



What, Why, and How

KYTC Planning Symposium

Stephen De Witte, P.E.

Frankfort, Kentucky | May 6, 2025



Vision

Striving to be national leaders in transportation who provide transportation infrastructure and services for the 21st century that deliver new economic opportunities for all Kentuckians.

Mission

To provide a safe, efficient, environmentally sound and fiscally responsible transportation system that delivers economic opportunity and enhances the quality of life in Kentucky.

Agenda

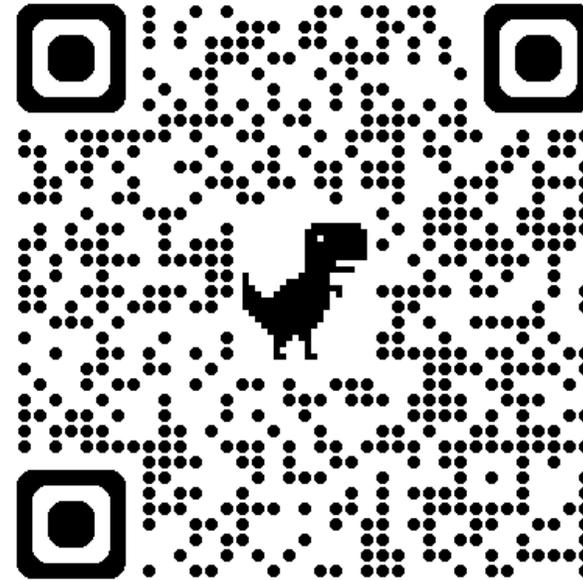
- Opening Remarks
- Division of Planning Overview
- What, Why, and How
 - Break at 10:15
- Staff Q&A



Opening Remarks



Strategic Highway Safety Plan



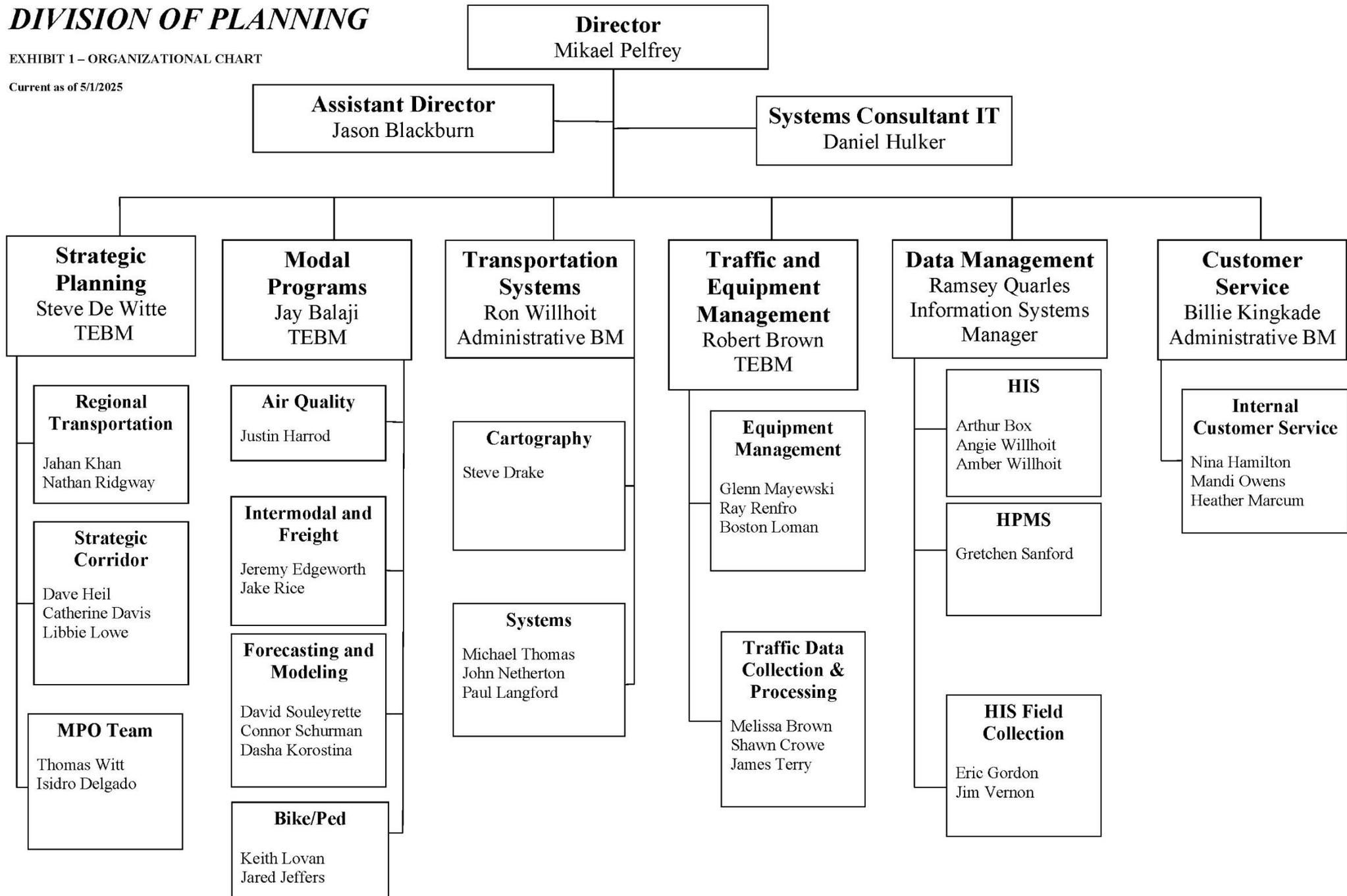


Division of Planning Overview

DIVISION OF PLANNING

EXHIBIT 1 – ORGANIZATIONAL CHART

Current as of 5/1/2025



Planning Study Liaisons

- Catherine Davis: D1, D6, D9, D11
- Dave Heil: D4, D5, D8, D12
- Libbie Lowe: D2, D3, D10
- Steve De Witte: D7

- Always looking to grow!

Work Program

COMMONWEALTH OF KENTUCKY
TRANSPORTATION CABINET
DEPARTMENT OF HIGHWAYS
DIVISION OF PLANNING

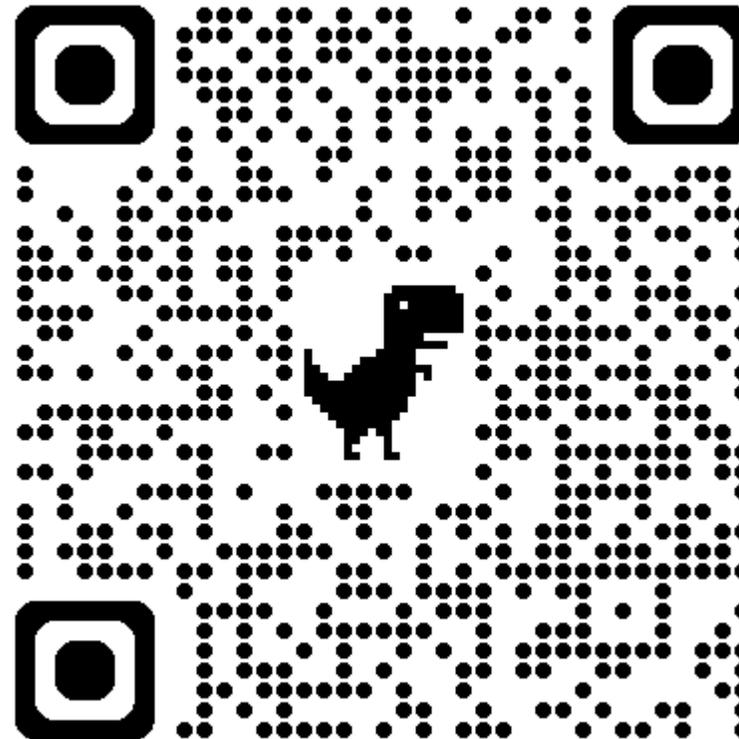


FY 2025 STATEWIDE PLANNING AND RESEARCH
(SPR) WORK PROGRAM - SUBPART A
SP 0020 (042)

JUNE 16, 2024, THROUGH JUNE 15, 2025

PART I
PLANNING

PREPARED IN COOPERATION
WITH
U.S. DEPARTMENT OF TRANSPORTATION
FEDERAL HIGHWAY ADMINISTRATION



Work Program

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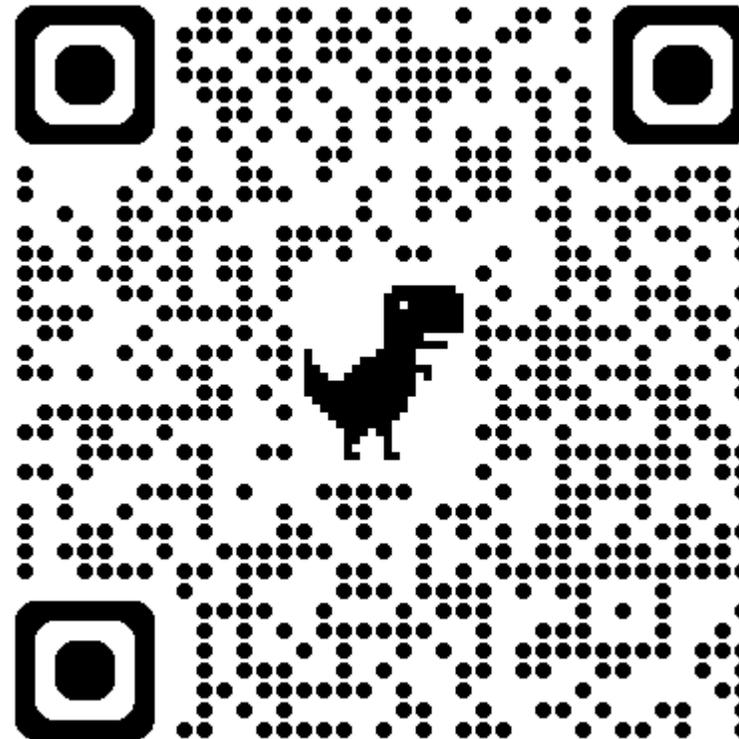


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WHY?

