



AGENDA

North Carolina Board of Transportation
1 South Wilmington Street, Raleigh, NC 27601
August 10-11, 2022

Members of the Public are invited to attend the board meeting in person or participate using the livestream.
The livestream is available by clicking on the link <https://livestream.com/nc-dot>

Wednesday, August 10, 2022

10:15 AM – 10:45 AM

Road, Bridge, Ferry Naming	Room 150
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10:45 AM – 12:00 PM

Finance Committee	Room 150
Inspector General Committee	EIC

Lunch Break 12:00 PM – 1:00 PM

1:00 PM

WORK SESSION

FULL BOARD ATTENDANCE

- FY23-FY24 Spend Plan Amendment One
- STIP Update
- Statewide Multi-Modal Freight Plan
- Innovative Technologies and Product Awareness

Stephanie King, CFO
Leigh Wing, Manager, STIP Eastern Region
Heather Hildebrandt, Statewide Initiatives Supervisor
Chairman Fox

Immediately following the Work Session

Workforce Committee	EIC
Advanced Technology Committee (ATC)	Room 150

Immediately following the Workforce and ATC Committees

Highway Committee	Room 150
Multi-Modal Committee	EIC



AGENDA

North Carolina Board of Transportation

August 10-11, 2022

NORTH CAROLINA BOARD OF TRANSPORTATION MEETING

OFFICIAL BOARD MEETING (Full Board Attendance)

Thursday, August 11, 2022

9:00 AM

Location: Room 150

- Call to Order Chairman Fox
- Ethics Statement Chairman Fox
- Consideration of the July 7, 2022, Meeting Minutes Chairman Fox
- Economic Development Update Christopher Chung, Chief Executive Officer, EDNCP, and
Gene McLaurin, Chairman, EDNCP
- Road, Bridge, and Ferry Naming Honorary Designations Chairman Fox
- Secretary Remarks Secretary Boyette
- 2021 Wildflower Awards David Harris, States Roadside Environmental Engineer
- Annual Ethics Education Training Daniel Johnson, General Counsel

INFORMATION AND DELEGATED AUTHORITY

Chairman Fox

- (Item C) Award of Highway Construction Contracts from July 2022 Letting
- (Item D) Award of Contracts to Private Firms for Engineering Services
- (Item H) Funds for Division-wide Small Construction,
Statewide Contingency, Public Access, and Economic Development
- (Item L) Funds for Specific Spot Safety Improvement Projects

ACTION

Project Items

- (Item G) Additions, Abandonments, and Road Name Changes to State
Secondary Road System
Public Transportation Program
- (Item I) (Item I-2) Rail Program
(Item I-3) Bicycle and Pedestrian
(Item I-4) Aviation
- (Item K) North Carolina Highway Trust Funds
- (Item M) Funds for Specific Federal-Aid Projects
- (Item N) Revisions to the 2020-2029 STIP
- (Item O) Municipal and Special Agreements
- (Item P) Municipal Street System Changes
- (Item R) Right of Way Resolutions and Ordinances
- (Item S) Maintenance Allocations



AGENDA

North Carolina Board of Transportation
August 10-11, 2022

FY23-FY24 Spend Plan Amendment One

Chairman Fox

Committee Reports

Chairman Fox

Other Business

Chairman Fox

Adjourn

Chairman Fox

**PROJECTS LIST
NORTH CAROLINA BOARD OF TRANSPORTATION
RALEIGH, NORTH CAROLINA**

August 10-11, 2022

Delegated Authority Secretary Boyette

- (Item C) Award of Highway Construction Contracts from July 2022 Letting
- (Item D) Award of Contracts to Private Firms for Engineering Services
- (Item E) Funds for Secondary Road Improvement Projects – Highway Fund and Highway Trust Fund **(No Submittal)**
- (Item H) Funds for Division-wide Small Construction, Statewide Contingency, Public Access, and Economic Development
- (Item L) Funds for Specific Spot Safety Improvement Projects

Action..... Chairman Fox

- (Item G) Additions, Abandonments, and Road Name Changes to State Secondary Road System
- (Item I) Public Transportation Program
 - (Item I-1) Public Transportation **(No Item)**
 - (Item I-2) Rail Program
 - (Item I-3) Bicycle and Pedestrian
 - (Item I-4) Aviation
- (Item K) North Carolina Highway Trust Funds
- (Item M) Funds for Specific Federal-Aid Projects
- (Item N) Revisions to the 2020-2029 STIP
- (Item O) Municipal and Special Agreements
- (Item P) Municipal Street System Changes
- (Item R) Right of Way Resolutions and Ordinances
- (Item S) Maintenance Allocations
- (Item T) Submission of Comprehensive Transportation Plans for Mutual Adoption by the Board of Transportation **(No Item)**
- (Item V) **(No Item)**

NCDOT Board of Transportation Agenda

ITEM C

July 19, 2022

According to Executive Order No. 2 and G.S. 143B-350(g), the Board is requested to concur with staff recommendations and delegate authority to the Secretary to award the following highway construction projects.

HIGHWAY LETTING
NORTH CAROLINA DEPARTMENT OF TRANSPORTATION
DIVISION OF HIGHWAYS
RALEIGH N.C.
JULY 19, 2022
DIVISION 2

PAGE: 1 of 10
ITEM C

C204217
38422.3.2
0055071
PAMLICO
B-4593

PROPOSAL LENGTH 0.284 MILES

TYPE OF WORK GRADING, DRAINAGE, PAVING, AND STRUCTURE.

LOCATION BRIDGE #38 OVER TRENT CREEK ON NC-55.

EST CONST PROGRESS.... FY-2023...55% OF BID
FY-2024...42% OF BID
FY-2025...03% OF BID

RPN 002 4 BIDDER(S)

DBE GOAL 3.00 %

ESTIMATE 5,382,988.85

DATE AVAILABLE AUG 29 2022

INTER COMPLETION AUG 15 2024 COMPLETE ALL WORK EXCEPT PLANTING, REFORESTATION OR
PERMANENT VEGETATION ESTABLISHMENT

FINAL COMPLETION FEB 11 2025

	\$ TOTALS	% DIFF
S T WOOTEN CORPORATION WILSON, NC	5,076,017.34	-5.7
DELLINGER INC MONROE, NC	6,164,961.45	+14.5
CATON CONSTRUCTION GROUP INC CHARLOTTESVILLE, VA	7,731,823.32	+43.6
T A LOVING COMPANY GOLDSBORO, NC	8,571,675.00	+59.2

AWARDED

HIGHWAY LETTING
NORTH CAROLINA DEPARTMENT OF TRANSPORTATION
DIVISION OF HIGHWAYS
RALEIGH N.C.
JULY 19, 2022
DIVISION 3

PAGE: 2 of 10
ITEM C

C204750
2022CPT.03.07.20101, 2022CPT.03.07.20102
STATE FUNDED
BRUNSWICK

PROPOSAL LENGTH 10.300 MILES

TYPE OF WORK RESURFACING.

LOCATION 16 SECTIONS OF SECONDARY ROADS.

EST CONST PROGRESS.... FY-2023...88% OF BID
FY-2024...12% OF BID

RPN 003 3 BIDDER(S)

DBE GOAL 7.00 %

ESTIMATE 1,948,115.50

DATE AVAILABLE SEP 12 2022

FINAL COMPLETION SEP 15 2023

	\$ TOTALS	% DIFF
HIGHLAND PAVING CO LLC FAYETTEVILLE, NC	2,072,422.85	+6.4
BARNHILL CONTRACTING CO ROCKY MOUNT, NC	2,110,258.98	+8.3
S T WOOTEN CORPORATION WILSON, NC	2,123,342.09	+9.0

AWARDED

HIGHWAY LETTING
NORTH CAROLINA DEPARTMENT OF TRANSPORTATION
DIVISION OF HIGHWAYS
RALEIGH N.C.
JULY 19, 2022
DIVISION 4

PAGE: 3 of 10
ITEM C

C204453
15BPR.47
STATE FUNDED
EDGECOMBE, NASH

PROPOSAL LENGTH 0.444 MILES

TYPE OF WORK BRIDGE PRESERVATION.

LOCATION BRIDGES # 51, 345, AND 39 OVER TAR RIVER ON NC-97, SR-1537, AND SR-1714, AND
BRIDGE #123 OVER US-64 ON SR-1670.

EST CONST PROGRESS.... FY-2023...61% OF BID
FY-2024...39% OF BID

RPN 004 4 BIDDER(S)

DBE GOAL 1.00 %

ESTIMATE 5,634,345.08

DATE AVAILABLE AUG 29 2022

FINAL COMPLETION JUN 01 2024

	\$ TOTALS	% DIFF
AMERICAN CONTRACTING & SERVICES INC JEFFERSONVILLE, IN	4,421,233.31	-21.5
LANFORD BROTHERS CO., INC. ROANOKE, VA	5,260,288.22	-6.6
SOUTHERN ROAD & BRIDGE LLC TARPON SPRINGS, FL	6,700,825.90	+18.9
REEVES CONSTRUCTION COMPANY DUNCAN, SC	7,142,510.30	+26.8

AWARDED

HIGHWAY LETTING
NORTH CAROLINA DEPARTMENT OF TRANSPORTATION
DIVISION OF HIGHWAYS
RALEIGH N.C.
JULY 19, 2022
DIVISION 4

PAGE: 4 of 10
ITEM C

C204729
48811.3.1
1560005
JOHNSTON
U-6223

PROPOSAL LENGTH 0.692 MILES

TYPE OF WORK GRADING, DRAINAGE, PAVING, AND WALLS.

LOCATION SR-1560 (RANCH RD EXT) FROM US-70 BUS/NC-42 TO EXISTING RANCH RD IN CLAYTON.

EST CONST PROGRESS.... FY-2023...31% OF BID
FY-2024...45% OF BID
FY-2025...24% OF BID

RPN 005 3 BIDDER(S)

DBE GOAL 6.00 %

ESTIMATE 9,371,644.96

DATE AVAILABLE NOV 28 2022

INTER COMPLETION MAY 01 2025 COMPLETE ALL WORK REQUIRED EXCEPT PLANTING,
REFORESTATION OR PERMANENT VEGETATION ESTABLISHMENT

FINAL COMPLETION OCT 29 2025

	\$ TOTALS	% DIFF
FSC II LLC DBA FRED SMITH COMPANY RALEIGH, NC	9,742,469.45	+4.0
S T WOOTEN CORPORATION WILSON, NC	10,556,702.60	+12.6
W C ENGLISH INCORPORATED LYNCHBURG, VA	11,776,388.15	+25.7

PENDING

HIGHWAY LETTING
NORTH CAROLINA DEPARTMENT OF TRANSPORTATION
DIVISION OF HIGHWAYS
RALEIGH N.C.
JULY 19, 2022
DIVISION 5

PAGE: 5 of 10
ITEM C

C204655
47952.3.1
0440024
WAKE
I-5997

PROPOSAL LENGTH 5.150 MILES

TYPE OF WORK PAVEMENT REHABILITATION, BRIDGE REPAIR, SIGNING AND ITS.

LOCATION I-440 FROM WEST OF LAKE BOONE TRAIL TO EAST OF SR-2000 (WAKE FOREST RD) IN RALEIGH.

EST CONST PROGRESS.... FY-2023...59% OF BID
FY-2024...38% OF BID
FY-2025...03% OF BID

RPN 006 3 BIDDER(S)

DBE GOAL 4.00 %

ESTIMATE 27,944,923.84

DATE AVAILABLE AUG 29 2022

FINAL COMPLETION SEP 01 2024

	\$ TOTALS	% DIFF
FSC II LLC DBA FRED SMITH COMPANY RALEIGH, NC	26,387,244.89	-5.6
S T WOOTEN CORPORATION WILSON, NC	32,164,540.00	+15.1
CROWDER CONSTRUCTION COMPANY CHARLOTTE, NC	35,320,131.17	+26.4

AWARDED

HIGHWAY LETTING
NORTH CAROLINA DEPARTMENT OF TRANSPORTATION
DIVISION OF HIGHWAYS
RALEIGH N.C.
JULY 19, 2022
DIVISION 6

PAGE: 6 of 10
ITEM C

C204728
47533.3.3
STATE FUNDED
ROBESON
I-5987B

PROPOSAL LENGTH 7.956 MILES

TYPE OF WORK GRADING, DRAINAGE, PAVING, RETAINING WALLS, AND STRUCTURES.

LOCATION I-95 FROM SOUTH OF NC-20 TO SOUTH OF PROPOSED I-295.

EST CONST PROGRESS.... FY-2023...31% OF BID
FY-2024...31% OF BID
FY-2025...21% OF BID
FY-2026...14% OF BID
FY-2027...03% OF BID

RPN 001 3 BIDDER(S)

DBE GOAL 5.00 %

ESTIMATE 260,390,623.04

DATE AVAILABLE AUG 29 2022

INTER COMPLETION NOV 15 2026 COMPLETE ALL WORK EXCEPT PLANTING, REFORESTATION OR
PERMANENT VEGETATION ESTABLISHMENT. BONUS = \$2,500,000 ON 11-15-26.

FINAL COMPLETION MAY 14 2027

	\$ TOTALS	% DIFF
WEBBER LLC THE WOODLANDS, TX	282,928,483.37	+8.7
BALFOUR BEATTY INFRASTRUCTURE INC WILMINGTON, NC	283,919,524.51	+9.0
FLATIRON UNITED MORRISVILLE, NC	289,432,105.37	+11.2

AWARDED

HIGHWAY LETTING
NORTH CAROLINA DEPARTMENT OF TRANSPORTATION
DIVISION OF HIGHWAYS
RALEIGH N.C.
JULY 19, 2022
DIVISION 7

PAGE: 7 of 10
ITEM C

C204393
49077.3.1
STATE FUNDED
ROCKINGHAM
BR-0044

PROPOSAL LENGTH 0.442 MILES

TYPE OF WORK GRADING, DRAINAGE, PAVING, AND STRUCTURE.

LOCATION BRIDGE #168 OVER SMITH RIVER ON NC-14/NC-87.

EST CONST PROGRESS.... FY-2023...59% OF BID
FY-2024...41% OF BID

RPN 007 5 BIDDER(S) DBE GOAL 3.00 %
ESTIMATE 8,371,541.00

DATE AVAILABLE AUG 29 2022

INTER COMPLETION JUL 01 2024 COMPLETE ALL WORK EXCEPT PLANTING, REFORESTATION OR
PERMANENT VEGETATION ESTABLISHMENT

FINAL COMPLETION DEC 28 2024

	\$ TOTALS	% DIFF
W C ENGLISH INCORPORATED LYNCHBURG, VA	7,851,472.91	-6.2
SMITH-ROWE, LLC MOUNT AIRY, NC	8,079,004.91	-3.5
CATON CONSTRUCTION GROUP INC CHARLOTTESVILLE, VA	9,410,273.45	+12.4
DANE CONSTRUCTION INC MOORESVILLE, NC	10,244,052.80	+22.4
VECELLIO & GROGAN INC BECKLEY, WV	11,310,000.00	+35.1

AWARDED

HIGHWAY LETTING
NORTH CAROLINA DEPARTMENT OF TRANSPORTATION
DIVISION OF HIGHWAYS
RALEIGH N.C.
JULY 19, 2022
DIVISION 8

PAGE: 8 of 10

ITEM C
*RELET FROM MAY 17, 2022

*C204752

54041.3.5

STATE FUNDED

MOORE

U-5815BA

PROPOSAL LENGTH 1.453 MILES

TYPE OF WORK UTILITY CONSTRUCTION AND PAVING.

LOCATION SR-2055 (N POPLAR ST) FROM ELM ST IN ABERDEEN TO NORTH OF BLUES CROSSING LN
IN SOUTHERN PINES.

EST CONST PROGRESS.... FY-2023...60% OF BID
FY-2024...40% OF BID

RPN 008 1 BIDDER(S)

DBE GOAL 4.00 %

ESTIMATE 10,403,717.50

DATE AVAILABLE AUG 29 2022

FINAL COMPLETION MAY 01 2024

	\$ TOTALS	% DIFF
MOFFAT PIPE INC WAKE FOREST, NC	15,564,423.75	+49.6

AWARDED

RELET SUMMARY PAGE

PAGE: 8A OF 10
ITEM C

MAY 17, 2022 LETTING

54041.3.5
STATE FUNDED
MOORE
U-5815BA
RPN 002

UTILITY CONSTRUCTION AND PAVING.

DATE AVAILABLE JUN 27 2022
FINAL COMPLETION DEC 01 2023

ENGINEER'S ESTIMATE

\$

\$ TOTALS % DIFF

NO BIDS

JULY 19, 2022 LETTING

54041.3.5
STATE FUNDED
MOORE
U-5815BA
RPN 008

UTILITY CONSTRUCTION AND PAVING.

DATE AVAILABLE AUG 29 2022
FINAL COMPLETION MAY 01 2024

ENGINEER'S ESTIMATE

\$ 10,403,717.50

\$ TOTALS % DIFF
15,564,423.75 +49.6

MOFFAT PIPE INC WAKE FOREST, NC

AWARDED

HIGHWAY LETTING
NORTH CAROLINA DEPARTMENT OF TRANSPORTATION
DIVISION OF HIGHWAYS
RALEIGH N.C.
JULY 19, 2022
DIVISION 10

PAGE: 9 of 10
ITEM C

C204708
45533.3.18
1432008
UNION
Y-5500JC

PROPOSAL LENGTH 0.753 MILES

TYPE OF WORK GRADING, DRAINAGE, AND PAVING.

LOCATION RAILWAY CROSSING CLOSURE AT SR-1432 (TORY PATH RD) AND SR-1300 EXT (HELMS RD).

EST CONST PROGRESS.... FY-2023...82% OF BID
FY-2024...18% OF BID

RPN 009 4 BIDDER(S) DBE GOAL 8.00 %
ESTIMATE 5,555,021.00

DATE AVAILABLE AUG 29 2022

INTER COMPLETION NOV 01 2023 COMPLETE ALL WORK EXCEPT PLANTING, REFORESTATION OR
PERMANENT VEGETATION ESTABLISHMENT

FINAL COMPLETION APR 29 2024

	\$ TOTALS	% DIFF
BLYTHE DEVELOPMENT CO CHARLOTTE, NC	5,986,643.40	+7.8
BOGGS CONTRACTING INC MONROE, NC	6,127,396.66	+10.3
SEALAND CONTRACTORS CORP MIDLAND, NC	6,869,990.26	+23.7
CATON CONSTRUCTION GROUP INC CHARLOTTESVILLE, VA	7,157,217.00	+28.8

AWARDED

HIGHWAY LETTING
NORTH CAROLINA DEPARTMENT OF TRANSPORTATION
DIVISION OF HIGHWAYS
RALEIGH N.C.
JULY 19, 2022
DIVISION 11

PAGE: 10 of 10
ITEM C

C204538
49217.3.1

STATE FUNDED
YADKIN
BR-0109

PROPOSAL LENGTH 0.064 MILES

TYPE OF WORK GRADING, DRAINAGE, PAVING, AND STRUCTURE.

LOCATION BRIDGE #80 OVER NORTH DEEP CREEK TRIBUTARY 4B ON SR-1512.

EST CONST PROGRESS.... FY-2023...100% OF BID

RPN 010 7 BIDDER(S)

DBE GOAL 3.00 %

ESTIMATE 901,136.08

DATE AVAILABLE AUG 29 2022

INTER COMPLETION APR 15 2023 COMPLETE ALL WORK EXCEPT PLANTING, REFORESTATION OR
PERMANENT VEGETATION ESTABLISHMENT

FINAL COMPLETION OCT 12 2023

	\$ TOTALS	% DIFF
EASTERN STRUCTURES LLC MOCKSVILLE, NC	685,019.00	-24.0
R E BURNS & SONS CO INC STATESVILLE, NC	687,413.48	-23.7
DELLINGER INC MONROE, NC	704,970.38	-21.8
SMITH-ROWE, LLC MOUNT AIRY, NC	732,533.73	-18.7
APPLE TUCK & ASSOCIATES INC RUTHERFORDTON, NC	747,796.11	-17.0
JAMES R VANNOY & SONS CONSTRUCTION COMPANY INC JEFFERSON, NC	755,160.15	-16.2
DANE CONSTRUCTION INC MOORESVILLE, NC	809,667.85	-10.2

ESTIMATE TOTAL

335,904,056.85

LETTING TOTAL

360,715,430.27

+ 7.4

AWARDED

**NCDOT AUGUST 2022
Board of Transportation Agenda**

According to Executive Order No. 2 and G. S. 143B-350 (g) the Board is requested to concur with staff recommendations and delegate authority to the Secretary to award contracts to private firms for engineering services.

Professional Services Management

Chief Operating Officer

Highway Operations - Operations Program Management Unit

The following is a supplemental contract to a previous contract approved by the Board with the same engineering firm. This supplemental contract was necessary due to approved additional work that was unknown at the inception and is required of the firm to complete the project. Our staff has completed the actions in accordance with the policies and procedures adopted by the Board on May 7, 2009. This is for information only.

STATEWIDE	
Description of work:	2021 Secondary Roads Pavement Condition Surveys LSC
Firm:	S&ME Inc, Atlanta, GA
Original Engineering Fee:	\$15,000,000.00
Supplemental Fee:	\$1,500,000.00
SPSF Utilization:	0%

Highway Operations - Roadside Environmental Unit

The following is a supplemental contract to a previous contract approved by the Board with the same engineering firm. This supplemental contract was necessary due to approved additional work that was unknown at the inception and is required of the firm to complete the project. Our staff has completed the actions in accordance with the policies and procedures adopted by the Board on May 7, 2009. This is for information only.

STATEWIDE	
Description of work:	2020 UST Environmental Services LSC
Firm:	Wood Environment & Infrastructure Solutions Inc, Chicago, IL
Original Engineering Fee:	\$500,000.00
Supplemental Fee:	\$500,000.00
SPSF Utilization:	0%

Chief Engineer – Divisions 1-7

After careful evaluation of the workload and schedules of the work that can be accomplished by our staff, it was determined necessary to employ private firms for Planning and Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GESC) on an as needed basis for various federal-aid and state funded projects to support Divisions 1, 2, 3, 4, 5, 6, and 7. These contracts will expire two (2) years with an optional one (1) year extension, after the date of execution or after the contract amount has been depleted, whichever occurs first. Our staff has completed the actions for employing private firms in accordance with the policies and procedures adopted by the Board on May 7, 2009. This is for information only.

Divisions 1, 2, 3, 4, 5, 6, and 7	
Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GESC) LSC
Firm:	A Morton Thomas & Associates Inc, Rockville, MD
Maximum Engineering Fee:	\$500,000.00
DBE/MBE/SPSF Utilization:	Accelerate Engineering PLLC
	4% / \$20,000.00
SPSF Utilization:	Hinde Engineering Inc
	3% / \$15,000.00
SPSF Utilization:	Rice LLC
	2% / \$10,000.00
SPSF Utilization:	Utility Coordination Consultants LLC
	3% / \$15,000.00
Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GESC) LSC
Firm:	AECOM Technical Services of North Carolina Inc, Chicago, IL
Maximum Engineering Fee:	\$4,000,000.00
DBE/MBE/SPSF Utilization:	Baseline Mobility Group Inc
	2% / \$80,000.00
DBE/WBE/SPSF Utilization:	CH Engineering PLLC
	5% / \$200,000.00
SPSF Utilization:	Pinecone Transportation Professionals PLLC
	3% / \$120,000.00
DBE/MBE/SPSF Utilization:	Public Participation Partners LLC
	2% / \$80,000.00
DBE/WBE/SPSF Utilization:	Three Oaks Engineering Inc
	2% / \$80,000.00

Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	Alfred Benesch & Company, Chicago, IL
Maximum Engineering Fee:	\$1,500,000.00
DBE/MBE/SPSF Utilization:	Baseline Mobility Group Inc
	1% / \$15,000.00
SPSF Utilization:	Clearbox Forecast Group PLLC
	1% / \$15,000.00
DBE/MBE/SPSF Utilization:	Tech Engineering Group PLLC
	1% / \$15,000.00
SPSF Utilization:	Thigpen Engineering & Consulting, PLLC
	1% / \$15,000.00
DBE/WBE/SPSF Utilization:	Three Oaks Engineering Inc
	3% / \$45,000.00
Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	Alpha & Omega Group PC, Raleigh, NC
Maximum Engineering Fee:	\$500,000.00
SPSF Utilization:	100%
Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	American Engineering Associates Southeast PA, Charlotte, NC
Maximum Engineering Fee:	\$500,000.00
SPSF Utilization:	100%
Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	Arcadis G&M of North Carolina, Inc., Chicago, IL
Maximum Engineering Fee:	\$500,000.00
SPSF Utilization:	0%

Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	ATCS PLLC, Herndon, VA
Maximum Engineering Fee:	\$500,000.00
DBE/WBE/SPSF Utilization:	CH Engineering PLLC
	5% / \$25,000.00
SPSF Utilization:	Commonwealth Heritage Group Inc
	1% / \$5,000.00
SPSF Utilization:	Hinde Engineering Inc
	2% / \$10,000.00
Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	Atkins North America Inc, Atlanta, GA
Maximum Engineering Fee:	\$1,500,000.00
SPSF Utilization:	Hinde Engineering Inc
	3% / \$45,000.00
SPSF Utilization:	MI Engineering PLLC
	3% / \$45,000.00
SPSF Utilization:	Thigpen Engineering & Consulting, PLLC
	3% / \$45,000.00
Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	CDM Smith Inc, Atlanta, GA
Maximum Engineering Fee:	\$3,000,000.00
SPSF Utilization:	Carolina Land Acquisitions Inc
	1.5% / \$45,000.00
SPSF Utilization:	Sungate Design Group PA
	4% / \$120,000.00
DBE/WBE/SPSF Utilization:	Three Oaks Engineering Inc
	7.5% / \$225,000.00
Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	CH Engineering PLLC, Raleigh, NC
Maximum Engineering Fee:	\$500,000.00
DBE/WBE/SPSF Utilization:	100%

AUGUST 11, 2022

Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GESC) LSC
Firm:	Dewberry Engineers Inc, Philadelphia, PA
Maximum Engineering Fee:	\$1,500,000.00
SPSF Utilization:	Patriot Transportation Engineering PLLC
	3% / \$45,000.00
SPSF Utilization:	Hinde Engineering Inc
	1.5% / \$22,500.00
SPSF Utilization:	MI Engineering PLLC
	1.5% / \$22,500.00
Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GESC) LSC
Firm:	DRMP NC Inc, Charlotte, NC
Maximum Engineering Fee:	\$500,000.00
SPSF Utilization:	Hinde Engineering Inc
	5% / \$25,000.00
SPSF Utilization:	Patriot Transportation Engineering PLLC
	5% / \$25,000.00
Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GESC) LSC
Firm:	EL Robinson Engineering Co, Charleston, WV
Maximum Engineering Fee:	\$500,000.00
DBE/MBE/SPSF Utilization:	Baseline Mobility Group Inc
	2% / \$10,000.00
SPSF Utilization:	Davis Martin Powell Engineers & Surveyors
	4% / \$20,000.00
DBE/WBE/SPSF Utilization:	Planning Communities LLC
	3% / \$15,000.00
SPSF Utilization:	Rice LLC
	2% / \$10,000.00
Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GESC) LSC
Firm:	Exult Engineering PC, Raleigh, NC
Maximum Engineering Fee:	\$500,000.00
SPSF Utilization:	100%

AUGUST 11, 2022

Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	Gannett Fleming Inc, Philadelphia, PA
Maximum Engineering Fee:	\$3,000,000.00
SPSF Utilization:	Carolina Land Acquisitions Inc
	2% / \$60,000.00
SPSF Utilization:	Carolina Transportation Engineers & Associates PC
	2% / \$60,000.00
SPSF Utilization:	MI Engineering PLLC
	2% / \$60,000.00
DBE/WBE/SPSF Utilization:	Richard Grubb and Associates Inc
	2% / \$60,000.00
DBE/WBE/SPSF Utilization:	Three Oaks Engineering Inc
	2% / \$60,000.00
Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	H W Lochner Inc, Raleigh, NC
Maximum Engineering Fee:	\$1,500,000.00
DBE/MBE/SPSF Utilization:	Accelerate Engineering PLLC
	3% / \$45,000.00
SPSF Utilization:	Axiom Environmental Inc
	6% / \$90,000.00
SPSF Utilization:	Commonwealth Heritage Group Inc
	2% / \$30,000.00
DBE/WBE/SPSF Utilization:	Falcon Engineering Inc
	3% / \$45,000.00
SPSF Utilization:	The Wooten Company
	4% / \$60,000.00
SPSF Utilization:	Right of Way Consultants LLC
	4% / \$60,000.00
SPSF Utilization:	Sungate Design Group PA
	6% / \$90,000.00

Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	Hardesty & Hanover LLP, New York, NY
Maximum Engineering Fee:	\$500,000.00
DBE/MBE/SPSF Utilization:	Accelerate Engineering PLLC
	4% / \$20,000.00
SPSF Utilization:	Carolina Land Acquisitions Inc
	3% / \$15,000.00
DBE/WBE/SPSF Utilization:	CH Engineering PLLC
	4% / \$20,000.00
DBE/WBE/SPSF Utilization:	Falcon Engineering Inc
	3% / \$15,000.00
DBE/WBE/SPSF Utilization:	Richard Grubb and Associates Inc
	1% / \$5,000.00
SPSF Utilization:	Sungate Design Group PA
	5% / \$25,000.00
DBE/WBE/SPSF Utilization:	Three Oaks Engineering Inc
	6% / \$30,000.00
Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	HDR Engineering Inc of the Carolinas, Chicago, IL
Maximum Engineering Fee:	\$4,000,000.00
DBE/MBE/SPSF Utilization:	Baseline Mobility Group Inc
	1% / \$40,000.00
SPSF Utilization:	Carolina Land Acquisitions Inc
	4% / \$160,000.00
DBE/WBE/SPSF Utilization:	Enigma Engineering, PLLC
	1% / \$40,000.00
SPSF Utilization:	Gradient PLLC
	2% / \$80,000.00
SPSF Utilization:	Ramey Kemp Associates
	3% / \$120,000.00
SPSF Utilization:	Thigpen Engineering & Consulting, PLLC
	2% / \$80,000.00

Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	HNTB North Carolina PC, Raleigh, NC
Maximum Engineering Fee:	\$4,000,000.00
SPSF Utilization:	Carolina Land Acquisitions Inc
	15% / \$600,000.00
DBE/WBE/SPSF Utilization:	CH Engineering PLLC
	1% / \$40,000.00
SPSF Utilization:	The Wooten Company
	1% / \$40,000.00
SPSF Utilization:	MI Engineering PLLC
	2% / \$80,000.00
Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	ICE of Carolinas PLLC, West Columbia, SC
Maximum Engineering Fee:	\$1,500,000.00
SPSF Utilization:	The Right of Way Group LLC
	1% / \$15,000.00
DBE/WBE/SPSF Utilization:	Three Oaks Engineering Inc
	1% / \$15,000.00
SPSF Utilization:	Wetherill Engineering Inc
	1% / \$15,000.00
Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	Jacobs Engineering Group Inc, St Louis, MO
Maximum Engineering Fee:	\$500,000.00
SPSF Utilization:	0%
Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	Davenport, Winston-Salem, NC
Maximum Engineering Fee:	\$500,000.00
DBE/MBE/SPSF Utilization:	100%

Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GESG) LSC
Firm:	KCI Associates of North Carolina PA, Baltimore, MD
Maximum Engineering Fee:	\$4,000,000.00
DBE/WBE/SPSF Utilization:	Dovetail Cultural Resource Group
	1% / \$40,000.00
SPSF Utilization:	Hinde Engineering Inc
	3% / \$120,000.00
SPSF Utilization:	Ramey Kemp Associates
	11% / \$440,000.00
SPSF Utilization:	Spanish Speaking LLC
	0.5% / \$20,000.00
Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GESG) LSC
Firm:	Kimley Horn & Associates Inc, Atlanta, GA
Maximum Engineering Fee:	\$4,000,000.00
SPSF Utilization:	Carolina Land Acquisitions Inc
	4% / \$160,000.00
DBE/WBE/SPSF Utilization:	CH Engineering PLLC
	3% / \$120,000.00
DBE/WBE/SPSF Utilization:	Falcon Engineering Inc
	4% / \$160,000.00
DBE/WBE/SPSF Utilization:	New South Associates Inc
	1% / \$40,000.00
SPSF Utilization:	Patriot Transportation Engineering PLLC
	1% / \$40,000.00
SPSF Utilization:	Catlin Engineers and Scientists
	3% / \$120,000.00
SPSF Utilization:	The Right of Way Group LLC
	4% / \$160,000.00

Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	Kisinger Campo & Associates Corp, Tampa, FL
Maximum Engineering Fee:	\$4,000,000.00
SPSF Utilization:	Highfill Infrastructure Engineering, PC
	1.5% / \$60,000.00
SPSF Utilization:	Ramey Kemp Associates
	4.5% / \$180,000.00
DBE/WBE/SPSF Utilization:	Richard Grubb and Associates Inc
	1% / \$40,000.00
DBE/WBE/SPSF Utilization:	Three Oaks Engineering Inc
	9% / \$360,000.00
Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	Kittelson & Associates Inc, Portland, OR
Maximum Engineering Fee:	\$500,000.00
SPSF Utilization:	Exult Engineering PC
	4% / \$20,000.00
SPSF Utilization:	Right of Way Consultants LLC
	3% / \$15,000.00
SPSF Utilization:	Wetherill Engineering Inc
	7% / \$35,000.00

Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	LJB Inc, Miamisburg, OH
Maximum Engineering Fee:	\$1,500,000.00
SPSF Utilization:	MI Engineering PLLC
	3% / \$45,000.00
SPSF Utilization:	Exult Engineering PC
	3% / \$45,000.00
SPSF Utilization:	Patriot Transportation Engineering PLLC
	3% / \$45,000.00
DBE/MBE/SPSF Utilization:	Accelerate Engineering PLLC
	3% / \$45,000.00
SPSF Utilization:	Davis Martin Powell Engineers & Surveyors
	3% / \$45,000.00
SPSF Utilization:	Hinde Engineering Inc
	3% / \$45,000.00
DBE/MBE/SPSF Utilization:	Hearns Real Estate Solutions LLC
	3% / \$45,000.00
Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	Mead & Hunt Inc, Middleton, WI
Maximum Engineering Fee:	\$1,500,000.00
SPSF Utilization:	Carolina Ecosystems Inc
	1% / \$15,000.00
DBE/WBE/SPSF Utilization:	Enigma Engineering, PLLC
	2% / \$30,000.00
SPSF Utilization:	Pinecone Transportation Professionals PLLC
	2% / \$30,000.00
SPSF Utilization:	The Right of Way Group LLC
	2% / \$30,000.00
Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	MI Engineering PLLC, Raleigh, NC
Maximum Engineering Fee:	\$500,000.00
SPSF Utilization:	100%

Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GESC) LSC
Firm:	Michael Baker Engineering Inc, Pittsburgh, PA
Maximum Engineering Fee:	\$3,000,000.00
SPSF Utilization:	American Engineering Associates Southeast PA
	5% / \$150,000.00
SPSF Utilization:	Mattern & Craig Inc
	5% / \$150,000.00
SPSF Utilization:	Sungate Design Group PA
	5% / \$150,000.00
Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GESC) LSC
Firm:	Modjeski and Masters Inc, Mechanicsburg, PA
Maximum Engineering Fee:	\$500,000.00
SPSF Utilization:	Sungate Design Group PA
	5% / \$25,000.00
DBE/WBE/SPSF Utilization:	Three Oaks Engineering Inc
	5% / \$25,000.00

Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GESG) LSC
Firm:	Moffatt & Nichol Incorporated, Los Angeles, CA
Maximum Engineering Fee:	\$1,500,000.00
DBE/MBE/SPSF Utilization:	Accelerate Engineering PLLC
	1% / \$15,000.00
SPSF Utilization:	Axiom Environmental Inc
	1% / \$15,000.00
DBE/WBE/SPSF Utilization:	CES Group Engineers LLP
	1% / \$15,000.00
SPSF Utilization:	Commonwealth Heritage Group Inc
	1% / \$15,000.00
SPSF Utilization:	Davis Martin Powell Engineers & Surveyors
	1% / \$15,000.00
DBE/WBE/SPSF Utilization:	Falcon Engineering Inc
	1% / \$15,000.00
DBE/WBE/SPSF Utilization:	Planning Communities LLC
	1% / \$15,000.00
SPSF Utilization:	Ramey Kemp Associates
	1% / \$15,000.00
SPSF Utilization:	Right of Way Consultants LLC
	1% / \$15,000.00
DBE/WBE Utilization:	Triangle Aerial Surveys, LLP
	1% / \$15,000.00

Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	Mott MacDonald I & E LLC, Pittsburgh, PA
Maximum Engineering Fee:	\$4,000,000.00
SPSF Utilization:	Axiom Environmental Inc
	1% / \$40,000.00
DBE/WBE/SPSF Utilization:	Dovetail Cultural Resource Group
	1% / \$40,000.00
DBE/WBE/SPSF Utilization:	Enigma Engineering, PLLC
	1% / \$40,000.00
DBE/WBE/SPSF Utilization:	Falcon Engineering Inc
	1% / \$40,000.00
SPSF Utilization:	Hinde Engineering Inc
	1% / \$40,000.00
SPSF Utilization:	Patriot Transportation Engineering PLLC
	1% / \$40,000.00
SPSF Utilization:	The Right of Way Group LLC
	1% / \$40,000.00
DBE/WBE/SPSF Utilization:	Three Oaks Engineering Inc
	1% / \$40,000.00
SPSF Utilization:	Wetherill Engineering Inc
	1% / \$40,000.00
Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	MS Consultants Inc, Columbus, OH
Maximum Engineering Fee:	\$500,000.00
DBE/WBE/SPSF Utilization:	CH Engineering PLLC
	3% / \$15,000.00
DBE/WBE/SPSF Utilization:	Falcon Engineering Inc
	5% / \$25,000.00
SPSF Utilization:	MI Engineering PLLC
	5% / \$25,000.00
DBE/WBE/SPSF Utilization:	Three Oaks Engineering Inc
	5% / \$25,000.00

Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	NV5 Engineers and Consultants Inc, Chicago, IL
Maximum Engineering Fee:	\$4,000,000.00
SPSF Utilization:	Hinde Engineering Inc
	2% / \$80,000.00
SPSF Utilization:	MI Engineering PLLC
	2% / \$80,000.00
SPSF Utilization:	Ramey Kemp Associates
	3% / \$120,000.00
SPSF Utilization:	The Right of Way Group LLC
	1% / \$40,000.00
Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	Parrish and Partners of NC PLLC, Columbia, SC
Maximum Engineering Fee:	\$500,000.00
SPSF Utilization:	100%
Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	Parsons Transportation Group Inc., Raleigh, NC
Maximum Engineering Fee:	\$1,500,000.00
SPSF Utilization:	Hinde Engineering Inc
	4.5% / \$67,500.00
SPSF Utilization:	MI Engineering PLLC
	4% / \$60,000.00
DBE/WBE/SPSF Utilization:	New South Associates Inc
	2% / \$30,000.00
SPSF Utilization:	Sungate Design Group PA
	5% / \$75,000.00
SPSF Utilization:	Thigpen Engineering & Consulting, PLLC
	2% / \$30,000.00
DBE/WBE/SPSF Utilization:	Three Oaks Engineering Inc
	10% / \$150,000.00

Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	Patriot Transportation Engineering PLLC, Raleigh, NC
Maximum Engineering Fee:	\$500,000.00
SPSF Utilization:	100%
Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	Pennoni Associates Inc, Philadelphia, PA
Maximum Engineering Fee:	\$500,000.00
DBE/WBE/SPSF Utilization:	CH Engineering PLLC
	5% / \$25,000.00
SPSF Utilization:	MI Engineering PLLC
	5% / \$25,000.00
SPSF Utilization:	Ramey Kemp Associates
	5% / \$25,000.00
Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	Pinecone Transportation Professionals PLLC, Fuquay-Varina, NC
Maximum Engineering Fee:	\$500,000.00
SPSF Utilization:	100%
Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	Ramey Kemp Associates, Raleigh, NC
Maximum Engineering Fee:	\$1,500,000.00
SPSF Utilization:	100%
Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	Rice LLC, Cary, NC
Maximum Engineering Fee:	\$500,000.00
SPSF Utilization:	100%

Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	RS&H Architects Engineers Planners Inc, Jacksonville, FL
Maximum Engineering Fee:	\$4,000,000.00
SPSF Utilization:	Carolina Ecosystems Inc
	3% / \$120,000.00
SPSF Utilization:	Clearbox Forecast Group PLLC
	1% / \$40,000.00
SPSF Utilization:	Commonwealth Heritage Group Inc
	1% / \$40,000.00
DBE/WBE/SPSF Utilization:	Falcon Engineering Inc
	3% / \$120,000.00
Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	RK&K, Raleigh, NC
Maximum Engineering Fee:	\$4,000,000.00
SPSF Utilization:	American Engineering Associates Southeast PA
	5% / \$200,000.00
SPSF Utilization:	F&ME Consultants Inc
	3% / \$120,000.00
SPSF Utilization:	Right of Way Consultants LLC
	3.5% / \$140,000.00
Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	Sepi Engineering & Construction Inc, Raleigh, NC
Maximum Engineering Fee:	\$3,000,000.00
SPSF Utilization:	Carolina Transportation Engineers & Associates PC
	3% / \$90,000.00
SPSF Utilization:	Hinde Engineering Inc
	1% / \$30,000.00
SPSF Utilization:	Parrish and Partners of NC PLLC
	2% / \$60,000.00
SPSF Utilization:	Catlin Engineers and Scientists
	1% / \$30,000.00

Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GESG) LSC
Firm:	Stantec Consulting Services Inc, Chicago, IL
Maximum Engineering Fee:	\$4,000,000.00
DBE/WBE/SPSF Utilization:	Falcon Engineering Inc
	2% / \$80,000.00
SPSF Utilization:	Hinde Engineering Inc
	2% / \$80,000.00
SPSF Utilization:	MI Engineering PLLC
	2% / \$80,000.00
SPSF Utilization:	Patriot Transportation Engineering PLLC
	2% / \$80,000.00
SPSF Utilization:	Pinecone Transportation Professionals PLLC
	2.25% / \$90,000.00
DBE/MBE/SPSF Utilization:	Public Participation Partners LLC
	1% / \$40,000.00
SPSF Utilization:	Rice LLC
	2% / \$80,000.00
SPSF Utilization:	Catlin Engineers and Scientists
	2% / \$80,000.00
DBE/WBE/SPSF Utilization:	Richard Grubb and Associates Inc
	1% / \$40,000.00
SPSF Utilization:	Right of Way Consultants LLC
	2% / \$80,000.00
SPSF Utilization:	Sungate Design Group PA
	1.5% / \$60,000.00
SPSF Utilization:	The Right of Way Group LLC
	2% / \$80,000.00
SPSF Utilization:	Wetherill Engineering Inc
	3% / \$120,000.00

Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	Stewart, Philadelphia, PA
Maximum Engineering Fee:	\$3,000,000.00
SPSF Utilization:	The Wooten Company
	2% / \$60,000.00
DBE/WBE/SPSF Utilization:	New South Associates Inc
	2% / \$60,000.00
SPSF Utilization:	Patriot Transportation Engineering PLLC
	3% / \$90,000.00
SPSF Utilization:	Ramey Kemp Associates
	5% / \$150,000.00
DBE/WBE/SPSF Utilization:	Richard Grubb and Associates Inc
	1% / \$30,000.00
SPSF Utilization:	Right of Way Consultants LLC
	2% / \$60,000.00
SPSF Utilization:	Sungate Design Group PA
	5% / \$150,000.00
Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	STV Engineers Inc, Douglassville, PA
Maximum Engineering Fee:	\$1,500,000.00
DBE/WBE/SPSF Utilization:	CH Engineering PLLC
	2.5% / \$37,500.00
SPSF Utilization:	CZR Incorporated
	2.5% / \$37,500.00
SPSF Utilization:	Catlin Engineers and Scientists
	2.5% / \$37,500.00
DBE/WBE/SPSF Utilization:	Richard Grubb and Associates Inc
	2.5% / \$37,500.00
SPSF Utilization:	The Right of Way Group LLC
	2.5% / \$37,500.00
DBE/WBE/SPSF Utilization:	Three Oaks Engineering Inc
	2.5% / \$37,500.00

Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	Summit Design and Engineering Services PLLC, Hillsborough, NC
Maximum Engineering Fee:	\$3,000,000.00
DBE/MBE/SPSF Utilization:	Accelerate Engineering PLLC
	2% / \$60,000.00
DBE/MBE/SPSF Utilization:	Davenport
	4% / \$120,000.00
SPSF Utilization:	The Right of Way Group LLC
	3% / \$90,000.00
DBE/WBE/SPSF Utilization:	Three Oaks Engineering Inc
	7% / \$210,000.00
Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	TGS Engineers, Shelby, NC
Maximum Engineering Fee:	\$4,000,000.00
SPSF Utilization:	Carolina Ecosystems Inc
	3% / \$120,000.00
SPSF Utilization:	Carolinas Geotechnical Group PLLC
	2% / \$80,000.00
SPSF Utilization:	Commonwealth Heritage Group Inc
	1% / \$40,000.00
SPSF Utilization:	Exult Engineering PC
	2% / \$80,000.00
SPSF Utilization:	Hinde Engineering Inc
	2% / \$80,000.00
SPSF Utilization:	The Wooten Company
	2% / \$80,000.00
SPSF Utilization:	Rice LLC
	1% / \$40,000.00
SPSF Utilization:	Catlin Engineers and Scientists
	2% / \$80,000.00
SPSF Utilization:	The Right of Way Group LLC
	2% / \$80,000.00
SPSF Utilization:	Thigpen Engineering & Consulting, PLLC
	2% / \$80,000.00

Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GESC) LSC
Firm:	Three Oaks Engineering Inc, Durham, NC
Maximum Engineering Fee:	\$3,000,000.00
DBE/WBE/SPSF Utilization:	100%
Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GESC) LSC
Firm:	Timmons Group, Richmond, VA
Maximum Engineering Fee:	\$500,000.00
SPSF Utilization:	0%
Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GESC) LSC
Firm:	Vaughn & Melton Consulting Engineers Inc, Asheville, NC
Maximum Engineering Fee:	\$1,500,000.00
SPSF Utilization:	MI Engineering PLLC
	1% / \$15,000.00
SPSF Utilization:	Parrish and Partners of NC PLLC
	2% / \$30,000.00
DBE/MBE/SPSF Utilization:	Public Participation Partners LLC
	0.5% / \$7,500.00
SPSF Utilization:	Catlin Engineers and Scientists
	1% / \$15,000.00
SPSF Utilization:	Wetherill Engineering Inc
	1.5% / \$22,500.00

Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	VHB Engineering NC PC, Boston, MA
Maximum Engineering Fee:	\$4,000,000.00
SPSF Utilization:	Carolina Land Acquisitions Inc
	2% / \$80,000.00
DBE/WBE/SPSF Utilization:	Falcon Engineering Inc
	4% / \$160,000.00
DBE/WBE/SPSF Utilization:	New South Associates Inc
	1% / \$40,000.00
SPSF Utilization:	Sungate Design Group PA
	3% / \$120,000.00
Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	Volkert Inc, Birmingham, AL
Maximum Engineering Fee:	\$500,000.00
SPSF Utilization:	Carolina Land Acquisitions Inc
	2% / \$10,000.00
DBE/MBE/SPSF Utilization:	Davenport
	4% / \$20,000.00
DBE/WBE/SPSF Utilization:	Three Oaks Engineering Inc
	7% / \$35,000.00
Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	Wetherill Engineering Inc, Raleigh, NC
Maximum Engineering Fee:	\$4,000,000.00
SPSF Utilization:	100%

Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GESC) LSC
Firm:	WGI Inc, West Palm Beach, FL
Maximum Engineering Fee:	\$3,000,000.00
SPSF Utilization:	Axiom Environmental Inc
	3% / \$90,000.00
SPSF Utilization:	Carolina Land Acquisitions Inc
	1% / \$30,000.00
SPSF Utilization:	The Wooten Company
	3% / \$90,000.00
DBE/WBE/SPSF Utilization:	Richard Grubb and Associates Inc
	2% / \$60,000.00
SPSF Utilization:	Spanish Speaking LLC
	1% / \$30,000.00
Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GESC) LSC
Firm:	Whitman Requardt and Associates LLP, Baltimore, MD
Maximum Engineering Fee:	\$500,000.00
SPSF Utilization:	Carolina Land Acquisitions Inc
	2% / \$10,000.00
SPSF Utilization:	MI Engineering PLLC
	10% / \$50,000.00
SPSF Utilization:	Thigpen Engineering & Consulting, PLLC
	3% / \$15,000.00

Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	Wood Environment & Infrastructure Solutions Inc, Chicago, IL
Maximum Engineering Fee:	\$1,500,000.00
SPSF Utilization:	Carolina Land Acquisitions Inc
	3% / \$45,000.00
DBE/WBE/SPSF Utilization:	CH Engineering PLLC
	1% / \$15,000.00
SPSF Utilization:	Davis Martin Powell Engineers & Surveyors
	1% / \$15,000.00
SPSF Utilization:	Hinde Engineering Inc
	3% / \$45,000.00
DBE/WBE/SPSF Utilization:	Three Oaks Engineering Inc
	7% / \$105,000.00
Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	WSE of North Carolina PC, Reading, MA
Maximum Engineering Fee:	\$500,000.00
SPSF Utilization:	Alpha & Omega Group PC
	3% / \$15,000.00
DBE/WBE/SPSF Utilization:	Falcon Engineering Inc
	5% / \$25,000.00
SPSF Utilization:	Gulf Coast, LLC
	5% / \$25,000.00
SPSF Utilization:	MI Engineering PLLC
	5% / \$25,000.00
DBE/WBE/SPSF Utilization:	Planning Communities LLC
	2% / \$10,000.00
SPSF Utilization:	Ramey Kemp Associates
	2% / \$10,000.00

Description of Work:	2022 Eastern Divisions' (1-7) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	WSP USA Inc, Dallas, TX
Maximum Engineering Fee:	\$1,500,000.00
DBE/WBE/SPSF Utilization:	Three Oaks Engineering Inc
	1% / \$15,000.00
SPSF Utilization:	Utility Coordination Consultants LLC
	2% / \$30,000.00

Chief Engineer – Divisions 8-14

The following is a supplemental contract to a previous contract approved by the Board with the same engineering firm. This supplemental contract was necessary due to approved additional work that was unknown at the inception and is required of the firm to complete the project. Our staff has completed the actions in accordance with the policies and procedures adopted by the Board on May 7, 2009. This is for information only.

Divisions 8, 9, 10, 11, 12, 13 and 14	
Description of work:	2021 Western Divisions' (8-14) Planning & Design Engineering Services Consultant (P&DSC) and General Engineering Services Consultant (GES) LSC
Firm:	HDR Engineering Inc of the Carolinas, Chicago, IL
Original Engineering Fee:	\$4,000,000.00
Previous Supplemental Fee:	\$10,000,000.00
Supplemental Fee:	\$4,000,000.00
DBE/WBE/SPSF Utilization:	CH Engineering PLLC
	4% / \$160,000.00
SPSF Utilization:	Carolina Land Acquisitions Inc
	4% / \$160,000.00
SPSF Utilization:	JM Teague Engineering PLLC
	1% / \$40,000.00
SPSF Utilization:	Patriot Transportation Engineering PLLC
	1% / \$40,000.00
SPSF Utilization:	Ramey Kemp & Associates Inc
	1% / \$40,000.00
SPSF Utilization:	Utility Coordination Consultants LLC
	3% / \$120,000.00

Chief Engineer – Divisions 1-14

The following is a supplemental contract to a previous contract approved by the Board with the same engineering firm. This supplemental contract was necessary due to approved additional work that was unknown at the inception and is required of the firm to complete the project. Our staff has completed the actions in accordance with the policies and procedures adopted by the Board on May 7, 2009. This is for information only.

STATEWIDE	
Description of work:	2020 Statewide On-Call Construction Engineering & Inspection Services LSC
Firm:	SEPI Engineering & Construction Inc, Raleigh, NC
Original Engineering Fee:	\$15,000,000.00
Previous Supplemental Fee:	\$10,000,000.00
Supplemental Fee:	\$12,000,000.00
SPSF Utilization:	0%

END of ITEM D.

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
Secondary Road Improvement Projects (Highway and Trust Funds)**

According to G.S. 143B-350(g), the Board is requested to concur with staff recommendations and delegate authority to the Secretary to approve funds for Secondary Road Improvement projects

There will be no Secondary Road Improvement projects submitted to the Board for approval at the August 2022 Board meeting.

NCDOT August 10-11, 2022 Board of Transportation Agenda

Additions to the State Highway System:

County	Petition Number	Length Added (Miles)	Description and/or Subdivision	Date of Report
Division 2				
Pitt	52546	0.22	Braveheart Shaman Court	6/27/22
Pitt	52547	0.14	Indian Ridge Indian Ridge Road	6/27/22
Division 4				
Johnston	52548	0.11	Bittle Creek McPoole Lane	6/6/22
Johnston	52549	0.17 0.09	Charlestowne Clipper Lane Yurman Lane	5/4/22
Johnston	52550	0.55 0.28	Creech Mills Buhrstone Mill Street Damsel Street	5/19/22
Johnston	52551	0.14	Old Denning Farm Billydean Drive	5/25/22
Johnston	52552	0.25 0.15 0.27	Pleasant Glen Twelve Oaks Drive Troutman Way November Lane	5/25/22
Johnston	52553	0.13 0.16	Remington Hills Extend SR 3265, Red Wood Road Shagbark Lane	5/19/22
Johnston	52554	0.08 0.47 0.04 0.19	San Marino Murata Lane San Periro Drive Romano Court Sposato Lane	5/18/22
Nash	52555	0.30 0.23	Timber Creek Timber Creek Drive Oak Leaf Drive	6/7/22

NCDOT August 10-11, 2022 Board of Transportation Agenda

Additions to the State Highway System:

County	Petition Number	Length Added (Miles)	Description and/or Subdivision	Date of Report
Division 5				
Franklin	52556	0.33 0.08 0.37 0.18 0.04	Falls Creek Falls Creek Drive Saddle Street Oxer Drive Paddock Drive Julep Court	6/8/22
Franklin	52557	0.22 0.10 0.10 0.21	Gill Farm Gill Farm Way Evergreen Lane Extend SR 1965, Westbrook Lane Fall Harvest Court	6/16/22
Granville	52558	0.35 0.24 0.06 0.21	New Forest Extend SR 1863, Pine Needles Drive Silky Willow Drive Red Bud Court Sourwood Drive	5/9/22
Granville	52559	0.14 0.18 0.13	Windsor Lakes Austins Lane Jessis Court Ashtons Way	6/20/22
Wake	52560	0.29 0.05 0.30 0.19 0.02	Ballentine Place Extend SR 1124, Adcock Road Buckhorn Creek Run Old Ballentine Way Jewell Farm Lane Extend SR 1288, Lauraca Lane	6/10/22
Wake	52561	0.07 0.08	Sterling Crest Extend SR 5780, Sterling Crest Drive Rainer Way	6/15/22
Wake	52562	0.57	The Reserve at Falls Lake Rock Dove Way	5/15/22
Division 9				
Davidson	52563	0.19	Fairgrove Hills Mustang Drive	6/10/22
Davidson	52564	0.15	Pipers Ridge East Pipers Ridge East	9/1/20

NCDOT August 10-11, 2022 Board of Transportation Agenda

Additions to the State Highway System:

County	Petition Number	Length Added (Miles)	Description and/or Subdivision	Date of Report
Division 9 (continued)				
Davidson	52565	0.11	Wallburg Fields North Wallburg Fields Lane	6/10/22
Rowan	52566	0.60	Cameron Glen Autumnlight Drive	6/14/22
		0.05	S. Lilac Lane	
		0.15	N. Lilac Lane	
		0.04	S. Devonpark Place	
		0.17	N. Devonpark Place	
		0.23	Oakbluff Drive	
Division 14				
Henderson	52567	0.07	Extend SR 1782, Vine Road	5/8/22

NCDOT August 10-11, 2022 Board of Transportation Agenda

Abandonments from the State Highway System:

County	Petition Number	Length Abandoned (Miles)	Description and/or Subdivision	Date of Report
Division 8 Chatham	52568	1.36	SR 1924, Moncure Flatwood Road Retain 1.94 miles	6/6/22
Division 10 Cabarrus	52569	0.23	SR 2839, Stowe Lane Retain 0.00 miles	6/20/22
Division 12 Gaston	52570	0.44	SR 2221, Lineberger Road Retain 0.08 miles	5/15/22
Division 14 Henderson	52571	0.03	SR 2049, N Cureton Place Retain 0.13 miles	6/17/22

Number of roads petitioned for addition – 53

Number of roads petitioned for abandonment - 4

Corrections to the State Highway System:

County	Requested Action
None	None

NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
Funds Request
Division-wide Small Construction, Statewide Contingency,
Public Access, Economic Development, High Impact/Low Cost

According to Executive Order No. 2 and G.S. 143B-350(g), the Board is requested to concur with staff recommendation and delegate authority to the Secretary to approve funds for specific Division-wide Small Construction / Statewide Contingency projects.

Division & County	Project Description	Fund Type	Amount
Division 1 Chowan	WBS 44847.3.5 Construction for TIP project W-5710E: Realign the intersection at NC 32 / NC 37 (Houghton Road) and NC 32 (Poplar Neck Road) / SR 1108 (Indian Trail Road) to improve safety. Additional funds are needed for the low-bid adjustment. Increase funds	High Impact/ Low Costs <hr/> TOTAL	<hr/> \$541,500.00 \$541,500.00
Division 5 Wake	WBS 50543 Scope change: Upgrade Shirley Street, Charles Street, and Anne Avenue to meet minimum state standards. Previous scope of work included upgrades to Shirley Street only. Additional funds are needed to accommodate expanded scope of work. Increase funds	Contingency <hr/> TOTAL	<hr/> \$365,000.00 \$365,000.00
Division 8 Chatham	WBS 50552 Funds to assist with placing overhead utility lines underground at the entrance to Chatham Park Development and install a pedestrian crossing at US 15 / US 501 and Mosaic Boulevard in Pittsboro. These are pass-through funds to Pittsboro. Establish funds	Contingency <hr/> TOTAL	<hr/> \$250,000.00 \$250,000.00
Division 13 Buncombe	WBS 49460.3.1 Construction for TIP project BL-0005: Install pedestrian improvements along NC 251 / SR 1781 (Broadway Street) in Asheville. Additional funds are needed for the low-bid adjustment. Increase funds	Contingency <hr/> TOTAL	<hr/> \$116,750.00 \$116,750.00

NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
Funds Request
Division-wide Small Construction, Statewide Contingency,
Public Access, Economic Development, High Impact/Low Cost

Summary: 4 Projects

High Impact/Low Cost Commitment	\$541,500.00
Small Construction Commitment	\$0.00
Contingency Commitment	\$731,750.00
Economic Development Commitment	\$0.00
Public Access Commitment	\$0.00
TOTAL:	<u>\$1,273,250.00</u>

NCDOT August Board of Transportation Agenda

Public Transportation Program

There will be no items presented for approval at the August 11, 2022, Board of Transportation meeting.

**NCDOT August 2022 Board of Transportation Agenda
Rail Program**

Town/County Division	Project Description	Estimated Cost
Division 12 Alexander County 80000.2.3.71	The Rail Division requests board approval of additional Freight Rail & Rail Crossing Safety Improvement (FRRCSI) funds for the improvement of an at-grade crossing by installing a concrete tub style surface to replace the existing surface on the Alexander Railroad (ARC). The crossing to be improved is crossing number 864 365T, MP 61.38, (SR 1584 - W.E. Baab Industrial Drive). ARC will provide the necessary labor to install the materials. The Division will provide the asphalt and traffic control. This item was previously approved by the Board of Transportation on December 7, 2017 for \$44,500. Additional funding is needed due to an increase in materials and construction costs. The total additional funding is \$17,500 and the total estimated cost to the Department is \$62,000 FRRCSI ID: F18232	\$17,500
Division 14 Henderson County 80000.3.4.2	The Rail Division requests board approval of supplemental Freight Rail & Rail Crossing Safety Improvement (FRRCSI) funding to assist in the construction of improvements to the Blue Ridge Southern (BLU) railway corridor and adjacent property. The project will construct a truck-to rail transload facility to include rail spurs and an operational yard/laydown area. BLU will be responsible for construction of the project. This item was previously approved by the Board of Transportation on February 3, 2022 for \$1,635,000. Additional funding is needed due to an increase in materials and construction costs. This FRRCSI Grant Funding provides a 50 percent match to the overall costs of the project, equally matched by the Railroad. The total additional funding is \$400,000 and the total estimated cost to the Department is \$2,035,000. FRRCSI ID: F22302	\$400,000

ITEM I-2 SUMMARY – 2 PROJECTS – \$417,500 (TOTAL FEDERAL AND STATE)

NCDOT August Board of Transportation Agenda

Bicycle and Pedestrian Transportation Program

Town/County Division	Planning Grants	Estimated Cost	
Wallace Duplin County Division 3	Town of Wallace Bicycle and Pedestrian Plan Population 3,981	\$59,225 \$24,000 \$30,225 \$5,000	Total Federal (41%) State (51%) Local (8%)
Wrightsville Beach New Hanover County Division 3	Town of Wrightsville Beach Bicycle and Pedestrian Plan Population 2,600	\$59,225 \$24,000 \$30,225 \$5,000	Total Federal (41%) State (51%) Local (8%)
Weldon Halifax County Division 4	Town of Weldon Bicycle and Pedestrian Project Acceleration Plan Population 1,444	\$43,775 \$24,000 \$16,275 \$3,500	Total Federal (55%) State (37%) Local (8%)
Wilson's Mill Johnston County Division 4	Town of Wilson's Mill Bicycle and Pedestrian Project Acceleration Plan Population 3,200	\$43,775 \$24,000 \$16,275 \$3,500	Total Federal (55%) State (37%) Local (8%)
Elon Alamance County Division 7	Town of Elon Multimodal Network Plan Population 11,336	\$69,525 \$24,000 \$33,525 \$12,000	Total Federal (35%) State (48%) Local (17%)
Graham Alamance County Division 7	City of Graham Pedestrian Plan Update Population 17,157	\$54,075 \$24,000 \$21,075 \$9,000	Total Federal (44%) State (39%) Local (17%)
Indian Trail Union County Division 10	Town of Indian Trail Pedestrian Plan Population 41,000	\$79,825 \$24,000 \$34,825 \$21,000	Total Federal (30%) State (44%) Local (26%)
Oakboro Stanly County Division 10	Town of Oakboro Bicycle and Pedestrian Project Acceleration Plan Population 2,179	\$43,775 \$24,000 \$16,275 \$3,500	Total Federal (55%) State (37%) Local (8%)
Belmont Gaston County Division 12	City of Belmont Multimodal Network Plan Population 12,054	\$69,525 \$24,000 \$33,525 \$12,000	Total Federal (35%) State (48%) Local (17%)

Conover Catawba County Division 12	City of Conover Bicycle and Pedestrian Plan Update Population 8,421	\$46,350 \$24,000 \$18,600 \$3,750	Total Federal (52%) State (40%) Local (8%)
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Funding Sources

Federal = State Planning and Research

State = (a) State Planning and Research State Match and (b) State Planning Funds

Local = Local Match

*Note: Percentages
may not total to
100% due to
rounding error*

ITEM I-3 SUMMARY – 10 PROJECTS – (TOTAL: FEDERAL, STATE AND LOCAL) \$569,075

<u>No of Projects</u>	<u>Program ID</u>	<u>Federal Amount</u>	<u>State Amount</u>	<u>Local Amount</u>	<u>Total Amount</u>
10	Planning Grant Program	\$240,000	\$250,825	\$78,250	\$569,075
10	TOTAL	\$240,000	\$250,825	\$78,250	\$569,075

NCDOT August 2022 Board of Transportation Agenda

Aviation Program

Division Airport County	Project Description	Estimate
Division 3 Clinton-Sampson County Airport Sampson County	Runway 24 Approach Clearing (Amendment) WBS 36244.19.10.1 This amendment will provide additional funds for bid prices of clearing construction. Matching funds are provided by the Safety Enhancement Program. (PR# 3398)	\$16,000 Total \$16,000 State \$0 Local
Division 6 Lumberton Regional Airport Robeson County	New Fuel Farm (DES/CON/CA/RPR) (Amendment) WBS 36244.42.15.1 This amendment to the design award will provide funding for construction of a new fuel farm as well as funding for construction administration and inspections. (PR# 4324)	\$1,960,000 Total \$1,764,000 State \$196,000 Local
Division 13 Foothills Regional Airport Caldwell County	Parallel Taxiway – Environmental Mitigation WBS (TBD) This request will provide funding for the payment of NCDEQ Division of Mitigation Services invoice. Fees have been established based on the design for construction to complete a full parallel taxiway. (PR# 4661)	\$1,905,000 Total \$1,714,500 State \$190,500 Local

ITEM I-4 SUMMARY – 3 REQUESTS – Total Cost: \$ 3,881,000

Total State Aid Cost \$ 3,494,500

Total Local Investment \$ 386,500

*Costs are estimated. Only eligible costs within the project scope of work will be reimbursed.

