



**EVANSVILLE METROPOLITAN PLANNING ORGANIZATION
POLICY COMMITTEE MINUTES**

**Regular meeting held at 4:00 p.m. in Room 301
Civic Center Complex – Administration Building
Evansville, Indiana**

November 10, 2022

The following are minutes and not intended to be a verbatim transcript. An audio version of the proceedings can be heard or viewed on our website at www.evansvillempo.com.

1. ROLL CALL

Policy Members	Organization	In Person	Webex/ Phone	Absent
Jack Corn, Jr.	Chairman	X		
Mayor Lloyd Winnecke	City of Evansville	X		
Ron Beane	Evansville City Council	X		
Rusty Fowler	Vice Chairman, Indiana Department of Transportation			X
Jill Hahn	Vanderburgh County Council	X		
Deneatra Henderson	Kentucky Transportation Cabinet	X		
Nick Stallings	Henderson County Appointment		X	
William “Buzzy” Newman	City of Henderson Appointment		X	
Christy Powell	Town of Newburgh Appointment		X	
Todd Robertson	City of Evansville Mayoral Appointment		X	
Dan Saylor	Warrick County Commission		X	
Ben Shoulders (Robb Myers as proxy)	Vanderburgh County Commission			X
John Stoll	Vanderburgh County Commission Appointment			X
EMPO Staff Members		In Person	Webex/ Phone	Absent
Seyed Shokouhzadeh		X		
Pam Drach		X		
Matt Schriefer		X		
Erin Schriefer		X		
Amir Varshochi		X		
Xinbo Mi		X		
Kari Akin		X		
Brooke Vorbeck		X		
Others Present		In Person	Webex/ Phone	Absent
Thomas Witt			X	

Jack Corn directed the meeting.

2. APPROVAL OF MINUTES

Mayor Lloyd Winnecke made a motion for approval and Jill Hahn seconded the motion; motion carried.

3. OLD BUSINESS

a. Project Update – presented by Pam Drach

City of Evansville

- Lincoln Ave (Green River Rd to Newburgh Rd): The City has selected the no-build alternative for the project at this time. A cancellation letter was submitted to INDOT.
- Walnut St Phase 2 (Weinbach Ave to Vann Ave): Current construction phase activities include water main, storm sewer, and paving elements between Weinbach Ave and Boeke Rd. Contractor anticipates this phase to be under pavement before the end of the year.
- Walnut St Phase 3 (MLK Jr Blvd to US 41): Right of way acquisition is ongoing. Twenty-seven of 29 parcels have been secured.

Vanderburgh County

- Franklin St Bridge (over Pigeon Creek): All work on the top of the bridge is complete. Contractor expects the remaining work to be completed by the end of the year.
- Oak Hill Rd (Eastwood Dr to Millersburg Rd): The environmental document was approved on September 14, 2022. Right of way activities are continuing with 22 of 49 parcels secured. Pavement design has been approved.

Warrick County

- Telephone Rd (Bell Rd to Fuquay Rd): Right of way appraising underway with 17 of 79 parcel packets submitted to the County for review.
- Epworth Rd (SR 662 to SR 66): Survey activities underway. A kick-off meeting was held on October 11, 2022.

City/County of Henderson

- Wathen Lane (US 60 to city limits): Anticipate the right of way will be secured in mid-November.

KYTC

- US 60 Spottsville Bridge: The second implosion for the large truss of the old Spottsville Bridge was completed October 19, 2022.
- KY 2183 and KY 1539: The County is reviewing low volume roundabout design options for potential impacts to the utilities at the intersection, particularly impacts to the gas line.

INDOT Updates – presented by Pam Drach

- (B-43148) US 41 Bridge over Pigeon Creek: Construction will hopefully finish this year.
- (B-40541) SR 68 over Pigeon Creek and Wallace Creek: SR 68 has been closed at both structures and work is ongoing.
- (R-40567) SR 65 over I-64 EB/WB Lanes: Project was not awardable on the 9/14/22 letting so it is being re-let on the 12/7/22 letting.
- (B-44156) US 41 over SR 66/Diamond Ave: Working on project's time set and getting permits submitted for pipes.
- (R-39921) SR 66 at Epworth Rd: Project is now in February 2023 letting. Finalizing MOU with County. Deaconess has donated right of way. Bank is reviewing offer.
- (R-39421) US 66 (between New Harmony Rd and Detroy Rd): Final Tracing files are being received at this time.
- (R-42753) Various locations in the Vincennes District: Final Tracing documents are being reviewed and construction schedule finalized.