FY 2024 Accomplishments Report

- 16 completed studies, totaling approx. \$4.65 million
- 26 ongoing studies, totaling approx. \$7.55 million

Planning Study Resource Page





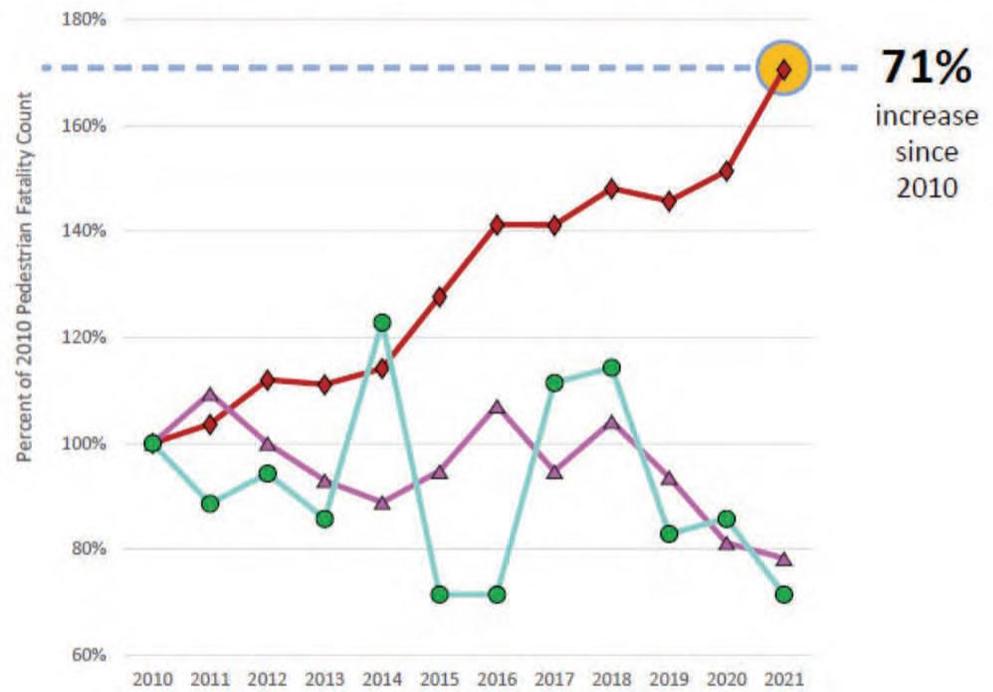
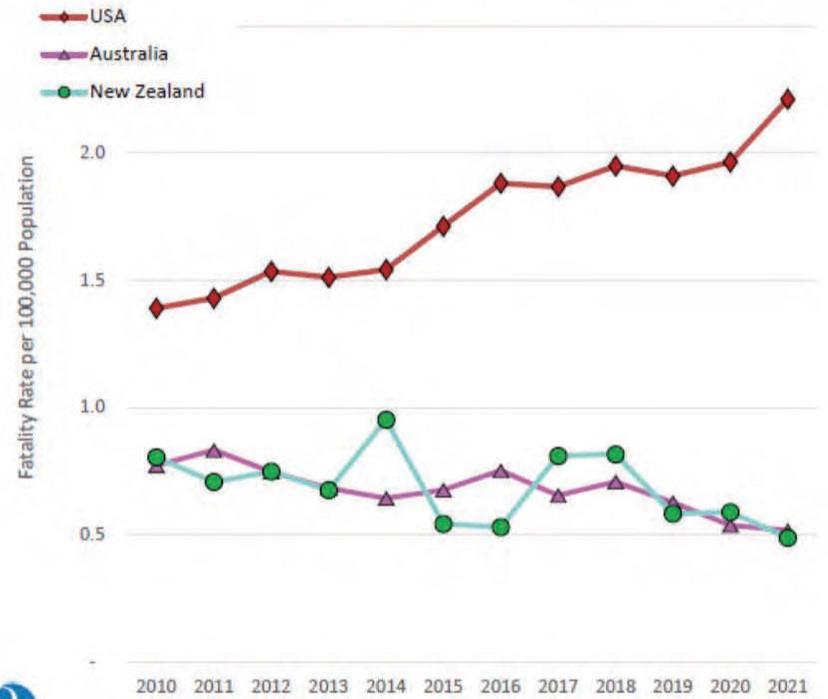
Roadway Safety Assessments & Safe System Approach

SAFE SYSTEM APPROACH



WHAT IS
THE SAFE
SYSTEM
APPROACH?

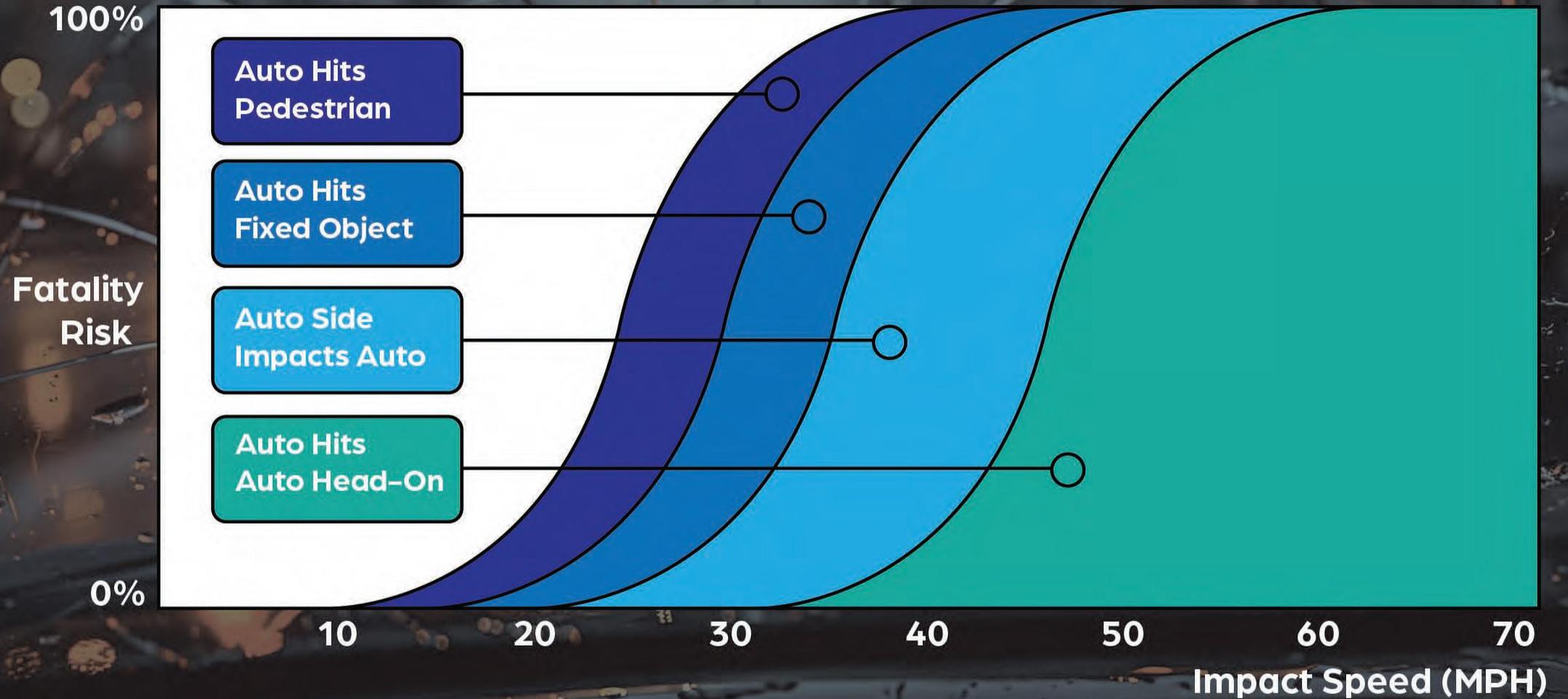
AUSTRALASIA




 U.S. Department of Transportation
Federal Highway Administration
 Office of International Programs

Data Source: ITF and FARS

SAFE SPEEDS: FATALITY RISK



SAFER ROADS: AVOIDING CRASHES



SEPARATING USERS



**MINIMIZING CONFLICT
POINTS**

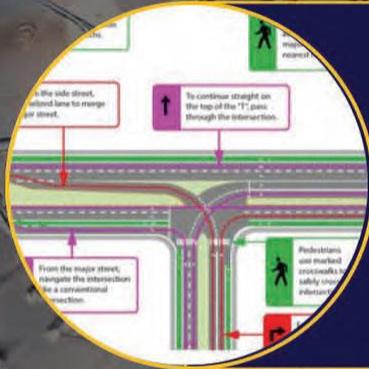


**INCREASING
ATTENTIVENESS/
AWARENESS**

SAFER ROADS: MINIMIZING CRASH SEVERITY



CHANGING THE CROSS-SECTION



INNOVATIVE INTERSECTION DESIGN



OTHER DESIGN STRATEGIES TO LOWER SPEEDS

HOW IS THIS DIFFERENT?

