

Fayette Fiscal Court Special Meeting Minutes 4/08/2021

Location: VIA VIDEO TELECONFERENCE DUE TO COVID-19 RESTRICTIONS, Meeting hosted on the Zoom platform by the Fayette County Clerk

Present: County Judge/Executive Donald W. Blevins, Sr., District 1 County Commissioner Bob Pattie, District 2 County Commissioner VACANT, District 3 County Commissioner Chrysanthia Carr-Seals, Meredith Watson (Fayette County Clerk), Andrew Grunwald (LFUCG Div. of Engineering), Doug Burton (LFUCG Div. of Engineering), Rob Allen (LFUCG Div. of Streets & Roads), Bill Osborne (LFUCG Div. of Streets & Roads), Kathy Plomin (LFUCG Councilmember District 12), Eve Wallingford (LFUCG District 12 Council Legislative Aide), Scott Garthee (LFUCG Div. of Streets & Roads), Mark Feibes (LFUCG Div. of Engineering), Kerri Dauteuil (LFUCG Div. of Engineering), Shane Tucker (Ky. Transportation Cabinet District 7), Casey Smith (Ky. Transportation Cabinet District 7), and Fred Siegelman (Ky. Transportation Cabinet Central Kentucky Representative for Rural Road Municipal Aid).

1:30 p.m.: Mr. Blevins called the meeting to order and welcomed everyone present.

Mr. Blevins asked for any additions or corrections to the Minutes of the July 16, 2020, and July 30, 2020, Fiscal Court meetings, distributed earlier. There were no additions or corrections.

Mr. Pattie made a motion, seconded by Ms. Carr-Seals, to approve the Minutes of the July 16 and July 30, 2020, Fiscal Court meetings. The motion was approved by majority vote.

Old Business

Review of County Road Program for FY 2021. Mr. Grunwald reported that the paving program had been suspended until recently due to pandemic delays. The asphalt plants were just starting to reopen. He stated that the Fayette County Public Schools had completed the repair of the Kentucky River Parkway at Jacks Creek Pike, and thanked them for the work.

New Business

Consideration of Resolution approving the 2021-2022 Rural Secondary Program and Flex Fund Program for Fayette County (Ky. Transportation Cabinet). Mr. Grunwald spoke about the program, and explained how the flex fund program works in returning monies allotted to the county to the state to repave recommended roads. Recommended roads for the Rural Secondary Program this year include 2.968 miles of Bryan Station Road (KY 1970), and recommended for Flex Funds include 0.277 miles of Bryan Station Road (KY 1970), and 1.250 miles of Jacks Creek Pike (KY 1975). Mr. Smith spoke about the origin and use of the funds, and the recommendations from the Ky. Transportation Cabinet.

Mr. Smith requested a motion to approve the recommendations for repaving with Rural Secondary and Flex Funds.

Ms. Carr-Seals asked whether one or two motions would be required for approval of use of these funds. Mr. Grunwald explained that it would be one motion to accept the program recommendations and agreement.

Mr. Blevins asked for additional information about the agreement to be approved. Mr. Grunwald responded.

Mr. Pattie made a motion, seconded by Ms. Carr-Seals, to approve the recommendations for the Rural Secondary and Flex Funds along with the agreement to be signed by Judge-Executive. The motion was approved by unanimous vote.

Discussion of new project and streets to be paved for FY 2022. Mr. Grunwald stated the Div. of Engineering had received several recommendations for repaving from Councilmember Plomin's office including Shelby Lane, Walnut Hill Chilesburg, Columbus Lane, Dolan Lane, Hume Road, and Payne's Mill Road. Mr. Grunwald noted that Columbus Lane was resurfaced approximately five years ago, but that there was a portion at the end that was undone. Councilmember Plomin and Ms. Wallingford confirmed that they had been in communication with Commissioner Albright, LFUCG Dept. of Environmental Quality and Public Works, regarding a culvert at the end of Columbus Lane.

Mr. Blevins asked if any federal COVID relief funds would be able to be used for repaving. Councilmember Plomin responded that it was a possibility, but that the budget was still in the working stages and information would not be detailed until May. Mr. Blevins expressed his hope that some extra monies may be available.

Mr. Grunwald stated that a final list of streets to be paved would be presented at the next Fiscal Court meeting. Mr. Blevins asked if any citizen requests had been submitted to his office. Ms. Watson responded that she was not aware of any.

Councilmember Plomin summarized the requests from the Council District 12 office: Dolan Lane, Hume Road, Payne's Mill, Shelby Lane, and Walnut Hill.