August 11, 2022

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
DARE CO. DIV. 1 B-2500C DIVISION	WBS 32635.1.10 IMPROVEMENTS AT THE INTERSECTION OF NC 12 AND COQUINA BEACH ROAD/ BODIE ISLAND LIGHTHOUSE ROAD. \$130,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED. WBS WILL BE CLOSED.	\$22,826.38
PERQUIMANS CO. DIV. 1 B-5606 DIVISION	WBS 45561.2.3 REPLACE BRIDGE 11 OVER RACCOON CREEK ON SR 1338 (WYNNE FORK ROAD). INITIAL FUNDS ARE REQUESTED FOR UTILITIES.	\$1,700,000.00
MARTIN CO. DIV. 1 I-6028 STATEWIDE	WBS 47977.1.1 US 64 (FUTURE I-87) FROM EDGECOMBE COUNTY LINE TO US 13 /17/64 INTERCHANGE. \$21,180.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED WBS WILL BE CLOSED.	\$49,149.00
DIVISIONWIDE CO. DIV. 1 M-0539A DIVISION	WBS 49082.2.1 ENVIRONMENTAL MITIGATION AND MINIMIZATION. \$200,000.00 HAS PREVIOUSLY BEEN APPROVED FOR MITIGATION. ADDITIONAL FUNDS ARE REQUESTED.	\$100,000.00
NORTHAMPTON CO. DIV. 1 R-2582A DIVISION	WBS 34472.3.2 US 158/ NC 46 FROM I-95 / NC 46 IN ROANOKE RAPIDS TO SR 1312 (ST. JOHN CHURCH ROAD) IN NORTHAMPTON COUNTY. \$94,193,481.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. \$11,517,038.00 OF DIVISION YEAR 2 BUILD NC BOND FUNDS WILL BE REPLACED WITH STRATEGIC TRANSPORTATION INVESTMENTS FUNDS.	\$0.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
NORTHAMPTON CO. DIV. 1 R-2582A DIVISION	WBS 34472.2.4 US 158 FROM I-95 / NC 46 IN ROANOKE RAPIDS TO SR 1312 (ST. JOHN CHURCH ROAD) IN NORTHAMPTON COUNTY. \$15,253,159.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY AND UTILITIES. ADDITIONAL STRATEGIC TRANSPORTATION INVESTMENTS FUNDS ARE REQUESTED. THIS IS A BUILD NC BOND PROJECT.	\$1,165,000.00
PERQUIMANS CO. DIV. 1 R-4467 REGIONAL	WBS 35748.3.2 US 17 BUSINESS / NC 37 FROM SOUTH OF PERQUIMANS RIVER BRIDGE TO NORTH OF NC 37 IN HERTFORD. \$65,100,000.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. \$3,608,358.00 OF REGIONAL YEAR 2 BUILD NC BOND FUNDS WILL BE REPLACED WITH STRATEGIC TRANSPORTATION INVESTMENTS FUNDS.	\$0.00
CAMDEN, CURRITUCK COS. DIV. 1 R-5717 DIVISION	WBS 50213.2.1 SR 1227/SR 1208 (SOUTH MILLS ROAD) SR 1224/SR1223 (OLD SWAMP ROAD) FROM NC 343 IN CAMDEN COUNTY TO NC 168 IN CURRITUCK COUNTY. \$1,359,266.00 HAS PREVIOUSLY BEEN APPROVED FOR RIGHT OF WAY. ADDITIONAL FUNDS ARE REQUESTED.	\$1,750,000.00
CAMDEN, CURRITUCK COS. DIV. 1 R-5717 DIVISION	WBS 50213.2.2 SR 1227/SR 1208 (S. MILLS ROAD) SR 1224/SR1223 (OLD SWAMP ROAD) FROM NC 343 IN CAMDEN COUNTY TO NC 168 BYPASS IN CURRITUCK COUNTY. \$250,000.00 HAS PREVIOUSLY BEEN APPROVED FOR UTILITIES. ADDITIONAL FUNDS ARE REQUESTED. THIS IS A CASH FLOW PROJECT WITH \$2,500,000.00 IN SFY 23 AND \$2,500,000.00 IN SFY 24.	\$5,000,000.00
PERQUIMANS CO. DIV. 1 R-5806 DIVISION	WBS 46966.1.1 SR 1336 (HARVEY POINT ROAD) FROM US 17 TO CHURCHES LANE. \$192,748.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED. WBS WILL BE CLOSED.	\$12,444.83

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
BEAUFORT, MARTIN COS. DIVS. 1/2 R-2511 DIVISION	WBS 35494.2.1 US 17 FROM WASHINGTON BYPASS NORTH OF NC 171 TO MULTI-LANES SOUTH OF WILLIAMSTON. \$14,750,000.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY. ADDITIONAL FUNDS ARE REQUESTED. THIS IS A CASH FLOW PROJECT WITH \$1,000,000.00 IN SFY 23, \$1,000,000.00 IN SFY 24 AND \$1,221,130.00 IN SFY 25.	\$3,221,130.00
CARTERET CO. DIV. 2 B-4863 DIVISION	WBS 40212.3.2 REPLACE BRIDGE 73 AND BRIDGE 96 OVER THE STRAITS AT HARKERS ISLAND ON SR 1335 (ISLAND ROAD). \$39,900,000.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. ADDITIONAL STRATEGIC TRANSPORTATION INVESTMENTS FUNDS ARE NEEDED. THIS IS A BUILD NC BOND PROJECT. THIS IS A CASH FLOW PROJECT WITH \$1,000,000.00 IN SFY 23 AND \$4,640,000.00 IN SFY 24.	\$5,640,000.00
DIVISIONWIDE CO. DIV. 2 M-0539B DIVISION	WBS 49082.2.2 ENVIRONMENTAL MITIGATION AND MINIMIZATION. \$200,000.00 HAS PREVIOUSLY BEEN APPROVED FOR MITIGATION. ADDITIONAL FUNDS ARE REQUESTED.	\$50,000.00
CRAVEN CO. DIV. 2 R-4463A REGIONAL	WBS 35601.2.1 NC 43 CONNECTOR FROM US 17 TO SOUTH OF US 70. \$1,275,000.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY AND UTILITIES. ADDITIONAL STRATEGIC TRANSPORTATION INVESTMENTS FUNDS ARE REQUESTED. THIS IS A BUILD NC BOND PROJECT. THIS IS A CASH FLOW PROJECT WITH \$1,600,000.00 IN SFY 23 AND \$1,600,000.00 IN SFY 24.	\$3,200,000.00
CRAVEN CO. DIV. 2 R-4463A REGIONAL	WBS 35601.2.4 NC 43 CONNECTOR FROM US 17 TO SOUTH OF US 70. INITIAL FUNDS ARE REQUESTED FOR UTILITIES. THIS IS A CASH FLOW PROJECT WITH \$500,000.00 IN SFY 23 AND \$500,000.00 IN SFY 24.	\$1,000,000.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
CRAVEN CO. DIV. 2 R-5777B REGIONAL	WBS 44648.2.3 US 70 AT WEST THURMAN ROAD/EAST THURMAN ROAD. \$23,700,000.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY AND UTILITIES. STRATEGIC TRANSPORTATION INVESTMENTS FUNDS NEED TO BE DECREASED (\$15,000,000.00). FUNDS ARE NOT NEEDED AT THIS TIME. THIS IS A BUILD NC BOND PROJECT.	(\$15,000,000.00)
LENOIR, PITT COS. DIV. 2 R-5815 DIVISION	WBS 46987.1.1 NC 11 FROM PROPOSED GREENVILLE SOUTHWEST BYPASS TO PROPOSED HARVEY PARKWAY EXTENSION. \$1,032,220.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED. WBS WILL BE CLOSED.	\$19,177.22
CARTERET CO. DIV. 2 R-5816 REGIONAL	WBS 46988.3.1 NC 58 (WEST FORT MACON) ATLANTIC BEACH CAUSEWAY. INITIAL FUNDS ARE REQUESTED FOR CONSTRUCTION.	\$1,500,000.00
LENOIR CO. DIV. 2 U-3618 DIVISION	WBS 35775.1.3 SR 1569 (CAREY ROAD EXTENSION) FROM SR 1572 (ROUSE ROAD) TO US 258. \$1,954,333.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$25,000.00
CRAVEN CO. DIV. 2 U-5713 STATEWIDE	WBS 50111.2.1 US 70 FROM THE NEUSE RIVER BRIDGE TO SR 1124 (GRANTHAM ROAD). \$74,100,000.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY AND UTILITIES. FUNDS NEED TO BE DECREASED (\$5,000,000.00). FUNDS ARE NOT NEEDED AT THIS TIME.	(\$5,000,000.00)

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
PITT CO. DIV. 2 U-5785 DIVISION	WBS 44357.1.1 SR 1708 (FIRETOWER ROAD) FROM NC 43 (CHARLES BOULEVARD) TO SR 1704 (FOURTEENTH STREET) IN GREENVILLE. \$1,551,507.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$60,000.00
PITT CO. DIV. 2 U-5917 DIVISION	WBS 44679.1.1 SR 1704 (FOURTEENTH STREET) FROM RED BANKS ROAD TO SR 1708 (FIRETOWER ROAD). \$1,990,439.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL STRATEGIC TRANSPORTATION INVESTMENTS FUNDS ARE REQUESTED. THIS IS A BUILD NC BOND PROJECT.	\$65,000.00
PITT CO. DIV. 2 U-5991 DIVISION	WBS 47111.1.1 NC 43 FROM SR 1708 (FIRETOWER ROAD) TO SR 1711 (WORTHINGTON ROAD). \$1,465,087.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$5,000.00
PENDER CO. DIV. 3 AV-5744 DIVISION	WBS 46338.1.1 HENDERSON FIELD AIRPORT (ACZ), LAND ACQUISITION PHASE IV FOR ROADWAYRELOCATION, ROADWAY RELOCATION, RUNWAY EXTENSION -PHASE 1 (850 LF). \$99,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$440,000.00
PENDER CO. DIV. 3 B-4929 REGIONAL	WBS 40233.2.1 REPLACE BRIDGE #16 OVER INTRACOASTAL WATERWAY ON NC 50-210. \$10,980,200.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY. ADDITIONAL FUNDS ARE REQUESTED. WBS WILL BE CLOSED.	\$21,503.51