TRADITIONAL



Prevents crashes



Improve human behaviour



Control speeding



Individuals are responsible



React based on crash history

SAFE SYSTEM

Prevents deaths & serious injuries

Designed for human mistakes/limitations

Reduce system kinetic energy

Share Responsibility

Proactively identify & address risks

KYTC INITIATIVES



Implementation of Complete Streets



Intersection Control Evaluation (ICE)



Consideration of the Roadway Context



Work Zone Traffic Management Plan Training

KYTC INITIATIVES



Standard Drawing Updates



Safety Performance Evaluation Program



Road Safety Assessments in Project Development

Planning Implementation Priorities

- Broader Application of KYTC ICE Process
- Buffered Bike Lanes – High Speed Roadway
- Designing for Target Speed
- Geometric Design Guidance – Context Applications
- Implementation of RSAs in Project Development
- Project Prioritization – Consideration of Context

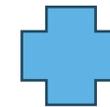
Roadway Safety Assessment (RSA) Implementation

- Piloting on 3 planning studies
- Took a different look than we originally thought
- Using data-informed processes from FHWA and AustRoads

Alignment Framework – Final Scoring Matrix

Project Location:

Category	Vulnerable Road Users (VRU)	VRU Score	Motor Vehicles	Motor Vehicles Score
Exposure Score:	Vulnerable Road Users Subtotal	0	Motor Vehicles Subtotal	0
Likelihood Score:	Vulnerable Road Users Subtotal	Select Location Type	Motor Vehicles Subtotal	Select Location Type
Severity Score:	Vulnerable Road Users Subtotal	0	Motor Vehicles Subtotal	0
Mode Subtotal:	Vulnerable Road Users	0	Motor Vehicles	0
Total Score:				
		0		



	Run-off-road	Head-on	Intersection	Other	Pedestrian	Cyclist	Motorcyclist	
Exposure	/4	/4	/4	/4	/4	/4	/4	
Likelihood	/4	/4	/4	/4	/4	/4	/4	
Severity	/4	/4	/4	/4	/4	/4	/4	
Product	/64	/64	/64	/64	/64	/64	/64	/448



HSIP Road Safety Assessment

Exposure – The number of road users

Likelihood – The probability that a crash occurs

Severity – The probability that a fatality or severe injury will occur

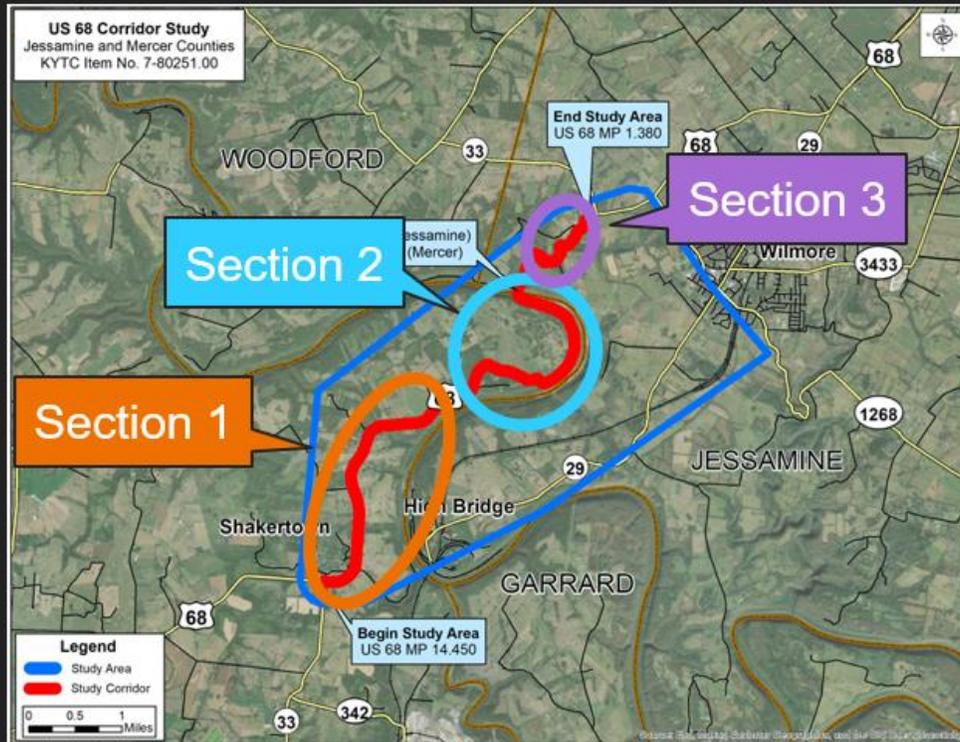


HSIP Road Safety Assessment

	County	BMP	EMP	Length
Section 1	Mercer	14.45	17.5	3.05
Section 2	Mercer	17.5	20.058	2.558
Section 3	Jessamine	0	1.38	1.38

Lower score = more closely aligned with Safe System principles

Scoring from 0 – 8,000 for each section & 0 – 24,000 Total



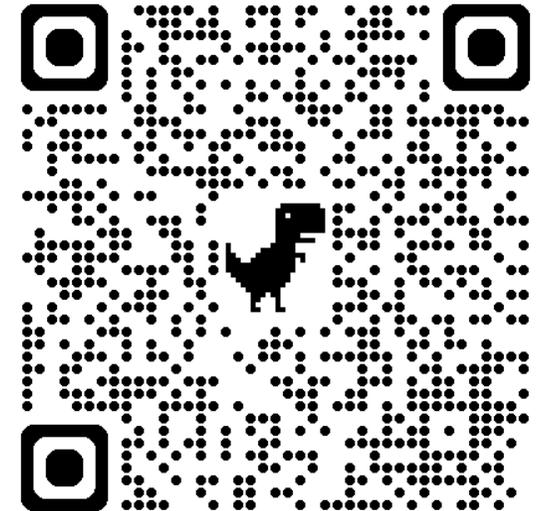
Concept	No-Build	Concept 1	Concept 2	Concept 3	Concept 4
Length (mi.)	6.988	7.36	6.16	1.37	5.61
Cost	\$0	\$137,500,000	\$142,000,000	\$20,900,000	\$5,600,000
Cost per mi.	\$0	\$18,682,000	\$23,052,000	\$15,255,000	\$998,000
SS Score (Section 1)	1,276	948	946	1,276	992
SS Score (Section 2)	1,998	712	844	1,466	1,454
SS Score (Section 3)	2,050	848	1,004	2,050	2,050
SS Score (Total)	5,324	2,508	2,794	4,792	4,496
% Reduction	0.0%	52.9%	47.5%	10.0%	15.6%
Normalized Score	0.222	0.105	0.116	0.2	0.187
SS Alignment Index	0.778	0.896	0.884	0.8	0.813
Cost per point reduced		\$48,828	\$56,126	\$39,286	\$6,763
Cost per mi. per % Reduction		\$353,000	\$485,000	\$1,526,000	\$64,000



Intersection Control Evaluation (ICE)

KYTC ICE Guidance

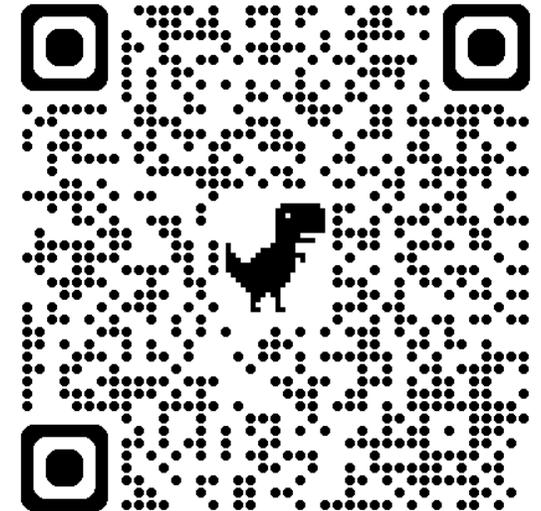
- Conducted on all intersections (including newly created) on a project on state-maintained system, unless:
 - No substantial changes (e.g. mill and fill project)
 - **ALL** of the following:
 - EEC KAB < 0 and EEC CO < 0
 - No notable crash patterns
 - Minor road AADT < 400
 - No known operational issues
- Stage I Screening in Planning