Mr. Osborne stated he believe one section of Dolan Lane had been paved. Mr. Osborne and Mr. Grunwald agreed to investigate the road.

Consideration of County Agreement with LFUCG (FY 2022). Mr. Blevins asked if that agreement had already been prepared. Mr. Grunwald explained that the boilerplate agreement was prepared and would just need the specifics of the streets to be repaved inserted. No action was needed at that time.

Mr. Blevins asked if there were any citizens who wished to speak. There were none. Mr. Blevins thanked Councilmember Plomin for participating.

Mr. Siegelman introduced himself as the new Rural Roads representative for municipal aid for Central Kentucky from the Ky. Transportation Cabinet, and provided his contact phone number, (502) 229-9041. Mr. Blevins welcomed him.

Mr. Grunwald introduced Ms. Kerri Dauteuil, new to the LFUCG Div. of Engineering, who will be shadowing Mr. Grunwald.

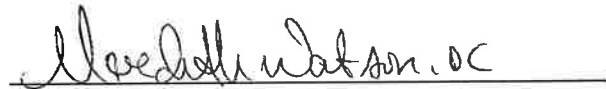
Mr. Blevins gave an update on the Fayette District 2 commissioner seat, vacated by the incumbent due to relocation out of the district, and stated he had been in touch with the Governor's Office regarding an appointment to the seat. No appointment had yet been made.

Ms. Carr-Seals asked if a Fayette District 2 map could be made available. Ms. Watson will obtain and send out a map.

There being no further discussion, Mr. Blevins asked for a motion to adjourn.

Upon motion of Mr. Pattie, seconded by Ms. Carr-Seals, the meeting adjourned at 1:55 p.m. by unanimous vote.

Respectfully submitted,



Meredith Watson

County Judge/Executive


Donald W. Blevins, Sr.



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800 Newtown Court ♦ Building 2
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FY 2022

RURAL SECONDARY PROGRAM

034 – FAYETTE COUNTY

County Judge/Executive: **Don Blevins, Sr.** | **15 – 23** yr resurfacing cycle ↑ | **63.040** RS Miles ➔

	FY 2020	FY 2021	FY 2021
FLEX Percentage (Maintenance Rating-based beginning FY14)	20%	20%	20%
RS/CR Bituminous Resurfacing FLEX Funds	\$149,324	\$154,288	\$144,551
Balance for RS Projects	\$370,966	\$318,635	\$282,426
Total RS + FLEX Project Funds (PROJECTED)	\$520,289	\$472,922	\$426,977

◆ FY20 Authorized RS Projects [TC10#11163-0 | FlexOnRS:Y | Completed: **Awarded**]

KY 1966 (MILITARY PK): 0.510mi; BMP 3.300 (0.565mi W of KY 1267); EMP 3.810 (0.055mi W of KY 1267).	\$658,118
KY 1973 (N CLEVELAND RD) – Roadside/Drainage Improvements: 3.081mi; BMP 1.866 (KY 418); EMP 4.947 (KY 1927).	
KY 1973 (N CLEVELAND RD) – Repairs/Drainage Improvements: 2.000mi; BMP 4.947 (KY 1927); EMP 6.947 (2.0mi N of KY 1927).	
KY 1973 (N CLEVELAND RD) – Repairs/Drainage Improvements: 0.653mi; BMP 6.947 (2.0mi N of KY 1927); EMP 7.600 (US 60).	
KY 1977 (S YARNALLTON PK N YARNALLTON PK) – Roadside/Drainage Improvements: 2.664mi; BMP 0.000 (KY 1681); EMP 2.664 (N YARNALLTON PK).	8.900 mi \$73,946 /mi

◆ FY21 APPROVED RS Projects [TC10# **PENDING** | FlexOnRS:Y | Completed:**Awarded**] ESTIMATED

KY 1968 (PARKERS MILL RD): 0.4520mi; BMP 3.445 (Bowman Mill Rd); EMP 3.897 (Man O War Blvd).	\$535,000
KY 1876 (GREENWICH PK): 1.749mi; BMP 0.000 (KY 353); EMP 1.749 (1.277 mi north of Harps Innis Rd).	
KY 1962 (OLD LEMONS MILL RD): 1.310mi; BMP 0.000 (Scott / Fayette Co Line); EMP 1.310 (Mt Horeb Pk).	
KY 1968 (PARKERS MILL RD): 0.686mi; BMP 2.759 (Airport Rd); EMP 3.445 (Bowman Mill Rd).	
	4.197 mi \$127,472 /mi

◆ FY22 Recommended RS Projects [TOTAL: 2.968mi | \$282,000]