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
DIVISIONWIDE CO. DIV. 3 M-0539C DIVISION	WBS 49082.2.3 ENVIRONMENTAL MITIGATION AND MINIMIZATION. \$200,000.00 HAS PREVIOUSLY BEEN APPROVED FOR MITIGATION. ADDITIONAL FUNDS ARE REQUESTED.	\$150,000.00
SAMPSON CO. DIV. 3 R-2303C STATEWIDE	WBS 34416.2.4 NC 24 FROM SR 1404 (DOWDY ROAD) TO SR 1303 (MITCHELL LOOP ROAD). \$10,446,862.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE REQUESTED. THIS PROJECT HAS PREVIOUSLY BEEN IDENTIFIED AS A TRUST FUND INTRASTATE SYSTEM PROJECT. THIS IS A STRATEGIC TRANSPORTATION INVESTMENTS TRANSITION PROJECT.	\$30,000.00
SAMPSON CO. DIV. 3 R-2303D STATEWIDE	WBS 34416.2.5 NC 24 FROM SR 1303 (MITCHELL LOOP RD) TO US 421-701/ SR 1296 (SUNSET AVENUE). \$18,923,727.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE REQUESTED. THIS PROJECT HAS PREVIOUSLY BEEN IDENTIFIED AS A TRUST FUND INTRASTATE SYSTEM PROJECT. THIS IS A STRATEGIC TRANSPORTATION INVESTMENTS TRANSITION PROJECT.	\$319,130.00
SAMPSON CO. DIV. 3 R-2303D STATEWIDE	WBS 34416.3.S2 NC 24 FROM SR 1303 (MITCHELL LOOP ROAD) TO US 421-701/SR 1296 (SUNSET AVENUE). \$67,760.827.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. ADDITIONAL FUNDS ARE REQUESTED. THIS IS A STRATEGIC TRANSPORTATION INVESTMENTS TRANSITION PROJECT.	\$1,430,000.00
PENDER CO. DIV. 3 R-3300B REGIONAL	WBS 40237.1.4 US 17 (HAMPSTEAD BYPASS) FROM NC 210 TO US 17 NORTH OF HAMPSTEAD. INITIAL FUNDS ARE REQUESTED FOR PRELIMINARY ENGINEERING.	\$30,000.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
NEW HANOVER CO. DIV. 3 U-4751 STATEWIDE	WBS 40191.2.1 SR 1409 (MILITARY CUTOFF ROAD EXTENSION) FROM SR 1409 (MILITARY CUTOFF ROAD) TO US 17 IN WILMINGTON. \$106,550,000.00 HAS PREVIOUSLY BEEN APPROVED FOR ACQUISITION OF SPECIFIC PARCELS. ADDITIONAL FUNDS ARE REQUESTED. THIS PROJECT HAS PREVIOUSLY BEEN IDENTIFIED AS A TRUST FUND INTRASTATE SYSTEM PROJECT.	\$635,084.00
ONslow CO. DIV. 3 U-5789 REG/DIV	WBS 44361.1.1 NC 53 (WESTERN BOULEVARD) AT SR 2714 (JACKSONVILLE PARKWAY). \$907,864.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED. WBS WILL BE CLOSED.	\$69,611.24
NEW HANOVER CO. DIV. 3 U-5926 DIVISION	WBS 46873.1.1 NEW ROUTE FROM SR 1302 (23RD STREET) TO 26TH STREET. \$1,668,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$146,000.00
ONslow CO. DIV. 3 U-6065 STATEWIDE	WBS 47489.1.1 US 17 AT NC 172 (SNEADS FERRY ROAD/SR 1518 (OLD FOLKSTONE ROAD). \$1,368,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$161,000.00
HALIFAX CO. DIV. 4 AV-5822 DIVISION	WBS 47177.1.1 HALIFAX (IXA), HALIFAX NORTHAMPTON REGIONAL AIRPORT. CONSTRUCT TAXI LANE AND PREPARATION FOR ADDITIONAL T-HANGARS. INITIAL FUNDS ARE REQUESTED FOR PRELIMINARY ENGINEERING.	\$123,600.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
JOHNSTON CO. DIV. 4 B-6050 DIVISION	WBS 48446.1.1 REPLACE BRIDGE #109, SR 2137 (PITTMAN ROAD) OVER I-95, BRIDGE # 110, SR 2130 (EAST MAIN STREET) OVER I-95 AND BRIDGE # 112, SR 2339 (BAGLEY ROAD) OVER I-95. \$600,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$800,000.00
NASH CO. DIV. 4 I-5933 STATEWIDE	WBS 45875.1.1 I-95 FROM WILSON COUNTY LINE (MILEMARKER 124.6) TO THE NORTH OF NC 97 (MILEMARKER 127.6). \$8,528.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$75,000.00
JOHNSTON CO. DIV. 4 I-5974 REGIONAL	WBS 44993.1.2 I-95 AT US 701 / NC 96. \$25,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED. WBS WILL BE CLOSED.	\$8,239.70
JOHNSTON CO. DIV. 4 I-5974 REGIONAL	WBS 44993.2.2 I-95 AT US 701 AND NC 96. \$256,783.00 HAS PREVIOUSLY BEEN APPROVED FOR ADVANCED ACQUISITION OF A SPECIFIC PARCEL. ADDITIONAL FUNDS ARE REQUESTED. WBS WILL BE CLOSED.	\$28,639.97
JOHNSTON CO. DIV. 4 I-5974 REGIONAL	WBS 44993.1.3 I-95 AT US 701 / NC 96. \$250,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$700,000.00
DIVISIONWIDE CO. DIV. 4 M-0539D DIVISION	WBS 49082.2.4 ENVIRONMENTAL MITIGATION AND MINIMIZATION. \$200,000.00 HAS PREVIOUSLY BEEN APPROVED FOR MITIGATION. ADDITIONAL FUNDS ARE REQUESTED.	\$50,000.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
JOHNSTON CO. DIV. 4 R-3410 REGIONAL	WBS 38857.1.1 NC 42 FROM NC 50 TO US 70 BUSINESS. \$3,621,850.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$1,200,000.00
HALIFAX CO. DIV. 4 R-3822 DIVISION	WBS 37765.2.5 NEW ROUTE FROM NC 125 TO SOUTH OF US 158. \$3,169,464.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY. ADDITIONAL FUNDS ARE REQUESTED.	\$500,000.00
HALIFAX CO. DIV. 4 R-3822WM DIVISION	WBS 37765.4.2 NEW ROUTE FROM NC 125 TO SOUTH OF US 158. INITIAL FUNDS ARE REQUESTED FOR MITIGATION.	\$390,000.00
WAYNE CO. DIV. 4 R-5829 SW/DIV	WBS 47101.1.1 US 70 FROM US 70 BYPASS TO EAST OF SR 2314 (PONDFIELD ROAD). \$6,276,539.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$3,000,000.00
EDGECOMBE CO. DIV. 4 R-5868 DIVISION	WBS 47802.1.1 NEW ROUTE FROM SR 1252 (DUNBAR ROAD) TO SR 1225 (KINGSBORO ROAD). \$1,135,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$100,000.00
EDGECOMBE CO. DIV. 4 R-5868 DIVISION	WBS 47802.2.1 NEW ROUTE FROM SR 1252 (DUNBAR ROAD) TO SR 1225 (KINGSBORO ROAD). \$1,300,000.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE REQUESTED.	\$350,000.00
EDGECOMBE CO. DIV. 4 R-5868WM DIVISION	WBS 47802.4.1 MITIGATION FOR R-5868. INITIAL FUNDS ARE REQUESTED FOR PROJECT MITIGATION.	\$2,700,000.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
WAYNE CO. DIV. 4 U-2714 REGIONAL	WBS 38979.3.1 US 117 FROM NORTH OF US 70 TO SR 1571 (TOMMY'S ROAD) IN GOLDSBORO. \$19,348,710.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. \$2,000,000.00 OF REGIONAL STRATEGIC TRANSPORTATION INVESTMENTS FUNDS WILL BE REPLACED WITH YEAR 2 BUILD NC BOND FUNDS .	\$0.00
EDGEcombe CO. DIV. 4 U-4424 DIVISION	WBS 39062.1.2 NC 111 (WILSON STREET) FROM US 64 ALTERNATE (WESTERN BOULEVARD) TO NC 122 (MCNAIR ROAD). \$1,875,981.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$200,000.00
WAYNE CO. DIV. 4 U-4753 DIVISION	WBS 39927.1.1 SR 1556 (WAYNE MEMORIAL DRIVE) FROM SR 1003 (NEW HOPE ROAD) TO PROPOSED US 70 BYPASS. \$1,368,506.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$500,000.00
ROCKY MOUNT /NASH CO. DIV. 4 U-5026 DIVISION	WBS 44033.2.3 I-95 AT SR 1770 (SUNSET AVENUE). \$21,058,000.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY AND UTILITIES. FUNDS NEED TO BE DECREASED (\$9,000,000.00). FUNDS ARE NOT NEEDED AT THIS TIME.	(\$9,000,000.00)
WAYNE CO. DIV. 4 U-5724 REGIONAL	WBS 54016.1.2 US 13 (BERKELEY BLVD) - REALIGNMENT OF SR 1709 (CENTRAL HEIGHTS ROAD) AT BERKELEY BOULEVARD. \$3,338,735.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$150,000.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
WAYNE CO. DIV. 4 U-5994 DIVISION	WBS 47114.1.1 SR 1556 (WAYNE MEMORIAL DRIVE) FROM LOCKHAVEN DRIVE TO COUNTRY DAY ROAD. \$364,720.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$16,000.00
HARNETT, JOHNSTON COS. DIVS. 4/6 I-5986B STATEWIDE	WBS 47532.2.3 I-95 FROM SR 1709 (HODGES CHAPEL ROAD - EXIT 77) TO I-40 (EXIT 81). \$43,097,000.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY AND UTILITIES. FUNDS NEED TO BE DECREASED (\$39,000,000.00). FUNDS ARE NOT NEEDED AT THIS TIME.	(\$39,000,000.00)
WAKE CO. DIV. 5 I-5966 STATEWIDE	WBS 45916.1.1 I-40 FROM SR 1002 (AVIATION PARKWAY) TO SR 1652 (HARRISON AVENUE) IN CARY. \$500,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$100,000.00
WAKE CO. DIV. 5 I-5968 STATEWIDE	WBS 45921.1.1 I-540 FROM US 70 TO SR 1829 (LEESVILLE ROAD) IN RALEIGH. \$1,347,956.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$100,000.00
WAKE CO. DIV. 5 I-5997 STATEWIDE	WBS 47952.1.1 I-440/US 1 FROM SR 1728 (WADE AVENUE) TO SR 2000 (WAKE FOREST ROAD) IN RALEIGH. \$550,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$60,000.00
WAKE CO. DIV. 5 I-6007 STATEWIDE	WBS 47961.1.1 I-87/US 64/US 264 AT SR 2233 (SMITHFIELD ROAD). \$323,312.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$100,000.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
DIVISIONWIDE CO. DIV. 5 M-0539E DIVISION	WBS 49082.2.5 ENVIRONMENTAL MITIGATION AND MINIMIZATION. \$200,000.00 HAS PREVIOUSLY BEEN APPROVED FOR MITIGATION. ADDITIONAL FUNDS ARE REQUESTED.	\$250,000.00
FRANKLIN, VANCE, WAKE, WARREN COS. DIV. 5 P-5602X STATEWIDE	WBS 46393.1.25 STATEWIDE RAIL PRELIMINARY ENGINEERING. \$700,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$200,000.00
WAKE CO. DIV. 5 P-5602Y SW/REG/DIV	WBS 46393.1.34 RAIL STI P6.0 PROJECT EVALUATIONS TO EVALUATE ENGINEERING ASSUMPTIONS, SCOPE AND ESTIMATES. \$285,551.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED USING 40% STATEWIDE (\$20,000.00) / 30% REGIONAL (\$15,000.00) / 30% DIVISION (\$15,000.00) TIER FUNDING.	\$50,000.00
WAKE CO. DIV. 5 P-5707 REGIONAL	WBS 44643.1.1 ROGERS ROAD (SR 2052) GRADE SEPARATION OVER CSX RAILROAD (CROSSING NO. 633905Y) AT MILE POST S142.53. \$2,145,800.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$1,000,000.00
WAKE CO. DIV. 5 P-5720 REGIONAL	WBS 46932.2.1 CSX CROSSING 630 601X AT SR 2006 (DURANT ROAD) IN RALEIGH. \$6,335,000.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE REQUESTED.	\$150,000.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
WAKE CO. DIV. 5 R-2828 STATEWIDE	WBS 35516.2.1 SOUTHERN WAKE FREEWAY (FUTURE NC 540) FROM US 401 TO I-40. \$15,254,301.00 HAS PREVIOUSLY BEEN APPROVED FOR APPRAISAL AND ADVANCED ACQUISITION OF SPECIFIC PARCELS. ADDITIONAL FUNDS ARE REQUESTED. THIS IS A CASH FLOW PROJECT WITH \$12,000,000.00 IN SFY 23 AND \$13,800,000.00 IN SFY 24. THIS PROJECT HAS PREVIOUSLY BEEN IDENTIFIED AS A TRUST FUNDS SPECIFIC STATE FUNDS FOR CONSTRUCTION PROJECT.	\$25,800,000.00
WAKE CO. DIV. 5 R-2828 STATEWIDE	WBS 35516.2.3 SOUTHERN WAKE FREEWAY FROM US 401 TO I-40. \$5,985,535.00 HAS PREVIOUSLY BEEN APPROVED FOR MAP ACT APPRAISALS AND TO ALLOW FOR FUTURE ACQUISITION OF SPECIFIC PARCELS. ADDITIONAL FUNDS ARE REQUESTED. THIS IS A CASH FLOW PROJECT WITH \$10,000,000.00 IN SFY 23 AND \$10,103,000.00 IN SFY 24.	\$20,103,000.00
FRANKLIN CO. DIV. 5 R-3608 REGIONAL	WBS 46957.1.1 US 401/NC 39/ FROM NC 56/ NC 581 (NASH STREET) TO SR 1229 (MAIN STREET). \$904,287.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$100,000.00
GRANVILLE CO. DIV. 5 R-5707 REGIONAL	WBS 46379.2.1 NC 56 AT US 15 AND NC 50 IN CREEDMOOR. \$1,747,500.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE REQUESTED.	\$29,171.00
DURHAM CO. DIV. 5 U-0071 STATEWIDE	WBS 34745.2.8 DURHAM EAST END CONNECTOR FROM NORTH OF NC 98 TO NC 147 (BUCK DEAN FREEWAY). \$45,937,766.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE REQUESTED. THIS IS A STRATEGIC TRANSPORTATION INVESTMENTS TRANSITION PROJECT. THIS PROJECT HAS PREVIOUSLY BEEN IDENTIFIED AS A TRUST FUND URBAN LOOP PROJECT.	\$391,797.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
WAKE CO. DIV. 5 U-5748 REGIONAL	WBS 50168.2.1 US 401AT SR 2044 (LIGON MILL ROAD)/SR 2224 (MITCHELL MILL ROAD)/ AND SR 2006(PERRY CREEK ROAD) IN RALEIGH. \$6,258,779.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY AND UTILITIES. ADDITIONAL STRATEGIC TRANSPORTATION INVESTMENTS FUNDS ARE REQUESTED. THIS IS A BUILD NC BOND PROJECT. THIS IS A CASH FLOW PROJECT WITH \$1,075,000.00 IN SFY 23 AND \$1,075,000.00 IN SFY 24.	\$2,150,000.00
WAKE CO. DIV. 5 U-5827 DIVISION	WBS 44400.1.1 SR 1632 (LOUIS STEPHENS DRIVE) FROM POPLAR PIKE LANE IN MORRISVILLE TO SR 2153 (LITTLE DRIVE) IN RESEARCH TRIANGLE PARK. \$968,765.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. \$407.00 OF DIVISION YEAR 2 BUILD NC BOND FUNDS WILL BE REPLACED WITH STRATEGIC TRANSPORTATION INVESTMENTS FUNDS.	\$0.00
WAKE CO. DIV. 5 U-5936 STATEWIDE	WBS 45944.1.1 SR 1728 (WADE AVENUE) FROM I-40 TO I-440 IN RALEIGH. \$921,510.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$100,000.00
DURHAM CO. DIV. 5 U-5968 REGIONAL	WBS 45982.3.2 CITY OF DURHAM - UPGRADE ITS/SIGNAL SYSTEM. \$23,226,722.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. ADDITIONAL YEAR 2 BUILD NC BOND FUNDS ARE REQUESTED.	\$2,000,000.00
DURHAM CO. DIV. 5 U-6021 DIVISION	WBS 47147.1.1 SR 1118 (FAYETTEVILLE ROAD) FROM WOODCROFT PARKWAY TO BARBEE ROAD IN DURHAM. \$1,591,072.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$100,000.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
FRANKLIN CO. DIV. 5 U-6024 DIVISION	WBS 47151.1.1 US 401/ NC 39, FROM BURKE BOULEVARD TO NC 56 / NC 581 (NASH STREET) IN LOUISBURG. \$918,628.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$100,000.00
WAKE CO. DIV. 5 U-6112 REGIONAL	WBS 48367.1.1 US 401 AT SR 1010 (TEN-TEN ROAD). \$69,824.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$100,000.00
HARNETT CO. DIV. 6 I-5877 SW/DIV	WBS 53077.2.1 I-95 AT SR 1811 (BUD HAWKINS ROAD) (EXIT 70) AND SR 1001 (LONG BRANCHROAD) (EXIT 71). \$9,075,667.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY. ADDITIONAL FUNDS ARE REQUESTED. THIS IS A CASH FLOW PROJECT WITH \$1,000,000.00 IN SFY 23, \$1,000,000.00 IN SFY 24 AND \$1,304,096.00 IN SFY 25.	\$3,304,096.00
CUMBERLAND CO. DIV. 6 I-5986A STATEWIDE	WBS 47532.2.2 I-95 FROM I-95 BUSINESS/US 301 (EXIT 56) TO SR 1001 (LONG BRANCH ROAD - EXIT 71). \$34,000,000.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY AND UTILITIES. FUNDS NEED TO BE DECREASED (\$13,000,000.00). FUNDS ARE NOT NEEDED AT THIS TIME.	(\$13,000,000.00)
ROBESON CO. DIV. 6 I-5987A REGIONAL	WBS 47533.2.6 I-95 FROM SOUTH OF US 301 TO SOUTH OF NC 20. \$875,000.00 HAS PREVIOUSLY BEEN APPROVED FOR UTILITIES. ADDITIONAL FUNDS ARE REQUESTED. THIS IS A CASH FLOW PROJECT WITH \$500,000.00 IN SFY 23 AND \$1,500,000.00 IN SFY 24.	\$2,000,000.00
ROBESON CO. DIV. 6 R-5751 REGIONAL	WBS 53087.2.1 US 74 AT NC 72 / NC 130. \$325,000.00 HAS PREVIOUSLY BEEN APPROVED FOR RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE REQUESTED.	\$315,000.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
COLUMBUS CO. DIV. 6 R-5819WM REGIONAL	WBS 47091.4.1 US 74/76 AT SR 1740 (OLD LAKE ROAD). INITIAL FUNDS ARE REQUESTED FOR MITIGATION.	\$865,000.00
CUMBERLAND, ROBESON COS. DIV. 6 U-2519 REGIONAL	WBS 34817.2.26 THE FAYETTEVILLE OUTER LOOP FROM I-95 IN ROBESON COUNTY TO EAST OF NC 24 (BRAGG BOULEVARD) IN CUMBERLAND COUNTY. \$20,750,000.00 HAS PREVIOUSLY BEEN APPROVED FOR MAP ACT APPRAISALS AND TO ALLOW FOR FUTURE ACQUISITION OF SPECIFIC PARCELS. FUNDS NEED TO BE DECREASED (\$4,000,000.00). FUNDS ARE NOT NEEDED AT THIS TIME.	(\$4,000,000.00)
CUMBERLAND CO. DIV. 6 U-5798A DIVISION	WBS 44369.2.2 SR 1102 (GILLIS HILL ROAD) FROM NORTH OF SR 1112 (STONE POINT ROAD) TO US 401 (RAEFORD ROAD). \$3,932,000.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE REQUESTED. THIS IS A CASH FLOW PROJECT WITH \$458,661.00 IN SFY 23, \$2,000,000.00 IN SFY 24 AND \$3,000,000.00 IN SFY 25.	\$5,458,661.00
ALAMANCE CO. DIV. 7 B-5728WM STATEWIDE	WBS 45684.4.1 MITIGATION FOR B-5728. INITIAL FUNDS ARE REQUESTED FOR PROJECT MITIGATION.	\$75,000.00
GUILFORD CO. DIV. 7 P-5713 STATEWIDE	WBS 46925.1.1 NORTH CAROLINA RAILROAD (NCRR)/ NORFOLK SOUTHERN RAILROAD AT SR 1424 (HILLTOP ROAD) IN GREENSBORO. \$1,439,500.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$200,000.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
ROCKINGHAM CO. DIV. 7 R-5704 REGIONAL	WBS 46376.2.1 NC 87 AT SR 1998 (WENTWORTH STREET) / SR 1001 (SANDY CROSS ROAD). \$435,746.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE REQUESTED.	\$420,900.00
GUILFORD CO. DIV. 7 R-5725 REGIONAL	WBS 50474.1.1 NC 68 FROM SR 2129 (FOGLEMAN ROAD) TO NC 150 INTERSECTION IN OAK RIDGE. \$1,113,100.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$300,000.00
GUILFORD CO. DIV. 7 R-5725 REGIONAL	WBS 50474.2.2 NC 68 FROM SR 2129 (FOGLEMAN ROAD) TO NC 150 INTERSECTION IN OAK RIDGE. INITIAL FUNDS ARE REQUESTED FOR UTILITIES.	\$750,000.00
GUILFORD CO. DIV. 7 U-2525C STATEWIDE	WBS 34821.1.5 GREENSBORO EASTERN LOOP FROM US 29 NORTH OF GREENSBORO TO SR 2303 (LAWNDALE DRIVE). \$6,966,428.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. \$41,757.00 OF STATEWIDE YEAR 2 BUILD NC BOND FUNDS WILL BE REPLACED WITH STRATEGIC TRANSPORTATION INVESTMENTS FUNDS. THIS PROJECT HAS PREVIOUSLY BEEN IDENTIFIED AS A TRUST FUND URBAN LOOP PROJECT.	\$0.00
GUILFORD CO. DIV. 7 U-2581BA DIVISION	WBS 34840.1.4 US 70 FROM SR 3045 (MOUNT HOPE CHURCH ROAD) TO SR 3175 (BIRCH CREEK ROAD). \$1,420,347.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. \$46,512.00 OF DIVISION YEAR 2 BUILD NC BOND FUNDS WILL BE REPLACED WITH STRATEGIC TRANSPORTATION INVESTMENTS FUNDS.	\$0.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
GUILFORD CO. DIV. 7 U-4015A DIVISION	WBS 35013.1.4 SR 1556 (GALLIMORE DAIRY ROAD) FROM NC 68 TO AIRPARK ROAD. \$1,373,193.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$275,000.00
GUILFORD CO. DIV. 7 U-4015A DIVISION	WBS 35013.2.4 SR 1556 (GALLIMORE DAIRY ROAD) FROM NC 68 TO AIRPARK ROAD. \$700,000.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY. ADDITIONAL FUNDS ARE REQUESTED.	\$1,500,000.00
CHAPEL HILL / ORANGE CO. DIV. 7 U-5304 STATEWIDE	WBS 48001.1.1 US 15-501 (FORDHAM BOULEVARD) FROM NC 86 (SOUTH COLUMBIA STREET) TO I-40 IN CHAPEL HILL. \$124,800.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$50,000.00
ALAMANCE CO. DIV. 7 U-5752 REGIONAL	WBS 51077.2.1 US 70 (SOUTH CHURCH STREET) AT ST. MARKS CHURCH ROAD IN BURLINGTON. \$1,980,500.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE REQUESTED.	\$1,058,901.00
ALAMANCE CO. DIV. 7 U-5843 DIVISION	WBS 50233.2.1 US 70 (CHURCH STREET) AT SR 1817 (GRAHAM-HOPEDALE ROAD) IN BURLINGTON. \$1,095,000.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE REQUESTED.	\$407,168.00
ORANGE CO. DIV. 7 U-5846 DIVISION	WBS 50236.2.1 SR 1772 (GREENSBORO STREET) AT SR 1780 (ESTES DRIVE) IN CARRBORO. \$735,000.00 HAS PREVIOUSLY BEEN APPROVED FOR RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE REQUESTED.	\$35,657.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
GUILFORD CO. DIV. 7 U-5851 DIVISION	WBS 50240.1.1 SR 1001 (CHURCH STREET) FROM US 220 (WENDOVER AVENUE) TO EAST CONE BOULEVARD IN GREENSBORO. \$1,096,732.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$100,000.00
ALAMANCE CO. DIV. 7 U-6010 REGIONAL	WBS 47145.1.1 US 70 (SOUTH CHURCH STREET) AT SR 1226 / SR 1311 (UNIVERSITY DRIVE) IN BURLINGTON. \$1,390,900.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$160,000.00
ALAMANCE CO. DIV. 7 U-6010 REGIONAL	WBS 47145.2.1 US 70 (SOUTH CHURCH STREET) AT SR 1226 / SR 1311 (UNIVERSITY DRIVE) IN BURLINGTON. INTERSECTION IMPROVEMENTS. \$3,000,000.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE REQUESTED. THIS IS A CASH FLOW PROJECT WITH \$1,000,000.00 IN SFY 23, \$2,500,000.00 IN SFY 24 AND \$2,500,000.00 IN SFY 25.	\$6,000,000.00
ALAMANCE CO. DIV. 7 U-6011 REGIONAL	WBS 47146.1.1 US 70 (SOUTH CHURCH STREET) AT SR 1158 (HUFFMAN MILL ROAD) IN BURLINGTON. \$484,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$150,000.00
RICHMOND CO. DIV. 8 R-3421A REGIONAL	WBS 34542.3.6 US 220/I-73/I-74 FROM US 74 BYPASS WEST OF ROCKINGHAM AT SR 1109 (ZION CHURCH ROAD) INTERCHANGETO SOUTH OF SR 1140 (OLD CHARLOTTE HIGHWAY). \$63,005,670.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. \$2,000,000.00 OF REGIONAL STRATEGIC TRANSPORTATION INVESTMENTS FUNDS WILL BE REPLACED WITH YEAR 2 BUILD NC BOND FUNDS.	\$0.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
RICHMOND CO. DIV. 8 R-3421B REGIONAL	WBS 34542.3.7 US 220/I-73/I-74 FROM SOUTH OF SR 1140 (OLD CHARLOTTE HIGHWAY) TO SOUTHWEST OF SR 1304 (HARRINGTON ROAD). \$105,097,515.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. \$4,000,000.00 OF REGIONAL YEAR 2 BULD NC BOND FUNDS WILL BE REPLACED WITH STRATEGIC TRANSPORTATION INVESTMENTS FUNDS.	\$0.00
RICHMOND CO. DIV. 8 R-3421CA STATEWIDE	WBS 34542.2.8 US 220/I-73/I-74 AT SR 1336 (BILLY COVINGTON ROAD). INITIAL FUNDS ARE REQUESTED FOR FULL RIGHT OF WAY.	\$75,000.00
RICHMOND CO. DIV. 8 R-3421CA STATEWIDE	WBS 34542.2.9 US 220/I-73/I-74 AT SR 1336 (BILLY COVINGTON ROAD). INITIAL FUNDS ARE REQUESTED FOR UTILITIES.	\$25,000.00
CHATHAM CO. DIV. 8 R-5825 DIVISION	WBS 47097.2.1 NC 751 AT SR 1731 (O'KELLY CHAPEL ROAD). \$310,000.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY. ADDITIONAL FUNDS ARE REQUESTED.	\$98,962.00
MONTGOMERY CO. DIV. 8 R-5826B DIVISION	WBS 47098.1.3 NC 109 FROM SR 1127 (HEARNE FARM ROAD) TO SR 1174 (PEE DEE ROAD). \$618,887.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$119,000.00
RANDOLPH CO. DIV. 8 R-5958 DIVISION	WBS 48592.1.1 NC 159 (ZOO PARKWAY) AT RIDGE STREET IN ASHEBORO. \$186,565.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$75,000.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
MOORE CO. DIV. 8 U-3628 REGIONAL	WBS 44672.2.1 NC 24 / NC 27 FROM COURTHOUSE WEST OF NC 22 (MCNEILL STREET) TO US 15 / US 501 IN CARTHAGE. \$1,550,000.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE REQUESTED. THIS IS A CASH FLOW PROJECT WITH \$1,475,000.00 IN SFY 23 AND \$1,475,000.00 IN SFY 24.	\$2,950,000.00
RICHMOND CO. DIV. 8 U-5706 DIVISION	WBS 50157.1.1 US 74 BUSINESS TO SR 1426 (ABERDEEN ROAD). \$2,704,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$320,000.00
LEE CO. DIV. 8 U-5709 DIVISION	WBS 50159.2.1 SR 1237 (CARTHAGE STREET) FROM SR 1152 (FIRE TOWER ROAD) TO NC 42 (WICKER STREET) IN SANFORD. \$2,919,000.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY. ADDITIONAL FUNDS ARE REQUESTED.	\$508,000.00
RANDOLPH CO. DIV. 8 U-5711 DIVISION	WBS 50160.1.1 SR 1712 (PINEVIEW STREET) FROM WEST OF SYLVAN STREET TO US 220 BUSINESS IN ASHEBORO. \$711,060.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$30,000.00
RANDOLPH CO. DIV. 8 U-5711 DIVISION	WBS 50160.2.1 SR 1712 (PINEVIEW STREET) FROM WEST OF SYLVAN STREET TO US 220 BUSINESS IN ASHEBORO. \$1,289,594.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY. ADDITIONAL FUNDS ARE REQUESTED.	\$400,000.00
RANDOLPH CO. DIV. 8 U-5743 REGIONAL	WBS 50165.2.1 NC 42 FROM SR 2237 (EAST SALISBURY STREET) TO NORTH OF US 64 / NC 49 (DIXIE DRIVE) IN ASHEBORO. \$1,251,000.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY. ADDITIONAL FUNDS ARE REQUESTED.	\$505,000.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
RANDOLPH CO. DIV. 8 U-5770 REGIONAL	WBS 54036.2.1 I-85 AT SR 1993 (SOUTH MAIN STREET) IN ARCHDALE. 5,883,000.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY. ADDITIONAL FUNDS ARE REQUESTED.	\$475,000.00
MOORE CO. DIV. 8 U-5814 REGIONAL	WBS 44387.2.1 US 15/US 501 FROM US 1 NORTH (SANDHILLS BOULEVARD) IN ABERDEEN TO BRUCEWOOD ROAD IN SOUTHERN PINES. \$500,000.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY. ADDITIONAL FUNDS ARE REQUESTED. THIS IS A CASH FLOW PROJECT WITH \$2,500,000.00 IN SFY 23, \$6,000,000.00 IN SFY 24 AND \$3,000,000.00 IN SFY 25.	\$11,500,000.00
MOORE CO. DIV. 8 U-5814 REGIONAL	WBS 44387.2.2 US 15/US 501 FROM US 1 NORTH (SANDHILLS BOULEVARD) IN ABERDEEN TO BRUCEWOOD ROAD IN SOUTHERN PINES. \$1,750,000.00 HAS PREVIOUSLY BEEN APPROVED FOR UTILITIES. ADDITIONAL FUNDS ARE REQUESTED. THIS IS A CASH FLOW PROJECT WITH \$250,000.00 IN SFY 23 AND \$1,000,000.00 IN SFY 24.	\$1,250,000.00
MOORE CO. DIV. 8 U-5815B REGIONAL	WBS 54041.2.4 US 1 NORTH (SANDHILLS BOULEVARD) FROM KNIGHT STREET IN ABERDEEN TO OLD US 1 IN SOUTHERN PINES. \$1,000,000.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY. ADDITIONAL FUNDS ARE REQUESTED. THIS IS A CASH FLOW PROJECT WITH \$2,000,000.00 IN SFY 23, \$6,000,000.00 IN SFY 24 AND \$3,000,000.00 IN SFY 25.	\$11,000,000.00
MOORE CO. DIV. 8 U-5976 REG/DIV	WBS 45964.1.1 US 15 / US 501 FROM SR 1905 (VOIT GILMORE LANE) IN SOUTHERN PINES TO SR1208 (PAGE ROAD) IN PINEHURST. \$600,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$500,000.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
FORSYTH CO. DIV. 9 AV-5738 DIVISION	WBS 46332.2.1 SMITH REYNOLDS AIRPORT (INT). \$191,000.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE REQUESTED.	\$166,000.00
DAVIDSON CO. DIV. 9 AV-5831 DIVISION	WBS 47184.3.1 DAVIDSON COUNTY AIRPORT (EXX), UPGRADE AND STRENGTHEN RUNWAY TO ACCOMMODATE LARGER PRIVATE AIRCRAFT. \$12,816,000.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. ADDITIONAL FUNDS ARE REQUESTED.	\$1,735,415.00
ROWAN CO. DIV. 9 HE-0009 DIVISION	WBS 50393.1.1 NC 152 AT INTERSECTION WITH PROPOSED ACCESS ROAD EAST OF I-85/US 601 IN CHINA GROVE. INITIAL FUNDS ARE REQUESTED FOR PRELIMINARY ENGINEERING.	\$600,000.00
ROWAN CO. DIV. 9 P-5726 REGIONAL	WBS 47604.1.1 NORFOLK SOUTHERN MAIN TRACK. CONSTRUCT TRACK IMPROVEMENTS, SECOND PLATFORM, PEDESTRIAN UNDERPASS, SITEWORK RETAINING WALL AND SIGNALING EQUIPMENT. \$2,470,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$500,000.00
ROWAN CO. DIV. 9 P-5733 DIVISION	WBS 47612.1.1 NORFOLK SOUTHERN MAINLINE. UPGRADE STATION BUILDING, WAITING SPACE EXPANSION AND SURFACE PARKING. \$21,421.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$300,000.00
DAVIE CO. DIV. 9 R-5728 REG/DIV	WBS 50220.2.1 US 601 AT SOUTH SALISBURY STREET IN MOCKSVILLE. \$1,445,000.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY. ADDITIONAL FUNDS ARE REQUESTED USING REGIONAL TIER FUNDING.	\$25,322.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
DAVIDSON, DAVIE COS. DIV. 9 R-5862 REGIONAL	WBS 47549.1.1 US 64 FROM US 601 SOUTH OF MOCKSVILLE TO US 52 IN LEXINGTON. \$338,228.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$10,000.00
FORSYTH CO. DIV. 9 U-2579 REGIONAL	WBS 34839.2.20 THE WINSTON-SALEM NORTHERN BELTWAY (EASTERN SECTION) FROM US 52 TO US 311. \$5,380,000.00 HAS PREVIOUSLY BEEN APPROVED FOR MAP ACT APPRAISAL AND FUTURE ACQUISITION OF SPECIFIC PARCELS FOR SEGMENTS AA, AB, B AND C. ADDITIONAL FUNDS ARE REQUESTED.	\$273,303.00
FORSYTH CO. DIV. 9 U-2579AA REGIONAL	WBS 34839.2.3 WINSTON-SALEM NORTHERN BELTWAY EASTERN SECTION (FUTURE I-74) FROM US 311 TO I-40. \$9,039,215.00 HAS PREVIOUSLY BEEN APPROVED FOR APPRAISAL AND ADVANCED ACQUISITION OF SPECIFIC PARCELS AND FULL RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE REQUESTED. THIS PROJECT HAS PREVIOUSLY BEEN IDENTIFIED AS A TRUST FUND URBAN LOOP PROJECT.	\$300,000.00
FORSYTH CO. DIV. 9 U-2579AB REGIONAL	WBS 34839.2.4 WINSTON SALEM NORTHERN BELTWAY EASTERN SECTION (FUTURE I-74) FROM I-40 TO I-40 BUSINESS / US 421. \$156,735,020.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE REQUESTED. THIS PROJECT HAS PREVIOUSLY BEEN IDENTIFIED AS A TRUST FUND URBAN LOOP PROJECT. THIS IS A CASH FLOW PROJECT WITH \$1,000,000.00 IN SFY 23, \$1,000,000.00 IN SFY 24 AND \$1,004,150.00 IN SFY 25.	\$3,004,150.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
FORSYTH CO. DIV. 9 U-2579D STATEWIDE	WBS 34839.2.7 WINSTON -SALEM NORTHERN BELTWAY (EASTERN SECTION) FROM US 311 TO SR 2211 (BAUX MOUNTAIN ROAD). \$78,703,784.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE REQUESTED. THIS PROJECT HAS PREVIOUSLY BEEN IDENTIFIED AS A TRUST FUNDS URBAN LOOP PROJECT. THIS IS A CASH FLOW PROJECT WITH \$1,000,000.00 IN SFY 23, \$1,000,000.00 IN SFY 24 AND \$3,403,710.00 IN SFY 25.	\$5,403,710.00
FORSYTH CO. DIV. 9 U-2579E STATEWIDE	WBS 34839.2.8 WINSTON - SALEM NORTHERN BELTWAY (EASTERN SECTION) FROM SR 2211 (BAUX MOUNTAIN ROAD) TO NC 8. \$3,898,979.00 HAS PREVIOUSLY BEEN APPROVED FOR APPRAISAL AND ADVANCED ACQUISITION OF SPECIFIC PARCELS. ADDITIONAL FUNDS ARE REQUESTED. WBS WILL BE CLOSED. THIS PROJECT HAS PREVIOUSLY BEEN IDENTIFIED AS A TRUST FUND URBAN LOOP PROJECT.	\$175.57
DAVIE CO. DIV. 9 U-6002 DIVISION	WBS 47137.3.1 WILKESBORO STREET AT YADKINVILLE ROAD IN MOCKSVILLE. \$2,500,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$500,000.00
FORSYTH CO. DIV. 9 U-6005 DIVISION	WBS 47140.1.1 NC 65 (BETHANIA-RURAL HALL ROAD) FROM US 52 TO SR 3983 (NORTHRIDGEDRIVE) IN RURAL HALL. \$887,510.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$250,000.00
CABARRUS, ROWAN COS. DIVS. 9/10 I-3802B(L) STATEWIDE	WBS 36780.3.4 I-85 FROM LANE STREET (EXIT 63) IN CABARRUS COUNTY TO US 29-601 CONNECTOR (EXIT 68) IN ROWAN COUNTY. INITIAL FUNDS ARE REQUESTED FOR LANDSCAPING.	\$1,400,000.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
CABARRUS CO. DIV. 10 B-5810WM REGIONAL	WBS 45764.4.1 REPLACE BRIDGE #22 OVER ROCKY RIVER ON NC 24 AND NC 27. INITIAL FUNDS ARE REQUESTED FOR MITIGATION.	\$77,000.00
MECKLENBURG CO. DIV. 10 B-5990 DIVISION	WBS 47819.1.1 REPLACE BRIDGE #1 OVER SUGAR CREEK ON SR 1138 WESTBOUND. \$185,757.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$75,000.00
MECKLENBURG CO. DIV. 10 I-5507 SW/DIV	WBS 43609.2.2 I-485 FROM I-77 SOUTH OF CHARLOTTE TO US 74 (INDEPENDENCE BOULEVARD). \$20,700,000.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE REQUESTED. THIS IS A CASH FLOW PROJECT WITH \$10,000,000.00 IN SFY 23, \$10,000,000.00 IN SFY 24 AND \$11,000,000. 00 IN SFY 25.	\$31,000,000.00
MECKLENBURG CO. DIV. 10 I-5507WN STATEWIDE	WBS 43609.4.1 I-485 (CHARLOTTE OUTER LOOP) FROM I-77 TO US 74 (INDEPENDENCE BOULEVARD). \$3,225,402.00 HAS PREVIOUSLY BEEN APPROVED FOR ECOSYSTEM ENHANCEMENT PROGRAM FUNDS. ADDITIONAL FUNDS ARE REQUESTED. WBS WILL BE CLOSED.	\$74,506.78
MECKLENBURG CO. DIV. 10 I-5973 REGIONAL	WBS 44990.1.1 I-485 AT NC 16 (BROOKSHIRE BOULEVARD). \$1,210,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$100,000.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
MECKLENBURG CO. DIV. 10 I-5973 REGIONAL	WBS 44990.3.1 I-485 AT NC 16 (BROOKSHIRE BOULEVARD). INITIAL FUNDS ARE REQUESTED FOR CONSTRUCTION BASED ON THE 12- MONTH LETTING LIST PUBLISHED JULY 5, 2022. THIS IS A YEAR 4 BUILD NC BOND PROJECT, THEREFORE IT WILL BE FUNDED WITH \$3,500,000.00 BOND FUNDS. THIS IS A CASH FLOW PROJECT WITH \$2,370,000.00 IN SFY 24 AND \$1,130,000.00 IN SFY 25.	\$7,000,000.00
MECKLENBURG CO. DIV. 10 I-5973 REGIONAL	WBS 44990.2.2 I-485 AT NC 16 (BROOKSHIRE BOULEVARD). \$165,000.00 HAS PREVIOUSLY BEEN APPROVED FOR UTILITIES. ADDITIONAL FUNDS ARE REQUESTED.	\$10,000.00
MECKLENBURG CO. DIV. 10 I-6017 STATEWIDE	WBS 47969.1.1 I-85 AT SR 2472 (MALLARD CREEK ROAD) INTERCHANGE. \$1,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED. WBS WILL BE CLOSED.	\$677.32
DIVISIONWIDE CO. DIV. 10 M-0539J DIVISION	WBS 49082.2.10 ENVIRONMENTAL MITIGATION AND MINIMIZATION. \$200,000.00 HAS PREVIOUSLY BEEN APPROVED FOR MITIGATION. ADDITIONAL FUNDS ARE REQUESTED.	\$50,000.00
ANSON CO. DIV. 10 P-5750 REGIONAL	WBS 48335.1.1 CSX SF RAIL LINE. \$1,600,00.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$150,000.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
STANLY CO. DIV. 10 R-2530B REGIONAL	WBS 34446.1.6 NC 24 - 27 FROM BIRD ROAD IN ALBEMARLE TO WEST OF THE PEE DEE RIVER. \$6,208,562.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL STRATEGIC TRANSPORTATION INVESTMENTS FUNDS ARE REQUESTED. THIS IS A BUILD NC BOND PROJECT. THIS PROJECT HAS PREVIOUSLY BEEN IDENTIFIED AS A TRUST FUND INTRASTATE SYSTEM PROJECT.	\$500,000.00
STANLY CO. DIV. 10 R-2530B REGIONAL	WBS 34446.3.4 NC 24 - 27 FROM BIRD ROAD IN ALBEMARLE TO WEST OF THE PEE DEE RIVER. \$74,584,974.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. \$1,000,000.00 OF REGIONAL YEAR 2 BUILD NC BOND FUNDS WILL BE REPLACED WITH STRATEGIC TRANSPORTATION INVESTMENTS FUNDS. THIS PROJECT HAS PREVIOUSLY BEEN IDENTIFIED AS A TRUST FUND INTRASTATE SYSTEM PROJECT.	\$0.00
MECKLENBURG CO. DIV. 10 R-5706A REGIONAL	WBS 46378.1.2 NC 73 (DAVIDSON HIGHWAY) FROM EAST OF SR 2693 (DAVIDSON CONCORD ROAD) TO EAST OF SR 1394 (POPLAR TENT ROAD). \$135,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$800,000.00
MECKLENBURG CO. DIV. 10 R-5721B REGIONAL	WBS 50215.1.3 NC 73 FROM VANCE ROAD EXTENSION/BEATTIES FORD ROAD TO SR 5544 (WEST CATAWBA AVENUE). \$1,250,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$2,000,000.00
CABARRUS CO. DIV. 10 U-3440 REGIONAL	WBS 39010.2.2 NC 3 FROM PROPOSED WEST SIDE BYPASS (PROJECT U-2009) TO SR 1691 (LOOP ROAD). \$12,734,229.00 HAS PREVIOUSLY BEEN APPROVED FOR RIGHT OF WAY. ADDITIONAL FUNDS ARE REQUESTED. THIS IS A STRATEGIC TRANSPORTATION INVESTMENTS TRANSITION PROJECT.	\$121,161.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
MECKLENBURG CO. DIV. 10 U-4714A DIVISION	WBS 39078.1.2 SR 1009 (JOHN STREET-OLD MONROE ROAD) FROM SR 3448/ SR 3474 (TRADE STREET) TO WEST OF MORNINGSIDE MEADOW LANE. \$1,430,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$600,000.00
UNION CO. DIV. 10 U-4714B DIVISION	WBS 39078.1.6 SR 1009 (JOHN STREET - OLD MONROE ROAD) FROM WEST OF MORNINGSIDE MEADOW LANE TO EAST OF SR 1377 (WESLEY CHAPEL-STOUTS ROAD). \$2,563,988.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$600,000.00
MECKLENBURG CO. DIV. 10 U-4714WM(A) DIVISION	WBS 39078.4.1 SR 1009 (JOHN STREET - OLD MONROE ROAD) AT I-485. \$254,415.00 HAS PREVIOUSLY BEEN APPROVED FOR ECOSYSTEM ENHANCEMENT PROGRAM. ADDITIONAL FUNDS ARE REQUESTED.	\$80,000.00
CONCORD / CABARRUS CO. DIV. 10 U-4910A DIVISION	WBS 40373.2.D1 SR 1445 (DERITA ROAD) FROM SR 2894 (CONCORD MILLS BOULEVARD) TO AVIATION BOULEVARD. \$2,615,464.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE REQUESTED.	\$357,578.00
UNION CO. DIV. 10 U-5112 DIVISION	WBS 42374.1.2 SR 1364 (PLEASANT PLAINS ROAD) AT SR 1357 (POTTERS ROAD) IN STALLINGS. INITIAL FUNDS ARE REQUESTED FOR PRELIMINARY ENGINEERING.	\$450,000.00
MECKLENBURG CO. DIV. 10 U-5114 REGIONAL	WBS 42376.2.1 INTERSECTION OF US 21 AND GILEAD ROAD. \$10,560,000.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY. ADDITIONAL FUNDS ARE REQUESTED. THIS IS A CASH FLOW PROJECT WITH \$1,000,000.00 IN SFY 23, \$ 1,000,000.00 IN SFY 24 AND \$1,267,710. 00 IN SFY 25.	\$3,267,710.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
MECKLENBURG CO. DIV. 10 U-5765 REGIONAL	WBS 50178.1.1 NC 73 (SAM FURR ROAD) FROM SR 5544 (WEST CATAWBA AVENUE) TO SR 2316 (NORTHCROSS AVENUE). \$1,260,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$1,000,000.00
MECKLENBURG CO. DIV. 10 U-5767 REGIONAL	WBS 50180.1.1 US 21 (STATESVILLE ROAD) FROM NORTHCROSS CENTER COURT TO SR 2147 (WESTMORELAND ROAD). \$2,393,298.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$100,000.00
MECKLENBURG CO. DIV. 10 U-5771 REGIONAL	WBS 50183.1.1 US 21 FROM SR 2136 (GILEAD ROAD) TO HOLLY POINT DRIVE. \$2,098,322.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$200,000.00
MECKLENBURG CO. DIV. 10 U-5771 REG/BA	WBS 50183.2.1 US 21 FROM SR 2136 (GILEAD ROAD) TO HOLLY POINT DRIVE. \$53,050,000.00 HAS PREVIOUSLY BEEN APPROVED FOR RIGHT OF WAY. RIGHT OF WAY SPENDING HAS NOT OCCURRED AS QUICKLY AS ORIGINALLY ANTICIPATED, THEREFORE, THE CURRENT FUNDING AVAILABLE IN SFY 2023 WILL BE DECREASED BY \$14,000,000.00 AND MADE AVAILABLE FOR OTHER PROJECTS. \$14,000,000.00 WILL BE CASH-FLOWED FROM SFY 2025 TO BETTER ALIGN FUNDING AND EXPENDITURES.	\$0.00
CABARRUS CO. DIV. 10 U-5806 DIVISION	WBS 44378.3.1 INTERSECTION OF SR 2894 (CONCORD MILLS BOULEVARD) AND ENTRANCE NO. 1 KINGS GRANT PAVILION. \$12,344,157.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. \$2,634,520.00 OF DIVISION STRATEGIC TRANSPORTATION INVESTMENTS FUNDS WILL BE REPLACED WITH YEAR 2 BUILD NC BOND FUNDS.	\$0.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
DAVIDSON / MECKLENBURG CO. DIV. 10 U-5907 DIV/BA	WBS 46452.1.1 POTTS-SLOAN-BEATTY CONNECTOR IN DAVIDSON. \$1,097,337.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$10,000.00
MECKLENBURG CO. DIV. 10 U-5907 DIV/BA	WBS 46452.2.1 POTTS-SLOAN-BEATTY CONNECTOR IN DAVIDSON. \$1,250,000.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE REQUESTED.	\$548,000.00
MECKLENBURG CO. DIV. 10 U-5955A REGIONAL	WBS 46892.1.3 NC 16 (BROOKSHIRE BOULEVARD). IMPROVE I-85 NORTHBOUND RAMP TO EASTBOUND NC 16. \$275,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$30,000.00
MECKLENBURG CO. DIV. 10 U-6109 REGIONAL	WBS 48410.1.1 US 521 (LANCASTER HIGHWAY/JOHNSTON ROAD) FROM SOUTH CAROLINA STATE LINE TO SR 4979 (BALLANTYNE COMMONS PARKWAY). \$2,061,659.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$600,000.00
CABARRUS CO. DIV. 10 Y-4810K STATEWIDE	WBS 40325.2.46 ROGERS LAKE ROAD OVERPASS PROJECT. \$14,999,974.00 HAS PREVIOUSLY BEEN APPROVED FOR RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE REQUESTED.	\$2,700,000.00
DIVISIONWIDE CO. DIV. 11 M-0539K DIVISION	WBS 49082.2.11 ENVIRONMENTAL MITIGATION AND MINIMIZATION. \$200,000.00 HAS PREVIOUSLY BEEN APPROVED FOR MITIGATION. ADDITIONAL FUNDS ARE REQUESTED.	\$50,000.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
ASHE CO. DIV. 11 R-2915E DIVISION	WBS 34518.3.8 US 221 FROM US 221 BYPASS TO US 221 BUSINESS/NC 88 IN JEFFERSON. \$31,520,975.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. \$3,000,000.00 OF DIVISION STRATEGIC TRANSPORTATION INVESTMENTS FUNDS WILL BE REPLACED WITH YEAR 2 BUILD NC BOND FUNDS.	\$0.00
YADKIN CO. DIV. 11 R-5730 DIVISION	WBS 50222.2.1 SR 1605 (OLD US 421) FROM SR 1146 (SHACKTOWN ROAD) TO SR 1711 (SPEER BRIDGE ROAD). \$1,164,050.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY. ADDITIONAL FUNDS ARE REQUESTED.	\$50,000.00
WILKES CO. DIV. 11 R-5759 DIVISION	WBS 44691.1.1 NC 115 FROM US 421 TO 2ND STREET. \$2,960,335.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED. THIS IS A BUILD NC BOND PROJECT.	\$250,000.00
WATAUGA CO. DIV. 11 R-5830 DIVISION	WBS 47102.1.1 SR 1522 (DEERFIELD ROAD) FROM STATE FARM ROAD TO SR 1523 (WILSON RIDGE ROAD). \$350,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$500,000.00
YADKIN CO. DIV. 11 R-5831 DIVISION	WBS 47103.2.1 US 601 (CAROLINA AVENUE) AT NC 67 (MAIN STREET). \$485,000.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE REQUESTED.	\$765,000.00
ASHE CO. DIV. 11 R-5832 DIVISION	WBS 47104.1.1 NC 88 FROM NC 88 TO NC 194. \$1,338,164.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$600,000.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
SURRY CO. DIV. 11 R-5910 DIVISION	WBS 48465.1.1 US 21 BUSINESS (NORTH BRIDGE STREET) AT NC 268 (CC CAMP ROAD) INTERSECTION. \$470,086.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$150,000.00
AVERY CO. DIV. 11 R-5911 DIVISION	WBS 48466.1.1 US 19E AT NC 194 INTERSECTION. \$347,313.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$100,000.00
YADKIN CO. DIV. 11 R-5912 DIVISION	WBS 48467.1.1 SR 1605 (OLD US 421) AT SR 1600 (FALCON ROAD) INTERSECTION.CONSTRUCT ROUNDABOUT. \$309,193.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$125,000.00
CALDWELL CO. DIV. 11 U-4700CB STATEWIDE	WBS 35993.1.11 US 321 AT SR 1809/1952 (PINE MOUNTAIN ROAD). \$500,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$100,000.00
CALDWELL CO. DIV. 11 U-4700CC STATEWIDE	WBS 35993.1.12 US 321 AT SR 1108 (MISSION ROAD). \$500,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$100,000.00
WILKES CO. DIV. 11 U-5312(ADV) REGIONAL	WBS 45446.3.2 US 421 FROM NC 16 TO US 421 BUSINESS. \$5,000,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$450,000.00
YADKIN CO. DIV. 11 U-5809 DIVISION	WBS 44382.1.1 US 601 (STATE STREET) FROM US 421 TO SR 1146 (LEE AVENUE). \$1,620,206.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$225,000.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
CALDWELL CO. DIV. 11 U-6033 DIVISION	WBS 46967.1.1 US 64 /NC 18 AT SR 1142 (CALLICO ROAD). \$671,273.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$75,000.00
CALDWELL CO. DIV. 11 U-6036 DIVISION	WBS 46971.1.1 SR 1109 (PINWOOD ROAD) FROM US 321 TO SR 1931 (BERT HUFFMAN ROAD). \$886,400.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$75,000.00
CALDWELL CO. DIV. 11 U-6036 DIVISION	WBS 46971.2.2 SR 1109 (PINWOOD ROAD) FROM US 321 TO SR 1931 (BERT HUFFMAN ROAD). INITIAL FUNDS ARE REQUESTED FOR UTILITIES.	\$400,000.00
CALDWELL CO. DIV. 11 U-6157 DIVISION	WBS 48471.1.1 SR 1130 (CAJAH MOUNTAIN ROAD) FROM SR 1001 (CONNELLY SPRINGS ROAD) TO US 321A. \$1,272,208.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$750,000.00
IREDELL CO. DIV. 12 I-3819B SW/BA	WBS 34192.2.3 I-40/I-77 INTERCHANGE. \$255,750,102.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. ADDITIONAL YEAR 2 BUILD NC BOND FUNDS IN THE AMOUNT OF \$23,931,027.68 ARE REQUESTED. AN ADDITIONAL \$16,068,972.32 OF STRATEGIC TRANSPORTATION INVESTMENTS FUNDS ARE REQUESTED, CASH FLOWED IN SFY 24.	\$40,000,000.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
IREDELL CO. DIV. 12 I-3819B STATEWIDE	WBS 34192.3.2 I-40/I-77 INTERCHANGE. \$8,863,165.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE REQUESTED. THIS IS A CASH FLOW PROJECT WITH \$ 7,000,000.00 IN SFY 23 AND \$6,300,000.00 IN SFY 24.	\$13,300,000.00
CATAWBA CO. DIV. 12 I-5991 STATEWIDE	WBS 47537.1.1 I-40 FROM US 321 (EXIT 123) TO NC 16. \$1,442,893.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$160,000.00
DIVISIONWIDE CO. DIV. 12 M-0539L DIVISION	WBS 49082.2.12 ENVIRONMENTAL MITIGATION AND MINIMIZATION. \$200,000.00 HAS PREVIOUSLY BEEN APPROVED FOR MITIGATION. ADDITIONAL FUNDS ARE REQUESTED.	\$50,000.00
CLEVELAND CO. DIV. 12 R-2707C REGIONAL	WBS 34497.1.4 US 74 (SHELBY BYPASS) FROM EAST OF NC 226 TO EAST OF NC 150. \$146,068.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. \$89,997.00 OF REGIONAL YEAR 2 BUILD NC BOND FUNDS WILL BE REPLACED WITH STRATEGIC TRANSPORTATION INVESTMENTS FUNDS. THIS PROJECT HAS PREVIOUSLY BEEN IDENTIFIED AS A TRUST FUNDS SPECIFIC STATE FUNDS FOR CONSTRUCTION PROJECT.	\$0.00
CLEVELAND CO. DIV. 12 R-2707C REGIONAL	WBS 34497.3.6 US 74 (SHELBY BYPASS) FROM EAST OF NC 226 TO EAST OF NC 150. \$64,133,683.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. \$23,000,000.00 OF REGIONAL YEAR 2 BUILD NC BOND FUNDS WILL BE REPLACED WITH STRATEGIC TRANSPORTATION INVESTMENTS FUNDS. AN ADDITIONAL \$44,000,000.00 IN STRATEGIC TRANSPORTATION INVESTMENTS FUNDS ARE REQUESTED.	\$44,000,000.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
CLEVELAND CO. DIV. 12 R-2707E REGIONAL	WBS 34497.2.15 US 74 SHELBY BYPASS FROM US 74 WEST OF SR 2238 (LONG BRANCH ROAD) TO WEST OF SR 1001 (STONE POINT ROAD). \$13,185,320.00 HAS PREVIOUSLY BEEN APPROVED FOR ADVANCED ACQUISITION OF PROPERTIES THAT ARE TOTAL TAKES. ADDITIONAL FUNDS ARE REQUESTED. THIS IS A BUILD NC BOND PROJECT. THIS IS A CASH FLOW PROJECT WITH \$10,000,000.00 IN SFY 23 AND \$9,000,000.00 IN SFY 24.	\$19,000,000.00
CATAWBA CO. DIV. 12 R-3100A DIVISION	WBS 34522.3.5 NC 16 FROM NORTH OF SR 1814 (CALDWELL ROAD) TO SR 1895 (TOWER ROAD). \$50,710,146.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. ADDITIONAL YEAR 2 BUILD NC BOND FUNDS ARE REQUESTED.	\$11,500,000.00
IREDELL CO. DIV. 12 R-3833C DIVISION	WBS 34554.1.3 SR 1100 (BRAWLEY SCHOOL ROAD) FROM I-77 TO US 21. \$3,772,344.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$250,000.00
CLEVELAND CO. DIV. 12 R-4045 REGIONAL	WBS 34598.1.2 US 74 AT SR 1168 (LATTIMORE ROAD) INTERSECTION. \$1,500,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$475,000.00
IREDELL CO. DIV. 12 R-5100 DIVISION	WBS 41890.1.D1 SR 1109 (WILLIAMSON ROAD) FROM I-77 TO NC 150. \$3,321,660.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$150,000.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
IREDELL CO. DIV. 12 R-5711 REGIONAL	WBS 50207.1.1 US 21 AT INTERSECTION OF US 21 AND SR 2375 (HOUSTON ROAD)/SR 1312(FLOWER HOUSE ROAD). \$715,248.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$300,000.00
LINCOLN CO. DIV. 12 R-5712 REGIONAL	WBS 50208.1.1 NC 16 BUSINESS AT INTERSECTION OF NC 16 BUSINESS AND SR 1439 (UNITY CHURCH ROAD)/SR 1387 (TRIANGLE CIRCLE). \$433,682.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$125,000.00
LINCOLN CO. DIV. 12 R-5712 REGIONAL	WBS 50208.2.1 NC 16 BUSINESS AT INTERSECTION OF NC 16 BUSINESS AND SR 1439 (UNITYCHURCH ROAD)/SR 1387 (TRIANGLE CIRCLE). \$1,920,000.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE REQUESTED. THIS IS A CASH FLOW PROJECT WITH \$1,150,000.00 IN SFY 23 AND \$1,150,000.00 IN SFY 24.	\$2,300,000.00
LINCOLN CO. DIV. 12 R-5721A REGIONAL	WBS 50215.1.2 NC 73 FROM NC 16 TO VANCE ROAD EXTENSION/BEATTIES FORD ROAD. \$1,136,229.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$1,000,000.00
GASTON CO. DIV. 12 U-3633 REGIONAL	WBS 37649.3.3 NC 273 (SOUTH MAIN STREET) FROM TUCKASEEGEE ROAD AT BEATTY DRIVE TO HIGHLAND STREET AT A&E DRIVE. \$23,223,361.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. \$732,706.00 OF REGIONAL YEAR 2 BUILD NC BOND FUNDS WILL BE REPLACED WITH STRATEGIC TRANSPORTATION INVESTMENTS FUNDS.	\$0.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
CLEVELAND CO. DIV. 12 U-5775 REGIONAL	WBS 50186.1.1 US 74 BUSINESS (MARION ST) AT INTERSECTION OF US 74 BUSINESS (MARION STREET) AND NC 150 (CHERRYVILLE ROAD). \$655,772.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$30,000.00
CATAWBA CO. DIV. 12 U-5777 REGIONAL	WBS 50189.1.1 NC 127 FROM 1ST AVENUE SOUTHEAST TO 2ND AVENUE SOUTHEAST. \$580,161.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$650,000.00
IREDELL CO. DIV. 12 U-5780 REGIONAL	WBS 50191.1.1 NC 150 AT INTERSECTION OF NC 150 AND SR 2399 (WIGGINS ROAD). \$584,448.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$125,000.00
IREDELL CO. DIV. 12 U-5799 REGIONAL	WBS 44371.2.1 US 21 FROM SR 1933 TO FORT DOBBS ROAD. \$3,200,000.00 HAS PREVIOUSLY BEEN APPROVED FOR RIGHT OF WAY AND UTILITIES. ADDITIONAL STRATEGIC TRANSPORTATION INVESTMENTS FUNDS ARE REQUESTED. THIS IS A BUILD NC BOND PROJECT. THIS IS A CASH FLOW PROJECT WITH \$5,000,000.00 IN SFY 23 AND \$5,000,000.00 IN SFY 24.	\$10,000,000.00
IREDELL CO. DIV. 12 U-5817 DIVISION	WBS 44389.1.1 SR 1246 (FAIRVIEW ROAD) EXTENSION OVER I-77 TO CONNECT WITH SR 1206 (ALCOVE ROAD). \$2,044,151.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$300,000.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
GASTON CO. DIV. 12 U-5961 REGIONAL	WBS 45975.1.1 NC 274 (UNION ROAD) FROM OSCEOLA STREET TO NIBLICK DRIVE. \$4,000,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. FUNDS NEED TO BE DECREASED (\$2,000,000.00). FUNDS ARE NOT NEEDED AT THIS TIME.	(\$2,000,000.00)
IREDELL CO. DIV. 12 U-5964 REGIONAL	WBS 45978.1.1 US 64 (DAVIE AVENUE) AND US 21 (SULLIVAN ROAD). \$574,361.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$325,000.00
ALEXANDER CO. DIV. 12 U-6041 DIVISION	WBS 46979.1.1 US 64 AND SR 1124 (CHURCH ROAD). \$242,608.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$400,000.00
GASTON CO. DIV. 12 U-6078 DIVISION	WBS 47525.1.1 NC 275 AT INTERSECTION OF NC 275 AND NC 274, INTERSECTION OF NC 275 AND SR 1327 (FAIRVIEW ROAD), AND INTERSECTION OF SR 1456 (WHITE JENKINS ROAD), AND SR 1327 (FAIRVIEW ROAD). \$245,770.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$400,000.00
LINCOLN CO. DIV. 12 U-6134 REGIONAL	WBS 48364.1.1 NC 16 BYPASS AT SR 1380 (OPTIMIST CLUB ROAD) INTERSECTION. \$136,500.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$1,125,000.00
MADISON CO. DIV. 13 B-6012 DIVISION	WBS 48207.3.2 REPLACE BRIDGE 73 OVER FOSTER CREEK ON SR 1341 (FOSTER CREEK ROAD). INITIAL FUNDS ARE REQUESTED FOR CONSTRUCTION.	\$850,000.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
DIVISIONWIDE CO. DIV. 13 M-0539M DIVISION	WBS 49082.2.13 ENVIRONMENTAL MITIGATION AND MINIMIZATION. \$200,000.00 HAS PREVIOUSLY BEEN APPROVED FOR MITIGATION. ADDITIONAL FUNDS ARE REQUESTED.	\$50,000.00
RUTHERFORD CO. DIV. 13 R-2233BB SW/DIV	WBS 34400.2.5 US 221 SOUTH OF US 74 BUSINESS (CHARLOTTE ROAD) TO NORTH OF SR 1366 (ROPER LOOP ROAD). \$51,820,681.00 HAS PREVIOUSLY BEEN APPROVED FOR ADVANCED ACQUISITION AND FULL RIGHT OF WAY. ADDITIONAL FUNDS ARE REQUESTED. THIS PROJECT HAS PREVIOUSLY BEEN IDENTIFIED AS A TRUST FUND INTRASTATE SYSTEM PROJECT. THIS IS A CASH FLOW PROJECT WITH \$1,500,000.00 IN SFY 23 AND \$1,500,000.00 IN SFY 24.	\$3,000,000.00
MCDOWELL CO. DIV. 13 U-5818 DIVISION	WBS 44390.3.1 SR 1001 (SUGAR HILL ROAD) FROM I-40 WESTBOUND RAMPS TO 0.3 MILE WEST OF I-40 EASTBOUND RAMPS. \$14,212,093.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. \$800,000.00 OF DIVISION YEAR 2 BUILD NC BOND FUNDS WILL BE REPLACED WITH STRATEGIC TRANSPORTATION INVESTMENTS FUNDS.	\$0.00
HAYWOOD CO. DIV. 14 B-5920 DIVISION	WBS 48052.1.2 REPLACE BRIDGE #246 OVER WEST FORK PIGEON CREEK ON SR 1216. \$10,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$175,000.00
JACKSON CO. DIV. 14 B-5921 DIVISION	WBS 48053.1.2 REPLACE BRIDGE #8 OVER CEDAR CREEK ON SR 1120. \$10,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED.	\$150,000.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
HENDERSON CO. DIV. 14 I-4400C REGIONAL	WBS 34232.2.5 I-26 FROM US 25 BUSINESS (EXIT 44) TO NC 280 (EXIT 40). \$5,591,339.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY. ADDITIONAL FUNDS ARE REQUESTED. THIS IS A CASH FLOW PROJECT WITH \$1,000,000.00 IN SFY 23, \$1,000,000.00 IN SFY 24 AND \$1,783,540.00 IN SFY 25.	\$3,783,540.00
POLK CO. DIV. 14 I-4729A REGIONAL	WBS 34243.2.2 I-26/US 74/NC 108 INTERCHANGE. \$1,740,000.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE REQUESTED.	\$409,410.00
JACKSON CO. DIV. 14 R-5206 DIVISION	WBS 42974.2.1 SR 1449 (COPE CREEK ROAD) FROM SR 1710 (EAST COPE CREEK ROAD) TO US23/74. \$1,956,414.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE REQUESTED. WBS WILL BE CLOSED. THIS PROJECT HAS PREVIOUSLY BEEN IDENTIFIED AS A TRUST FUNDS SPECIFIC STATE FUNDS FOR CONSTRUCTION PROJECT.	\$20,770.39
HENDERSON CO. DIV. 14 R-5207A DIVISION	WBS 45393.2.2 SR 1006 (HOWARD GAP ROAD) FROM US 64 TO BRIDGE # 20. \$5,611,463.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE REQUESTED. THIS PROJECT HAS PREVIOUSLY BEEN IDENTIFIED AS A TRUST FUNDS SPECIFIC STATE FUNDS FOR CONSTRUCTION PROJECT.	\$407,740.00
TRANSYLVANIA CO. DIV. 14 R-5605 DIVISION	WBS 43587.2.1 DAVIDSON RIVER VILLAGE CONNECTOR FROM US 276/US 64 TO US 64 IN PISGAH FOREST. \$1,056,708.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY. ADDITIONAL FUNDS ARE REQUESTED.	\$12,570.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
MACON CO. DIV. 14 R-5734A DIVISION	WBS 50192.2.1 US 23/US 441 FROM US 64 TO SR 1652 (WIDE HORIZON DRIVE)/SR 1152 (BELDEN CIRCLE). \$2,820,000.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE REQUESTED. THIS IS A CASH FLOW PROJECT WITH \$1,000,000.00 IN SFY 23 AND \$1,419,120.00 IN SFY 24.	\$2,491,120.00
CHEROKEE CO. DIV. 14 R-5735 DIVISION	WBS 50193.2.1 US 19/US 74/US 64/US 129 FROM THE END OF 4-LANE DIVIDED SECTION TO US 19 BUSINESS (HIWASSEE STREET). \$4,204,900.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY AND UTILITIES. ADDITIONAL STRATEGIC TRANSPORTATION INVESTMENTS FUNDS ARE REQUESTED. THIS IS A BUILD NC BOND PROJECT. THIS IS A CASH FLOW PROJECT WITH \$2,600,000.00 IN SFY 23 AND \$2,600,000.00 IN SFY 24.	\$5,200,000.00
CHEROKEE CO. DIV. 14 R-5735 DIVISION	WBS 50193.3.1 US 19/US 74/US 64/US 129 FROM END OF 4-LANE DIVIDED SECTION TO US 19 BUSINESS (HIWASSEE STREET). \$26,096,722.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. \$1,345,382.00 OF DIVISION YEAR 2 BUILD NC BOND FUNDS WILL BE REPLACED WITH STRATEGIC TRANSPORTATION INVESTMENTS FUNDS.	\$0.00
SWAIN CO. DIV. 14 R-5843 DIVISION	WBS 47085.2.1 SR 1321 (BRYSON WALK) AND SR 1336 (DEPOT STREET) FROM SR 1323 (SLOPE STREET) TO SR 1336 (DEEP CREEK ROAD). \$757,079.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE REQUESTED. THIS IS A CASH FLOW PROJECT WITH \$500,000.00 IN SFY 23 AND \$1,000,000.00 IN SFY 24.	\$1,500,000.00
CHEROKEE CO. DIV. 14 R-5861 DIVISION	WBS 47427.1.2 US 19/129 FROM GEORGIA STATE LINE TO US 64. INITIAL FUNDS ARE REQUESTED FOR PRELIMINARY ENGINEERING.	\$135,700.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
MACON CO. DIV. 14 U-5604 REGIONAL	WBS 45832.2.1 US 441 BUSINESS FROM US 23/US 64/US441 TO PORTER STREET IN FRANKLIN. \$4,915,000.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE REQUESTED. THIS IS A CASH FLOW PROJECT WITH \$619,845.00 IN SFY 23 AND \$1,000,000.00 IN SFY 24.	\$1,619,845.00
GRAHAM CO. DIV. 14 U-5866 DIVISION	WBS 46390.2.1 NEW ROUTE FROM US 129 (RODNEY ORR BYPASS) TO ROBINSVILLE HIGH SCHOOL AND MIDDLE SCHOOL. \$1,500,000.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE REQUESTED.	\$844,745.00
HENDERSON CO. DIV. 14 U-5887 DIVISION	WBS 44634.2.1 SR 1783 (HIGHLAND LAKE ROAD) FROM NC 225 TO US 176. \$2,295,000.00 HAS PREVIOUSLY BEEN APPROVED FOR FULL RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE REQUESTED.	\$219,747.00
STATEWIDE M-0392 SW/REG/DIV	WBS 40290.1.2 HYDRAULICS AND PRELIMINARY ENGINEERING FOR MISCELLANEOUS PROJECTS. \$5,139,436.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED USING 40% STATEWIDE (\$800,000.00) / 30% REGIONAL (\$600,000.00) / 30% DIVISION (\$600,000.00).	\$2,000,000.00
STATEWIDE M-0479B SW/REG/DIV	WBS 49642.1.1 PRELIMINARY ENGINEERING FOR MISCELLANEOUS PROJECTS. \$700,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED USING 40% STATEWIDE (\$400,000.00) / 30% REGIONAL (\$300,000.00) / 30% DIVISION (\$300,000.00) TIER FUNDING.	\$1,000,000.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
STATEWIDE M-0534 SW/REG/DIV	WBS 48496.1.1 FEMA AND NFIP COMPLIANCE AND FLOOD RESILIENCE. \$6,000,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE REQUESTED USING 40% STATEWIDE (\$800,000.00) / 30% REGIONAL (\$600,000.00) / 30% DIVISION (\$600,000.00) TIER FUNDING.	\$2,000,000.00
STATEWIDE M-0539 STATEWIDE	WBS 49082.1.1 ENVIRONMENTAL MITIGATION AND MINIMIZATION. \$750,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PROJECT MITIGATION PLANNING. ADDITIONAL FUNDS ARE REQUESTED.	\$250,000.00
STATEWIDE M-0539 SW/REG/DIV	WBS 49082.4.1 MITIGATION FOR NEUSE BASIN 0201. \$1,250,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRIVATE MITIGATION BANK CREDITS. ADDITIONAL FUNDS ARE REQUESTED USING 40% STATEWIDE (\$200,000.00) / 30% REGIONAL (\$150,000.00) / 30% DIVISION (\$150,000.00).	\$500,000.00
STATEWIDE M-0539 SW/REG/DIV	WBS 49082.4.2 MITIGATION FOR NEUSE BASIN 0202. \$2,000,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRIVATE MITIGATION BANK CREDITS. ADDITIONAL FUNDS ARE REQUESTED USING 40% STATEWIDE (\$400,000.00) / 30% REGIONAL (\$300,000.00) / 30% DIVISION (\$300,000.00) TIER FUNDING.	\$1,000,000.00
STATEWIDE M-0539 SW/REG/DIV	WBS 49082.4.3 MITIGATION FOR YADKIN 01. \$7,000,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRIVATE MITIGATION BANK CREDITS. ADDITIONAL FUNDS ARE REQUESTED USING 40% STATEWIDE (\$1,000,000.00) / 30% REGIONAL (\$750,000.00) / 30% DIVISION (\$750,000.00) TIER FUNDING.	\$2,500,000.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