KYTC ICE Guidance

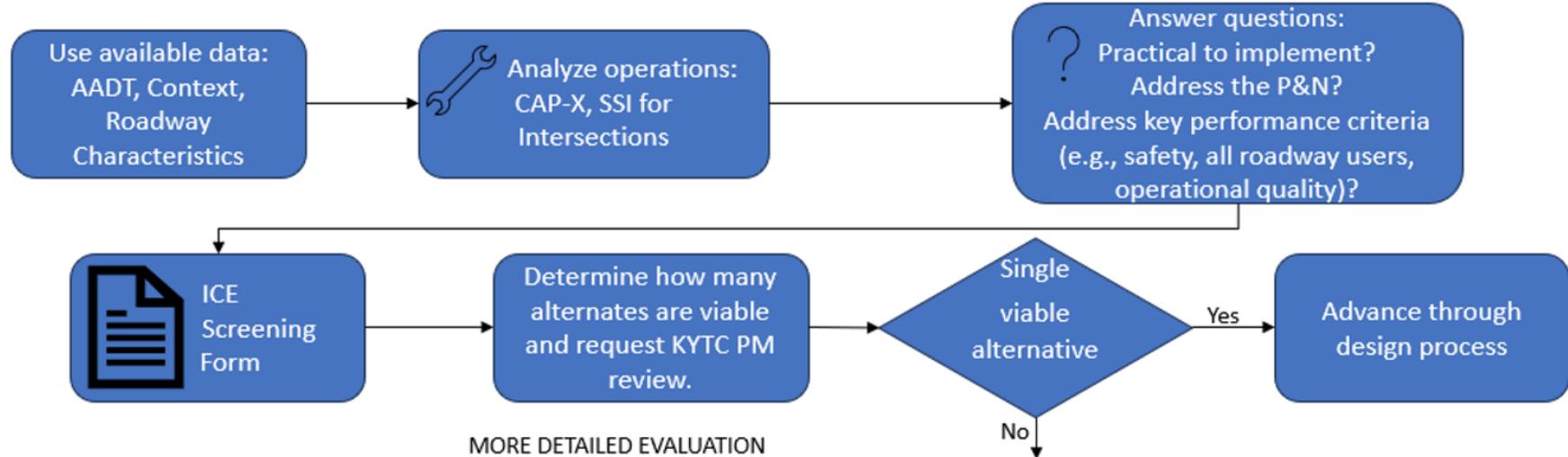


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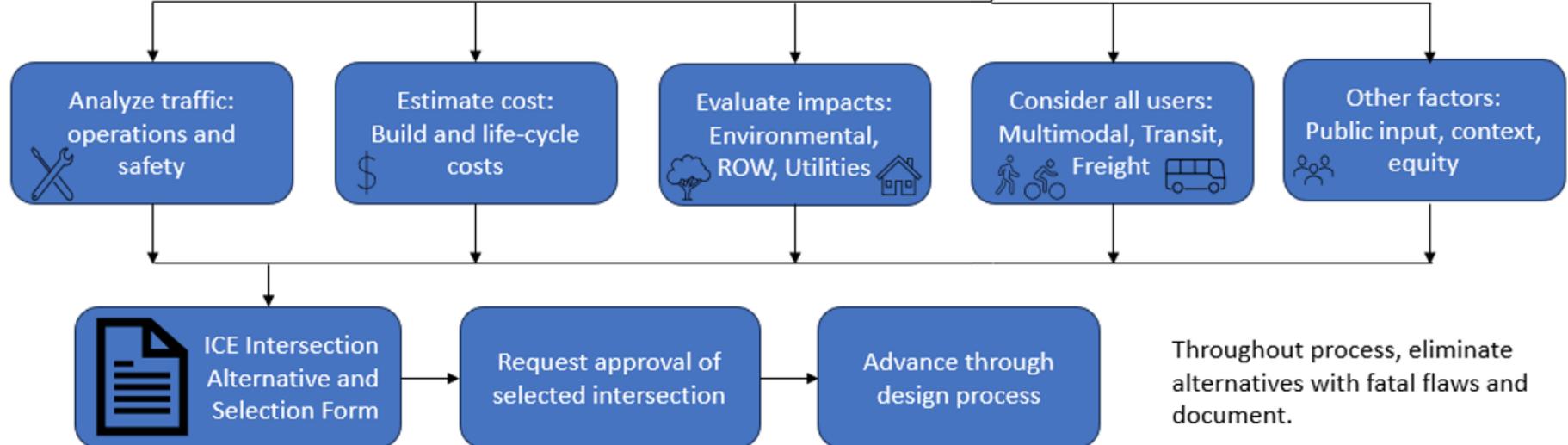


ICE Process

Stage 1: Screening



Stage 2: Alternative Selection





Intersection Control Evaluation (ICE)

US 68 at KY 33 (Jessamine County)

Intersection Control Alternative Screening									
Intersection or Interchange Alternative	a.) CAP-X/v/c ratio *	b.) CAP-X Pedestrian Accommodation Score	c.) CAP-X Bicycle Accommodation	d.) SSI Score **	e.) Impractical to implement (considering cost, potential r/w and environmental impacts)?	f.) Meets the transportation purpose and need?	g.) Addresses the key system performance criteria (safety, all roadway users, operations, etc.)?	h.) Alternative is selected to advance to Stage 2 for further evaluation.	Justification:
Signalized Control	0.27	3.34	4.42	96	No	No	No	No	Not warranted; Does not fit within context of road
Two-Way Stop-Controlled	0.24	2.23	3.67	96	No	Yes	Yes	Yes	
All-Way Stop-Controlled	0.55	3.58	4.42	100	No	No	No	No	Does not fit within context of road
RCUT (Unsignalized)	0.07	2.19	3.35	99	No	Yes	Yes	No	Does not fit within context of road
Roundabout (1-lane)	0.33	5.51	4.58	100	No	Yes	Yes	Yes	



Project Sheets/Funding Pots

Project Sheets

- Begun exclusively for SUAs
- District Planners found useful
- Now used for most concepts

Concept A

Widen US 25 to a three-lane section with one travel lane in each direction, two-way left-turn lane, sidewalk, and shared-use path. Implement access management throughout the corridor, including consolidating entrances and defining access points with appropriate spacing.



Purpose

Improve safety and reliability for all users along US 25, including vulnerable road users and freight.

Need

In the last five years, a total of 112 crashes occurred in this segment of US 25, with 15 of those crashes resulting in a suspected serious injury or fatality. In addition, the corridor lacks facilities to accommodate bicyclists and pedestrians.

Benefits

Benefit-Cost Ratio 2.9-5.6

45% estimated reduction in future crashes

Separation from the travel lane for vulnerable road users and potential **median refuge islands**

Concerns

Environmental Concerns: Wood Creek and tributaries, wetlands, tree removal (bat habitat), UST/HazMat

Low-to-medium potential right-of-way and utility impacts are anticipated depending on drainage alternate.

Cost

Modified Swale	Curb and Gutter
D \$940,000	D \$1.4 Million
R \$2.1 Million	R \$2.1 Million
U \$2.7 Million	U \$2.7 Million
C \$9.4 Million	C \$14 Million

Funding Pots

Planning Study Name	Function	Name	Description	Opportunities for Ancillary Improvements	Approximate Annual Budget	KYTC Oversight	Contact
FE01 (District)							
FE01 (CO)	FE01	Maintenance	Roadway and roadside maintenance. CDEs have some flexibility on how FE01 funds are used but payroll, material, and equipment costs essentially limit these funds to maintaining existing conditions.	Limited due to budget constraints. Potential for changes to striping or control of access using low-cost measures. Improving shoulders.	\$400M	Division of Maintenance	CDE/Josh Rogers
FE02	FE02	Bridge Maintenance	Covers projects to repair existing structures. Projects may be let through Construction Procurement or as a Master Agreement.	Limited. Some upgrades may be included to meet new standards.	\$30-\$50M	Division of Maintenance	Dora Alexander
FE04 (District)							
FE04 (CO)	FE04	Traffic Operations	Central Office and District budgets used primarily to cover electrical maintenance (signals, signal systems, lighting, etc.) and traffic engineering analysis and oversight.	Improvements to signal system timing.	\$48M	Division of Traffic Operations	
SPP	FD04	Statewide Construction Funds	Limited to projects in Six-Year Highway Plan, but ZVARIOUS projects are available for specified purposes.	Extensive - if a specific or ZVARIOUS project is available. However, ZVARIOUS funds are typically administered through a program of prioritized needs. Additional work beyond the scope of the project or program intent should be limited.	\$1B+	Division of Program Management*	Ron Rigney/SHE

Funding Pots

WHY?

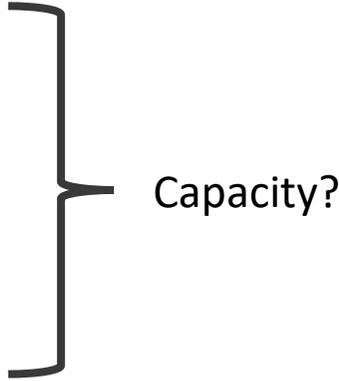
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Thinking About Capacity

Why is Capacity important?

Need	# of Enacted SYP Mentions
Safety	1049
Capacity	118
Mobility	360
Congestion	421
Traffic Flow	28
Speed	11
Geometry/Geometrics	380



REDUCE CONGESTION, IMPROVE SAFETY AND ENHANCE MOBILITY ON KY 146 IN BUCKNER FROM KY 1817 (NEW CUT ROAD) (MP 6.81) TO KY 393 (MP 7.42). (2024CCN)

IMPROVE CONGESTION, ACCESS AND MOBILITY AT THE KY 693/KY 1488 INTERSECTION BY CONSTRUCTING A TRAFFIC SIGNAL (MP 3.384 KY 693) (2024CCN)

IMPROVE CAPACITY AND ACCESS ON KY 2906 FROM US 460 TO US 62 (2020CCN) (2022CCR) (2024CCR)

*some double counting due to multiple phases

reduce congestion and improve safety ^ v Highlight All Match Case Match Diacritics Whole Words 1 of 7 matches

improve safety and reduce congestion ^ v Highlight All Match Case Match Diacritics Whole Words 4 of 35 matches

Thinking About Capacity in a New Way

WHY?

- Intersection Capacity Problem
- Stopped Vehicle Problem
- Throughput Capacity Problem



Intersection Capacity Problem

- ICE
- Intersection Reconfiguration / Restriping
- Signal Timing
- Turn Lanes

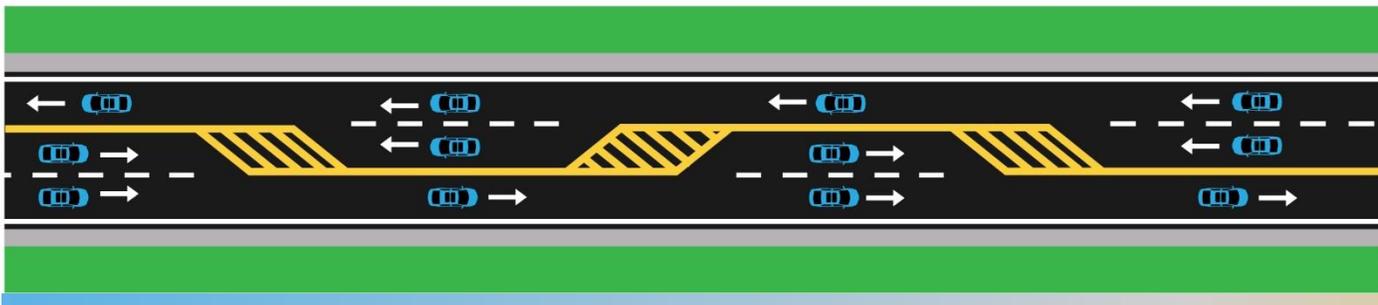
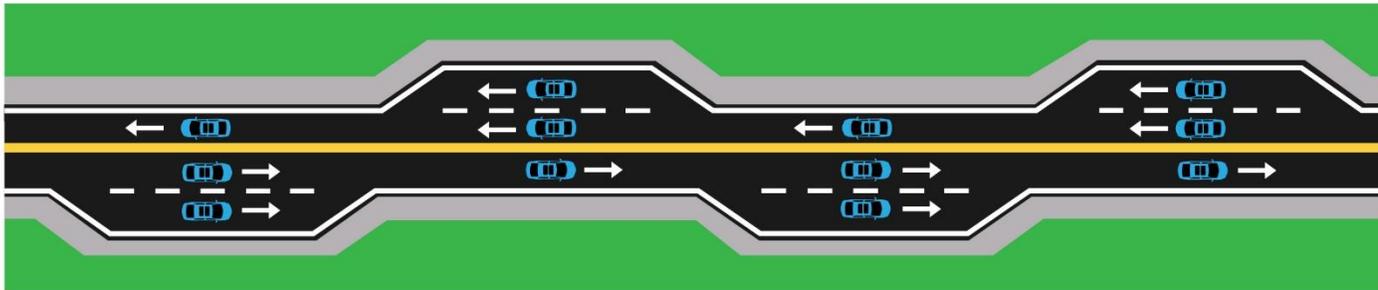