KY 1970 (BRYAN STATION RD): 2.968 miles; BMP 0.000 (KY 57); EMP 2.968 (0.161 miles east of KY 1973) [R: 2013; W: 16-22; ADT: 2124 (MP 0-0.592) 1268 (MP 0.592-02.807) 803 (MP 2.807-2.968)]	\$282,000
[NOTE: R=Year Last Resurfaced; W=Width; ADT=Average Daily Traffic; C=Surface Condition]	

◆ FY22 Recommended RS Projects using FLEX Funds [TOTAL: 1.527mi | \$144,000]

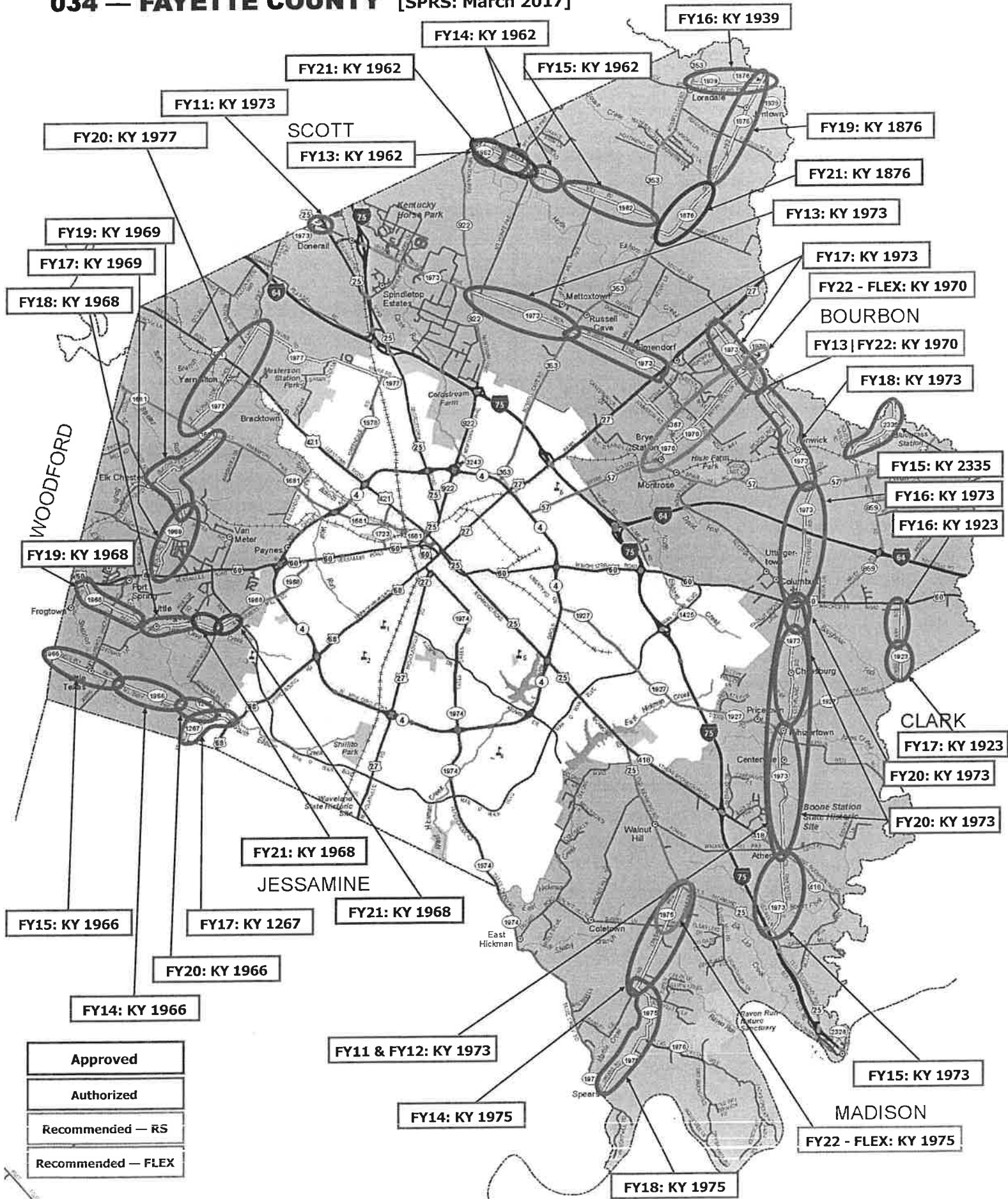
KY 1970 (BRYAN STATION RD): 0.277 miles; BMP 2.968 (0.161 miles east of KY 1973); EMP 3.245 (Fayette-Bourbon CL) [R: 1900; W: 18; ADT: 803]	\$26,000
KY 1975 (JACKS CREEK PIKE): 1.250 miles; BMP 4.160 (0.103 miles south of Shephard Lane); EMP 5.410 (US 25) [R:1991; W:18; ADT: 3166]	\$118,000