TOWN / COUNTY DIVISION PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
STATEWIDE CO. DIV. 19 M-0539 SW/REG/DIV	WBS 49082.4.5 MITIGATION FOR FRENCH BROAD 0105. \$2,500,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRIVATE MITIGATION BANK CREDITS. ADDITIONAL FUNDS ARE REQUESTED USING 40% STATEWIDE (\$400,000.00) / 30% REGIONAL (\$300,000.00) / 30% DIVISION (\$300,000.00) TIER FUNDING.	\$1,000,000.00
STATEWIDE CO. DIV. 19 M-0539 SW/REG/DIV	WBS 49082.4.7 MITIGATION FOR PASQUOTANK 0205. \$2,318,118.00 HAS PREVIOUSLY BEEN APPROVED FOR PRIVATE MITIGATION BANK CREDITS. ADDITIONAL FUNDS ARE REQUESTED USING 40% STATEWIDE (\$200,000.00) / 30% REGIONAL (\$150,000.00) / 30% DIVISION (\$150,000.00) TIER FUNDING.	\$500,000.00
STATEWIDE CO. DIV. 19 M-0539 SW/REG/DIV	WBS 49082.4.9 MITIGATION FOR CAPE FEAR 0005. \$2,167,998.00 HAS PREVIOUSLY BEEN APPROVED FOR PRIVATE MITIGATION BANK CREDITS. ADDITIONAL FUNDS ARE REQUESTED USING 40% STATEWIDE (\$600,000.00) / 30% REGIONAL (\$450,000.00) / 30% DIVISION (\$450,000.00) TIER FUNDING.	\$1,500,000.00

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

DIV/BA STRATEGIC TRANSPORTATION INVESTMENTS	2 PROJECTS	\$558,000.00
DIVISION STRATEGIC TRANSPORTATION INVESTMENTS	100 PROJECTS	\$61,065,011.82
REG/BA STRATEGIC TRANSPORTATION INVESTMENTS	1 PROJECT	\$0.00
REG/DIV STRATEGIC TRANSPORTATION INVESTMENTS	3 PROJECTS	\$594,933.24
REGIONAL STRATEGIC TRANSPORTATION INVESTMENTS	80 PROJECTS	\$137,828,474.18
STATEWIDE STRATEGIC TRANSPORTATION INVESTMENTS	36 PROJECTS	\$16,568,229.67
SW/BA STRATEGIC TRANSPORTATION INVESTMENTS	1 PROJECT	\$40,000,000.00
SW/DIV STRATEGIC TRANSPORTATION INVESTMENTS	4 PROJECTS	\$40,304,096.00
SW/REG/DIV STRATEGIC TRANSPORTATION INVESTMENTS	10 PROJECTS	\$12,050,000.00
STRATEGIC TRANSPORTATION INVESTMENTS	237 PROJECTS	\$308,968,744.91

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF STRATEGIC TRANSPORTATION INVESTMENT FUNDS**

***Correction and resubmission from July 7, 2022 Board Approval (Page K-29) As reads:

GASTON CO. DIV. 12 W-5212N REGIONAL	WBS 45342.1.FR14 NC 279 (DALLAS CHERRYVILLE HIGHWAY) FROM SOUTH OF SR 1438 (ST. MARK'S CHURCH ROAD) TO NORTH OF NC 275 (DALLAS BESSEMER CITY HIGHWAY). INITIAL FUNDS ARE REQUESTED FOR PRELIMINARY ENGINEERING.	\$1,214,693.19
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***The correction should be:

GASTON CO. DIV. 12 W-5212N REGIONAL	WBS 45342.1. 18 NC 279 (DALLAS CHERRYVILLE HIGHWAY) FROM SOUTH OF SR 1438 (ST. MARK'S CHURCH ROAD) TO NORTH OF NC 275 (DALLAS BESSEMER CITY HIGHWAY). INITIAL FUNDS ARE REQUESTED FOR PRELIMINARY ENGINEERING.	\$1,214,693.19
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**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF FUNDS FOR SPECIFIC SPOT SAFETY IMPROVEMENT PROJECTS
AND FOR SPECIFIC SPOT MOBILITY PROJECTS**

L-1

**ACCORDING TO EXECUTIVE ORDER NO. 2 AND G.S. 143B-350(G) THE BOARD IS REQUESTED TO
CONCUR WITH STAFF RECOMMENDATIONS AND DELEGATE AUTHORITY TO THE SECRETARY TO
APPROVE FUNDS FOR SPECIFIC SPOT SAFETY AND SPOT MOBILITY IMPROVEMENT PROJECTS**

TOWN / COUNTY DIVISION PROJ.	PROJECT DESCRIPTION	ESTIMATED COST
ROCKY MOUNT /NASH CO. DIV. 4 SS-6004D	WBS 48878.3.1 SR 1714 (BETHLEHEM ROAD) BETWEEN SR 1544 (HALIFAX ROAD) AND GARDEN GATE DRIVE. \$315,000.00 IN SPOT SAFETY CONSTRUCTION FUNDS HAS PREVIOUSLY BEEN APPROVED FOR WIDENING, SHOULDER REVISIONS, OPEN GRADED FRICTION COURSE OVERLAY INSTALLATION, PAVEMENT MARKING REVISIONS, AND SIGHT DISTANCE IMPROVEMENTS. REVISE SCOPE TO INCLUDE INSTALLING A TRAFFIC SIGNAL AT SR 1714 (BETHLEHEM ROAD AND SR 1544 (HALIFAX ROAD). NO ADDITIONAL FUNDS NEEDED. FILE 04-19-55917-1	\$0.00
RALEIGH /WAKE CO. DIV. 5 SS-6205I	WBS 50559 I-540 BETWEEN US 401 AND US 1. INITIAL SPOT SAFETY FUNDS ARE NEEDED FOR OVERHEAD SIGN SHEETING UPGRADES. FILE 05-22-001	\$180,000.00
GREENSBORO / GUILFORD CO. DIV. 7 SS-6207H	WBS 50560 I-40 BETWEEN SR 1546 (GUILFORD COLLEGE ROAD) AND SR 4239 (PATTERSON STREET). INITIAL SPOT SAFETY FUNDS ARE NEEDED FOR OVERHEAD SIGN SHEETING UPGRADES. FILE 07-22-001	\$275,000.00
WINSTON- SALEM / FORSYTH CO. DIV. 9 SM-5709E	WBS 48443.2.1 SR 3210 (TRANSOU ROAD) AT SR 1525 (YADKINVILLE ROAD). \$75,000.00 IN SPOT MOBILITY RIGHT OF WAY AND UTILITIES FUNDS HAS PREVIOUSLY BEEN APPROVED FOR RIGHT TURN LANE CONSTRUCTION AND TRAFFIC SIGNAL REVISIONS. ADDITIONAL FUNDS ARE NEEDED DUE TO INCREASED RIGHT OF WAY AND UTILITIES COSTS. FILE 09-18-534-1	\$75,000.00

AUGUST 11, 2022

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF FUNDS FOR SPECIFIC SPOT SAFETY IMPROVEMENT PROJECTS
AND FOR SPECIFIC SPOT MOBILITY PROJECTS**

L-2

**ACCORDING TO EXECUTIVE ORDER NO. 2 AND G.S. 143B-350(G) THE BOARD IS REQUESTED TO
CONCUR WITH STAFF RECOMMENDATIONS AND DELEGATE AUTHORITY TO THE SECRETARY TO
APPROVE FUNDS FOR SPECIFIC SPOT SAFETY AND SPOT MOBILITY IMPROVEMENT PROJECTS**

TOWN / COUNTY DIVISION PROJ.	PROJECT DESCRIPTION	ESTIMATED COST
CHARLOTTE / MECKLENBURG CO. DIV. 10 SS-4910DJ	WBS 48257.2.1 US 29 (WILKINSON BOULEVARD) AT ALLEGHANY STREET. \$9,000.00 IN SPOT SAFETY RIGHT OF WAY AND UTILITIES FUNDS HAS PREVIOUSLY BEEN APPROVED FOR TRAFFIC SIGNAL INSTALLATION. PROJECT DOES NOT NEED RIGHT OF WAY AND UTILITIES FUNDS. REDUCE FUNDS AND CLOSE. FILE 10-18-207-1	(\$9,000.00)
CHARLOTTE / MECKLENBURG CO. DIV. 10 SS-4910DJ	WBS 48257.3.1 US 29 (WILKINSON BOULEVARD) AT ALLEGHANY STREET. \$31,500.00 IN SPOT SAFETY CONSTRUCTION FUNDS HAS PREVIOUSLY BEEN APPROVED FOR TRAFFIC SIGNAL INSTALLATION. ADDITIONAL FUNDS ARE NEEDED DUE TO INCREASED CONSTRUCTION COSTS. FILE 10-18-207-2	\$12,500.00
CHARLOTTE / MECKLENBURG CO. DIV. 10 SS-4910DJ	WBS 48257.1.2 US 29 (WILKINSON BOULEVARD) AT ALLEGHANY STREET. INITIAL SPOT SAFETY PRELIMINARY ENGINEERING FUNDS ARE NEEDED FOR TRAFFIC SIGNAL INSTALLATION. FILE 10-18-207-3	\$5,000.00
CABARRUS CO. DIV. 10 SS-4910DM	WBS 48485.3.1 SR 1304 (ROBERTA ROAD) AND SR 1306 (COCHRAN ROAD)/ BROOKVILLE AVENUE NEAR CONCORD. \$345,000.00 IN SPOT SAFETY CONSTRUCTION FUNDS HAS PREVIOUSLY BEEN APPROVED FOR MINI ROUNDABOUT INSTALLATION. ADDITIONAL FUNDS ARE NEEDED DUE TO INCREASED CONSTRUCTION COSTS. FILE 10-18-234-4	\$50,000.00

AUGUST 11, 2022

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF FUNDS FOR SPECIFIC SPOT SAFETY IMPROVEMENT PROJECTS
AND FOR SPECIFIC SPOT MOBILITY PROJECTS**

L-3

**ACCORDING TO EXECUTIVE ORDER NO. 2 AND G.S. 143B-350(G) THE BOARD IS REQUESTED TO
CONCUR WITH STAFF RECOMMENDATIONS AND DELEGATE AUTHORITY TO THE SECRETARY TO
APPROVE FUNDS FOR SPECIFIC SPOT SAFETY AND SPOT MOBILITY IMPROVEMENT PROJECTS**

TOWN / COUNTY DIVISION PROJ.	PROJECT DESCRIPTION	ESTIMATED COST
CHARLOTTE / MECKLENBURG CO. DIV. 10 SS-4910DO	WBS 48487.2.1 US 29/NC 49 (TRYON STREET) AT BENNETT STREET. \$22,500.00 IN SPOT SAFETY RIGHT OF WAY AND UTILITIES FUNDS HAS PREVIOUSLY BEEN APPROVED FOR INSTALLATION OF A PEDESTRIAN REFUGE AND HYBRID BEACON. PROJECT DOES NOT NEED RIGHT OF WAY AND UTILITIES FUNDS. REDUCE FUNDS AND CLOSE. FILE 10-18-216-2	(\$22,500.00)
CHARLOTTE / MECKLENBURG CO. DIV. 10 SS-4910DO	WBS 48487.3.1 US 29/NC 49 (TRYON STREET) AT BENNETT STREET. \$103,500.00 IN SPOT SAFETY CONSTRUCTION FUNDS HAS PREVIOUSLY BEEN APPROVED FOR INSTALLATION OF A PEDESTRIAN REFUGE AND HYBRID BEACON. ADDITIONAL FUNDS ARE NEEDED DUE TO INCREASED CONSTRUCTION COSTS. FILE 10-18-216-3	\$34,000.00
CHARLOTTE / MECKLENBURG CO. DIV. 10 SS-6010B	WBS 48892.1.1 US 29/74 (WILKINSON BOULEVARD) DONALD ROSS ROAD. \$3,600.00 IN SPOT SAFETY PRELIMINARY ENGINEERING FUNDS HAS PREVIOUSLY BEEN APPROVED FOR TRAFFIC SIGNAL INSTALLATION. ADDITIONAL FUNDS ARE NEEDED DUE TO INCREASED PRELIMINARY ENGINEERING COSTS. FILE 10-18-236-1	\$400.00
CHARLOTTE / MECKLENBURG CO. DIV. 10 SS-6010B	WBS 48892.2.1 US 29/74 (WILKINSON BOULEVARD) DONALD ROSS ROAD. \$15,300.00 IN SPOT SAFETY RIGHT OF WAY AND UTILITIES FUNDS HAS PREVIOUSLY BEEN APPROVED FOR TRAFFIC SIGNAL INSTALLATION. PROJECT DOES NOT NEED RIGHT OF WAY AND UTILITIES FUNDS. REDUCE FUNDS AND CLOSE. FILE 10-18-236-2	(\$15,300.00)

AUGUST 11, 2022

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF FUNDS FOR SPECIFIC SPOT SAFETY IMPROVEMENT PROJECTS
AND FOR SPECIFIC SPOT MOBILITY PROJECTS**

L-4

**ACCORDING TO EXECUTIVE ORDER NO. 2 AND G.S. 143B-350(G) THE BOARD IS REQUESTED TO
CONCUR WITH STAFF RECOMMENDATIONS AND DELEGATE AUTHORITY TO THE SECRETARY TO
APPROVE FUNDS FOR SPECIFIC SPOT SAFETY AND SPOT MOBILITY IMPROVEMENT PROJECTS**

TOWN / COUNTY DIVISION PROJ.	PROJECT DESCRIPTION	ESTIMATED COST
CHARLOTTE / MECKLENBURG CO. DIV. 10 SS-6010B	WBS 48892.3.1 US 29/74 (WILKINSON BOULEVARD) DONALD ROSS ROAD. \$72,000.00 IN SPOT SAFETY CONSTRUCTION FUNDS HAS PREVIOUSLY BEEN APPROVED FOR TRAFFIC SIGNAL INSTALLATION. ADDITIONAL FUNDS ARE NEEDED DUE TO INCREASED CONSTRUCTION COSTS. FILE 10-18-236-3	\$24,800.00
UNION CO. DIV. 10 SS-6010X	WBS 49440.2.1 SR 2136 (MACEDONIA CHURCH ROAD) AND SR 2115 (STACK ROAD). \$9,000.00 IN SPOT SAFETY RIGHT OF WAY AND UTILITIES FUNDS HAS PREVIOUSLY BEEN APPROVED FOR ALL WAY STOP INSTALLATION. PROJECT DOES NOT NEED RIGHT OF WAY AND UTILITIES FUNDS. REDUCE FUNDS AND CLOSE. FILE 10-20-214-2	(\$9,000.00)
UNION CO. DIV. 10 SS-6010X	WBS 49440.3.1 SR 2136 (MACEDONIA CHURCH ROAD) AND SR 2115 (STACK ROAD). \$27,000.00 IN SPOT SAFETY CONSTRUCTION FUNDS HAS PREVIOUSLY BEEN APPROVED FOR ALL WAY STOP INSTALLATION. REVISE SCOPE TO INSTALL FLASHERS ON THE STOP SIGNS AND ADVANCE WARNING SIGNS. ADDITIONAL FUNDS ARE NEEDED DUE TO THE SCOPE CHANGE. FILE 10-20-214-1	\$3,000.00
ITEM L SUMMARY	15 PROJECTS	\$603,900.00

AUGUST 11, 2022

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF FUNDS FOR SPECIFIC FEDERAL - AID PROJECTS**

TOWN / COUNTY PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
DIVISION 1		
DARE CO. F-5700 DIVISION	WBS 52016.1.1, FEDERAL NO. FF-0012(064) NC 12. CONSTRUCT RIVER CLASS FERRY. \$634,577.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE NEEDED TO COVER EXPENDITURES THAT HAVE OR WILL EXCEED THE PREVIOUSLY AUTHORIZED BUDGET.	\$390,000.00 Cost \$312,000.00 Fed. \$78,000.00 State
DARE CO. HB-0017 REGIONAL	WBS 50346.3.1, FEDERAL NO. 0064216 US 64. PRESERVATION OF BRIDGE #9 ON US 64 IN MANNS HARBOR. FUNDS ARE NEEDED FOR CONSTRUCTION BASED ON THE ESTIMATE FROM THE 12-MONTH TENTATIVE LETTING LIST. THIS IS A FOUR- YEAR CASH FLOW PROJECT WITH FEDERAL FUNDS OF \$9,000,000.00 IN FFY22, FFY23, FFY24 AND FFY25, AND STATE MATCH OF \$4,500,000.00 IN SFY23, AND \$2,250,000.00 IN SFY24 AND SFY25.	\$45,000,000.00 Cost \$36,000,000.00 Fed. \$9,000,000.00 State
BERTIE/ MARTIN COS. HS-2001B REGIONAL	WBS 49296.1.3, FEDERAL NO. 0013070 VARIOUS LOCATIONS IN BERTIE AND MARTIN COUNTIES. SAFETY IMPROVEMENTS. FUNDS ARE NEEDED FOR PRELIMINARY ENGINEERING.	\$1,000.00 Cost \$900.00 Fed. \$100.00 State
DARE CO. R-5014 DIVISION	WBS 41162.1.1, FEDERAL NO. STP-1217(006) SR 1217 (COLLINGTON ROAD) FROM DEAD END TO US 158 (CROATAN HIGHWAY) IN KILL DEVIL HILLS. \$3,395,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE NEEDED AS REQUESTED.	\$300,000.00 Cost \$240,000.00 Fed. \$60,000.00 State

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF FUNDS FOR SPECIFIC FEDERAL - AID PROJECTS**

TOWN / COUNTY PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
DIVISION 2		
CARTERET CO. HS-2002H DIVISION	WBS 49300.3.11, FEDERAL NO. 0058026 NC 58 (WEST FORT MACON ROAD) AT ATLANTIC STATION SHOPPING CENTER/ATLANTIC BEACH TOWN PARK. FUNDS ARE NEEDED FOR CONSTRUCTION TO INSTALL PEDESTRIAN HEADS FOR EXISTING SIGNAL AND WHEELCHAIR RAMP REVISIONS.	\$9,000.00 Cost \$8,100.00 Fed. \$900.00 State
PITT CO. R-5782MC DIVISION	WBS 44912.3.18, FEDERAL NO. 0220102 ADA RAMPS (AMERICANS WITH DISABILITIES ACT) FOR AREAS WITH POPULATIONS > 5000. FUNDS ARE NEEDED FOR CONSTRUCTION.	\$350,000.00 Cost \$280,000.00 Fed. \$70,000.00 State
PITT CO. U-5606 DIVISION	WBS 45834.1.1, FEDERAL NO. STP-1598(3) SR 1598/SR 1620 (DICKINSON AVE) FROM NC 11 (MEMORIAL DRIVE) TO SR 1610 (READE CIRCLE). \$3,165,733.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE NEEDED AS REQUESTED.	\$325,000.00 Cost \$260,000.00 Fed. \$65,000.00 State
PITT CO. U-5606 DIVISION	WBS 45834.3.2, FEDERAL NO. STP-1598(003) SR 1598/SR 1620 (DICKINSON AVENUE) FROM NC 11 (MEMORIAL DRIVE) TO SR 1610 (READE CIRCLE). \$11,701,000.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. FUNDS NEED TO BE INCREASED \$6,663,740.00 TO REFLECT THE LOW BID RECEIVED.	\$6,663,740.00 Cost \$5,330,992.00 Fed. \$1,332,748.00 State

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF FUNDS FOR SPECIFIC FEDERAL - AID PROJECTS**

TOWN / COUNTY PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
DIVISION 3		
BRUNSWICK CO. R-5021 DIVISION	WBS 41582.3.1, FEDERAL NO. STP-0211(021) NC 211 FROM SR 1500 (MIDWAY ROAD) TO NC 87. \$135,212,800.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. FUNDS NEED TO BE INCREASED \$98,575,750.00 TO REFLECT THE LOW BID RECEIVED.	\$98,575,750.00 Cost \$78,860,600.00 Fed. \$19,715,150.00 State
ONslow CO. U-4906 DIVISION	WBS 40255.2.2, FEDERAL NO. STP-1308(12) SR 1308 (GUM BRANCH ROAD) FROM WEST OF SR 1313 (MILLS FIELDS ROAD) TO EAST OF SR 1324 (RAMSEY ROAD) IN ONslow COUNTY. \$2,667,000.00 HAS PREVIOUSLY BEEN APPROVED FOR RIGHT OF WAY. ADDITIONAL FUNDS ARE NEEDED AS REQUESTED.	\$655,000.00 Cost \$524,000.00 Fed. \$131,000.00 State
ONslow CO. U-5319 DIVISION	WBS 45433.3.1, FEDERAL NO. HPPSTP-1308(13) SR 1308 (GUM BRANCH ROAD) AND SR 1470 (WESTERN BOULEVARD) IN JACKSONVILLE. \$6,874,002.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. ADDITIONAL FUNDS ARE NEEDED TO COVER EXPENDITURES THAT HAVE OR WILL EXCEED THE PREVIOUSLY AUTHORIZED BUDGET.	\$100,000.00 Cost \$80,000.00 Fed. \$20,000.00 State
NEW HANOVER CO. U-6233 DIVISION	WBS 48929.3.1, FEDERAL NO. 0308011 US 421 (LAKE PARK BOULEVARD) AND HAMLET AVENUE IN CAROLINA BEACH. FUNDS ARE NEEDED FOR CONSTRUCTION TO INSTALL SIGNAL WITH PEDESTRIAN UPGRADES. STATE MATCH FOR THIS PROJECT IS USING HIGH IMPACT/LOW COST STATE FUNDS.	\$256,000.00 Cost \$204,800.00 Fed. \$51,200.00 State
NEW HANOVER CO. W-5703R REGIONAL	WBS 44849.3.18, FEDERAL NO. HSIP-0132(013) NC 132 (SOUTH COLLEGE ROAD) AND BRAGG DRIVE. FUNDS ARE NEEDED FOR CONSTRUCTION TO CONSTRUCT LEFT TURN LANES.	\$625,000.00 Cost \$562,500.00 Fed. \$62,500.00 State

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF FUNDS FOR SPECIFIC FEDERAL - AID PROJECTS**

TOWN / COUNTY PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
DIVISION 4		
WILSON CO. HI-0006 STATEWIDE	WBS 49982.3.1, FEDERAL NO. 0264076 US 264 FROM I-795 TO TOISNOT SWAMP. FUNDS ARE NEEDED FOR CONSTRUCTION BASED ON THE ESTIMATE FROM THE 12-MONTH TENTATIVE LETTING LIST. THIS IS A TWO-YEAR CASHFLOW PROJECT WITH FEDERAL FUNDS OF \$3,100,000.00 IN FFY22 AND FFY23, AND STATE MATCH OF \$1,550,000.00 IN SFY23.	\$7,750,000.00 Cost \$6,200,000.00 Fed. \$1,550,000.00 State
JOHNSTON CO. HI-0008 STATEWIDE	WBS 49633.3.1, FEDERAL NO. 0095077 I-95 FROM MILE MARKER 97 TO MILE MARKER 101. PAVEMENT REHABILITATION. FUNDS ARE NEEDED FOR CONSTRUCTION BASED ON THE ESTIMATE FROM THE 12-MONTH TENTATIVE LETTING LIST. THIS IS A THREE-YEAR CASH FLOW PROJECT WITH FEDERAL FUNDS OF \$2,128,800.00 IN FFY22, \$3,178,400.00 IN FFY23, AND \$476,800.00 IN FFY24, AND STATE MATCH OF \$1,326,800.00 IN SFY23, AND \$119,200.00 IN SFY24.	\$7,230,000.00 Cost \$5,784,000.00 Fed. \$1,446,000.00 State
WILSON CO. W-5601DQ REGIONAL	WBS 50138.3.122, FEDERAL NO. HSIP-0264(061) US 264 ALTERNATE (RALEIGH ROAD PARKWAY) AT HAYES PLACE AND THE MEDIAN CROSSOVER 900 FEET WEST OF SR 1001 (LAMM ROAD). \$2,857,370.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. FUNDS NEED TO BE DECREASED (\$749,973.00). WORK ASSOCIATED WITH THIS WBS IS COMPLETE. THIS WBS WILL BE CLOSED.	(\$749,973.00) Cost (\$674,976.00) Fed. (\$74,997.00) State
JOHNSTON CO. W-5601HO DIVISION	WBS 50138.3.224, FEDERAL NO. HSIP-1003(149) SR 1003 (BUFFALO ROAD) BETWEEN SR 1716 (LAKE WENDELL ROAD) AND SR 2638. \$1,150,000.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. ADDITIONAL FUNDS ARE NEEDED AS REQUESTED.	\$15,000.00 Cost \$13,500.00 Fed. \$1,500.00 State