Stopped/Slow Vehicle Problem

- TWLTL
- Minor (Shoulder) Widening
- Truck Climbing Lanes



Throughput Capacity Problem



- 2+1

- Major Widening



Production Hours/Process

Production Hours

Advertised Studies

- Inside the Portal (usually)
- SME < 500 hours directly (PM/Liaison)
 - Forecasting/Modeling
 - Environmental
 - Geotech
 - PM/Liaison puts in Portal

Statewide Studies

- Outside the Portal (Excel)
- SME < 500 hours directly
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Production Hour Process

Estimates

Project Specific Contract

12-171.00 | Johnson | 058-KY-0172 -000

HMB Professional Engineers, LLC

Estimate Worksheet:



Standard Tasks

- In Portal and Excel
- Updated to include ICE and RSA tasks
- Will have copies on Guidance Page and available on request

Planning - PRODUCTION-HOUR WORKSHEET					
1 - Corridor Study					
1.1 Project Management					
Task #	Item	Unit	Quantity	Hours/Unit	Production Hours
1.1.1	Project Management	Mo.			0
1.1.2	Purpose & Need/Project Goals	LS			0
				Sub-total	0
1.2 Evaluate Existing Conditions					
No.	Item	Unit	Quantity	Hours/Unit	Production Hours
1.2.1	Base Mapping	LS			0
1.2.2	Roadway Systems & Characteristics	EA			0
1.2.3	Field Reviews & Supplementary Data Collection	LS			0
1.2.4	Identification and Review of Other Transportation Projects and Reports	LS			0
1.2.5	Crash Analysis - Mapping	LS			0
1.2.6	Crash Analysis - Trend Analysis	LS			0
1.2.7	Crash Analysis - CDAT	LS			0
1.2.8	Miscellaneous Task	LS			0
				Sub-total	0
1.3 Forecasts and Model inputs					
No.	Item	Unit	Quantity	Hours/Unit	Production Hours
1.3.1	Counts (Class, Turning, Base Origin/Destination matrix, etc)	EA			0
1.3.2	Existing Traffic - Miovision Count setup/tear down	EA			0
1.3.3	Existing Traffic - Peak Drone imagery capture	LS			0
1.3.4	Travel Time Runs (AM & PM peak)	EA			0
1.3.5	Comparative Travel Time Data	LS			0
1.3.6	Establish growth rates (using sketch planning or models)	LS			0
1.3.7	Develop future volumes, SE data, & origin/destination matrices	LS			0
1.3.8	Document Forecast inputs, assumptions & results as an Appendix	LS			0
1.3.9	Review Updates to Travel Demand Model	LS			0
1.3.10	Document model updates	LS			0
1.3.11	Miscellaneous Task	LS			0

Standard Tasks

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Cost Estimates

Cost Estimates



Project Development Phase	Project Maturity (% project definition completed)	Project Estimate Designations	Purpose of the Estimate	Estimating Methodology	Estimate Range	
Planning	0 to 5%	Project Identification Estimate	Conceptual Estimating Screening & Feasibility. Estimate Potential Funds Needed (20-year plan)	Parametric	-50% to +200%	Project Cost Planning
	3% to 15%	Conceptual Project Estimate	Conceptual Estimating Prioritize Needs for Long Range Plans (10-year plan)	Historical Bid-Based with some Parametric	-40% to +100%	
Scoping	10% to 30%	Preliminary Line and Grade Estimate	Scope Estimating Establish a Baseline Cost for Project and Program Projects (SYP and STIP)	Historical Bid-Based or Cost-Based	-30% to +50%	

Project Identification Estimates

Project Maturity	Estimating Methodology	Estimate Range	Level of Effort
0 to 5%	Parametric	-50% to +200%	Low

Examples:

SWCP/SWIPP

“YUM Center”

Initial CHAF Estimate

Contingency

Gigantic

Sources of Risk:

Lack of Project Definition

A	B	C	F	G	H	I
1						
2	Improvements Categories	Unit Cost	D6, D8, D10 Average			
3	New Roadways		D	R	U	C
4	<i>New Urban Freeway (4 Lane, Divided)</i>	Per Mile	\$1,920,000	\$4,650,000	\$1,630,000	\$16,670,000
5	<i>New Rural Freeway (4 Lane, Divided)</i>	Per Mile	\$1,340,000	\$1,650,000	\$700,000	\$12,340,000
6	<i>New 4 Lane Expressway</i>	Per Mile	\$1,240,000	\$1,490,000	\$700,000	\$11,000,000
7	<i>New Super 2 Highway</i>	Per Mile	\$890,000	\$1,310,000	\$600,000	\$7,340,000
8	<i>New 2 Lane Highway</i>	Per Mile	\$760,000	\$1,110,000	\$560,000	\$5,840,000
9	Widening (Major)					
10	<i>Freeway, Added Lanes (in median) with Functional Overlay</i>	Per Mile	\$1,440,000	\$110,000	\$210,000	\$6,800,000
11	<i>4 Lane to 6 Lane Divided - Rural</i>	Per Mile	\$1,170,000	\$1,100,000	\$470,000	\$8,840,000
12	<i>4 Lane to 6 Lane Divided - Urban</i>	Per Mile	\$1,600,000	\$3,740,000	\$1,270,000	\$14,070,000
13	<i>2 Lane to 4 Lane Divided - Rural</i>	Per Mile	\$1,040,000	\$1,100,000	\$470,000	\$8,840,000
14	<i>2 Lane to 4 Lane Divided - Urban</i>	Per Mile	\$1,600,000	\$3,740,000	\$1,270,000	\$14,070,000
15	Widening (Minor)					
16	<i>2 Lane to 4 Lane Undivided - Rural</i>	Per Mile	\$970,000	\$880,000	\$340,000	\$6,500,000
17	<i>2 Lane to 4 Lane Undivided - Urban</i>	Per Mile	\$1,500,000	\$3,270,000	\$1,040,000	\$10,740,000
18	Upgrade					
19	<i>Expressway Upgrade to Freeway with Pavement Reconstruction</i>	Per Mile	\$1,600,000	\$2,350,000	\$1,150,000	\$9,500,000
20	<i>Arterial Upgrade to Parkway/Expressway with Pavement Reconstruction</i>	Per Mile	\$1,250,000	\$1,850,000	\$800,000	\$8,000,000
21	Grade Separation / New Interchange Access					
22	<i>New System Interchange</i>	Per Interchange	\$5,000,000	\$15,000,000	\$4,000,000	\$50,000,000
23	<i>New Service Interchange - Rural</i>	Per Interchange	\$1,390,000	\$1,670,000	\$590,000	\$12,000,000
24	<i>New Service Interchange - Urban</i>	Per Interchange	\$2,000,000	\$4,290,000	\$1,500,000	\$15,840,000
25	<i>Interchange Modification</i>	Per Interchange	\$1,710,000	\$1,210,000	\$1,130,000	\$12,790,000
26	<i>Grade Separation Only (Under or Overpass)</i>	Per Grade Separation	\$480,000	\$600,000	\$310,000	\$3,920,000
27	Major Intersection Improvement					
28	<i>>= 4 lanes in both directions</i>	Per Intersection	\$350,000	\$970,000	\$390,000	\$2,640,000
29	<i>< 4 lanes in both directions</i>	Per Intersection	\$250,000	\$610,000	\$230,000	\$1,570,000

Conceptual Project Estimates

Project Maturity	Estimating Methodology	Estimate Range	Level of Effort
3% to 15%	Historical Bid-Based with some Parametric	-40% to +100%	Medium

Bid-Based

Excavation/Embankment
 Asphalt Base/Surface
 DGA
 Concrete
 Curb & Cutter
 Sidewalk

Parametric

Structures
 Mob/Demob
 MOT

Contingency

Depends on
 Complexity

Cost Estimate				
Concept 3B				
Assumes two 12' lanes with 8' paved shoulders	40	LF		
Total Length	6,408	LF		
Pavement Costs				
Total Length	6,408	LF		
2 Lanes	22	LF		Total Length
				6,408
Area	140,986	SF		
	15,665	SY		
Cost	\$140			
Shoulder Pavement				
Total Length	6,408	LF		
4' wide	8	LF		
	51,268	SF		
	5,696	SY		
Cost	\$140			
			\$2,990,619	Total Paving
Miscellaneous Items				
	Qty.	Units	\$ per Unit	
Clearing & Grubbing	1.2	mi.	\$250,000	\$303,431
Excavation	397,861	CY	\$25	\$9,946,532
				\$8,195,043.07
Pavement Striping	6,408	LF	\$5	\$32,042
Signs	1.2	mi.	\$250,000	\$303,431
Misc. drainage, erosion control, etc.			50% paving	\$1,495,310
Maintenance of Traffic		LS		\$500,000
			Subtotal	\$15,571,366
			Contingency (30%)	\$4,671,410
			Mobilization (3%)	\$467,141
			Demobilization (1.5%)	\$233,570
			TOTAL CONSTRUCTION COST	\$20,900,000

Conceptual Project Estimates

Project Maturity	Estimating Methodology	Estimate Range	Level of Effort
3% to 15%	Historical Bid-Based with some Parametric	-40% to +100%	Medium

Examples:
Most Planning Studies

Sources of Risk:

Known Unknowns

Environmental
ROW/Utilities
Geotech
Structures
Drainage

Unknown Unknowns

Inflation of bid items
Availability of Materials
Labor Cost

Get Off the 'Rosy' Path

This will be a
regular
intersection

We can reuse
pavement in
this section

We should have
good rock

ROW will be
donated

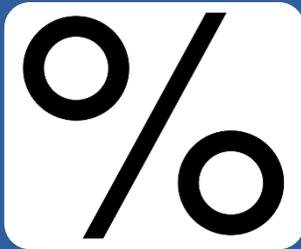
Ok to assume absolutely nothing is going to go as you think!

