

RESOLUTION – 2025-1

RESOLUTION OF THE BOARD OF THE KENTUCKY PUBLIC TRANSPORTATION INFRASTRUCTURE AUTHORITY ACCEPTING RESPONSIBILITY AS THE PRIMARY AUTHORITY FOR “SECTION 2” OF THE PROPOSED I-69 CROSSING OVER THE OHIO RIVER BETWEEN EVANSVILLE, INDIANA, AND HENDERSON, KENTUCKY AND APPROVING THE SECTION 2 FINANCIAL PLAN

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 September 16, 2021, the Federal Highway Administration approved a Final Environmental Impact Statement and Record of Decision for the I-69 Ohio River Crossing between Evansville, Indiana, and Henderson, Kentucky (the “**Project**”);

WHEREAS, on September 20, 2021, the Federal Highway Administration endorsed a Project Management Plan for the Project which charts a path to manage, deliver, and complete the Project, while meeting goals and objectives with minimal inconvenience to the public;

WHEREAS, on February 14, 2023, the Kentucky Transportation Cabinet (“**KYTC**”) and the Indiana Department of Transportation (“**INDOT**”) entered into a Memorandum of Agreement to jointly conduct studies and preliminary work necessary to provide the states with sufficient information to negotiate the terms and conditions for a Bi-State Development Agreement related to the Project;

WHEREAS, on March 24, 2023 by and through its Resolution – 2023-3, KPTIA expressed its support for the progress of the Project, and acknowledged that KPTIA may become involved in the Project at a future date;

WHEREAS, KYTC, INDOT, and KPTIA have determined that the preferred course of action to complete the Project is for the financing, procurement, development, construction, and delivery of Section 2 of the Project, consisting of infrastructure improvements and a new four-lane bridge 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, as depicted in Appendix A, the “**ORX Bridge**”) as well as the approach roadways to the ORX Bridge (collectively, “**Section 2 of the Project**”), to be primarily the responsibility of KPTIA; and

WHEREAS, KPTIA, in anticipation of assuming primary responsibility for Section 2 of the Project, has prepared a financial plan for Section 2 of the Project (the “**Section 2 Financial Plan**”), a true and complete copy of which has been presented to the members of KPTIA (the “**Board**”), in compliance with Ky. Rev. Stat. Ann. § 175B.030(6).

NOW, THEREFORE, IN CONSIDERATION OF THE FOREGOING, THE BOARD HEREBY CONSENTS TO, APPROVES, AND ADOPTS THE FOLLOWING RESOLUTIONS:

RESOLVED, the Section 2 Financial Plan is hereby approved and recommended in accordance with Ky. Rev. Stat. Ann. § 175B.030(6).

RESOLVED, the Section 2 Financial Plan being approved and recommended, KPTIA is hereby authorized and empowered to accept responsibility as the primary authority for the supervision, procurement, development, construction, financing, and delivery of Section 2 of the

Project in accordance with Ky. Rev. Stat. Ann. § 175B.030(1)(a)(1), and KPTIA is hereby authorized and empowered to assume all roles relating to the development, construction, and financing of Section 2 of the Project in accordance with Ky. Rev. Stat. Ann. §§ 175B.030(1)(a)(2), 175B.020(1) and (2), with all powers established in Ky. Rev. Stat. Ann. § 175B.025, with such roles, duties, responsibilities, authorities, and powers KPTIA may agree to pursuant to a bi-state development agreement to be entered into pursuant to Ky. Rev. Stat. Ann. § 175B.030(7), and such additional agreements to be entered into pursuant to Ky. Rev. Stat. Ann. § 175B.025(1)(a).

RESOLVED, KPTIA shall submit a true and complete copy of this Resolution – 2025-1 to the Kentucky General Assembly for ratification in compliance with KRS 175B.020(10)(a)(5).

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

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Chair of KPTIA

Attest:

Signed by:

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Secretary of KPTIA

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Appendix A

Schematic of the Project