• **DECISION:** Use RS/CR Bituminous Resurfacing Flex Funds on District RS Recommendations? ☒ **YES** / ☐ **NO**

County Judge/Executive Signature of Fiscal Court Approval

5/15/2021
Date

034 — FAYETTE COUNTY [SPRS: March 2017]



**KY Transportation Cabinet ♦ Department of Highways – District 7
FY22 (2021 – 2022) RURAL SECONDARY PROGRAM**

RS22 ANNUAL CJE MEETING SCHEDULE

Monday, March 1, 2021:

- 10:00 am – Scott Co. [FC: 2nd F, 9a, 4th R, 7p]
- 9:30 am – Bourbon Co. [FC: 2nd, 4th R, 5:30p]

Tuesday, March 2, 2021:

- 1:30 pm – Fayette Co. [FC: R, 4/8, 5/13, 1:30p]

Wednesday, March 3, 2021:

- 9:00 am – Mercer Co. [FC: 2nd, 4th T, 10a]
- 1:30 pm – Montgomery Co. [FC: 3rd T, 10a & 2p]

Thursday, March 4, 2021:

- 8:30 am – Anderson Co. [FC: 1st T, 9a, 3rd T, 6p]
- 1:30 pm – Madison Co. [FC: 2nd, 4th T, 9:30a]
- 3:00 am – Jessamine Co. [FC: 1st, 3rd, 5th T, 4p]

Friday, March 12, 2021:

- 9:00 am – Boyle Co. [FC: 2nd, 4th T, 9a]
- 1:30 pm – Clark Co. [FC: 2ndW, 9:30a, 4thR, 6:30p]

TBD:

- 1:30 pm – Garrard Co. [FC: 2nd M, 6p]
- 1:30 pm – Woodford Co. [FC: 2nd, 4th T, 5:30p]

KYTC DISTRICT 7 CONTACT INFO

KYTC Department of Highways – District 7

800 Newtown Court, Lexington, KY 40511

P: 859.246.2355 ♦ F: 859.246.2354

<http://transportation.ky.gov/DistrictSeven>

- Chief District Engineer:
Kelly Baker, PE (KellyA.Baker@ky.gov)
- Engineering Support (also includes Materials, Equipment, Roadside Environment):
Daniel Kucela, PE (Daniel.Kucela@ky.gov)
Bridges: **Cory Jones, PE**
Permits: **Robert Baker, PE**
Traffic: **Natalia McMillan, PE**
Snow & Ice: **Matthew Bland**
- Project Delivery & Preservation I:
Tony McGaha, PE (Tony.McGaha@ky.gov)
Fayette/Jessamine: **Fazi Sherkat, PE**
Woodford/Scott: **Austin Shields, PE**
- Project Delivery & Preservation II:
Jonathan Taylor, PE (Jonathan.Taylor@ky.gov)
Bourbon/Clark/Montgomery: **Chris Heil, PE**
Garrard/Madison: **Corey Thomas, EIT**
Boyle: **Jeremy Boyle, PE**
Anderson/Mercer: **Nick Lester, PE**
- Project Development (also includes Environmental, Right of Way, Utilities, Surveying, Geotechnical):
Rob Sprague, PE (Robin.Sprague@ky.gov)
Design: **Joshua Samples, PE**
Planning: **Casey Smith, PE**
HSIP/LPA Coordinator: **Shane Tucker**

STATE PRIMARY ROAD SYSTEM

Under KRS 177.020, the State Primary Road System classifies state-maintained roadways by the type of service and function they provide. 603 KAR 3:030 designates the following classes:

State Primary System: Interstates (symbolized by black lines on maps), parkways (brown lines) and other long-distance, high-volume intrastate routes (red lines) of statewide significance that generally link major urban areas within the state.

State Secondary System: Regionally significant routes (green lines) which provide mobility and access to land use activity, generally serving smaller cities and county seats within a region.

Rural Secondary System: Routes of sub-regional significance (yellow lines) which might include urban arterial streets and other collectors, often with access to land use activity, such as farm-to-market routes as their main function.