Building an Estimate



Bid Items

- Pavement
- Excavation
- Curb/Gutter/Sidewalk



Parametric

- Other Phases
- Drainage/MOT/Mobilization
- Miscellaneous

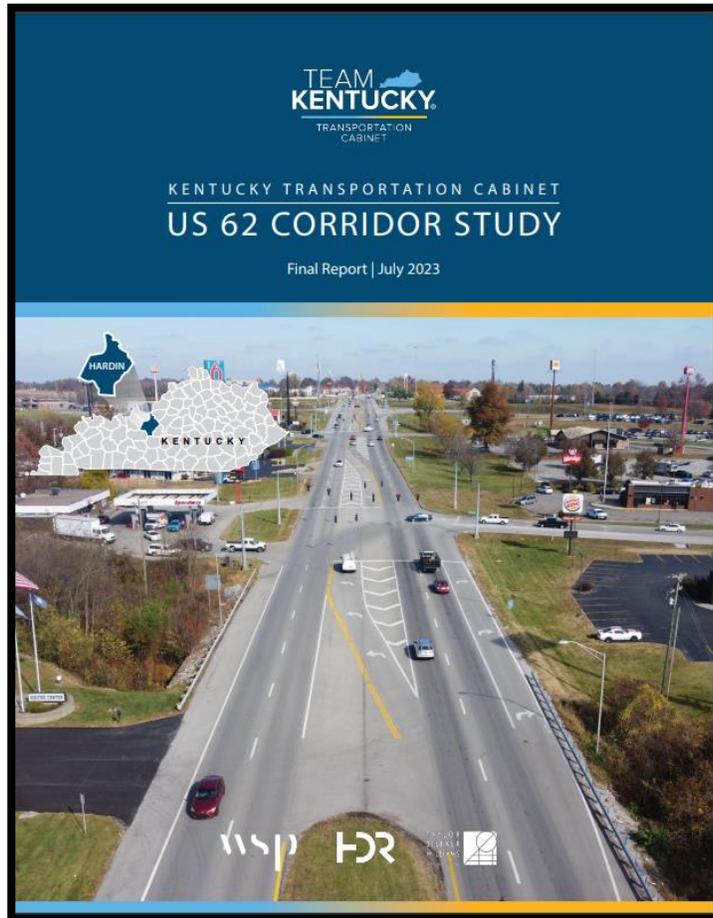


Contingencies

- Remember all those risks? Account for them

Preliminary Line & Grade Estimate

Turn This:



Into This:



Preliminary Line & Grade Estimate

Project Maturity	Estimating Methodology	Estimate Range	Level of Effort
10% to 30%	Historical Bid-Based or Cost-Based	-30% to +50%	High

Examples:

Fully scoped projects (“Design” projects)

Sources of Risk:

ROW/Utilities

Lighting

Time Contingency

- Also called a “management contingency.”
- How do we account for “we just started this planning study today – and that means – best case – 6 years until construction.”
- Things change over that many years, not just material cost!

Time Contingency Example

- If we started a Planning study today, we're well into the next biennium for Design
 - **+10%**
- Design and Environmental will take 2 years
 - **+20%**
- Right-of-Way and Utilities will take 2 years
 - **+20%**
- Total: **+50%**

Project Development Phase	Project Maturity (% project definition completed)	Project Estimate Designations	Purpose of the Estimate	Estimating Methodology	Estimate Range	
Planning	0 to 5%	Project Identification Estimate	Conceptual Estimating Screening & Feasibility. Estimate Potential Funds Needed (20-year plan)	Parametric	-50% to +200%	Project Cost Planning
	3% to 15%	Conceptual Project Estimate	Conceptual Estimating Prioritize Needs for Long Range Plans (10-year plan)	Historical Bid-Based with some Parametric	-40% to +100%	
Scoping	10% to 30%	Preliminary Line and Grade Estimate	Scope Estimating Establish a Baseline Cost for Project and Program Projects (SYP and STIP)	Historical Bid-Based or Cost-Based	-30% to +50%	



Bid Items

- Pavement
- Excavation
- Curb/Gutter/Sidewalk



Parametric

- Other Phases
- Drainage/MOT/Mobilization
- Miscellaneous



Contingencies

- See all those risks? Account for them



Escalation

- Time Risk

Document all of This

Revision:
6/1/2021 - Current - Stuart Kearns - \$ 24,980,000

Created Date: 06/01/2021 **Created By:** Stuart Kearns

Improvement Assumption: Construct Road in New Location **Estimate Source:** Requires Further Study

Secondary Improvement Assumption: Bike/Ped Facility

Eligible Funding: NH, STPF, STP2 i **Default Year:** 2030

	Fund Source	Stage	Estimate	Fiscal Year Estimated	Escalated	Prop Year	Duration (Months)
P	NH	UNK	0	2022	0		
D	NH	UNK	1,880,000	2022	1,880,000	2022	
R	NH	UNK	9,800,000	2022	9,800,000	2022	
U	NH	UNK	600,000	2022	600,000	2022	
C	NH	UNK	12,700,000	2022	12,700,000	2022	

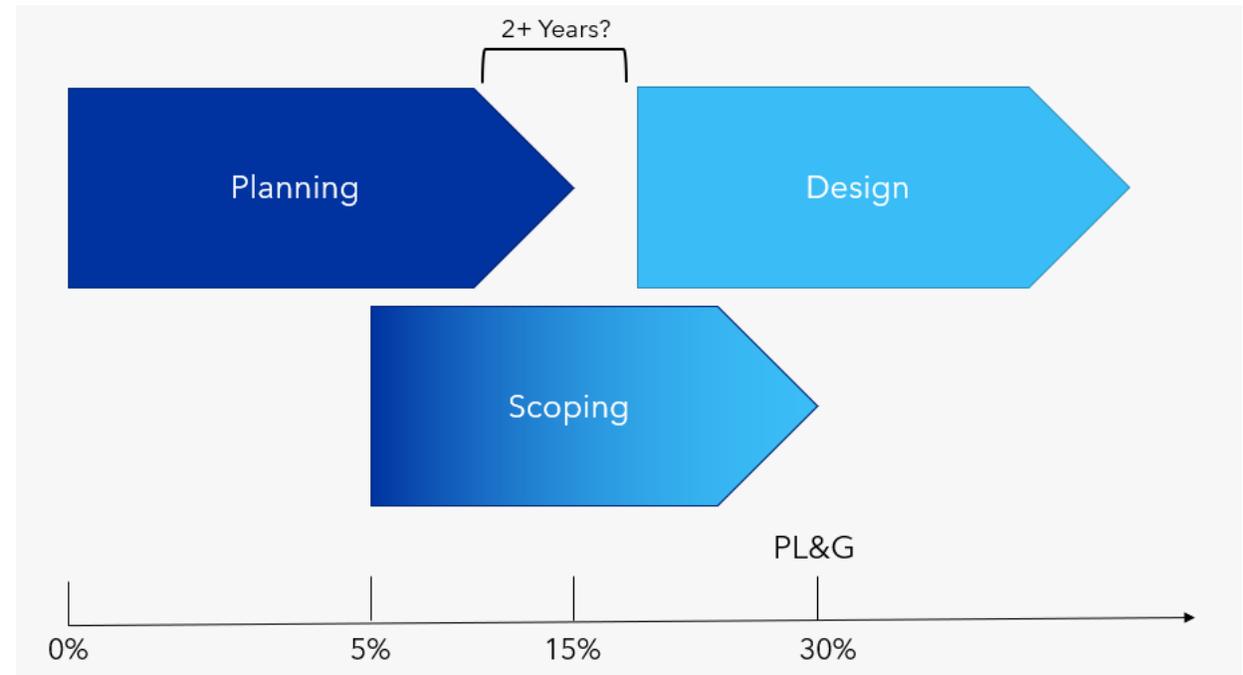
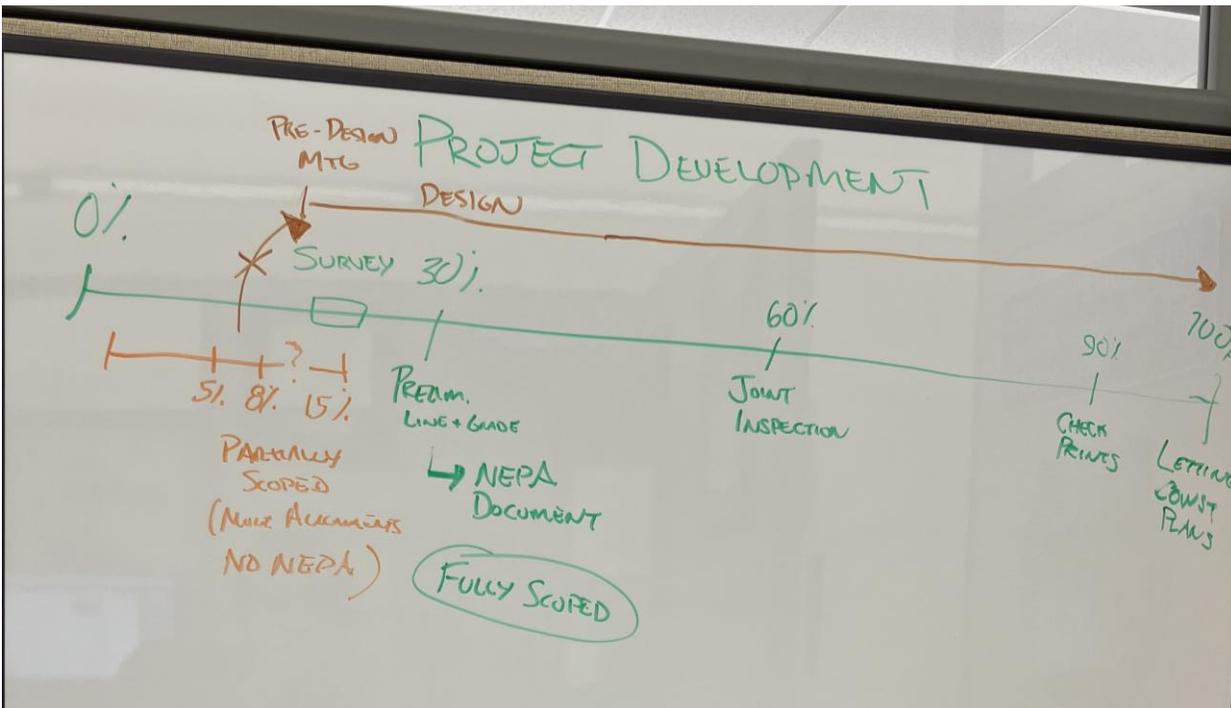
Total Escalated: \$ 24,980,000