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF FUNDS FOR SPECIFIC FEDERAL - AID PROJECTS**

TOWN / COUNTY PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
DIVISION 4		
JOHNSTON CO. W-5704E DIVISION	WBS 44850.2.5, FEDERAL NO. HSIP-1700(22) SR 1700 (COVERED BRIDGE ROAD) BETWEEN 0.1 MILE EAST OF SR 1003 (BUFFALOROAD) AND 0.1 MILE WEST OF SR 2685 (HELENA LANE). \$980,200.00 HAS PREVIOUSLY BEEN APPROVED FOR RIGHT OF WAY. ADDITIONAL FUNDS ARE NEEDED AS REQUESTED.	\$200,000.00 Cost \$180,000.00 Fed. \$20,000.00 State
HALIFAX CO. Y-5500DB DIVISION	WBS 45533.3.5, FEDERAL NO. RR-0042(069) RAILWAY-HIGHWAY CROSSING CLOSURE AT CAROLINA AVENUE AND CSX TRANSPORTATION CROSSING #629 652L IN WELDON. \$360,000.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. ADDITIONAL FUNDS ARE NEEDED FOR CONSTRUCTION FOR MUNICIPAL BRIDGE CLOSURE.	\$200,000.00 Cost \$180,000.00 Fed. \$20,000.00 State

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF FUNDS FOR SPECIFIC FEDERAL - AID PROJECTS**

TOWN / COUNTY PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
DIVISION 5		
WAKE CO. HL-0031 DIVISION	WBS 49616.2.2, FEDERAL NO. 1007043 SR 1007 (POOLE ROAD) AT SR 2233 (SMITHFIELD ROAD). FUNDS ARE NEEDED FOR UTILITIES.	\$335,000.00 Cost \$268,000.00 Fed. \$67,000.00 State
DURHAM CO. HS-2005H DIVISION	WBS 49309.1.9, FEDERAL NO. 1973004 SR 1973 (PAGE ROAD) AT CHURCHILL HALL/ARBY'S/ MCDONALDS DRIVEWAY. FUNDS ARE NEEDED FOR PRELIMINARY ENGINEERING.	\$1,000.00 Cost \$900.00 Fed. \$100.00 State
WAKE CO. I-5870 STATEWIDE	WBS 46307.1.1, FEDERAL NO. NHP-0440(023) I-440/US 1 FROM WEST OF RIDGE ROAD TO EAST OF US 70 (GLENNWOOD AVE) IN RALEIGH. \$5,100,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. FUNDS NEED TO BE DECREASED (\$294,069.00). WORK ASSOCIATED WITH THIS WBS IS COMPLETE. THIS WBS WILL BE CLOSED.	(\$294,069.00) Cost (\$235,255.00) Fed. (\$58,814.00) State
WAKE CO. I-5943 STATEWIDE	WBS 45886.3.1, FEDERAL NO. 0040107 I-40 FROM SR 1728 (WADE AVENUE) TO I-440/US 1 IN RALEIGH. PAVEMENT REHABILITATION. \$14,975,000.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. FUNDS NEED TO BE INCREASED \$3,443,529.00 TO REFLECT THE LOW BID RECEIVED.	\$3,443,529.00 Cost \$2,754,823.00 Fed. \$688,706.00 State
PERSON CO. R-2241A EXEMPT	WBS 34406.2.3, FEDERAL NO. STP-501(011) US 501 FROM NC 49 IN ROXBORO TO SR 1602. \$10,036,721.00 HAS PREVIOUSLY BEEN APPROVED FOR RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE NEEDED TO COVER EXPENDITURES THAT HAVE OR WILL EXCEED THE PREVIOUSLY AUTHORIZED BUDGET. WORK ASSOCIATED WITH THIS WBS IS COMPLETE. THIS WBS WILL BE CLOSED.	\$608,622.00 Cost \$382,835.00 Fed. \$225,787.00 State

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF FUNDS FOR SPECIFIC FEDERAL - AID PROJECTS**

TOWN / COUNTY PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
DIVISION 5		
WAKE CO. R-5785G DIVISION	WBS 44915.3.13, FEDERAL NO. 0505106 ADA RAMPS (AMERICANS WITH DISABILITIES ACT) FOR AREAS WITH POPULATIONS > 5000. \$395,000.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. ADDITIONAL FUNDS ARE NEEDED AS REQUESTED.	\$35,000.00 Cost \$28,000.00 Fed. \$7,000.00 State
WAKE CO. W-5205S DIVISION	WBS 45335.3.20, FEDERAL NO. HSIP-1006(044) SR 1006 (OLD STAGE ROAD) FROM NC 42 TO THE JOHNSTON COUNTY LINE. \$1,200,359.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. FUNDS NEED TO BE DECREASED (\$216,168.00). WORK ASSOCIATED WITH THIS WBS IS COMPLETE. THIS WBS WILL BE CLOSED.	(\$216,168.00) Cost (\$194,551.00) Fed. (\$21,617.00) State
WAKE CO. W-5601GC REGIONAL	WBS 50138.3.186, FEDERAL NO. HSIP-0042(068) NC 42 AT SR 1173 (BAREFOOT ROAD). FUNDS ARE NEEDED FOR CONSTRUCTION FOR INTERSECTION IMPROVEMENTS.	\$1,005,000.00 Cost \$904,500.00 Fed. \$100,500.00 State
DURHAM CO. W-5705AI REGIONAL	WBS 44851.1.35, FEDERAL NO. HSIP-0501(048) US 501 BUSINESS (ROXBORO STREET) AT SR 1443 (HORTON ROAD)/SR 1641 (DENFIELD STREET). \$175,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE NEEDED FOR DESIGN WORK.	\$60,000.00 Cost \$54,000.00 Fed. \$6,000.00 State
DURHAM CO. W-5705AI REGIONAL	WBS 44851.2.35, FEDERAL NO. HSIP-0501(048) US 501 BUSINESS (ROXBORO STREET) AT SR 1443 (HORTON ROAD)/ SR 1641 (DENFIELD STREET). FUNDS ARE NEEDED FOR FULL RIGHT OF WAY.	\$600,000.00 Cost \$540,000.00 Fed. \$60,000.00 State
WAKE CO. W-5705AK STATEWIDE	WBS 44851.1.37, FEDERAL NO. 2516001 SR 2516 (HODGE ROAD) AT SR 2515 (OLD FAISON ROAD) AND THE I-87SOUTHBOUND RAMPS. \$80,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE NEEDED AS REQUESTED.	\$55,000.00 Cost \$49,500.00 Fed. \$5,500.00 State

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF FUNDS FOR SPECIFIC FEDERAL - AID PROJECTS**

TOWN / COUNTY PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
DIVISION 5		
WAKE CO. W-5705AK STATEWIDE	WBS 44851.3.37, FEDERAL NO. 2516001 SR 2516 (HODGE ROAD) AT SR 2515 (OLD FAISON ROAD) AND THE I-87 SOUTHBOUND RAMPS. FUNDS ARE NEEDED FOR CONSTRUCTION TO INSTALL TURN LANES.	\$595,000.00 Cost \$535,500.00 Fed. \$59,500.00 State
WAKE CO. W-5705Y DIVISION	WBS 44851.3.25, FEDERAL NO. HSIP-1313(007) SR 1313 (WALNUT STREET) AT SR 1349 (DILLARD DRIVE). FUNDS ARE NEEDED FOR CONSTRUCTION TO CONSTRUCT LEFT TURN LANES.	\$450,000.00 Cost \$405,000.00 Fed. \$45,000.00 State
DURHAM CO. Z-5700EB DIVISION	WBS 44803.3.39, FEDERAL NO. RR-1632(001) RAILWAY-HIGHWAY SAFETY PROJECT AT SR 1632 (RED MILL ROAD) AND NORFOLK SOUTHERN CROSSING #734 914C NEAR DURHAM. \$300,000.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. FUNDS NEED TO BE DECREASED (\$104,186.00). WORK ASSOCIATED WITH THIS WBS IS COMPLETE. THIS WBS WILL BE CLOSED.	(\$104,186.00) Cost (\$93,768.00) Fed. (\$10,418.00) State

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF FUNDS FOR SPECIFIC FEDERAL - AID PROJECTS**

TOWN / COUNTY PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
DIVISION 6		
ROBESON CO. HS-2006D DIVISION	WBS 49312.2.8, FEDERAL NO 1924007 SR 1924 (BARKER TEN MILE ROAD) AT SR 1935 (HOWELL ROAD) AND SR 1005 (TOLARSVILLE ROAD) AT SR 1935 (HOWELL ROAD). FUNDS ARE NEEDED FOR FULL RIGHT OF WAY.	\$15,000.00 Cost \$13,500.00 Fed. \$1,500.00 State
CUMBERLAND CO. U-2519BA REGIONAL	WBS 34817.1.FR7, FEDERAL NO. NHF-0100(24) I-295 (FAYETTEVILLE OUTER LOOP) FROM SOUTH OF SR 1003 (CAMDEN ROAD) TO SOUTH OF SR 1104 (STRICKLAND BRIDGE ROAD), COMBINED WITH U-2519BB. \$4,192,693.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE NEEDED TO COVER EXPENDITURES THAT HAVE OR WILL EXCEED THE PREVIOUSLY AUTHORIZED BUDGET.	\$200,000.00 Cost \$160,000.00 Fed. \$40,000.00 State
CUMBERLAND CO. U-2519BB REGIONAL	WBS 34817.1.FR8, FEDERAL NO. NHF-0100(25) I-295 (FAYETTEVILLE OUTER LOOP) FROM SOUTH OF SR 1104 (STRICKLAND BRIDGE ROAD) TO SOUTH OF US 401, COMBINED WITH U-2519BA. \$2,898,520.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE NEEDED TO COVER EXPENDITURES THAT HAVE OR WILL EXCEED THE PREVIOUSLY AUTHORIZED BUDGET.	\$200,000.00 Cost \$160,000.00 Fed. \$40,000.00 State
ROBESON CO. U-5925 DIVISION	WBS 46874.3.1, FEDERAL NO. HSIP-1340(011) SR 1340 (NORTH ODUM STREET/PROSPECT STREET) FROM SR 1566 (CORINTH STREET) TO NC 711 (THIRD STREET). \$8,187,710.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. FUNDS NEED TO BE DECREASED (\$210,741.00). WORK ASSOCIATED WITH THIS WBS IS COMPLETE. THIS WBS WILL BE CLOSED.	(\$210,741.00) Cost (\$185,556.00) Fed. (\$25,185.00) State

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF FUNDS FOR SPECIFIC FEDERAL - AID PROJECTS**

TOWN / COUNTY PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
DIVISION 6		
COLUMBUS CO. W-5706AA REGIONAL	WBS 44852.3.28, FEDERAL NO. 0410007 NC 410 (JOE BROWN HIGHWAY) AT SR 1317 (CLARENDON CHADBOURN ROAD) SOUTH OF CHADBOURN. FUNDS ARE NEEDED FOR CONSTRUCTION FOR INTERSECTION IMPROVEMENTS.	\$355,000.00 Cost \$319,500.00 Fed. \$35,500.00 State
CUMBERLAND CO. Z-5800FA DIVISION	WBS 44806.3.3, FEDERAL NO. RR-0620(060) RAILWAY-HIGHWAY GRADE CROSSING SAFETY PROJECT AT DOBSON DRIVE AT NORFOLK SOUTHERN CORPORATION, CROSSING #904 420D. \$328,586.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. FUNDS NEED TO BE DECREASED (\$117,775.00). WORK ASSOCIATED WITH THIS WBS IS COMPLETE. THIS WBS WILL BE CLOSED.	(\$117,775.00) Cost (\$107,273.00) Fed. (\$10,502.00) State

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF FUNDS FOR SPECIFIC FEDERAL - AID PROJECTS**

TOWN / COUNTY PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
DIVISION 7		
ROCKINGHAM CO. B-4624 DIVISION	WBS 38441.1.2, FEDERAL NO. BRZ-1929(003) REPLACE BRIDGE #80 OVER WOLF ISLAND CREEK ON SR 1929. \$100,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE NEEDED TO COVER EXPENDITURES THAT HAVE OR WILL EXCEED THE PREVIOUSLY AUTHORIZED BUDGET. WORK ASSOCIATED WITH THIS WBS IS COMPLETE. THIS WBS WILL BE CLOSED.	\$147,631.00 Cost \$118,043.00 Fed. \$29,588.00 State
ALAMANCE CO. B-5350 DIVISION	WBS 46064.1.1, FEDERAL NO. BRZ-1768(003) REPLACE BRIDGE #44 OVER JORDANS CREEK ON SR 1768. \$100,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE NEEDED TO COVER EXPENDITURES THAT HAVE OR WILL EXCEED THE PREVIOUSLY AUTHORIZED BUDGET. WORK ASSOCIATED WITH THIS WBS IS COMPLETE. THIS WBS WILL BE CLOSED.	\$146,502.00 Cost \$117,145.00 Fed. \$29,357.00 State
GUILFORD CO. B-5553 DIVISION	WBS 46311.3.1, FEDERAL NO. STP-0708(70) REPLACE MUNICIPAL BRIDGE #98 OVER TRIBUTARY TO HORSEPEN CREEK ON BALLENGER ROAD IN GREENSBORO. \$2,654,000.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. ADDITIONAL FUNDS ARE NEEDED AS REQUESTED.	\$391,000.00 Cost \$312,800.00 Fed. \$78,200.00 Local
GUILFORD CO. EL-5101DL DIVISION	WBS 41823.3.21, FEDERAL NO. STPDA-0708(042) GREENSBORO - VARIOUS SIDEWALK PROJECTS. \$5,014,907.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. ADDITIONAL FUNDS ARE NEEDED AS REQUESTED.	\$194,295.00 Cost \$155,436.00 Fed. \$38,859.00 Local
GUILFORD CO. HS-2007D STATEWIDE	WBS 49317.1.5, FEDERAL NO. 0074249 I-74 AND US 29-70 (I-85 BUSINESS) INTERCHANGE. FUNDS ARE NEEDED FOR PRELIMINARY ENGINEERING.	\$100,000.00 Cost \$90,000.00 Fed. \$10,000.00 State

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF FUNDS FOR SPECIFIC FEDERAL - AID PROJECTS**

TOWN / COUNTY PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
DIVISION 7		
GUILFORD CO. HS-2007E REGIONAL	WBS 49317.1.6, FEDERAL NO. 0062015 NC 62. INSTALL LONG LIFE PAVEMENT MARKINGS. FUNDS ARE NEEDED FOR PRELIMINARY ENGINEERING.	\$35,000.00 Cost \$31,500.00 Fed. \$3,500.00 State
GUILFORD CO. I-5712 STATEWIDE	WBS 50126.1.FS1, FEDERAL NO. NHPP-040-3(136)208 I-40/US 21 AT SR 1850 (SANDY RIDGE ROAD). \$2,348,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE NEEDED TO COVER EXPENDITURES THAT HAVE OR WILL EXCEED THE PREVIOUSLY AUTHORIZED BUDGET.	\$500,000.00 Cost \$400,000.00 Fed. \$100,000.00 State
MULTIPLE COS. R-5787I DIVISION	WBS 44917.3.10, FEDERAL NO. 0708126 ADA RAMPS (AMERICANS WITH DISABILITIES ACT) FOR AREAS WITH POPULATIONS > 5000 IN ALAMANCE AND ORANGE COUNTIES. FUNDS ARE NEEDED FOR CONSTRUCTION.	\$500,000.00 Cost \$400,000.00 Fed. \$100,000.00 State
GUILFORD CO. R-5787J DIVISION	WBS 44917.3.11, FEDERAL NO. 0708127 ADA RAMPS (AMERICANS WITH DISABILITIES ACT) FOR AREAS WITH POPULATIONS > 5000 IN GUILFORD COUNTY. FUNDS ARE NEEDED FOR CONSTRUCTION.	\$500,000.00 Cost \$400,000.00 Fed. \$100,000.00 State
HIGH POINT/ GUILFORD CO. SR-5001CE DIVISION	WBS 40924.3.81, FEDERAL NO. SRS-0710(034) SAFE ROUTES TO SCHOOL. PEDESTRIAN ACCESS, CROSSING IMPROVEMENTS AND SIDEWALK IMPROVEMENTS TO SERVE OAK HILL ELEMENTARY, FAIRVIEW ELEMENTARY, JOHN STREET GLOBALSTUDIES, TRIANGLE LAKE MONTESSORI AND SHADYBROOK ELEMENTARY SCHOOLS. \$1,051,892.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. FUNDS NEED TO BE DECREASED (\$258,335.00). WORK ASSOCIATED WITH THIS WBS IS COMPLETE. THIS WBS WILL BE CLOSED.	(\$258,335.00) Cost (\$258,335.00) Fed.

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF FUNDS FOR SPECIFIC FEDERAL - AID PROJECTS**

TOWN / COUNTY PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
DIVISION 7		
ALAMANCE CO. U-3109A REGIONAL	WBS 34900.1.2, FEDERAL NO. STP-0119(010) NC 119 RELOCATION FROM I-40/I-85 TO NORTH OF SR 1921 (MEBANE ROGERS ROAD/STAGECOACH ROAD) NC 119. \$2,898,469.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE NEEDED TO COVER EXPENDITURES THAT HAVE OR WILL EXCEED THE PREVIOUSLY AUTHORIZED BUDGET. WORK ASSOCIATED WITH THIS WBS IS COMPLETE. THIS WBS WILL BE CLOSED.	\$218,262.00 Cost \$173,803.00 Fed. \$44,459.00 State

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF FUNDS FOR SPECIFIC FEDERAL - AID PROJECTS**

TOWN / COUNTY PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
DIVISION 8		
CHATHAM CO. BL-0035 EXEMPT	WBS 49848.3.1, FEDERAL NO. 0064214 CHATHAM BUSINESS DRIVE SOUTH OF US 64 BUSINESS (EAST STREET) IN PITTSBORO. FUNDS ARE NEEDED FOR CONSTRUCTION TO CONSTRUCT SIDEWALK SEGMENT TO CONNECT EXISTING SIDEWALK.	\$151,924.00 Cost \$121,539.00 Fed. \$30,385.00 Local
RANDOLPH CO. HI-0002 STATEWIDE	WBS 49637.3.1, FEDERAL NO. 1009027 I-85 FROM NC 109 IN THOMASVILLE TO SR 1009 (SOUTH MAIN STREET) IN ARCHDALE. \$14,700,000.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. ADDITIONAL FUNDS ARE NEEDED TO COVER EXPENDITURES THAT HAVE OR WILL EXCEED THE PREVIOUSLY AUTHORIZED BUDGET.	\$672,050.00 Cost \$533,640.00 Fed. \$138,410.00 State
RICHMOND CO. I-5979 DIVISION	WBS 46963.2.2, FEDERAL NO. 0074227 US 74/FUTURE I-74 AT US 1 (EXIT 311). FUNDS ARE NEEDED FOR UTILITIES.	\$420,000.00 Cost \$336,000.00 Fed. \$84,000.00 State
MULTIPLE COS. R-5788FA DIVISION	WBS 44918.3.8, FEDERAL NO. TAP-0801(020) ADA RAMPS (AMERICANS WITH DISABILITIES ACT) FOR AREAS WITH POPULATIONS > 5000 IN ABERDEEN, HOKE, AND MOORE COUNTIES. \$593,510.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. FUNDS NEED TO BE DECREASED (\$119,628.00). WORK ASSOCIATED WITH THIS WBS IS COMPLETE. THIS WBS WILL BE CLOSED.	(\$119,628.00) Cost (\$99,704.00) Fed. (\$19,924.00) State

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF FUNDS FOR SPECIFIC FEDERAL - AID PROJECTS**

TOWN / COUNTY PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
DIVISION 9		
FORSYTH CO. B-5007 DIVISION	WBS 41111.1.1, FEDERAL NO. BRZ-0918(084) REPLACE BRIDGE #296 ON WEST FIRST STREET OVER THE NORFOLK SOUTHERN RAILWAY. \$922,882.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. FUNDS NEED TO BE DECREASED (\$404,000.00) AS REQUESTED.	(\$404,000.00) Cost (\$404,000.00) Fed.
WINSTON- SALEM/ FORSYTH CO. B-5770 DIVISION	WBS 45726.3.1, FEDERAL NO. BRSTP-0918(098) REPLACE BRIDGE #243 OVER NC 150 IN WINSTON- SALEM ON SALISBURY RIDGE ROAD. \$5,500,000.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. FUNDS NEED TO BE DECREASED (\$630,440.00) TO REFLECT THE LOW BID RECEIVED.	(\$630,440.00) Cost (\$504,352.00) Fed. (\$126,088.00) State
ROWAN CO. HS-2009E DIVISION	WBS 49321.1.6, FEDERAL NO. 1002059 SR 1002 (OLD CONCORD ROAD) FROM JAKE ALEXANDER BOULEVARD IN SALISBURY TO THE CABARRUS COUNTY LINE. FUNDS ARE NEEDED FOR PRELIMINARY ENGINEERING.	\$25,000.00 Cost \$22,500.00 Fed. \$2,500.00 State
DAVIDSON CO. I-5950 STATEWIDE	WBS 45897.3.1, FEDERAL NO. 0085055 I-85 FROM US 29/US 52/US 70 TO NORTH OF US 64. FUNDS ARE NEEDED FOR CONSTRUCTION BASED ON THE ESTIMATE FROM THE 12-MONTH TENTATIVE LETTING LIST. THIS IS A THREE-YEAR CASH FLOW PROJECT WITH FEDERAL FUNDS OF \$117,600.00 IN FFY22, \$7,584,000.00 IN FFY23, AND \$4,090,400.00 IN FFY24 AND STATE MATCH OF \$1,925,400.00 IN SFY23, AND \$1,022,600.00 IN SFY24.	\$14,740,000.00 Cost \$11,792,000.00 Fed. \$2,948,000.00 State
DAVIE CO. I-6003 STATEWIDE	WBS 47957.1.1, FEDERAL NO. 0040111 I-40 FROM SR 1436 (PINEBROOK SCHOOL ROAD) TO WEST OF NC 801. \$40,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE NEEDED AS REQUESTED.	\$91,000.00 Cost \$72,800.00 Fed. \$18,200.00 State

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF FUNDS FOR SPECIFIC FEDERAL - AID PROJECTS**

TOWN / COUNTY PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
DIVISION 9		
WINSTON- SALEM/ FORSYTH CO. U-2579AA REGIONAL	WBS 34839.3.13, FEDERAL NO. 0074226 WINSTON-SALEM NORTHERN BELTWAY EASTERN SECTION (FUTURE I-74) FROM US 311 TO I-40. FUNDS ARE NEEDED FOR CONSTRUCTION BASED ON THE ESTIMATE FROM THE 12-MONTH TENTATIVE LETTING LIST. THIS IS A FIVE-YEAR CASH FLOW PROJECT WITH \$17,884,800.00 IN FFY23, \$21,233,600.00 IN FFY24, \$17,276,000.00 IN FFY25, \$12,750,400.00 IN FFY26, AND \$6,935,200.00 IN FFY27, AND STATE MATCH OF \$4,471,200.00 IN SFY23, \$5,308,400.00 IN SFY24, \$4,319,000.00 IN SFY25, \$3,187,600.00 IN SFY26, AND \$1,733,800.00 IN SFY27.	\$95,100,000.00 Cost \$76,080,000.00 Fed. \$19,020,000.00 State
WINSTON- SALEM/ FORSYTH CO. U-2579AB REGIONAL	WBS 34839.2.11, FEDERAL NO. NHP-0918(046) WINSTON-SALEM NORTHERN BELTWAY EASTERN SECTION (FUTURE I-74) FROM I-40 TO I-40 BUSINESS/ US 421. \$1,060,795.00 HAS PREVIOUSLY BEEN APPROVED FOR RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE NEEDED TO COVER EXPENDITURES THAT HAVE OR WILL EXCEED THE PREVIOUSLY AUTHORIZED BUDGET. WORK ASSOCIATED WITH THIS WBS IS COMPLETE. THIS WBS WILL BE CLOSED.	\$121,361.00 Cost \$97,025.00 Fed. \$24,336.00 State
WINSTON- SALEM / FORSYTH CO. U-2579B EXEMPT	WBS 34839.2.10, FEDERAL NO. NHP-0918(046) WINSTON SALEM NORTHERN BELTWAY EASTERN SECTION (FUTURE I-74) FROM US 158 TO I-40 BUSINESS/ US 421. \$42,641,845.00 HAS PREVIOUSLY BEEN APPROVED FOR RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE NEEDED TO COVER EXPENDITURES THAT HAVE OR WILL EXCEED THE PREVIOUSLY AUTHORIZED BUDGET. THIS IS A STRATEGIC TRANSPORTATION INVESTMENT (STI) TRANSITION PROJECT.	\$125,000.00 Cost \$100,000.00 Fed. \$25,000.00 State

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF FUNDS FOR SPECIFIC FEDERAL - AID PROJECTS**

TOWN / COUNTY PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
DIVISION 9		
WINSTON- SALEM/ FORSYTH CO. U-2579D STATEWIDE	WBS 34839.3.GV7, FEDERAL NO. NHP-0074(213) WINSTON-SALEM NORTHERN BELTWAY EASTERN SECTION (FUTURE I-74) FROM US 311 TO SR 2211 (BAUX MOUNTAIN ROAD). \$203,069,167.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. ADDITIONAL FUNDS ARE NEEDED TO COVER EXPENDITURES THAT HAVE OR WILL EXCEED THE PREVIOUSLY AUTHORIZED BUDGET.	\$3,145,000.00 Cost \$2,516,000.00 Fed. \$629,000.00 State
WINSTON- SALEM/ FORSYTH CO. U-2579D STATEWIDE	WBS 34839.2.12, FEDERAL NO. 0918088 WINSTON-SALEM NORTHERN BELTWAY EASTERN SECTION (FUTURE I-74) FROM US 311 TO SR 2211 (BAUX MOUNTAIN ROAD). \$4,261,406.00 HAS PREVIOUSLY BEEN APPROVED FOR RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE NEEDED TO COVER EXPENDITURES THAT HAVE OR WILL EXCEED THE PREVIOUSLY AUTHORIZED BUDGET.	\$91,000.00 Cost \$72,800.00 Fed. \$18,200.00 State
FORSYTH CO. U-2800 DIVISION	WBS 34858.3.3, FEDERAL NO. STP-2601(5) SR 2601 (MACY GROVE ROAD FROM INDUSTRIAL PARK DRIVE TO SR 1005 (OLD US 421). \$41,859,525.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. FUNDS NEED TO BE DECREASED (\$773.950.00). WORK ASSOCIATED WITH THIS WBS IS COMPLETE. THIS WBS WILL BE CLOSED.	(\$773,950.00) Cost (\$638,362.00) Fed. (\$135,588.00) State
FORSYTH CO. U-2800(L) DIVISION	WBS 34858.3.4, FEDERAL NO. STP-2601(005) SR 2601 (MACY GROVE ROAD) FROM SOUTH OF SR 4319 (INDUSTRIAL PARK DRIVE) TO NORTH OF SR 1005 (EAST MOUNTAIN ROAD) IN KERNERSVILLE. \$325,652.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. FUNDS NEED TO BE DECREASED (\$140,730.00). WORK ASSOCIATED WITH THIS WBS IS COMPLETE. THIS WBS WILL BE CLOSED.	(\$140,730.00) Cost (\$112,584.00) Fed. (\$28,146.00) State

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF FUNDS FOR SPECIFIC FEDERAL - AID PROJECTS**

TOWN / COUNTY PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
DIVISION 9		
FORSYTH CO. U-2827B REGIONAL	WBS 34872.1.1, FEDERAL NO. NHF-0421(005) REPLACE BRIDGES #178, #269, #278, #286, #288, #291, #293, #305, #312, #313, #336 ON US 421/US 158/US 421/ NC 150/BUSINESS 40, FROM WEST OF FOURTH STREET TO EAST OF CHURCH STREET. \$17,661,223.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE NEEDED TO COVER EXPENDITURES THAT HAVE OR WILL EXCEED THE PREVIOUSLY AUTHORIZED BUDGET.	\$130,000.00 Cost \$104,000.00 Fed. \$26,000.00 State
FORSYTH CO. U-2827B REGIONAL	WBS 34872.2.4, FEDERAL NO. NHP-0421(087) REPLACE BRIDGES #178, #269, #278, #286, #288, #291, #293, #305, #312, #313, #336 ON US 421/US 158/US 421/ NC 150/BUSINESS 40, FROM WEST OF FOURTH STREET TO EAST OF CHURCH STREET. \$19,356,705.00 HAS PREVIOUSLY BEEN APPROVED FOR RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE NEEDED.	\$304,725.00 Cost \$243,780.00 Fed. \$60,945.00 State
CLEMMONS/ FORSYTH CO. U-4741PE DIVISION	WBS 39745.1.F30, FEDERAL NO. STPDA-0926(008) CLEMMONS SIDEWALK AND GREENWAY CONNECTOR PROJECT. \$364,321.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. FUNDS NEED TO BE DECREASED (\$183,200.00) WORK ASSOCIATED WITH THIS WBS IS COMPLETE. THIS WBS WILL BE CLOSED.	(\$183,200.00) Cost (\$183,200.00) Fed.
FORSYTH CO. U-4909 EXEMPT	WBS 40278.3.1, FEDERAL NO. STP-2643(5) SR 2643 (UNION CROSS ROAD) FROM SR 2691 (WALLBURG ROAD) TO SR 2632 (SEdge GARDEN ROAD). \$35,160,750.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. FUNDS NEED TO BE DECREASED (\$517,771.00). WORK ASSOCIATED WITH THIS WBS IS COMPLETE. THIS WBS WILL BE CLOSED.	(\$517,771.00) Cost (\$414,218.00) Fed. (\$103,553.00) State

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF FUNDS FOR SPECIFIC FEDERAL - AID PROJECTS**

TOWN / COUNTY PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
DIVISION 10		
CABARRUS CO. B-5136 REGIONAL	WBS 42295.3.FR1, FEDERAL NO. BRSTP-0029(43) REPLACE BRIDGES #66 AND #69 OVER THE NORFOLK SOUTHERN RAILROAD ON US 29/US 601. \$17,368,659.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. ADDITIONAL FUNDS ARE NEEDED AS REQUESTED.	\$775,000.00 Cost \$620,000.00 Fed. \$155,000.00 State
UNION CO. B-5376 DIVISION	WBS 46091.1.FD1, FEDERAL NO. BRZ-1681(003) REPLACE BRIDGE #21 OVER STEWART'S CREEK ON SR 1681. \$325,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE NEEDED TO COVER EXPENDITURES THAT HAVE OR WILL EXCEED THE PREVIOUSLY AUTHORIZED BUDGET.	\$150,000.00 Cost \$120,000.00 Fed. \$30,000.00 State
STANLY CO. B-6046 DIVISION	WBS 48409.1.1, FEDERAL NO. BRZ-1917(003) REPLACE BRIDGE #102 OVER LONG CREEK ON SR 1917. \$412,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE NEEDED TO COVER EXPENDITURES THAT HAVE OR WILL EXCEED THE PREVIOUSLY AUTHORIZED BUDGET.	\$150,000.00 Cost \$120,000.00 Fed. \$30,000.00 State
STANLY CO. B-6046 DIVISION	WBS 48409.2.1, FEDERAL NO. BRZ-1917(003) REPLACE BRIDGE #102 OVER LONG CREEK ON SR 1917. FUNDS ARE NEEDED FOR FULL RIGHT OF WAY.	\$145,000.00 Cost \$116,000.00 Fed. \$29,000.00 State
MECKLENBURG CO. EB-5949 DIVISION	WBS 48422.3.1, FEDERAL NO. 0051036 PINEVILLE-NC 51 CORRIDOR ACCESS MANAGEMENT. \$1,169,862.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. FUNDS NEED TO BE INCREASED \$1,793,750.00 AS REQUESTED UTILIZING COMMUNITY PROJECT FUNDS DESIGNATED FOR THIS PROJECT.	\$1,793,750.00 Cost \$1,435,000.00 Fed. \$358,750.00 Local

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF FUNDS FOR SPECIFIC FEDERAL - AID PROJECTS**

TOWN / COUNTY PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
DIVISION 10		
CABARRUS CO. HL-0001 DIVISION	WBS 49345.1.1, FEDERAL NO. 1394007 SR 1394 (POPLAR TENT ROAD) AT SR 1449 (HARRIS ROAD) INTERSECTION. CONSTRUCT INTERSECTION IMPROVEMENTS AND WIDEN SR 1394 (POPLAR TENT ROAD) FROM SR 2880 (MOSS DRIVE) TO FULLERTON PLACE DRIVE. FUNDS ARE NEEDED FOR PRELIMINARY ENGINEERING.	\$1,710,000.00 Cost \$1,368,000.00 Fed. \$342,000.00 Local
UNION CO. HL-0039C DIVISION	WBS 49860.3.7, FEDERAL NO. 1003188 VARIOUS LOCATIONS IN UNION COUNTY. FUNDS ARE NEEDED FOR CONSTRUCTION TO REPLACE TRAFFIC SIGNAL LOOPS. THIS PROJECT IS UTILIZING 100% COVID RELIEF FUNDS.	\$164,000.00 Cost \$164,000.00 Fed.
MECKLENBURG CO. HS-2010E REGIONAL	WBS 49291.1.5, FEDERAL NO. 0049040 NC 49 (SOUTH TRYON STREET) AT GENERAL DRIVE; AND NC 49 (SOUTH TRYON STREET) AT SR 1347 (NEVADA BOULEVARD). FUNDS ARE NEEDED FOR PRELIMINARY ENGINEERING.	\$28,000.00 Cost \$25,200.00 Fed. \$2,800.00 State
CABARRUS CO. HS-2010F REGIONAL	WBS 49291.1.6, FEDERAL NO. 0024096 NC 24/27AT SR 1100 (PINE BLUFF ROAD/ REED MINE ROAD) NEAR LOCUST. FUNDS ARE NEEDED FOR PRELIMINARY ENGINEERING.	\$150,000.00 Cost \$135,000.00 Fed. \$15,000.00 State
MECKLENBURG CO. HS-2010G REGIONAL	WBS 49291.1.7, FEDERAL NO. 0051037 NC 51 AT POLK STREET. FUNDS ARE NEEDED FOR PRELIMINARY ENGINEERING.	\$45,000.00 Cost \$40,500.00 Fed. \$4,500.00 State
MECKLENBURG CO. I-5769 STATEWIDE	WBS 53019.3.GV1, FEDERAL NO. 0077022 I-77 FROM I-277 TO 0.7 MILE NORTH OF NC 27. \$14,850,974.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. ADDITIONAL FUNDS ARE NEEDED FOR CONSTRUCTION AS REQUESTED.	\$1,125,000.00 Cost \$900,000.00 Fed. \$225,000.00 State