- (B-39367) I-64 over Plum Creek: Project has been moved to the March 15, 2023 letting to allow time for MOT and design revisions.
- (R-41410) US 41 (SR 66/SR 62 to SR 66 (Diamond)): Received species list from City Arborist, right of way is working through buying and condemnation process.
- (R-42736) Various locations in the Vincennes District: Environmental for Des# 2001053 was approved on October 27, 2022.
- (B-42728) Various locations in the Vincennes District: Stage 1 submitted September 26, 2022. Pavement review request of shoulder for MOT submitted October 14, 2022.

This item was informational and did not require a committee action.

4. NEW BUSINESS

a. TIP Modifications – presented by Pam Drach

The Evansville MPO modified the FY 2022-2026 Transportation Improvement Program on September 28, 2022 with the following:

Sponsor	Contract	Des#/ID#	Road	Description	County	Work Type	Funding Type	% Split	Action	Fiscal Year	Phase/Source	Current TIP Entry	New TIP Entry		
													Total	Federal	State/Local
All amounts in thousands															
INDOT	42185	1900273	US 41	1.80 mi N Jct SR-57	Vanderburgh	Small Structure Replacement	NHPP	80/20	Add PE	2023	PE	\$0	\$200	\$160	\$40

This item was informational and did not require a committee action.

b. TIP Amendments – presented by Pam Drach

The Evansville MPO amended the FY 2022-2026 Transportation Improvement Program with the following:

Sponsor	Des#/ID#	Road	Description	County	Work Type	Funding Type	% Split	Action	Fiscal Year	Phase/Source	Current TIP Entry	New TIP Entry		
												Total	Federal	State/Local
All amounts in thousands														
KYTC	02-20023	I 69	From milepoint 142.15 to 148.09	Henderson	Address pavement condition	NHPP	80/20	Revise Estimates	2023	PE	\$640	\$980	\$784	\$196
									2024	CN	\$6,400	\$9,800	\$7,840	\$1,960
KYTC	02-10084	US 60	Over Green River	Henderson	Bridge Project	BR	80/20	Add Project	2025	PE	\$0	\$809	\$647	\$162
KYTC	02-10091	KY 145	Over Beaver Dam Creek	Henderson	Bridge Project	BR	80/20	Add Project	2024	PE	\$0	\$39	\$31	\$8
									2024	CN	\$0	\$390	\$312	\$78
KYTC	02-10092	KY 812	Over North Fork Canoe Creek	Henderson	Bridge Project	BR	80/20	Add Project	2023	PE	\$0	\$143	\$114	\$29
									2023	CN	\$0	\$1,430	\$1,144	\$286
KYTC	02-2091.10	US 41	Over the Ohio River	Henderson	Bridge Project	BR	80/20	Add Project	2024	CN	\$0	\$2,000	\$1,600	\$400
									2025	CN	\$0	\$6,000	\$4,800	\$1,200
									2026	CN	\$0	\$8,000	\$6,400	\$1,600
KYTC	02-22093	I-69	From milepoint 137.141 to 142.33	Henderson	Pavement Project	NHPP	80/20	Add Project	2026	PE	\$0	\$400	\$320	\$80
									2026	CN	\$0	\$4,000	\$3,200	\$800
KYTC	02-22193	AU 9005	From milepoint 0 to 8.88	Henderson	Address pavement condition	NHPP	80/20	Add Project	2026	PE	\$0	\$1,065	\$852	\$213
									2026	CN	\$0	\$10,650	\$8,520	\$2,130
KYTC	02-22194	AU-9005	From milepoint 8.88 to 15.88	Henderson	Address pavement condition	NHPP	80/20	Add Project	2026	PE	\$0	\$840	\$672	\$168
									2026	CN	\$0	\$8,404	\$6,723	\$1,681
KYTC	02-22333	KY 425	From milepoint 0 to 4.75	Henderson	Address pavement condition	STBG	80/20	Add Project	2025	PE	\$0	\$600	\$480	\$120
									2025	CN	\$0	\$5,400	\$4,320	\$1,080

Deneatra Henderson made a motion for approval and Buzzy Newman seconded the motion; motion carried.

c. Evansville MPO FY 2022 Audit Report – presented by Kari Akin

The Evansville MPO FY 2022 audit covering the period of July 1, 2021 to June 30, 2022 was conducted by Crowe LLP through a contract with the Indiana State Board of Accounts.

Copies of the audit have been sent to the State pass-through agencies, Federal agencies, and the IN and KY State clearinghouses.

In the report, pages 11 and 12 show the schedule of expenditures of federal awards. Sixteen grants were administered in FY 2022 totaling \$854,292 in federal expenditures. Of this total, \$87,026 were passed through to not-for-profit organizations utilizing the Federal Transit Administration Section 5310 funds.