***Estimate Remarks:**
Planning level estimate for cost per Hamburg I-75 Crossing Feasibility Study. 5/26/21 Adjusted Prop year to 2022



Staff Involvement Through PL&G

Staff Involvement Through PL&G



Staff Involvement Through PL&G

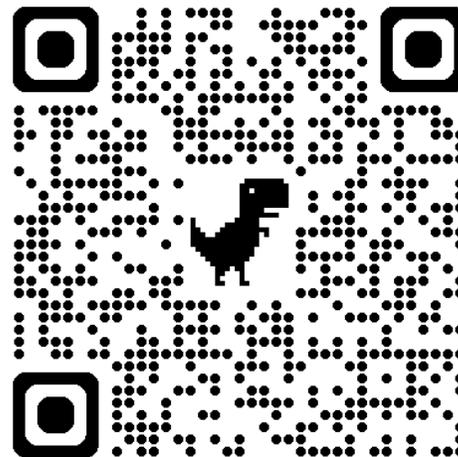
- Planning (District & Central Office) to stay involved until “Scoping” is complete at PL&G
 - Understanding Planning’s thought process to meet Purpose & Need
 - Various points where “handoff” occurs
- Better estimates = better for everybody
- Shared responsibility on invites – let invitees say ‘No.’



Liability Neutral Language

Liability Neutral Language

- In tort law, the standard of care that must be taken by an individual, agency, or business is determined by the generally accepted practices of the industry.



Guidelines for Drafting Liability Neutral Transportation Engineering Documents and Communication Strategies

NCHRP LRD 83

LEGAL RESEARCH DIGEST

JULY 2020

NATIONAL COOPERATIVE HIGHWAY RESEARCH PROGRAM

Guidelines for Drafting Liability Neutral Transportation Engineering Documents and Communications Strategies

This digest was prepared under NCHRP Project 20-06, "Legal Problems Arising Out of Highway Programs," for which the Transportation Research Board (TRB) is the agency coordinating the research. Under Topic 24-03, Terri Parker, Parker Corporate Enterprises, Nixa, MO, prepared this digest. The opinions and conclusions expressed or implied in this digest are those of the researchers who performed the research and are not necessarily those of the Transportation Research Board; the National Academies of Sciences, Engineering, and Medicine; or the program sponsors. The responsible program officer is Gwen Chisholm Smith.

Background

State highway departments and transportation agencies have a continuing need to keep abreast of operating practices and legal elements of specific problems in highway law. The NCHRP Legal Research Digest and the Selected Studies in Transportation Law (SSTL) series are intended to keep departments up-to-date on laws that will affect their operations.

Foreword

In the legal system, transportation engineering documents drafted by the transportation industry include manuals, studies, research documents, memoranda, and email. These documents are frequently used by litigants and courts as evidence bearing on the standard of care

or duties for transportation agencies sued for alleged negligence in operation of transportation facilities. The documents often use language and phrases such as "hazardous" and "high risk" that have pejorative meanings in the legal system as opposed to more neutral and objective language. Non-neutral language can increase the potential for transportation agencies to be determined to be liable for damages.

This digest presents legal language style and a drafting guide. The digest also addresses how to avoid concepts and language that can have legal implications by promoting clear, direct, objective, and fact-based expression.

This digest may be used as a practical resource for developers and reviewers of engineering documents, researchers, practitioners, and those who implement safety projects.

The National Academies of
SCIENCES · ENGINEERING · MEDICINE

 TRANSPORTATION RESEARCH BOARD

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Unintended Liability or Responsibility

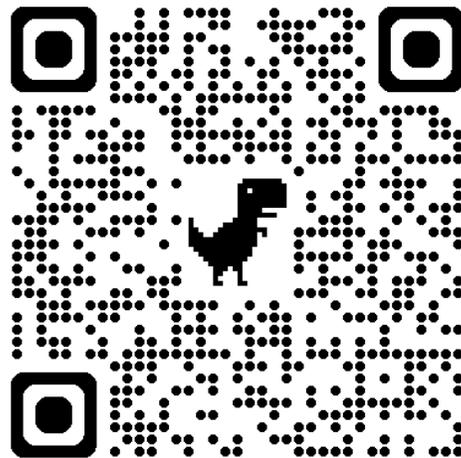
- Transportation Agencies are frequently sued over perceived negligence, and the language in internal and public-facing documents can become central to these claims



Better	Insufficient
Clearly	Is Needed
Concern	Mandatory
Danger/Dangerous	Obstacle
Deficient	Poor
Edge/Shoulder Drop Off	Problem
Ensure	Require
Essential	Risk/Risky
Excessive	Shall
Hazard	Should
Hot Spot	Trap
Imperative	Unsafe
Inadequate	Worse

Liability Neutral Language

- Choose each word carefully
- Match Field Conditions with Language in Guidance
- Avoid Surplus Language



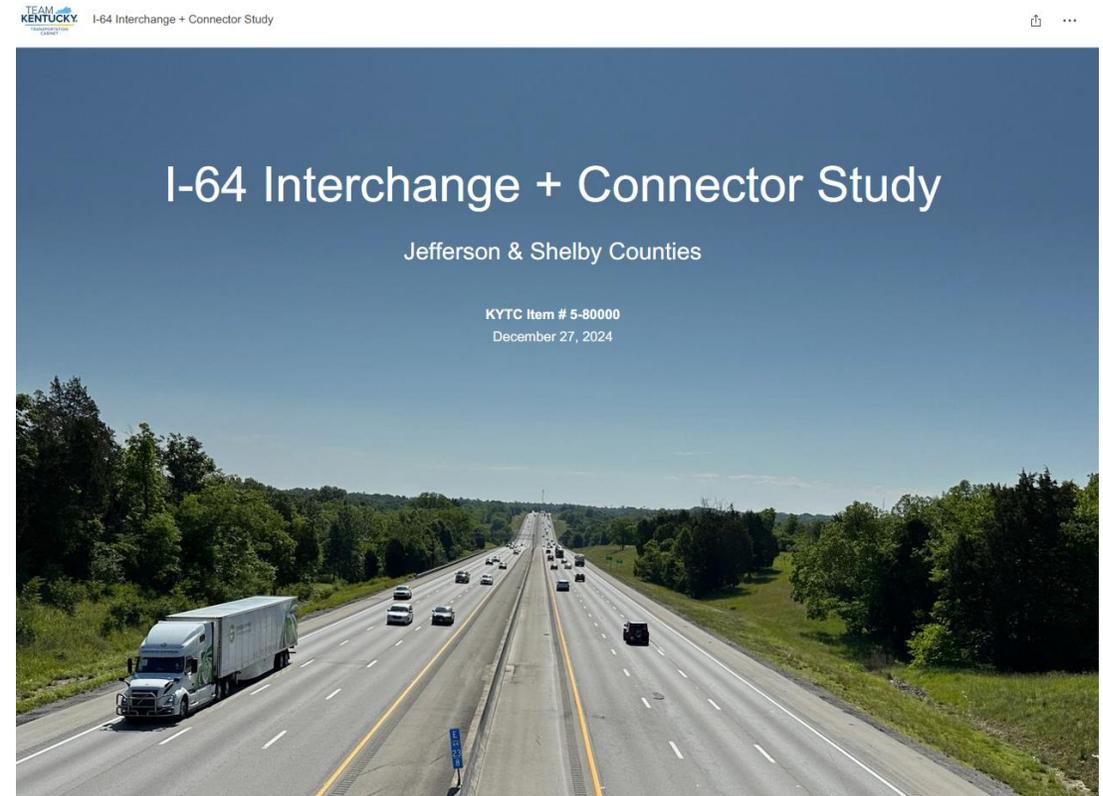
Application of engineering judgement	Guideline
As soon as practicable	May
Can	Normal
Candidates for shielding	Potentially contributing factors
Consider	Roadside “feature” or “condition” or “object” or “device” rather than “hazard” or “risk”
Criteria/factors that may be considered	Strategy
Could	Toolbox
Difference in elevation rather than edge or shoulder drop off	When/Where feasible
Factors that can contribute to the probability	



Hosted StoryMaps & Project Continuity

Hosted StoryMaps and Project Continuity

- Consultants encouraged to work within KYTC ESRI Workspace to ensure StoryMap data can endure following study completion
- Contact CO liaison, they will contact Will Holmes





Planning Environmental Linkage (PEL)

Why PEL?

WHY?



- Exactly what it sounds like, linking Planning and Environmental
- Preserve the option to use planning products and decisions in the environmental review process
- “NEPA Clock” doesn’t start for EAs and EISs

General Considerations

- Follow transportation planning process
- Participation by Federal and state resource agencies and Indian Tribes
- Opportunity for public review and comments
- Use reliable and reasonably current data and reasonable, scientifically acceptable methodologies

- FHWA and FTA review as appropriate
- Documentation

This process is written for EISs, for other class of actions, requirements will have to be met, as applicable.