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF FUNDS FOR SPECIFIC FEDERAL - AID PROJECTS**

TOWN / COUNTY PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
DIVISION 10		
MECKLENBURG CO. U-6106 DIVISION	WBS 48174.2.1, FEDERAL NO. 2136008 SR 2136 (GILEAD ROAD) FROM SR 2120 (MCCOY ROAD) TO WYNFIELD CREEK PARKWAY IN HUNTERSVILLE. FUNDS ARE NEEDED FOR FULL RIGHT OF WAY.	\$3,133,750.00 Cost \$2,507,000.00 Fed. \$626,750.00 Local
UNION CO. U-6248 EXEMPT	WBS 49224.1.1, FEDERAL NO. 1111012 NC 75 AT SR 1111 (OLD PROVIDENCE ROAD). \$200,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE NEEDED AS REQUESTED.	\$160,000.00 Cost \$128,000.00 Fed. \$32,000.00 Local
UNION CO. W-5710AA DIVISION	WBS 44856.3.27, FEDERAL NO. HSIP-1004(067) SR 1004 (LAWYERS ROAD) AT HAWTHORNE DRIVE/ EMERALD LAKE DRIVE IN STALLINGS. FUNDS ARE NEEDED FOR CONSTRUCTION FOR A ROUNDABOUT WITH SIDEWALK EXTENSION.	\$860,000.00 Cost \$774,000.00 Fed. \$86,000.00 State
UNION CO. W-5710AN DIVISION	WBS 44856.1.42, FEDERAL NO. HSIP-1009(024) SR 1009 (OLD CHARLOTTE HIGHWAY) AT WILLIAMS ROAD IN MONROE. \$75,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE NEEDED AS REQUESTED.	\$20,000.00 Cost \$18,000.00 Fed. \$2,000.00 State
UNION CO. W-5710AN DIVISION	WBS 44856.2.42, FEDERAL NO. HSIP-1009(024) SR 1009 (OLD CHARLOTTE HIGHWAY) AT WILLIAMS ROAD IN MONROE. \$165,000.00 HAS PREVIOUSLY BEEN APPROVED FOR RIGHT OF WAY. ADDITIONAL FUNDS ARE NEEDED AS REQUESTED.	\$135,000.00 Cost \$121,500.00 Fed. \$13,500.00 State
UNION CO. W-5710I REGIONAL	WBS 44856.1.9, FEDERAL NO. HSIP-0200(005) NC 200 (MORGAN MILL ROAD) AT NC 218. \$95,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE NEEDED AS REQUESTED.	\$40,000.00 Cost \$36,000.00 Fed. \$4,000.00 State

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF FUNDS FOR SPECIFIC FEDERAL - AID PROJECTS**

TOWN / COUNTY PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
DIVISION 10		
UNION CO. W-5710I REGIONAL	WBS 44856.2.9, FEDERAL NO. HSIP-0200(005) NC 200 (MORGAN MILL ROAD) AT NC 218. \$150,000.00 HAS PREVIOUSLY BEEN APPROVED FOR RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE NEEDED AS REQUESTED.	\$135,000.00 Cost \$121,500.00 Fed. \$13,500.00 State
UNION CO. W-5710J DIVISION	WBS 44856.1.10, FEDERAL NO. HSIP-1004(065) SR 1004 (LAWYERS ROAD) AT SR 1525 (MILL GROVE ROAD) NEAR HEMBY BRIDGE. \$75,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE NEEDED TO COVER EXPENDITURES THAT HAVE OR WILL EXCEED THE PREVIOUSLY AUTHORIZED BUDGET.	\$6,000.00 Cost \$5,400.00 Fed. \$600.00 State
UNION CO. W-5710J DIVISION	WBS 44856.2.10, FEDERAL NO. HSIP-1004(065) SR 1004 (LAWYERS ROAD) AT SR 1525 (MILL GROVE ROAD) NEAR HEMBY BRIDGE. \$132,000.00 HAS PREVIOUSLY BEEN APPROVED FOR RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE NEEDED AS REQUESTED.	\$150,000.00 Cost \$135,000.00 Fed. \$15,000.00 State
UNION CO. W-5710J DIVISION	WBS 44856.3.10, FEDERAL NO. HSIP-1004(065) SR 1004 (LAWYERS ROAD) AT SR 1525 (MILL GROVE ROAD) NEAR HEMBY BRIDGE. \$1,177,000.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. ADDITIONAL FUNDS ARE NEEDED AS REQUESTED.	\$386,000.00 Cost \$347,400.00 Fed. \$38,600.00 State
MECKLENBURG CO. W-5710R REGIONAL	WBS 44856.2.18, FEDERAL NO. HSIP-0051(033) NC 51 FROM SR 3687 (PARK ROAD) TO SR 3611 (CARMEL ROAD) IN MECKLENBURG COUNTY. \$600,000.00 HAS PREVIOUSLY BEEN APPROVED FOR RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE NEEDED AS REQUESTED.	\$900,000.00 Cost \$810,000.00 Fed. \$90,000.00 State

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF FUNDS FOR SPECIFIC FEDERAL - AID PROJECTS**

TOWN / COUNTY PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
DIVISION 10		
UNION CO. W-5710U DIVISION	WBS 44856.2.21, FEDERAL NO. HSIP-1315(020) SR 1315 (NEW TOWN ROAD) AT SR 1319 (ENNIS ROAD) AND SR 1320(BROOMES OLD MILL ROAD) NEAR WEDDINGTON. \$165,000.00 HAS PREVIOUSLY BEEN APPROVED FOR RIGHT OF WAY. ADDITIONAL FUNDS ARE NEEDED AS REQUESTED.	\$70,000.00 Cost \$63,000.00 Fed. \$7,000.00 State
UNION CO. W-5710U DIVISION	WBS 44856.3.21, FEDERAL NO. HSIP-1315(020) SR 1315 (NEW TOWN ROAD) AT SR 1319 (ENNIS ROAD) AND SR 1320 (BROOMES OLD MILL ROAD) NEAR WEDDINGTON. \$700,000.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. ADDITIONAL FUNDS ARE NEEDED AS REQUESTED.	\$80,000.00 Cost \$72,000.00 Fed. \$8,000.00 State

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF FUNDS FOR SPECIFIC FEDERAL - AID PROJECTS**

TOWN / COUNTY PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
DIVISION 11		
ASHE CO. R-2915E DIVISION	WBS 34518.2.6, FEDERAL NO. STP-0221(45) US 221 FROM US 221 BYPASS TO US 221 BUSINESS/ NC 88 IN JEFFERSON. \$1,099,999.00 HAS PREVIOUSLY BEEN APPROVED FOR RIGHT OF WAY. ADDITIONAL FUNDS ARE NEEDED FOR RIGHT OF WAY.	\$100,000.00 Cost \$80,000.00 Fed. \$20,000.00 State
NORTH WILKESBORO/ WILKES CO. U-5312 REGIONAL	WBS 45446.1.1, FEDERAL NO. NHS-0421(072) US 421 FROM NC 16 TO US 421 BUSINESS. \$2,885,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE NEEDED TO COVER EXPENDITURES THAT HAVE OR WILL EXCEED THE PREVIOUSLY AUTHORIZED BUDGET.	\$300,000.00 Cost \$240,000.00 Fed. \$60,000.00 State
BURKE/ CALDWELL/ CATAWBA COS. U-4700A STATEWIDE	WBS 35993.1.7, FEDERAL NO. NHP-0321(039) US 321 FROM US 70 IN HICKORY TO US 321A. REPLACE BRIDGE #367 OVER CATAWBA RIVER ON US 321. \$282,294.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE NEEDED TO COVER EXPENDITURES THAT HAVE OR WILL EXCEED THE PREVIOUSLY AUTHORIZED BUDGET.	\$511,263.00 Cost \$409,010.00 Fed. \$102,253.00 State

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF FUNDS FOR SPECIFIC FEDERAL - AID PROJECTS**

TOWN / COUNTY PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
DIVISION 12		
IREDELL CO. BD-5112G DIVISION	WBS 45358.3.7, FEDERAL NO. BRZ-1337(005) REPLACE BRIDGE #79 OVER BACK CREEK ON SR 1337. \$675,114.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. FUNDS NEED TO BE DECREASED (\$113,015.00). WORK ASSOCIATED WITH THIS WBS IS COMPLETE. THIS WBS WILL BE CLOSED.	(\$113,015.00) Cost (\$90,412.00) Fed. (\$22,603.00) State
CLEVELAND CO. BD-5112K DIVISION	WBS 45358.2.FD11, FEDERAL NO. BRZ-1342(4) REPLACE BRIDGE #239 OVER BRUSHY CREEK ON SR 1342. \$10,000.00 HAS PREVIOUSLY BEEN APPROVED FOR RIGHT OF WAY AND UTILITIES. ADDITIONAL FUNDS ARE NEEDED TO COVER EXPENDITURES THAT HAVE OR WILL EXCEED THE PREVIOUSLY AUTHORIZED BUDGET.	\$26,000.00 Cost \$20,800.00 Fed. \$5,200.00 State
GASTON CO. C-5606J EXEMPT	WBS 43728.1.10, FEDERAL NO. CMAQ-000S(915) LOWELL POSTON PARK SIDEWALK CONNECTOR IN GASTON COUNTY. \$136,356.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE NEEDED AS REQUESTED.	\$94,794.00 Cost \$75,835.00 Fed. \$18,959.00 Local
GASTON CO. EB-5533 DIVISION	WBS 50048.3.1, FEDERAL NO. STPEB-1213(030) GASTONIA-CAROLINA THREAD TRAIL FROM POSTON PARK TO THE SOUTH FORK RIVER. \$875,169.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. FUNDS NEED TO BE DECREASED (\$402,210.00). WORK ASSOCIATED WITH THIS WBS IS COMPLETE. THIS WBS WILL BE CLOSED.	(\$402,210.00) Cost (\$321,769.00) Fed. (\$80,441.00) State
CATAWBA CO. ER-5600LC DIVISION	WBS 46305.3.78, FEDERAL NO. 0321050 US 321 AT EXIT 28. FUNDS ARE NEEDED FOR CONSTRUCTION FOR LANDSCAPING.	\$190,000.00 Cost \$152,000.00 Fed. \$38,000.00 State

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF FUNDS FOR SPECIFIC FEDERAL - AID PROJECTS**

TOWN / COUNTY PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
DIVISION 12		
IREDELL CO. W-5212J DIVISION	WBS 45342.1.10, FEDERAL NO. HRRR-1302(60) SR 1302 (CORNELIUS ROAD)/SR 1399 (LIVA LANE) AT SR 1303 (PERTH ROAD). \$100,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE NEEDED AS REQUESTED.	\$215,000.00 Cost \$193,500.00 Fed. \$21,500.00 State
CLEVELAND CO. W-5712A REGIONAL	WBS 44858.1.1, FEDERAL NO. HSIP-0180(006) NC 180 (S. POST ROAD) AT SR 2202 (BEAM ROAD/ JOE'S LAKE ROAD). \$304,042.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE NEEDED TO COVER EXPENDITURES THAT HAVE OR WILL EXCEED THE PREVIOUSLY AUTHORIZED BUDGET.	\$111,000.00 Cost \$99,900.00 Fed. \$11,100.00 State
CLEVELAND CO. W-5712V REGIONAL	WBS 44858.3.22, FEDERAL NO. HSIP-0074(218) US 74 BUSINESS AT SR 2036 (COUNTRYSIDE ROAD/ INGLES DRIVEWAY). FUNDS ARE NEEDED FOR CONSTRUCTION FOR LEFT TURN LANE REVISIONS.	\$60,000.00 Cost \$54,000.00 Fed. \$6,000.00 State
CLEVELAND CO. W-5712X REGIONAL	WBS 44858.3.24, FEDERAL NO. HSIP-0226(025) NC 226 (POLKVILLE ROAD) AT SR 1337 (ZION CHURCH ROAD). FUNDS ARE NEEDED FOR CONSTRUCTION TO INSTALL A TRAFFIC SIGNAL.	\$90,000.00 Cost \$81,000.00 Fed. \$9,000.00 State

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF FUNDS FOR SPECIFIC FEDERAL - AID PROJECTS**

TOWN / COUNTY PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
DIVISION 13		
BUNCOMBE CO. B-4442 STATEWIDE	WBS 38368.3.1, FEDERAL NO. 0019061 REPLACE BRIDGES #370 AND #373 OVER REEMS CREEK ON US 19/23/US 25/US 70. FUNDS ARE NEEDED FOR CONSTRUCTION BASED ON THE ESTIMATE FROM THE 12-MONTH TENTATIVE LETTING LIST. THIS IS A FIVE-YEAR CASH FLOW PROJECT WITH FEDERAL FUNDS OF \$177,600.00 IN FFY22, \$5,858,400.00 IN FFY23, \$6,382,400.00 IN FFY24, \$4,379,200.00 IN FFY25 AND \$1,122,400.00 IN FFY26, AND STATE MATCH OF \$1,509,000.00 IN SFY23, \$1,595,600.00 IN SFY24, \$1,094,800.00 IN SFY25, AND \$280,600.00 IN SFY26.	\$22,400,000.00 Cost \$17,920,000.00 Fed. \$4,480,000.00 State
RUTHERFORD CO. B-5876 STATEWIDE	WBS 48070.1.1, FEDERAL NO. NHP-0074(181) REPLACE BRIDGES #83 AND #84 OVER SECOND BROAD RIVER ON US 74 BYPASS. \$300,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE NEEDED TO COVER EXPENDITURES THAT HAVE OR WILL EXCEED THE PREVIOUSLY AUTHORIZED BUDGET.	\$300,000.00 Cost \$240,000.00 Fed. \$60,000.00 State
MCDOWELL CO. EB-5916 DIVISION	WBS 47582.1.1, FEDERAL NO. 1302095 FONTA FLORA TRAIL ALONG THE CATAWBA RIVER BETWEEN US 70 AND SR 1221 (RESISTOFLEX ROAD) IN MC DOWELL COUNTY. \$200,000.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE NEEDED AS REQUESTED.	\$360,000.00 Cost \$288,000.00 Fed. \$72,000.00 Local
BUNCOMBE CO. HL-0012 EXEMPT	WBS 49468.3.1, FEDERAL NO. 0240(007) I-240, US 70 (CHARLOTTE STREET) INTERSECTIONS. FUNDS ARE NEEDED FOR CONSTRUCTION TO CONSTRUCT PEDESTRIAN IMPROVEMENTS AND A RIGHT TURN LANE ON THE I-240 EASTBOUND OFF- RAMP. STATE MATCH FOR THIS PROJECT IS USING SPOT MOBILITY AND HIGH IMPACT/LOW COST STATE FUNDS.	\$1,679,545.00 Cost \$668,000.00 Fed. \$1,011,545.00 State

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF FUNDS FOR SPECIFIC FEDERAL - AID PROJECTS**

TOWN / COUNTY PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
DIVISION 13		
MITCHELL CO. HS-2013B REGIONAL	WBS 49333.3.3, FEDERAL NO. 0226028 NC 226 FROM US 19 EAST TO SR 1250 (SNOW CREEK ROAD). \$290,000.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. ADDITIONAL FUNDS ARE NEEDED TO COVER EXPENDITURES THAT HAVE OR WILL EXCEED THE PREVIOUSLY AUTHORIZED BUDGET.	\$125,000.00 Cost \$112,500.00 Fed. \$12,500.00 State
BURKE CO. HS-2013E REGIONAL	WBS 49333.3.6, FEDERAL NO. 0064213 US 64/NC 18 FROM NC 181 TO THE CALDWELL COUNTY LINE. \$385,000.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. ADDITIONAL FUNDS ARE NEEDED TO COVER EXPENDITURES THAT HAVE OR WILL EXCEED THE PREVIOUSLY AUTHORIZED BUDGET.	\$125,000.00 Cost \$112,500.00 Fed. \$12,500.00 State
BUNCOMBE CO. I-2513 STATEWIDE	WBS 34165.1.2, FEDERAL NO. NHF-26-1(53) ASHEVILLE. I-240 & NEW ROUTE FROM I-26 TO US 19-23-70 MULTI-LANE FREEWAY. \$29,064,535.00 HAS PREVIOUSLY BEEN APPROVED FOR PRELIMINARY ENGINEERING. ADDITIONAL FUNDS ARE NEEDED TO COVER EXPENDITURES THAT HAVE OR WILL EXCEED THE PREVIOUSLY AUTHORIZED BUDGET.	\$1,232,020.00 Cost \$985,615.00 Fed. \$246,405.00 State
MADISON CO. I-5831A STATEWIDE	WBS 53037.3.2, FEDERAL NO. 0026020 I-26 FROM THE TENNESSEE STATE LINE TO MILE MARKER 9. \$9,200,000.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. FUNDS NEED TO BE DECREASED (\$471,470.00). WORK ASSOCIATED WITH THIS WBS IS COMPLETE. THIS WBS WILL BE CLOSED.	(\$471,470.00) Cost (\$377,176.00) Fed. (\$94,294.00) State
BUNCOMBE CO. I-5886 DIVISION	WBS 53085.3.1, FEDERAL NO. NHP-025A(6) I-40 AT US 25A (SWEETEN CREEK ROAD). \$1,007,502.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. ADDITIONAL FUNDS ARE NEEDED AS REQUESTED.	\$75,000.00 Cost \$60,000.00 Fed. \$15,000.00 State

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF FUNDS FOR SPECIFIC FEDERAL - AID PROJECTS**

TOWN / COUNTY PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
DIVISION 13		
BUNCOMBE CO. I-5889A STATEWIDE	WBS 46409.3.2, FEDERAL NO. NHPIM-0040(069) I-40 IN BUNCOMBE COUNTY FROM MILE MARKER 46 TO MILE MARKER 50. BRIDGE PRESERVATION. \$12,098,384.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. ADDITIONAL FUNDS ARE NEEDED TO COVER EXPENDITURES THAT HAVE OR WILL EXCEED THE PREVIOUSLY AUTHORIZED BUDGET.	\$525,000.00 Cost \$420,000.00 Fed. \$105,000.00 State
BUNCOMBE CO. I-5889B STATEWIDE	WBS 46409.3.3, FEDERAL NO. 0040103 I-40 FROM MILE MARKER 45.25 TO MILE MARKER 50. REHABILITATE PAVEMENT AND PRESERVE BRIDGES #352, #356, #344, #347, #339, AND #334. FUNDS ARE NEEDED FOR CONSTRUCTION BASED ON THE ESTIMATE FROM THE 12-MONTH TENTATIVE LETTING LIST. THIS IS A FOUR-YEAR CASH FLOW PROJECT WITH FEDERAL FUNDS OF \$163,200.00 IN FFY22, \$8,976,000.00 IN FFY23, \$6,080,000.00 IN FFY24, AND \$1,108,800.00 IN FFY25, AND STATE MATCH OF \$2,284,800.00 IN SFY23, \$1,520,000.00 IN SFY24, AND \$277,200.00 IN SFY25.	\$20,410,000.00 Cost \$16,328,000.00 Fed. \$4,082,000.00 State
MULTIPLE COS. R-5793EA DIVISION	WBS 44923.3.10, FEDERAL NO. TAP-1302(079) ADA RAMPS (AMERICANS WITH DISABILITIES ACT) FOR AREAS WITH POPULATIONS < 5000 IN BURKE, MCDOWELL, MITCHELL AND RUTHERFORD COUNTIES. \$130,000.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. ADDITIONAL FUNDS ARE NEEDED TO COVER EXPENDITURES THAT HAVE OR WILL EXCEED THE PREVIOUSLY AUTHORIZED BUDGET.	\$150,000.00 Cost \$120,000.00 Fed. \$30,000.00 State

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF FUNDS FOR SPECIFIC FEDERAL - AID PROJECTS**

TOWN / COUNTY PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
DIVISION 13		
MULTIPLE COS. R-5793EB DIVISION	WBS 44923.3.11, FEDERAL NO. TAP-1302(080) ADA RAMPS (AMERICANS WITH DISABILITIES ACT) FOR POPULATIONS > 5000 IN BURKE, MCDOWELL, MITCHELL AND RUTHERFORD COUNTIES. \$357,000.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. ADDITIONAL FUNDS ARE NEEDED TO COVER EXPENDITURES THAT HAVE OR WILL EXCEED THE PREVIOUSLY AUTHORIZED BUDGET.	\$75,000.00 Cost \$60,000.00 Fed. \$15,000.00 State
MULTIPLE COS. R-5793GA DIVISION	WBS 44923.3.14, FEDERAL NO. 1302091 ADA RAMPS (AMERICANS WITH DISABILITIES ACT) FOR POPULATIONS < 5000 IN BUNCOMBE, MADISON, AND YANCEY COUNTIES. \$635,000.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. ADDITIONAL FUNDS ARE NEEDED TO COVER EXPENDITURES THAT HAVE OR WILL EXCEED THE PREVIOUSLY AUTHORIZED BUDGET.	\$135,000.00 Cost \$108,000.00 Fed. \$27,000.00 State
MULTIPLE COS. R-5793HA DIVISION	WBS 44923.3.16, FEDERAL NO. 1302093 ADA RAMPS (AMERICANS WITH DISABILITIES ACT) FOR POPULATIONS < 5000 IN BURKE, MCDOWELL, MITCHELL AND RUTHERFORD COUNTIES. \$440,000.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. ADDITIONAL FUNDS ARE NEEDED TO COVER EXPENDITURES THAT HAVE OR WILL EXCEED THE PREVIOUSLY AUTHORIZED BUDGET.	\$250,000.00 Cost \$200,000.00 Fed. \$50,000.00 State

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF FUNDS FOR SPECIFIC FEDERAL - AID PROJECTS**

TOWN / COUNTY PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
DIVISION 14		
GRAHAM CO. A-0009CB EXEMPT	WBS 32572.3.14, FEDERAL NO. 0129008 NC 143 FROM SR 1223 (BEECH CREEK ROAD) TO 0.5 MILES NORTH OF APPALACHIAN TRAIL. FUNDS ARE NEEDED FOR CONSTRUCTION BASED ON THE ESTIMATE FROM THE 12-MONTH TENTATIVE LETTING LIST. THIS PROJECT IS FUNDED WITH 100% APPALACHIAN FUNDS.	\$60,000,000.00 Cost \$60,000,000.00 Fed.
HAYWOOD CO. B-3186 STATEWIDE	WBS 38332.3.1, FEDERAL NO. BRNHP-0023(032) REPLACE BRIDGE #155 AND BRIDGE #158 OVER RICHLAND CREEK ON US-23/74, COMBINED WITH B-5898 (BRIDGE #168 OVER US 19 AND US 23 ON US-23/74). \$22,500,000.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. FUNDS NEED TO BE DECREASED (\$22,500,000.00). PROJECT HAS BEEN DELAYED.	(\$22,500,000.00) Cost (\$18,000,000.00) Fed. (\$4,500,000.00) State
HAYWOOD CO. B-5898 STATEWIDE	WBS 48030.3.1, FEDERAL NO. BRSTP-0019(049) REPLACE BRIDGE #168 OVER US 19 AND US 23 ON US 23/74, COMBINED WITH B-3186 (BRIDGE #155 AND BRIDGE #158 OVER RICHLAND CREEK). \$43,500,000.00 HAS PREVIOUSLY BEEN APPROVED FOR CONSTRUCTION. FUNDS NEED TO BE DECREASED (\$43,500,000.00). PROJECT HAS BEEN DELAYED.	(\$43,500,000.00) Cost (\$34,800,000.00) Fed. (\$8,700,000.00) State

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF FUNDS FOR SPECIFIC FEDERAL - AID PROJECTS**

TOWN / COUNTY PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
STATEWIDE		
STATEWIDE F-5704 DIVISION/ EXEMPT	WBS 47550.1.1, FEDERAL NO. 0012069 NC 12. CEDAR ISLAND - OCRACOCKE REPLACEMENT VESSEL. FUNDS ARE NEEDED FOR PRELIMINARY ENGINEERING.	\$1,992,139.00 Cost \$1,593,711.00 Fed. \$398,428.00 State
STATEWIDE M-0561 EXEMPT	WBS 50561.1.1, FEDERAL NO. 00SS139 NORTH CAROLINA NATIONAL ROAD NETWORK TIGER TEAM. FUNDS ARE NEEDED FOR THE FY 2020 NATIONAL ROAD NETWORK PROJECT PILOT GRANT.	\$79,000.00 Cost \$79,000.00 Fed.
STATEWIDE NO ID EXEMPT	WBS 44100.23.1, FEDERAL NO. 0SPR398 FY 2023 STATE PLANNING AND RESEARCH WORK PROGRAM. FUNDS ARE NEEDED FOR STAFF RESEARCH.	\$850,000.00 Cost \$680,000.00 Fed. \$170,000.00 State
STATEWIDE NO ID EXEMPT	WBS 44100.23.2, FEDERAL NO. 0SPR399 FY 2023 STATE PLANNING AND RESEARCH WORK PROGRAM. FUNDS ARE NEEDED FOR TECHNICAL REFERENCE/LIBRARY SUPPORT WORK.	\$150,000.00 Cost \$120,000.00 Fed. \$30,000.00 State
STATEWIDE NO ID EXEMPT	WBS 44100.23.3, FEDERAL NO. 0SPR400 FY 2023 STATE PLANNING AND RESEARCH WORK PROGRAM. FUNDS ARE NEEDED FOR RESEARCH, IMPLEMENTATION AND TRAINING SUPPORT.	\$275,000.00 Cost \$220,000.00 Fed. \$55,000.00 State
STATEWIDE NO ID EXEMPT	WBS 44100.23.4, FEDERAL NO. 0SPR401 FY 2023 STATE PLANNING AND RESEARCH WORK PROGRAM. FUNDS ARE NEEDED FOR AASHTO TECHNICAL SERVICES SUBSCRIPTION.	\$200,000.00 Cost \$160,000.00 Fed. \$40,000.00 State
STATEWIDE NO ID EXEMPT	WBS 44100.23.5, FEDERAL NO. 0SPR402 FY 2023 STATE PLANNING AND RESEARCH WORK PROGRAM. FUNDS ARE NEEDED FOR RESEARCH PROGRAM SUPPORT (LTPP, ETC.).	\$50,000.00 Cost \$40,000.00 Fed. \$10,000.00 State

**NCDOT AUGUST 2022 BOARD OF TRANSPORTATION AGENDA
APPROVAL OF FUNDS FOR SPECIFIC FEDERAL - AID PROJECTS**

TOWN / COUNTY PROJ. CATEGORY	PROJECT DESCRIPTION	ESTIMATED COST
STATEWIDE		
STATEWIDE NO ID EXEMPT	WBS 44100.23.6, FEDERAL NO. 0SPR403 FY 2023 STATE PLANNING AND RESEARCH WORK PROGRAM. FUNDS ARE NEEDED FOR CONTRACT RESEARCH.	\$5,500,000.00 Cost \$4,400,000.00 Fed. \$1,100,000.00 State

ITEM M SUMMARY - 132 PROJECTS - (TOTAL FEDERAL AND STATE) \$352,095,088.00

REVISIONS TO THE 2020-2029 STIP

TRANSPORTATION PROGRAM
STIP ADDITIONS

DIVISION 4

* BL-0069 WILSON PROJ.CATEGORY EXEMPT	WILSON, HOMINY CREEK GREENWAY AND TRAIL NETWORK PLAN. <u>ADD PROJECT AT THE REQUEST OF THE MUNICIPALITY DUE TO AWARD OF A FEDERAL RAISE GRANT (REPRESENTED BY 'DP' FUNDS).</u>	ENGINEERING	FY 2022 -	\$950,000 (DP)
				\$950,000

DIVISION 5

* BL-0061 PERSON PROJ.CATEGORY EXEMPT	NC 157 (HURDLE MILLS ROAD) SOUTHERN MIDDLE SCHOOL ROAD; INTERSECTION OF NC 157 (HURDLE MILLS ROAD) AND SOUTHERN MIDDLE SCHOOL ROAD TO DELTA DRIVE. EXTEND SIDEWALK. CLEVELAND LANE LOOP ROAD TO SANDSTONE WAY INTERSECTION IMPROVEMENTS / CROSSWALK IMPROVEMENTS, ACCESSIBLE PEDESTRIAN SIGNALS AND RECTANGULAR RAPID FLASHING BEACONS ACROSS HURDLE MILLS ROAD. <u>PROJECT ADDED AT THE REQUEST OF TRANSPORTATION PLANNING DIVISION.</u>	ENGINEERING	FY 2023 -	\$104,000 (CMAQ)
			FY 2023 -	\$26,000 (L)
		RIGHT-OF-WAY	FY 2024 -	\$52,000 (CMAQ)
			FY 2024 -	\$13,000 (L)
		CONSTRUCTION	FY 2024 -	\$360,000 (CMAQ)
			FY 2024 -	\$90,000 (L)
				\$645,000

* BL-0063 DURHAM PROJ.CATEGORY EXEMPT	SR 1443 (HORTON ROAD), NC 157 (GUESS ROAD) TO US 501 (ROXBORO ROAD) IN DURHAM. CONSTRUCT MULTI-USE PATH AND COMPLETE SIDEWALK GAPS. <u>PROJECT ADDED AT THE REQUEST OF TRANSPORTATION PLANNING DIVISION.</u>	ENGINEERING	FY 2023 -	\$287,000 (CMAQ)
			FY 2023 -	\$72,000 (L)
		RIGHT-OF-WAY	FY 2023 -	\$457,000 (CMAQ)
			FY 2023 -	\$114,000 (L)
		CONSTRUCTION	FY 2024 -	\$220,000 (CMAQ)
			FY 2024 -	\$55,000 (L)
				\$1,205,000

DIVISION 8

* BL-0062 CHATHAM PROJ.CATEGORY EXEMPT	PITTSBORO ELEMENTARY SCHOOL ROAD, FARRELL STREET TO MCCLEHANAN STREET. DESIGN AND CONSTRUCT 0.6 MILE GAP BETWEEN FARRELL STREET AND MCCLEHANAN STREET. <u>PROJECT ADDED AT THE REQUEST OF TRANSPORTATION PLANNING DIVISION.</u>	ENGINEERING	FY 2023 -	\$47,000 (CMAQ)
			FY 2023 -	\$12,000 (L)
		RIGHT-OF-WAY	FY 2024 -	\$4,000 (CMAQ)
			FY 2024 -	\$1,000 (L)
		CONSTRUCTION	FY 2024 -	\$113,000 (CMAQ)
			FY 2024 -	\$28,000 (L)
				\$205,000

* INDICATES FEDERAL AMENDMENT

REVISIONS TO THE 2020-2029 STIP

TRANSPORTATION PROGRAM
STIP ADDITIONS

DIVISION 8

* BL-0070	VARIOUS, NORTH SIDE OF GOVERNORS DRIVE TO	CONSTRUCTION	FY 2023 -	\$17,500	(S)
CHATHAM	EXISTING SIDEWALK ON MOUNT CARMEL CHURCH		FY 2023 -	\$140,000	(BGDA)
PROJ.CATEGORY	DRIVE. CONSTRUCT SIDEWALK. INTERSECTION OF		FY 2023 -	\$17,467	(L)
DIVISION	MORNING DRIVE AND VILLAGE PARK DRIVE, AND			\$174,967	
	INTERSECTION OF US 15 / US 501 AND OLD LYSTRA				
	ROAD. INSTALL PEDESTRIAN SIGNALS AND				
	CROSSWALKS.				
	<u>PROJECT ADDED AT THE REQUEST OF DCHC MPO.</u>				

DIVISION 9

P-5732	NCRR, LEXINGTON TRAIN STATION, CONSTRUCT	RIGHT-OF-WAY	FY 2022 -	\$1,160,000	(L)
DAVIDSON	TRACK IMPROVEMENTS AND MULTIMODAL	UTILITIES	FY 2022 -	\$500,000	(L)
PROJ.CATEGORY	PASSENGER RAIL AND BUS STATION IN THE	CONSTRUCTION	FY 2022 -	\$10,941,000	(DP)
DIVISION	LEXINGTON DEPOT DISTRICT.			\$12,601,000	
	<u>FEDERAL RAILROAD ADMINISTRATION BUILD GRANT PROJECT.</u>				

DIVISION 10

* BL-0060	CLARKE CREEK GREENWAY, STRADER STREET TO	CONSTRUCTION	FY 2025 -	\$1,550,000	(CMAQ)
CABARRUS	COX MILL ROAD. CONSTRUCT GREENWAY.		FY 2025 -	\$387,000	(L)
PROJ.CATEGORY	<u>ADD PROJECT AT THE REQUEST OF THE MPO.</u>			\$1,937,000	
EXEMPT					

STATEWIDE

TU-0014	NCDOT, NCSU (ITRE) WILL PROVIDE TECHNICAL	PLANNING	FY 2023 -	\$127,000	(L)
STATEWIDE	ASSISTANCE TO THE INTEGRATED MOBILITY DIVISION		FY 2023 -	\$507,000	(5311)
PROJ.CATEGORY	AND SUBRECIPIENTS.			\$634,000	
PUBLIC TRANS	<u>ADD FUNDING IN FY 23 AT THE REQUEST OF THE</u>				
	<u>INTEGRATED MOBILITY DIVISION.</u>				

TU-0015	NCDOT, NCSU (ITRE) WILL USE THE FUNDS TO	PLANNING	FY 2023 -	\$73,000	(RTAP)
STATEWIDE	PROVIDE TRAINING/PROFESSIONAL DEVELOPMENT			\$73,000	
PROJ.CATEGORY	RELATED TO THE DELIVERY OF ADA TRAINING TO				
PUBLIC TRANS	TRANSIT PROFESSIONALS.				
	<u>ADD FUNDING IN FY 23 AT THE REQUEST OF THE</u>				
	<u>INTEGRATED MOBILITY DIVISION.</u>				

* INDICATES FEDERAL AMENDMENT

REVISIONS TO THE 2020-2029 STIP

TRANSPORTATION PROGRAM
STIP MODIFICATIONS

DIVISION 1

R-5796	US 13/NC 42/NC 561 (MEMORIAL DRIVE), PEACHTREE	RIGHT-OF-WAY	FY 2024 -	\$644,000	(T)
HERTFORD	STREET TO NC 42. WIDEN TO MULTI-LANES.		FY 2025 -	\$1,287,000	(T)
PROJ.CATEGORY	<u>TO ALLOW ADDITIONAL TIME FOR PLANNING AND</u>		FY 2026 -	\$644,000	(T)
REGIONAL	<u>DESIGN, DELAY RIGHT-OF-WAY FROM FY 23 TO FY 24.</u>	UTILITIES	FY 2024 -	\$1,570,000	(T)
		CONSTRUCTION	FY 2025 -	\$102,000	(T)
			FY 2026 -	\$5,406,000	(T)
			FY 2027 -	\$4,692,000	(T)
				\$14,345,000	