Pages 19 and 20 list the schedule of findings and questioned costs in which no matters were reportable.

This item was informational and did not require a committee action.

d. UPWP Amendment 2.5% Bipartisan Infrastructure Law – presented by Kari Akin

The Infrastructure Investment and Jobs Act (IIJA) Bipartisan Infrastructure law provides \$550 billion over fiscal years 2022 through 2026 in new Federal investment in infrastructure, including roads, bridges, and mass transit, water infrastructure, resilience and broadband. This law requires 2.5% of PL (planning) obligations be set-aside for use on increasing safe and accessible transportation options.

There is no change in funding amounts for this amendment. This 2.5% line item will be denoted as “Y410” through out the UPWP and will be given a separate funding line item in the tables.

TASK 200 “Y410” Projects (pages 15 & 17):

- collecting, analyzing, and mapping crash data points.

ORIGINAL

IN PL		LOCAL	TOTAL
\$ 112,000		\$28,000	\$140,000

REVISED

IN PL	Y410	LOCAL	TOTAL
\$ 108,000	\$ 4,000	\$28,000	\$140,000

TASK 500 “Y410” Projects (pages 22-24):

- Provide technical assistance to LPAs, engineers, and city officials on various pedestrian crossing and bicycle improvements using current bicycle and pedestrian master plans for reference.
- Encourage the use of best practices in design to support bicycle and pedestrian safety.
- Encourage compliance with EMPO’s Complete Streets Policy on Federally funded projects. Also encourage LPAs to adopt a local-level Complete Streets Policy.
- Encourage development of complete streets by incorporating safe pedestrian facilities, safe transit stops (if present), safe crossing opportunities where needed for accessing destinations, and by providing safe and comfortable bicycle facilities on roadways, adjacent to the road, or on a nearby parallel corridor.
- Support bicycle and pedestrian groups and health and wellness organizations to promote the use and planning of bicycle and pedestrian improvements.

The Funding table on page 29: Original and amended

SOURCE	FY 2023			
	Federal	State	Local	Total
IN PL/5303	\$542,465	\$0	\$135,617	\$678,082
IN HSIP 100%	\$100,000	\$0	\$0	\$100,000
IN STBG	\$70,000	\$0	\$17,500	\$87,500
IN STBG- softwares	\$46,400	\$0	\$11,600	\$58,000
IN STBG-REMIX*	\$11,856	\$0	\$2,964	\$14,820
IN SPR - Planning	\$39,748	\$1,884	\$8,053	\$49,685
IN SPR State Traffic Count	\$50,000	\$12,500	\$0	\$62,500
KY FTA 5303	\$10,000	\$0	\$2,500	\$12,500
KY FTA 5307	\$10,000	\$0	\$2,500	\$12,500
IN FTA 5307	\$10,000	\$0	\$2,500	\$12,500
FTA Section 5310	\$25,000	\$0	\$0	\$25,000
KY PL FUNDS	\$74,400	\$4,650	\$13,950	\$93,000
Total	\$989,869	\$19,034	\$197,184	\$1,206,087

* REMIX PO already issued

SOURCE	FY 2023			
	Federal	State	Local	Total
IN PL/5303	\$531,627	\$0	\$132,907	\$664,534
Y410 (2.5% PL)	\$10,838	\$0	\$2,710	\$13,548
IN HSIP 100%	\$100,000	\$0	\$0	\$100,000
IN STBG	\$70,000	\$0	\$17,500	\$87,500
IN STBG- softwares	\$46,400	\$0	\$11,600	\$58,000
IN STBG-REMIX*	\$11,856	\$0	\$2,964	\$14,820
IN SPR - Planning	\$39,748	\$1,884	\$8,053	\$49,685
IN SPR State Traffic Count	\$50,000	\$12,500	\$0	\$62,500
KY FTA 5303	\$10,000	\$0	\$2,500	\$12,500
KY FTA 5307	\$10,000	\$0	\$2,500	\$12,500
IN FTA 5307	\$10,000	\$0	\$2,500	\$12,500
FTA Section 5310	\$25,000	\$0	\$0	\$25,000
KY PL FUNDS	\$74,400	\$4,650	\$13,950	\$93,000
Total	\$989,869	\$19,034	\$197,184	\$1,206,087

The full UPWP can be found on the EMPO website at:
http://www.evansvillempo.com/Docs/UPWP/UPWP_2023-2024.pdf

Ron Beane made a motion for approval and Mayor Lloyd Winnecke seconded the motion; motion carried.

e. Employee Handbook Updates per ADA Title II Self-Evaluation – presented by Matt Schriefer

In June of this year, the KYTC Office for Civil Rights and Small Business Development made MPO’s across Kentucky aware of a requirement to complete an ADA Self-Evaluation and Transition Plan per Title II of the Americans With Disabilities Act. In completing the Plan, the MPO was made aware of some additions that were needed to the Evansville MPO Handbook related to reasonable accommodations, harassment, non-discrimination, and medical records.