Supplemental Roads: All other state-maintained routes (purple lines) such as frontage roads, cross roads and local access roads such as farm-to-market routes as their main function. ♦

RURAL SECONDARY PROGRAM

This program was established as a mechanism of funding for roads classified as Rural Secondary under the State Primary Road System. These are the yellow roads on the State Primary Road System Map.

Each fiscal year, funds are allocated to the Rural Secondary Program as authorized in Kentucky Revised Statutes sections 177.320 through 177.360. These statutes delineate that the funds shall be used for construction, reconstruction & maintenance of secondary and rural roads in each county. Also each year, Transportation Cabinet representatives meet with fiscal court members to jointly agree on which rural secondary projects will be funded. ♦

HOW RS FUNDS ARE CALCULATED

The RS Road Fund Allotment is an estimate based upon anticipated motor fuel consumption that is calculated 6 months prior to distribution. KY's Motor Fuel Excise Tax (Jan 2020) is 24.6/21.6 cents per gallon (cpg) for gas/diesel (includes 5 cpg highway user tax on gas) plus 1.4 cpg storage tank fee for a total of 44.4/47.4 cpg for gas/diesel, including federal tax of 18.4/24.4 cpg, respectively (US Average: 52.18/60.63 cpg). KY also taxes commercial carriers quarterly for gas/special fuels.

KY variable tax rate, indexed to AWP (average wholesale price), is 10% AWP at close of previous FY with AWP "floor" of \$2.177/gal through 6/30/16 (HB 299). Rates remain same thru 6/30/18. [api.org/tax]

By statute, 22.2% of the projected motor fuel tax is set aside for the RS Program. The budget office puts 10% of that amount into the undistributed budget (CB05) & releases by Official Order 90% to the Dept of Rural & Municipal Aid (DRMA), which reserves 6% for emergency funds & 3% for administrative purposes. The remaining 91% (of the original 90%) is distributed to each county as an **initial allotment** using the Fifts Formula, as follows:

- 20% equal portion to all 120 counties;
- 20% based on rural population (<2500) ratio;
- 20% based on rural road mileage ratio;
- 40% based on square-mile rural area ratio.

At the end of the fiscal year, the undistributed budget is adjusted to actual revenues & consumer price index changes, then released to DRMA & added to each county's RS pool as **undistributed funds** using the Fifts Formula. Counties not using all allotted RS funds carry a **free balance** of unallocated funds available the following year. At times, this balance can be negative due to asphalt price increases or field estimates (on which project approvals are based) lower than actual low bids. In negative balance situations, undistributed funds cover the difference.

The sum of the initial distribution, free balance & undistributed funds is the **RS Project Balance** for the upcoming FY. Deducted from this amount are **RS routine maintenance & traffic** (provided by district unless maintained by county per agreement) & **CJE expenses** (per KRS: \$600/qtr). The remainder, less any FLEX funds (if authorized), is used for resurfacing RS routes.

For FY11 – FY22, **FLEX Funds** (10-25% of initial allotment, based on KYTC maintenance rating) have been authorized for bituminous resurfacing or full-width strip patching of RS or county roads. To accommodate greater traffic volumes & shorten the RS resurfacing cycle, FLEX funds can be applied to the D7 RS recommendations with fiscal court approval. ♦

For additional info, please contact: **Casey Smith, PE**
D7 Planning ♦ casey.smith@ky.gov ♦ 859.246.2355x277

USEFUL TRANSPORTATION WEBSITES

- KYTC Home Page: <http://transportation.ky.gov>
- 2020 Enacted Highway Plan: <https://transportation.ky.gov/Program-Management/Pages/2020-Highway-Plan.aspx>
- Historic SYP: <http://transportation.ky.gov/Program-Management/Pages/Historic-SYP-Highway-Plans.aspx>

For info on the following KYTC Department of Rural & Municipal Aid Offices, please contact Craig Caudill (Craig.Caudill@ky.gov) at 502.564.2060:

- DRMA Field Representative for Clark & Montgomery: Barry Davis (BarryH.Davis@ky.gov)
- DRMA Field Representative for Bourbon, Boyle, Fayette, Garrard, Jessamine, Madison, Mercer, Scott: Fred Siegelman (Fred.Siegelman@ky.gov)
- DRMA Field Representative for Anderson & Woodford: Commissioner's Office (BobbiJo.Lewis@ky.gov)
- Rural Secondary Roads (County & Municipal Road Aid, RS Program): <https://transportation.ky.gov/RuralandMunicipalAid>
- Local Programs (TAP-Transportation Alternatives Program, CMAQ-Congestion Mitigation & Air Quality, Scenic Byways & Highways): <http://transportation.ky.gov/LocalPrograms/>