During Planning

Integration of planning and environmental review 23 U.S.C. 168 for PEL

- Agency consultation
- Federal planning process
- Identify preliminary alternatives and eliminate unreasonable alternatives
- Multidisciplinary consideration of needs and effects
- Public notice of possible adoption during NEPA

Efficient environmental reviews for project decisionmaking 23 U.S.C. 139(f)(4)(E)(ii)

- State, MPO or local transportation agency considers as part of a planning or State environmental review process
- Lead agency provides guidance
- Public review and comment
- Alternative rejected after public involvement

CEQ NEPA Regulations 40 CFR 1501.12

- Identify preliminary alternatives in a study or other planning document

Planning Regulation 23 CFR 450.212 (a)-(c) & 450.318 (a)-(d)

- Use data and appropriate methodology
- Perform analysis
- Identify preliminary alternatives
- Agency/public/tribal involvement and comment
- FHWA/FTA review
- Documentation

During NEPA Alternatives Scoping

- No new significant info?
- Sufficient detail?
- Adopted planning product within 5 years of approval by the planning entity.
- Appropriate for adoption?
- Rational basis, reliable and reasonably current data, and acceptable methodology?

- Independent review of the evaluation?
- Consult with cooperating and participating agencies that the alternative is not necessary for NEPA?

- Does it meet NEPA requirements?

- Will aid in establishing reasonable range of alternatives?
- Is ready for NEPA use?
- Consider the extent to which planning process includes:
 - Agency involvement?
 - Opportunity to comment?
 - Public review?
 - FHWA/FTA review?
 - Documented?

Establishing NEPA Range of Reasonable Alternatives

- Made the planning documents available for public review and comment by the general public and Federal, State, local, and tribal governments that may have an interest in the proposed project
- Consider comments
- Notice of intent to adopt/incorporate
- Lead agency decision on adoption/incorporation

- The document(s) should be available for review during scoping
- Consider comments
- Lead agency determination
- Concurrence by other Fed agencies with jurisdiction on elimination of alternative(s) from detailed evaluation

- The document(s) should be available for review during scoping
- Consider comments
- Lead agency decision on use or incorporate

- The document(s) should be available for review during scoping
- Consider comments
- Lead agency decision on incorporate by reference and use

{Path using both 23 U.S.C. 139 & 168}

Additional work or further action

*Except for the statutes and regulations cited, the contents of this document do not have the force and effect of law and are not meant to bind the public in any way. The document is intended only to provide clarity to the public regarding existing requirements under the law or agency policies. General considerations are not necessarily required by the statute or regulations; however, FHWA encourages these for all PEL approaches.

*The Council on Environmental Quality (CEQ) has proposed to modify certain aspects of its 2020 NEPA regulations found at 40 CFR parts 1500-1508 using a phased approach. See 86 FR 55757, 55759 (Oct 7, 2021). If CEQ issues a final rule that amends any provisions of the CEQ regulations cited in this document, FHWA will update the citations in this document and make any other necessary changes.



Planning/Environmental Linkage (PEL)

FHWA PEL QUESTIONNAIRE

I-64 Interchange + Connector Study

Item 5-80000

Prepared for:



Prepared by:



December 2024

- PELs and traditional KYTC studies have many of the same items, just with more...intention
 - Existing Conditions
 - Land Use & Current/Future Traffic
 - Goals & Objectives
 - Draft Purpose & Need
 - Stage I ICE
 - Enviro. Red Flag & Geotech Overview
 - CR Lit Review & Arch. Overview
 - Socioeconomic Study
 - Initial and Refined Concepts

Planning/Environmental Linkage

- Additional Items by doing a PEL:
 - Survey (if needed, sometimes use LiDAR)
 - Agency Coordination
 - Refined Concepts -> Alternatives
 - Stage II ICE
 - Alternative Screening & Dismissal
 - Phase I Environmental Site Assessment
 - Socioeconomic Analysis
 - Ecological Report
 - Mitigation Measures
 - Anticipated NEPA Document Definition



FHWA PEL QUESTIONNAIRE

US 60 Connectivity Study

Item 1-80250

Prepared for:



TRANSPORTATION
CABINET

Prepared by:



April 2024



Federal Changes & Updates

Federal Personnel Updates

- Keith Damron -> HMB
- John Ballantyne -> Retired
- Nick Vail -> Louisville Metro



Socioec Studies

- Any mention of Environmental Justice (stemming from Executive order 12898) must be removed, including in Socioeconomic Studies

Barren River Area Development District

Smiths Grove Planning Study
Warren County

Socioeconomic Report
FINAL
September 2022

Prepared for
Kentucky Transportation Cabinet (KYTC) – Division of Planning

This document was prepared in cooperation with the Kentucky Transportation Cabinet.



Prepared by
Barren River Area Development District



Socioec Studies

- KYTC/ADDs will continue to produce SE Studies by summarizing race/color/national origin (Title VI) as well as elderly, disability status, poverty level, and LEP (without reference to EJ) using traditional data sources.
- Will ensure project teams can plan for appropriate public involvement and engagement opportunities.

Barren River Area Development District

Smiths Grove Planning Study Warren County

Socioeconomic Report
FINAL
September 2022

Prepared for
Kentucky Transportation Cabinet (KYTC) – Division of Planning

This document was prepared in cooperation with the Kentucky Transportation Cabinet.



Prepared by
Barren River Area Development District



Language/Process Changes

- Do not use the following terms moving forward:
 - Environmental Justice (EJ)
 - Racial equity
 - Climate Change
 - Energy Impacts
 - Greenhouse Gas Emissions
 - Justice 40
- Add to your QA/QC process

Language/Process Changes

- Do not use the following terms moving forward:
 - Environmental Justice (EJ)
 - Racial equity
 - Climate Change
 - Energy Impacts
 - Greenhouse Gas Emissions
 - Justice 40
- Add to your QA/QC process





Planning Study Format & Layout

Planning Study Layout & Format

- Two Types of Executive Summaries
 - Two-pager for Leadership & Legislature
 - Longer (< 10 pages) for District
- Project Sheets Easy to Find and Digest
- Appendix
 - Crash History (no MFN)
 - Cost Estimate Spreadsheets
 - Stage I ICE Screening



Upcoming Advertisements & Other Studies

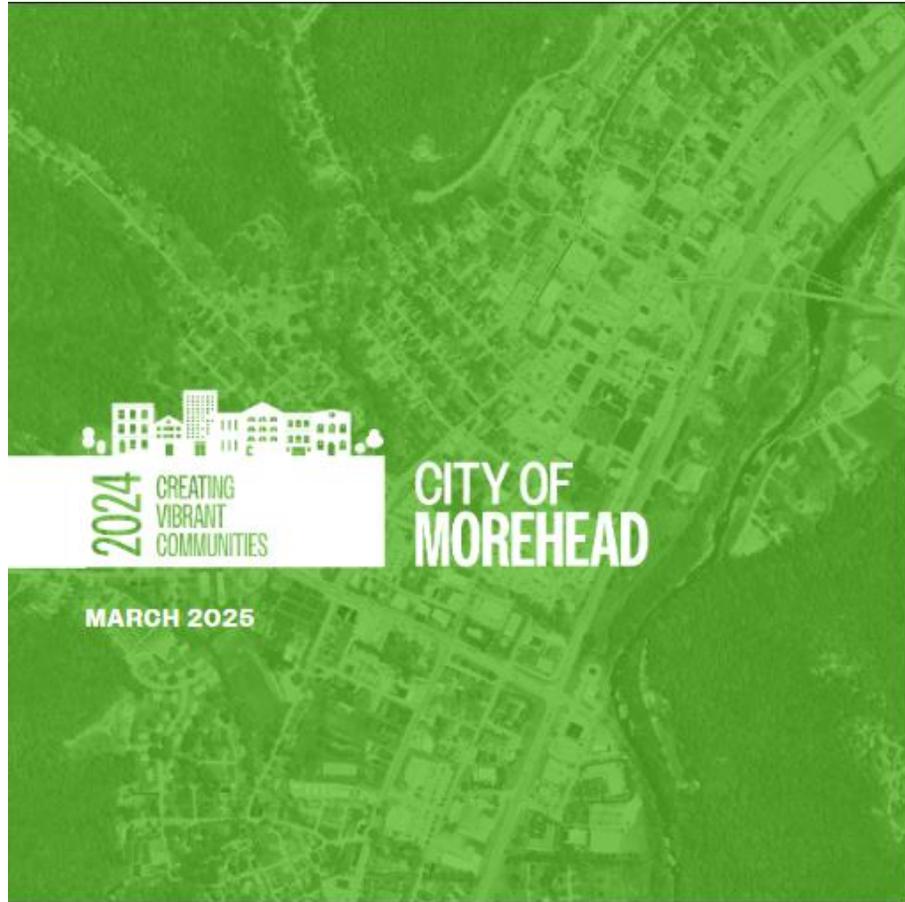
Upcoming Advertisements (subject to change)

- MAY: 11-80300 US 119 Bell County
 - Keenan Jones, Catherine Davis
- JUNE: 3-80300 LN 9008 Barren County **PEL**
 - Brett Duncan, Kenny Carrico
- JUNE: Roadside Barrier Study
 - Steve De Witte, Chad Shive
 - Webinar held 4/25; No Individual Meetings
- ~~• JUNE: 5-80201 US 127 Franklin County~~
 - ~~• Steve De Witte, TBD~~

Upcoming Advertisements (subject to change)

- JULY: 5-80210 KY 146 Oldham County
 - Steve De Witte, TBD
- JULY: 12-5020 D12 Rockfall Study
 - Nathan Ridgway, Charlie Dale
- OCTOBER: 8-80202 KY 300 Lincoln County Rockfall
 - TBD
- 1 or more additional studies in D5, elsewhere

Creating Vibrant Communities



- Pilot of 4 technical assistance reports wrapping up
- Jtown, Glendale, Etown, Morehead
- Lessons Learned
- Potential Future



Q&A



How can we make your job easier?

Items to avoid in the planning process
(communication flaws, nomenclature)

KA/KAB/KABCO/K-ABC-O Preference for Crash
Analysis?

Trends in work type & volume, evolution of
transportation planning industry. Digital
formats/StoryMaps (less physical printed)?



Increasing number of slots for SW Planning in 2026?

Cross Training between HSIP and Planning to get studies more aligned?



@KYTC



@kytc120



@KYtransportation



@KYtransportation

transportation.ky.gov

Contact

Stephen De Witte, P.E.

Stephen.DeWitte@ky.gov

502-782-5056