The MPO is requesting your approval of the following changes to the Evansville MPO Handbook.

- (A) In Section 2.90.015 – Equal Employment Opportunity replace:

The MPO will take appropriate steps to provide reasonable accommodations upon request to qualified individuals with disabilities so long as doing so does not cause an undue hardship for the MPO.

With:

The MPO will take appropriate steps to provide reasonable accommodations upon request to qualified individuals with a disability so long as doing so does not cause undue hardship for the MPO. Reasonable accommodations requests should be made to the MPO's Title VI/ADA Coordinator to begin the process. The Title VI/ADA Coordinator will provide a timeframe for providing the accommodation or reasons why the request cannot be met and will provide updates to the process on a weekly basis. If an agreed upon accommodation cannot be provided in a timely manner, a temporary accommodation may be considered. The Title VI/ADA Coordinator may request additional information or documentation to establish whether the accommodation is reasonable or what accommodation would be most effective. If a request is denied, the reasons for the denial will be provided in writing. If an employee feels that the request was improperly denied or otherwise discriminated against because of their disability, the employee can report discrimination to the MPO Director. If the employee is not satisfied with the conclusion of that interview, then they may report discrimination to the MPO Policy Board or file a grievance with the Title VI/ADA Coordinator. For more information regarding the MPO's grievance procedure for discrimination based on disability, refer to the MPO's ADA Self Evaluation and Transition Plan.

(B) In Section 2.90.015 – Equal Employment Opportunity replace:

Harassing conduct may include, among other things, (1) epithets, slurs, stereotyping, or threatening, intimidating, or hostile acts that relate to race, sex, age, religion, national origin, military status or disability; and (2) written or graphic material that denigrates or shows hostility or aversion toward an individual or group because of race, sex, age, religion, national origin, or disability. The MPO is committed to protecting employees from such harassment whether from other employees or nonemployees such as vendors, contractors, visitors, citizens, or officials.

With:

Harassing conduct may include, among other things:

1. Epithets, slurs, stereotyping, or threatening, intimidating, or hostile acts that relate to race, sex, age, religion, national origin, military status or disability, including, but not limited to:
 - Physical violence, threats of physical violence, physical intimidation, or stalking.
 - Demeaning jokes, derogatory statements, verbal epithets or slurs, or stereotyping activities.
 - Interfering with, destroying or damaging a person's workstation, tools or equipment, or otherwise interfering with the individual's ability to perform their job.
 - Commenting about an individual's physical characteristics, clothing or lifestyle in a manner that demeans an individual based on their race, sex, age, religion, national origin, or disability.
 - Sabotaging an individual's work because of their race, sex, age, religion, national origin, or disability.
 - Bullying, yelling, or name-calling because of the individual's race, sex, age, religion, national origin, or disability.
2. Written or graphic material in the workplace, including displays on computers, pictures, posters, or anything else visible to other employees that denigrates or shows hostility or aversion toward an individual or group because of race, sex, age, religion, national origin, or disability, including, but not limited to:
 - Images, pictures, posters, or objects; for example, demeaning cartoons, dolls, or artifacts.
 - Text, graffiti, or written messages of intimidation; such as epithets, slurs or threats.

The MPO is committed to protecting employees from such harassment whether from other employees or nonemployees such as vendors, contractors, visitors, citizens, or officials.

(C) In Section 2.90.015 – Equal Employment Opportunity, at the end of C. Non-discriminatory service policy add:

For more information regarding the MPO's complaint procedures for discrimination based on disability, refer to the MPO's ADA Self Evaluation and Transition Plan.

(D) In Section 2.90.065 – Applicant/personnel files replace:

The MPO Director shall also maintain a separate medical file for each employee that contains any medical or Worker's Compensation documentation provided to the MPO.

With:

The MPO shall also maintain a medical file for each employee separate from an employee's personnel record that contains any medical condition, medical history, or Worker's Compensation documentation provided to the MPO. This information can only be shared in three ways: (1) supervisors and managers may be informed of restrictions on the work or duties of individuals with disabilities and informed of necessary accommodation(s); (2) first aid and safety personnel may be informed if the condition might require emergency treatment; and (3) government officials investigating compliance with ADA/504 shall be provided with relevant information upon request.

