

RESOLUTION – 2025-3

RESOLUTION OF THE BOARD OF THE KENTUCKY PUBLIC TRANSPORTATION INFRASTRUCTURE AUTHORITY AUTHORIZING APPLICATION FOR A TIFIA LOAN FOR “SECTION 2” OF THE PROPOSED I-69 CROSSING OVER THE OHIO RIVER BETWEEN EVANSVILLE, INDIANA, AND HENDERSON, KENTUCKY

WHEREAS, the Kentucky Public Transportation Infrastructure Authority (“**KPTIA**”) is an independent de jure municipal corporation and political subdivision of the Commonwealth of Kentucky, created and established under Chapter 175B of the Kentucky Revised Statutes, having all powers, duties, and responsibilities to review, approve, and monitor all significant eligible transportation projects within the Commonwealth and between the Commonwealth and any state adjoining the Commonwealth, or as otherwise provided by law;

WHEREAS, on August 14, 2025 by and through its Resolution – 2025-1, KPTIA approved and recommended a financial plan (the “**Section 2 Financial Plan**”) for the infrastructure improvement and a new four-lane bridge project between Henderson, Kentucky and Evansville, Indiana, carrying Interstate Highway I-69 across the Ohio River (such new bridge and infrastructure improvements from Station 4075+00 to Station 4203+60, the “**ORX Bridge**”) as well as the approach roadways to the ORX Bridge (collectively, “**Section 2 of the Project**”), and authorized KPTIA as the primary authority for the supervision, procurement, development, construction, financing, and delivery of Section 2 of the Project;

WHEREAS, on August 14, 2025 by and through its Resolution – 2025-2, KPTIA approved a Bi-State Development Agreement (the “**BSDA**”) establishing the terms and conditions under which the Project, and more particularly Section 2 of the Project, will be undertaken and the duties, responsibilities, powers, and authorities of the Parties and outlining the roles and responsibilities of the Parties with respect to the Project, and more particularly Section 2 of the Project; and

WHEREAS, pursuant to the Section 2 Financial Plan and the BSDA, KPTIA is to pursue credit assistance for qualified transportation infrastructure projects of regional and national significance under the Transportation Infrastructure Finance and Innovation Act, codified at 23 U.S.C. §601 et seq. (the “**TIFIA Loan**”), to be secured on a non-recourse basis by toll revenues, the proceeds of which shall be used to pay a portion of the costs related to financing and construction of Section 2 of the Project.

NOW, THEREFORE, IN CONSIDERATION OF THE FOREGOING, THE MEMBERS OF KPTIA (THE “BOARD”) HEREBY CONSENT TO, APPROVE, AND ADOPT THE FOLLOWING RESOLUTIONS:

RESOLVED, pursuit of the TIFIA Loan is hereby authorized and approved.

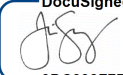
RESOLVED, KPTIA hereby delegates to the Kentucky Transportation Cabinet (“**KYTC**”) all necessary power and authority pursuant to the BSDA, for KYTC to assist KPTIA through the TIFIA Loan application and development process in accordance with the plan of finance outlined in the Section 2 Financial Plan and the BSDA.

RESOLVED, the Chair and Vice Chair of KPTIA, be, and each hereby is, authorized, empowered and directed, individually and collectively, for and on behalf of KPTIA and in its name, to complete the TIFIA Loan development process in conjunction with KYTC and to finalize and execute the TIFIA Loan application, and such other agreements, instruments, certificates and other documents as may be contemplated in the TIFIA Loan application, and each other agreements, instruments, certificates and other documents that each shall, in the exercise of reasonable discretion, deem necessary or appropriate to give effect to the transactions contemplated in these resolutions, and to take or cause to be taken such other and further actions

as each shall, in the exercise of reasonable discretion, deem necessary or appropriate to give effect to the foregoing resolutions and to consummate the transactions contemplated herein.

(end of text; signature page follows)

Approved and adopted this 14th day of August, 2025.

DocuSigned by:

9DC832F7B94544E...
Chair of KPTIA

Attest:

Signed by:

D3FCD3D7E66F4C2...
Secretary of KPTIA

102011425.1