million
- Redstone Const. Group, Inc.
- Estimated Completion: Late 2023





# Marmaduke – Paragould (Sel. Secs.)



**Job A00041**  
Marmaduke – Paragould (Sel. Secs.) (S)  
Hwy. 49, Sec. 2  
Greene County



- Pavement Preservation
- 11 Miles
- \$5 Million
- Delta Asphalt of Ark., Inc.
- Estimated Completion: Late 2023

**04**

# **Around the Department**

Rita S. Looney

Chief Legal Counsel

Advise and assist the Commission,  
the Director, and others in the  
Department on any and all Commission  
and Department legal matters.



# Condemnation Matters

- The Arkansas Constitution provides the power of eminent domain
- The Legislature delegates the power of eminent domain
- The Legal Division represents the Commission in acquiring property

# Arkansas State Claims Commission

- Created by the Arkansas General Assembly
- Property damage, personal injury, and contract claims disputes
- ARDOT's attorneys defend the agency, provide guidance, advice, and represent the Department before the Claims Review Committee





# Beautification

## BILLBOARDS & JUNKYARDS

- Assist with enforcement of:
  - “Arkansas Highway Beautification Act” and “Regulations for the Control of Outdoor Advertising”
  - Junkyards and automobile graveyards
  - Outdoor advertising
- ARDOT is subject to losing federal funding
- Represent ARDOT in administrative hearings

# Freedom of Information Act

- Legal handles Department responses
- Log requests and coordinate collection
- Reviews records for exemptions
- GovQA system



# Contract Review and Miscellaneous Advice

- Legal receives requests from Department divisions
- Often involves other state DOTs
- Seeks FHWA guidance and Federal regulations

An attorney serves on:

- DBE Committee
- DBE Hearing Committee



# Right of Way

## TITLE & OTHER OPINIONS

### Draft

- Federal land transfers
- Airspace agreements
- Minute Orders related to right of way
- Deeds

### Prepare

- Title Opinions
- Deeds
- Releases, affidavits and other documents

Legal works closely with ROW





## Demands

- Collection of damages to infrastructure
- Annually collect upwards of \$2 Million



# Motor Carrier

Process applications from:

- General freight carrier
- Passenger carrier
- Mobile home movers
- Household goods mover

Process applications for physical disability waivers

- Evaluation performed by Highway Police
- Waivers are valid for two years



## Legislative Review

- ARDOT uses the Arkansas Digest and the General Assembly's website
- The Legal Division watches legislation that might affect our mission

# Final 30 Crossing Special Litigation Update

## **AMEND. 91 CASE**

*Buonaiuto v. Gibson*

Challenged funds used on 30 Crossing and I-630 expansion

## **LR DNA CASE**

*Little Rock Downtown Neighborhood Assoc'n et al. v. Gibson et al.*

Challenged use of Amend. 101 funds on 30 Crossing

## **NEPA CASE**

Challenged Approval of the 30 Crossing Environmental Document



LEGAL DIVISION

# Staff Attorneys



**Rita S.  
Looney**

Chief Legal  
Counsel



**Trella A.  
Sparks**

Deputy Chief  
Counsel



**David S.  
Long**

Staff Attorney



**Angela R.  
Dodson**

Staff Attorney



**M. Todd  
Elder**

Staff Attorney



**Amanda J.  
Andrews**

Staff Attorney



**Jay D.  
Wilkins**

Staff Attorney



**Brian D.  
Black**

Staff Attorney



**James E.  
Patrick**

Legislative  
Specialist

**05**

**Upcoming Events**

## UPCOMING Events

**APRIL 11**

**AR Trucking Association  
Board of Directors Meeting**

Director Tudor  
11:30 am | Little Rock

**APRIL 14**

**Women In Stem Conference**

Director Tudor, ARDOT Staff  
8 am | North Little Rock

**APRIL 27-29**

**NCEES Southern Zone Meeting**

Director Tudor  
Houston, TX

**APRIL 12**

**Bid Letting**

10 am & 1:30 pm

**APRIL 20**

**Arkansas Good Roads  
Board Meeting**

Chairman Farmer, Director Tudor  
10:30 am | Little Rock

**MAY 9**

**PE Board Meeting**

Director Tudor  
10 am | Little Rock

## UPCOMING Events

**MAY 10**

**ASHERS Board Meeting**

Director Tudor  
10 am | ARDOT

**MAY 26**

**Mayflower Overpass Ribbon Cutting**

Commission, Director Tudor  
10 am | Mayflower

**JUNE 14-17**

**American Society for Civil Engineers  
Conference**

Director Tudor  
Austin, TX

**MAY 23-25**

**Transportation Research Committee  
Annual Conference**

Director Tudor, ARDOT Staff  
Hot Springs

**JUNE 8**

**Statewide ROADEO Finals**

Little Rock

**JUNE 21**

**Arkansas Highway Commission  
Meeting**

Commissioners, Director Tudor  
10 am | Little Rock

06

**Other Business**

# Tornado Disaster Response

**MARCH 31**

- Districts 1 and 6 immediately mobilized to clear highways
- Traffic Management Center operators assisted with emergency calls and utilized IDrive cameras to provide current conditions
- Staff present at the State Emergency Operations Center throughout the event, coordinating with all State Agencies and fulfilling requests for assistance





## District 1

- Maintenance Division and other Districts are assisting District 1 and the City of Wynne with debris removal operations, including work on city streets.
- Provided National Guard and Law Enforcement with barricades, signs, message boards, and portable traffic signals for use at check points.

## District 6

- Crews mobilized ahead of the anticipated storm, improving our response time, and cleared debris from highways Friday
- Debris clearing efforts from right of way are ongoing as powerlines are cleared



# On-going

- Strike Team Dump Trucks assisting in hauling storm debris
- Offering assistance to municipalities in restoration or designing temporary traffic signals
- Crews will continue to remove debris from highway rights-of-way over the coming weeks, and continue to assist other agencies, cities, and counties





# Perpetual Pavement Awards

Projects in Stone, Benton and Jefferson Counties



# Arkansas State Highway Commission Meeting

April 5, 2023