Ron Beane made a motion for approval and Buzzy Newman seconded the motion; motion carried.

f. 2023 Target Setting Recommendations – presented by Pam Drach

The FAST Act and subsequent federal rulemaking established performance measures for safety, pavement and bridge condition, system performance and freight, and emissions. Federal regulations require state DOTs to establish and report the statewide targets on set schedules.

Indiana's performance report dashboard can be found here:

<https://www.fhwa.dot.gov/tpm/reporting/state/state.cfm?state=Indiana>

Kentucky's performance report dashboard can be found here:

<https://www.fhwa.dot.gov/tpm/reporting/state/state.cfm?state=Kentucky>

MPOs are required to either adopt and support their DOT's statewide targets or set their own targets specific to their areas within 180 days of the establishment of the state DOT targets. At this time, the Evansville MPO is recommending the adoption and support of the INDOT and KYTC statewide targets as listed on the following table:

INDOT and KYTC Proposed Targets		Indiana	Kentucky		
		2023 Targets	2023 Targets		
Safety	Number of Fatalities	894.2	764		
	Rate of Fatalities (per 100 million VMT)	1.088	1.575		
	Number of serious injuries	3348.1	2658.0		
	Rate of serious injuries (per 100 million VMT)	4.068	5.519		
	Number of non-motorized fatalities and serious injuries	399.6	289		
		Indiana		Kentucky	
		2-Year Target	4-Year Target	2-Year Target	4-Year Target
Pavement	Interstate System - % of pavements in Good condition	60.0%	62.0%	n.a.	50.0%
	Interstate System - % of pavements in Poor condition	1.0%	1.0%	n.a.	3.0%
	Non-Interstate NHS System - % of pavements in Good condition	50.0%	48.0%	35.0%	35.0%
	Non-Interstate NHS System - % of pavements in Poor condition	1.5%	1.5%	6.0%	6.0%
Bridge	% of NHS Bridges , by deck area in Good condition	49.0%	47.5%	35.0%	35.0%
	% of NHS Bridges , by deck area in Poor condition	3.0%	3.0%	3.7%	3.2%
System Performance/Freight	Interstate System - % of person-miles traveled that are reliable Level of travel time reliability (LOTTR)	93.0%	93.5%	93.0%	93.0%
	Non-Interstate NHS System - % of person-miles traveled that are reliable Level of travel time reliability (LOTTR)	93.0%	93.5%	n.a.	82.5%
	Interstate System - Level of truck travel time reliability (TTTR)	1.32	1.3	1.25	1.25
CMAQ: Emissions Reduction (kg/day)	Cumulative reductions - Particulate Matter (PM 2.5)	3.40	4.00		
	Cumulative reductions - Particulate Matter (PM 10)	0.020	0.030		
	Cumulative reductions - Nitrogen Oxide (NOx)	690.00	725.00	100.00	200.00
	Cumulative reductions - Carbon Monoxide (CO)	330.00	520.00		
	Cumulative reductions - Volatile Organic Compound (VOC)	590.00	600.00	100.00	200.00

Ron Beane made a motion for approval and Mayor Lloyd Winnecke seconded the motion; motion carried.

g. Nationwide Deferred Compensation Pro-Account – presented by Kari Akin

The Evansville MPO would like to offer its employees an additional option in investments through their 457(b) deferred compensation plans managed by Nationwide Insurance. This option is called the Pro-Account. It is a voluntary option that for an additional %, a professional account representative will handle their individual investments in the 457(b) account and move the investments at the benefit of the employee. There is no additional cost to the employer. The MPO requests approval of the Policy Committee to offer this option.

Ron Beane made a motion for approval and Deneatra Henderson seconded the motion; motion carried.

5. OTHER BUSINESS

a. Approval of Bills

Mayor Lloyd Winnecke made a motion for approval and Ron Beane seconded the motion; motion carried.

6. PUBLIC COMMENTS

Erin Schriefer provided an update on the long-range transportation plan. The MPO has coordinated with local public agencies and have developed a draft list of projects. These projects are fiscally constrained, meaning the estimated costs of projects are within the estimated federal funding the MPO will receive through 2050.

Currently, the Citizen Advisory Committee is reviewing this list. The MPO is also coordinating with local, state and federal agencies, as well as federally recognized tribes, per Federal Highway guidance.

The MPO is still on track to have a draft of the entire plan finished for review in January. In the meantime, please reach out if you are interested in seeing the draft project list before January.

7. UPCOMING DATES

- CY 2023 EMPO Policy Meetings:
 - January 12; March 9th; May 11th; July 13th; September 14th; November 9th.

Meeting adjourned.