R-5807	NC 343, US 158 IN CAMDEN TO SR 1119 (SOUTH	RIGHT-OF-WAY	FY 2024 -	\$508,000	(T)
CAMDEN	TROTMAN ROAD) IN SHILOH. MODERNIZE ROADWAY	UTILITIES	FY 2024 -	\$4,616,000	(T)
PROJ.CATEGORY	AND REPLACE BRIDGES 140017 AND 140018 IN		FY 2025 -	\$4,616,000	(T)
DIVISION	CAMDEN COUNTY.	CONSTRUCTION	FY 2026 -	\$197,000	(T)
	<u>TO ALLOW ADDITIONAL TIME FOR PLANNING AND</u>		FY 2027 -	\$8,656,000	(T)
	<u>DESIGN, DELAY RIGHT-OF-WAY FROM FY 23 TO FY 24</u>		FY 2028 -	\$7,187,000	(T)
	<u>AND CONSTRUCTION FROM FY 25 TO FY 26.</u>		FY 2029 -	\$3,660,000	(T)
				\$29,440,000	

R-5809B	NC 45, US 17 AT MIDWAY TO SOUTHERN CITY LIMITS	RIGHT-OF-WAY	FY 2024 -	\$753,000	(T)
BERTIE	OF COLERAIN.		FY 2025 -	\$1,506,000	(T)
PROJ.CATEGORY	<u>TO ALLOW ADDITIONAL TIME FOR PLANNING AND</u>		FY 2026 -	\$753,000	(T)
DIVISION	<u>DESIGN, DELAY RIGHT-OF-WAY FROM FY 23 TO FY 24</u>	UTILITIES	FY 2024 -	\$6,471,000	(T)
	<u>AND CONSTRUCTION FROM FY 25 TO FY 26.</u>		FY 2025 -	\$6,472,000	(T)
		CONSTRUCTION	FY 2026 -	\$335,000	(T)
			FY 2027 -	\$12,926,000	(T)
			FY 2028 -	\$11,321,000	(T)
			FY 2029 -	\$8,916,000	(T)
				\$49,453,000	

DIVISION 2

B-5612	NC 222, REPLACE BRIDGE 730024 OVER TAR RIVER.	CONSTRUCTION	FY 2025 -	\$3,952,000	(T)
PITT	<u>TO ALLOW ADDITIONAL TIME FOR PLANNING AND</u>		FY 2026 -	\$5,258,000	(T)
PROJ.CATEGORY	<u>DESIGN, DELAY CONSTRUCTION FROM FY 23 TO FY 25.</u>		FY 2027 -	\$1,389,000	(T)
REGIONAL				\$10,599,000	

B-5995	SR 1302 (JANIERO ROAD), REPLACE BRIDGE 680057	RIGHT-OF-WAY	FY 2022 -	\$600,000	(BGOFF)
PAMLICO	OVER DAWSON CREEK.	CONSTRUCTION	FY 2023 -	\$38,000	(BGOFF)
PROJ.CATEGORY	<u>TO ALLOW ADDITIONAL TIME FOR PERMITTING,</u>		FY 2024 -	\$2,553,000	(BGOFF)
DIVISION	<u>DELAY CONSTRUCTION FROM FY 22 TO FY 23.</u>		FY 2025 -	\$1,259,000	(BGOFF)
				\$4,450,000	

* INDICATES FEDERAL AMENDMENT

REVISIONS TO THE 2020-2029 STIP

TRANSPORTATION PROGRAM
STIP MODIFICATIONS

DIVISION 3

U-5914	NC 133, US 17/US 74/US 76 TO SR 1554 (OLD RIVER ROAD). MODERNIZE ROADWAY.	CONSTRUCTION	FY 2023 -	\$24,000	(T)
BRUNSWICK			FY 2024 -	\$2,210,000	(T)
PROJ.CATEGORY	<u>TO ALLOW ADDITIONAL TIME FOR PLANNING AND</u>		FY 2025 -	\$194,000	(T)
DIVISION	<u>DESIGN, DELAY CONSTRUCTION FROM FY 22 TO FY 23.</u>			\$2,428,000	

DIVISION 4

B-5947	NC 581, REPLACE BRIDGE 630091 OVER TAR RIVER.	CONSTRUCTION	FY 2023 -	\$64,000	(NHPB)
NASH	<u>TO ALLOW ADDITIONAL TIME FOR RIGHT-OF-WAY</u>		FY 2024 -	\$4,897,000	(NHPB)
PROJ.CATEGORY	<u>ACQUISITION AND UTILITY RELOCATION, DELAY</u>		FY 2025 -	\$1,439,000	(NHPB)
REGIONAL	<u>CONSTRUCTION FROM FY 22 TO FY 23.</u>			\$6,400,000	

HL-0034	SR 1356 (RALEIGH ROAD PARKWAY), SR 1356 (RALEIGH ROAD PARKWAY) FROM ATLANTIC CHRISTIAN	UTILITIES	FY 2022 -	\$75,000	(BA)
WILSON	COLLEGE DRIVE (CITY STREET) TO NC 42/NC 58 IN WILSON. MODERNIZATION OF ROADWAY.	CONSTRUCTION	FY 2023 -	\$875,000	(BA)
PROJ.CATEGORY	<u>TO ALLOW ADDITIONAL TIME FOR PRE-BID</u>			\$950,000	
EXEMPT	<u>ACTIVITIES, DELAY CONSTRUCTION FROM FY 22 TO FY 23.</u>				

U-5794	SR 1309 (BLOOMERY ROAD) / SR 1382 (PACKHOUSE ROAD), US 264 ALTERNATE TO NC 58. WIDEN AND	RIGHT-OF-WAY	FY 2023 -	\$1,000,000	(T)
WILSON	UPGRADE FACILITY.	UTILITIES	FY 2023 -	\$946,000	(T)
PROJ.CATEGORY	<u>TO ALLOW ADDITIONAL TIME FOR PLANNING AND</u>	CONSTRUCTION	FY 2025 -	\$3,412,000	(T)
DIVISION	<u>DESIGN, DELAY RIGHT-OF-WAY FROM FY 22 TO FY 23.</u>		FY 2026 -	\$4,385,000	(T)
			FY 2027 -	\$1,402,000	(T)
				\$11,145,000	

U-5994	SR 1556 (WAYNE MEMORIAL DRIVE), LOCKHAVEN DRIVE TO COUNTRY DAY ROAD. CONSTRUCT ACCESS	CONSTRUCTION	FY 2023 -	\$450,000	(T)
WAYNE	MANAGEMENT IMPROVEMENTS.			\$450,000	
PROJ.CATEGORY	<u>AT THE REQUEST OF THE DIVISION, DELAY</u>				
DIVISION	<u>CONSTRUCTION FROM FY 22 TO FY 23.</u>				

* INDICATES FEDERAL AMENDMENT

REVISIONS TO THE 2020-2029 STIP

TRANSPORTATION PROGRAM
STIP MODIFICATIONS

DIVISION 5

B-4654 WAKE PROJ.CATEGORY REGIONAL	NC 50, REPLACE BRIDGE 910069 OVER US 70 IN GARNER. <u>TO ALLOW ADDITIONAL TIME FOR DESIGN, DELAY CONSTRUCTION FROM FY 22 TO FY 23.</u>	CONSTRUCTION	FY 2023 -	<u>\$9,000,000</u>	(BFP)
				\$9,000,000	
B-5674 DURHAM PROJ.CATEGORY REGIONAL	US 15 / US 501 NORTHBOUND, REPLACE BRIDGE 310080 OVER SR 1308 (CORNWALLIS ROAD) IN DURHAM. <u>TO ALLOW ADDITIONAL TIME FOR DESIGN, DELAY CONSTRUCTION FROM FY 24 TO FY 25.</u>	RIGHT-OF-WAY CONSTRUCTION	FY 2023 -	\$110,000	(BFP)
			FY 2025 -	\$1,604,000	(BFP)
			FY 2026 -	<u>\$605,000</u>	(BFP)
				\$2,319,000	
BL-0024 WAKE PROJ.CATEGORY DIVISION	SR 3112 (NW CARY PARKWAY), VICINITY OF BLACK CREEK IN CARY. CONSTRUCT SIDEWALK EXTENSIONS AND IMPROVE SAFETY OF PEDESTRIAN CROSSING. <u>TO ALLOW ADDITIONAL TIME FOR DESIGN, DELAY CONSTRUCTION FROM FY 22 TO FY 23.</u>	ENGINEERING RIGHT-OF-WAY CONSTRUCTION	FY 2022 -	\$432,000	(BGDA)
			FY 2022 -	\$528,000	(L)
			FY 2022 -	\$24,000	(BGDA)
			FY 2022 -	\$30,000	(L)
			FY 2023 -	\$2,210,000	(BGDA)
			FY 2023 -	<u>\$2,701,000</u>	(L)
				\$5,925,000	
BL-0037 WAKE PROJ.CATEGORY EXEMPT	CRABTREE CREEK GREENWAY CONNECTOR, CRABTREE CREEK GREENWAY TO WESTON GREENWAY IN CARY. CONSTRUCT 10-FOOT GREENWAY INCLUDING GRADE SEPARATION UNDER WESTON PARKWAY. <u>TO ALLOW ADDITIONAL TIME FOR DESIGN, DELAY CONSTRUCTION FROM FY 22 TO FY 23.</u>	CONSTRUCTION	FY 2023 -	\$2,260,000	(CMAQ)
			FY 2023 -	<u>\$565,000</u>	(L)
				\$2,825,000	
HL-0028 WAKE PROJ.CATEGORY EXEMPT	US 401, SR 1404 (MILL CREEK DRIVE) / IDEAL LANE IN FUQUAY-VARINA. IMPROVE INTERSECTION. <u>TO ALLOW ADDITIONAL TIME FOR PLANNING AND DESIGN, DELAY RIGHT-OF-WAY FROM FY 22 TO FY 23 AND CONSTRUCTION FROM FY 22 TO FY 23.</u>	ENGINEERING RIGHT-OF-WAY CONSTRUCTION	FY 2022 -	\$107,000	(BGDA)
			FY 2022 -	\$27,000	(L)
			FY 2023 -	\$120,000	(BGDA)
			FY 2023 -	\$30,000	(L)
			FY 2023 -	\$1,002,000	(BGDA)
			FY 2023 -	<u>\$250,000</u>	(L)
				\$1,536,000	

* INDICATES FEDERAL AMENDMENT

REVISIONS TO THE 2020-2029 STIP

TRANSPORTATION PROGRAM
STIP MODIFICATIONS

DIVISION 5

HL-0029	NC 55, SR 1115 (AVENT FERRY ROAD) TO SOUTH MAIN STREET IN HOLLY SPRINGS. CONSTRUCT 3RD SOUTHBOUND LANE.	RIGHT-OF-WAY	FY 2023 -	\$51,000	(BGDA)
WAKE			FY 2023 -	\$51,000	(L)
PROJ.CATEGORY		CONSTRUCTION	FY 2023 -	\$457,000	(BGDA)
EXEMPT	<u>TO ALLOW ADDITIONAL TIME FOR PLANNING AND DESIGN, DELAY RIGHT-OF-WAY FROM FY 22 TO FY 23 AND CONSTRUCTION FROM FY 22 TO FY 23.</u>		FY 2023 -	\$457,000	(L)
				\$1,016,000	
HL-0030	SOUTH MAIN STREET, SR 1152 (HOLLY SPRINGS ROAD) TO EARP STREET IN HOLLY SPRINGS.	RIGHT-OF-WAY	FY 2023 -	\$293,000	(BGDA)
WAKE			FY 2023 -	\$158,000	(L)
PROJ.CATEGORY	UPGRADE INTERSECTION, ADD TURN LANES AND SIDEWALK ON NORTHBOUND MAIN STREET.	CONSTRUCTION	FY 2023 -	\$487,000	(BGDA)
DIVISION	<u>TO ALLOW ADDITIONAL TIME FOR PLANNING AND DESIGN, DELAY RIGHT-OF-WAY FROM FY 22 TO FY 23 AND CONSTRUCTION FROM FY 22 TO FY 23.</u>		FY 2023 -	\$262,000	(L)
				\$1,200,000	
HL-0042	SR 1110 / SR 5056 (JUDD PARKWAY), NC 55 (BROAD STREET) INTERSECTION IN FUQUAY-VARINA.	ENGINEERING	FY 2022 -	\$202,000	(CMAQ)
WAKE			FY 2022 -	\$51,000	(L)
PROJ.CATEGORY	CONSTRUCT DEDICATED TURN LANES ON SR 5056 LEG OF JUDD PARKWAY.	RIGHT-OF-WAY	FY 2023 -	\$100,000	(CMAQ)
EXEMPT	<u>TO ALLOW ADDITIONAL TIME FOR PLANNING, DELAY RIGHT-OF-WAY FROM FY 22 TO FY 23.</u>	CONSTRUCTION	FY 2023 -	\$25,000	(L)
			FY 2023 -	\$1,195,000	(CMAQ)
			FY 2023 -	\$299,000	(L)
				\$1,872,000	

* INDICATES FEDERAL AMENDMENT

REVISIONS TO THE 2020-2029 STIP

TRANSPORTATION PROGRAM
STIP MODIFICATIONS

DIVISION 5

* HO-0005	VARIOUS, NCDOT TRAFFIC SYSTEMS OPERATIONS.	CONSTRUCTION	FY 2022 -	\$5,360,000	(CMAQ)
CABARRUS	INSTALL STATEWIDE ITS DEVICE OPERATIONS.		FY 2022 -	\$1,340,000	(S(M))
CATAWBA	<u>COST INCREASE EXCEEDING \$2 MILLION AND 25%</u>		FY 2023 -	\$5,828,000	(CMAQ)
DAVIDSON	<u>THRESHOLDS.</u>		FY 2023 -	\$1,457,000	(S(M))
DAVIE			FY 2024 -	\$6,096,000	(CMAQ)
DURHAM			FY 2024 -	<u>\$1,524,000</u>	(S(M))
EDGEcombe				\$21,605,000	
FORSYTH					
GASTON					
GRANVILLE					
GUILFORD					
HAYWOOD					
IREDELL					
JOHNSTON					
MECKLENBURG					
NASH					
ORANGE					
ROWAN					
UNION					
WAKE					
PROJ.CATEGORY					
EXEMPT					
HS-2005C	NC 54, NC 55 IN DURHAM. INSTALL CONCRETE	CONSTRUCTION	FY 2023 -	<u>\$75,000</u>	(HSIP)
DURHAM	PEDESTRIAN REFUGE ISLANDS IN ALL QUADRANTS.			\$75,000	
PROJ.CATEGORY	<u>TO ALLOW ADDITIONAL TIME FOR DESIGN, DELAY</u>				
REGIONAL	<u>CONSTRUCTION FROM FY 22 TO FY 23.</u>				
I-5999	I-540, US 70 (GLENWOOD AVENUE) TO EAST OF	CONSTRUCTION	FY 2023 -	\$10,840,000	(NHPIM)
WAKE	TRIANGLE TOWN BOULEVARD IN RALEIGH. PAVEMENT		FY 2024 -	\$13,615,000	(NHPIM)
PROJ.CATEGORY	REHABILITATION.		FY 2025 -	<u>\$8,945,000</u>	(NHPIM)
STATEWIDE	<u>TO ALLOW ADDITIONAL TIME FOR DESIGN, DELAY</u>			\$33,400,000	
	<u>CONSTRUCTION FROM FY 22 TO FY 23.</u>				

* INDICATES FEDERAL AMENDMENT

REVISIONS TO THE 2020-2029 STIP

TRANSPORTATION PROGRAM
STIP MODIFICATIONS

DIVISION 5

P-5706	NORFOLK SOUTHERN H LINE, EAST DURHAM	RIGHT-OF-WAY	FY 2023 -	\$125,000	(T)
DURHAM	RAILROAD SAFETY PROJECT. PROJECT WILL		FY 2024 -	\$1,125,000	(T)
PROJ.CATEGORY	STRAIGHTEN EXISTING RAILROAD CURVATURE		FY 2025 -	\$9,993,000	(T)
STATEWIDE	BETWEEN CP NELSON AND CP EAST DURHAM AND	UTILITIES	FY 2023 -	\$50,000	(T)
	INCLUDES A COMBINATION OF GRADE SEPARATIONS		FY 2024 -	\$450,000	(T)
	AND CLOSURES AT ELLIS ROAD SOUTH END (734737A),		FY 2025 -	\$2,104,000	(T)
	GLOVER ROAD (734735L), AND WRENN	CONSTRUCTION	FY 2028 -	\$4,755,000	(T)
	<u>TO ALLOW ADDITIONAL TIME FOR PLANNING, DELAY</u>		FY 2029 -	\$13,883,000	(T)
	<u>RIGHT-OF-WAY AND UTILITIES FROM FY 22 TO FY 23.</u>		AFTER FY 2029 -	\$15,163,000	(T)
				\$47,648,000	

* U-5746	US 401, SR 1467 / SR 2839 (ALLEN STREET) TO SR 1010	UTILITIES	FY 2022 -	\$605,000	(T)
WAKE	(TEN-TEN ROAD). ADD LANES.	CONSTRUCTION	FY 2024 -	\$38,000	(T)
PROJ.CATEGORY	<u>TO ALLOW ADDITIONAL TIME FOR DESIGN, DELAY</u>		FY 2025 -	\$2,867,000	(T)
REGIONAL	<u>CONSTRUCTION FROM FY 23 TO FY 24.</u>		FY 2026 -	\$895,000	(T)
				\$4,405,000	

* U-5747A	SR 1635 (MCCRIMMON PARKWAY), SR 1613 (DAVIS	BUILD NC CON	FY 2023 -	\$514,000	(T)
WAKE	DRIVE) TO NORTH OF SR 1637 (CHURCH STREET) IN		FY 2024 -	\$257,000	(T)
PROJ.CATEGORY	MORRISVILLE. WIDEN TO 4-LANE DIVIDED FACILITY.		FY 2025 -	\$257,000	(T)
DIVISION	<u>TO ALLOW ADDITIONAL TIME FOR DESIGN, DELAY</u>		FY 2026 -	\$257,000	(T)
	<u>CONSTRUCTION FROM FY 23 TO FY 24.</u>		FY 2027 -	\$257,000	(T)
			FY 2028 -	\$257,000	(T)
			FY 2029 -	\$257,000	(T)
			AFTER FY 2029 -	\$1,805,000	(T)
		CONSTRUCTION	FY 2024 -	\$1,530,000	(T)
			FY 2025 -	\$8,281,000	(T)
			FY 2026 -	\$5,414,000	(T)
			FY 2027 -	\$1,327,000	(T)
				\$20,413,000	

* INDICATES FEDERAL AMENDMENT

REVISIONS TO THE 2020-2029 STIP

TRANSPORTATION PROGRAM
STIP MODIFICATIONS

DIVISION 5

* U-5747B	NC 54, SR 1635 (MCCRIMMON PARKWAY) IN	BUILD NC ROW	FY 2022 -	\$5,000	(T)
WAKE	MORRISVILLE. CONVERT AT-GRADE INTERSECTION TO		FY 2023 -	\$5,000	(T)
PROJ.CATEGORY	GRADE SEPARATION, INCLUDING GRADE SEPARATION		FY 2024 -	\$5,000	(T)
REGIONAL	OF NORTH CAROLINA RAILROAD.		FY 2025 -	\$5,000	(T)
	<u>TO ALLOW ADDITIONAL TIME FOR DESIGN, DELAY</u>		FY 2026 -	\$5,000	(T)
	<u>CONSTRUCTION FROM FY 23 TO FY 24.</u>		FY 2027 -	\$5,000	(T)
			FY 2028 -	\$5,000	(T)
			FY 2029 -	\$5,000	(T)
			AFTER FY 2029 -	\$22,000	(T)
		BUILD NC CON	FY 2024 -	\$1,029,000	(T)
			FY 2025 -	\$343,000	(T)
			FY 2026 -	\$343,000	(T)
			FY 2027 -	\$343,000	(T)
			FY 2028 -	\$343,000	(T)
			FY 2029 -	\$343,000	(T)
			AFTER FY 2029 -	\$2,404,000	(T)
		CONSTRUCTION	FY 2024 -	\$938,000	(T)
			FY 2025 -	\$9,046,000	(T)
			FY 2026 -	\$6,071,000	(T)
			FY 2027 -	\$1,993,000	(T)
				<u>\$23,258,000</u>	

* INDICATES FEDERAL AMENDMENT

REVISIONS TO THE 2020-2029 STIP

TRANSPORTATION PROGRAM
STIP MODIFICATIONS

DIVISION 5

* U-5750	NC 54, NC 540 TO PERIMETER PARK DRIVE IN	ENGINEERING	FY 2022 -	\$135,000	(T)
WAKE	MORRISVILLE. ADD LANES.		FY 2023 -	\$135,000	(T)
PROJ.CATEGORY	<u>TO ALLOW ADDITIONAL TIME FOR DESIGN, DELAY</u>		FY 2024 -	\$135,000	(T)
REGIONAL	<u>CONSTRUCTION FROM FY 23 TO FY 24.</u>		FY 2025 -	\$135,000	(T)
			FY 2026 -	\$135,000	(T)
			FY 2027 -	\$135,000	(T)
			FY 2028 -	\$135,000	(T)
			FY 2029 -	\$135,000	(T)
		AFTER	FY 2029 -	\$540,000	(T)
		BUILD NC ROW	FY 2022 -	\$289	(T)
			FY 2023 -	\$289	(T)
			FY 2024 -	\$289	(T)
			FY 2025 -	\$289	(T)
			FY 2026 -	\$289	(T)
			FY 2027 -	\$289	(T)
			FY 2028 -	\$289	(T)
			FY 2029 -	\$289	(T)
		AFTER	FY 2029 -	\$1,156	(T)
		UTILITIES	FY 2022 -	\$100,000	(T)
			FY 2023 -	\$1,600,000	(T)
		BUILD NC CON	FY 2024 -	\$864,000	(T)
			FY 2025 -	\$288,000	(T)
			FY 2026 -	\$288,000	(T)
			FY 2027 -	\$288,000	(T)
			FY 2028 -	\$288,000	(T)
			FY 2029 -	\$288,000	(T)
		AFTER	FY 2029 -	\$2,019,000	(T)
		CONSTRUCTION	FY 2024 -	\$1,053,000	(T)
			FY 2025 -	\$7,935,000	(T)
			FY 2026 -	\$5,177,000	(T)
			FY 2027 -	\$676,000	(T)
				\$22,487,468	

DIVISION 6

R-5705A	NC 55, JUST SOUTH OF SR 1532 (OAK GROVE CHURCH	RIGHT-OF-WAY	FY 2022 -	\$5,918,000	(T)
HARNETT	ROAD) TO NC 210. PART ON NEW LOCATION.		FY 2023 -	\$2,958,000	(T)
PROJ.CATEGORY	<u>COST INCREASE EXCEEDING \$2 MILLION AND 25%</u>	UTILITIES	FY 2021 -	\$2,000,000	(T)
DIVISION	<u>THRESHOLDS. PROJECT TO NO LONGER UTILIZE</u>	CONSTRUCTION	FY 2023 -	\$2,718,000	(T)
	<u>BUILD NC BOND FUNDING.</u>		FY 2024 -	\$19,932,000	(T)
			FY 2025 -	\$15,855,000	(T)
			FY 2026 -	\$6,795,000	(T)
				\$56,176,000	

* INDICATES FEDERAL AMENDMENT

REVISIONS TO THE 2020-2029 STIP

TRANSPORTATION PROGRAM
STIP MODIFICATIONS

DIVISION 6

* W-5806A	NC 11, NC 11 AT SR 1740 (OLD LAKE ROAD).	RIGHT-OF-WAY	FY 2024 -	\$85,000	(HSIP)
COLUMBUS	CONSTRUCT ROUNDABOUT.	CONSTRUCTION	FY 2025 -	\$798,000	(HSIP)
PROJ.CATEGORY	<u>TO ALLOW ADDITIONAL TIME FOR PLANNING AND</u>		FY 2026 -	\$544,000	(HSIP)
REGIONAL	<u>DESIGN, DELAY RIGHT-OF-WAY FROM FY 22 TO FY 24</u>			\$1,427,000	
	<u>AND CONSTRUCTION FROM FY 23 TO FY 25.</u>				

DIVISION 7

B-5722	SR 1169 (ISLAND DRIVE), REPLACE BRIDGE 780277	RIGHT-OF-WAY	FY 2023 -	\$200,000	(BGOFF)
ROCKINGHAM	OVER BEAVER CREEK	CONSTRUCTION	FY 2023 -	\$20,000	(BGOFF)
PROJ.CATEGORY	<u>TO ALLOW ADDITIONAL TIME FOR PLANNING AND</u>		FY 2024 -	\$1,791,000	(BGOFF)
DIVISION	<u>DESIGN, DELAY RIGHT-OF-WAY AND CONSTRUCTION</u>		FY 2025 -	\$189,000	(BGOFF)
	<u>FROM FY 22 TO FY 23.</u>			\$2,200,000	

B-6038	NC 14 / NC 87, REPLACE BRIDGE 780155 OVER	RIGHT-OF-WAY	FY 2023 -	\$390,000	(NHPB)
ROCKINGHAM	NORFOLK SOUTHERN RAILROAD.	UTILITIES	FY 2023 -	\$163,000	(NHPB)
PROJ.CATEGORY	<u>TO ALLOW ADDITIONAL TIME FOR PLANNING, DELAY</u>	CONSTRUCTION	FY 2023 -	\$39,000	(BFP)
REGIONAL	<u>RIGHT-OF-WAY FROM FY 22 TO FY 23.</u>		FY 2024 -	\$3,205,000	(BFP)
			FY 2025 -	\$656,000	(BFP)
				\$4,453,000	

* BL-0041	LAKE DANIEL GREENWAY; LATHAM PARK GREENWAY,	CONSTRUCTION	FY 2024 -	\$500,000	(BGDACV)
GUILFORD	LAKE DANIEL GREENWAY, FRIENDLY AVENUE TO			\$500,000	
PROJ.CATEGORY	JOSEPHINE BOYD STREET, AND LATHAM PARK				
DIVISION	GREENWAY AT TENNIS COURTS NEAR WENDOVER				
	AVENUE IN GREENSBORO. REPAIR SURFACES.				
	<u>TO ALLOW ADDITIONAL TIME FOR PLANNING, DELAY</u>				
	<u>CONSTRUCTION FROM FY 22 TO FY 24.</u>				

BL-0042	VANCE ARLINGTON GREENWAY, NORTH OF FLORIDA	CONSTRUCTION	FY 2023 -	\$1,200,000	(BGDACV)
GUILFORD	STREET TO BRAGG STREET IN GREENSBORO.			\$1,200,000	
PROJ.CATEGORY	CONSTRUCT GREENWAY AND SIDEPAH.				
DIVISION	<u>TO ALLOW ADDITIONAL TIME FOR PLANNING, DELAY</u>				
	<u>CONSTRUCTION FROM FY 22 TO FY 23.</u>				

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REVISIONS TO THE 2020-2029 STIP

TRANSPORTATION PROGRAM
STIP MODIFICATIONS

DIVISION 7

C-5181 ORANGE PROJ.CATEGORY EXEMPT	JONES CREEK GREENWAY, CONSTRUCT A 100 FOOT BRIDGE AND 650 FOOT PAVED TRAIL IN CARRBORO TO FILL GAP BETWEEN THE UPPER BOLIN TRAIL AND TWIN CREEKS GREENWAY AND IMPLEMENT PROGRAM TO SUPPORT NON-VEHICLE TRIPS TO MORRIS GROVE ELEMENTARY SCHOOL. <u>TO ALLOW ADDITIONAL TIME FOR PLANNING, DELAY CONSTRUCTION FROM FY 22 TO FY 23.</u>	CONSTRUCTION IMPLEMENTATION	FY 2023 - \$523,000 (CMAQ) FY 2023 - \$131,000 (L) FY 2023 - \$10,000 (CMAQ) FY 2023 - \$2,000 (L) \$666,000
* C-5650 ORANGE PROJ.CATEGORY DIVISION	SR 1919 (SMITH LEVEL ROAD / SOUTH GREENSBORO STREET), PUBLIC WORKS DRIVE TO NORTH END OF OLD PITTSBORO ROAD IN CARRBORO. CONSTRUCT SIDEWALK ON ONE SIDE. <u>TO ALLOW ADDITIONAL TIME FOR PLANNING AND DESIGN, DELAY RIGHT-OF-WAY FROM FY 22 TO FY 23 AND CONSTRUCTION FROM FY 23 TO FY 24.</u>	RIGHT-OF-WAY CONSTRUCTION	FY 2023 - \$100,000 (BGANY) FY 2023 - \$25,000 (L) FY 2024 - \$1,000,000 (CMAQ) FY 2024 - \$530,000 (BGANY) FY 2024 - \$206,000 (BGDACV) FY 2024 - \$888,000 (L) \$2,749,000
EB-5873 GUILFORD PROJ.CATEGORY DIVISION	SR 1278 (SOUTH COLLEGE DRIVE), SR 1300 (EAST GREEN DRIVE) TO SR 1113 (EAST KIVETT DRIVE) IN HIGH POINT. CONSTRUCT SIDEWALK. <u>TO ALLOW ADDITIONAL TIME FOR PLANNING, DELAY CONSTRUCTION FROM FY 22 TO FY 23.</u>	CONSTRUCTION	FY 2023 - \$103,000 (TA5200) FY 2023 - \$26,000 (L) \$129,000
EB-5874 GUILFORD PROJ.CATEGORY DIVISION	NC 68 (EASTCHESTER DRIVE), JOHNSON STREET TO SR 1278 (NORTH COLLEGE DRIVE) IN HIGH POINT. CONSTRUCT SIDEWALK. <u>TO ALLOW ADDITIONAL TIME FOR PLANNING, DELAY CONSTRUCTION FROM FY 22 TO FY 23.</u>	CONSTRUCTION	FY 2023 - \$114,000 (TA5200) FY 2023 - \$28,000 (L) \$142,000
EB-5877 GUILFORD PROJ.CATEGORY DIVISION	FARMINGTON DRIVE, HOLDEN ROAD TO SR 4121 (WEST GATE CITY BOULEVARD) IN GREENSBORO. CONSTRUCT SIDEWLAKS. <u>TO ALLOW ADDITIONAL TIME FOR PLANNING AND DESIGN, DELAY CONSTRUCTION FROM FY 22 TO FY 23.</u>	RIGHT-OF-WAY CONSTRUCTION	FY 2022 - \$20,000 (TAANY) FY 2022 - \$5,000 (L) FY 2023 - \$240,000 (TAANY) FY 2023 - \$60,000 (L) \$325,000

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REVISIONS TO THE 2020-2029 STIP

TRANSPORTATION PROGRAM
STIP MODIFICATIONS

DIVISION 7

EB-5878	WEST MEADOWVIEW ROAD, SR 1007 (RANDLEMAN	RIGHT-OF-WAY	FY 2022 -	\$140,000	(TAANY)
GUILFORD	ROAD) TO SOUTH ELM-EUGENE STREET IN		FY 2022 -	\$35,000	(L)
PROJ.CATEGORY	GREENSBORO. CONSTRUCT SIDEWALKS.	CONSTRUCTION	FY 2023 -	\$207,000	(TAANY)
DIVISION	<u>TO ALLOW ADDITIONAL TIME FOR PLANNING AND</u>		FY 2023 -	\$52,000	(L)
	<u>DESIGN, DELAY CONSTRUCTION FROM FY 22 TO FY 23.</u>			\$434,000	
* EB-5883	US 220 (WENDOVER AVENUE), GRECADE STREET TO	RIGHT-OF-WAY	FY 2023 -	\$237,000	(TAANY)
GUILFORD	SR 1001 (NORTH CHURCH STREET) AND SR 2526		FY 2023 -	\$59,000	(L)
PROJ.CATEGORY	(SUMMIT AVENUE) TO US 29 (NORTH O'HENRY	CONSTRUCTION	FY 2024 -	\$2,249,000	(TAANY)
DIVISION	BOULEVARD) IN GREENSBORO. CONSTRUCT		FY 2024 -	\$562,000	(L)
	SIDEWALKS.			\$3,107,000	
	<u>TO ALLOW ADDITIONAL TIME FOR PLANNING AND</u>				
	<u>DESIGN, DELAY RIGHT-OF-WAY FROM FY 22 TO FY 23</u>				
	<u>AND CONSTRUCTION FROM FY 22 TO FY 24.</u>				
EB-5888	SR 1747 (EAST STADIUM DRIVE), SR 1962 (NORTH	CONSTRUCTION	FY 2023 -	\$298,000	(TA5200)
ROCKINGHAM	PIERCE STREET) TO FREEDOM PARK IN EDEN.		FY 2023 -	\$75,000	(L)
PROJ.CATEGORY	CONSTRUCT SIDEWALK.		FY 2024 -	\$56,000	(TA5200)
DIVISION	<u>TO ALLOW ADDITIONAL TIME FOR DESIGN, DELAY</u>		FY 2024 -	\$14,000	(L)
	<u>CONSTRUCTION FROM FY 22 TO FY 23.</u>			\$443,000	
EB-5985	CONE BOULEVARD, US 29 (O'HENRY BOULEVARD) TO	ENGINEERING	FY 2022 -	\$120,000	(TAANY)
GUILFORD	ST. REGIS ROAD IN GREENSBORO. CONSTRUCT		FY 2022 -	\$30,000	(L)
PROJ.CATEGORY	SIDEWALK.	RIGHT-OF-WAY	FY 2023 -	\$62,000	(TAANY)
DIVISION	<u>TO ALLOW ADDITIONAL TIME FOR PLANNING, DELAY</u>		FY 2023 -	\$16,000	(L)
	<u>RIGHT-OF-WAY FROM FY 22 TO FY 23.</u>	CONSTRUCTION	FY 2023 -	\$377,000	(TAANY)
			FY 2023 -	\$94,000	(L)
				\$699,000	
EL-4828A	MORGAN CREEK GREENWAY, PHASE 1 - ABBEY LANE	CONSTRUCTION	FY 2023 -	\$298,000	(BGDA)
ORANGE	TO SR 1919 (SMITH LEVEL ROAD) IN CARRBORO AND		FY 2023 -	\$74,000	(L)
PROJ.CATEGORY	PIEDMONT EMC UTILITY EASEMENT TO SR 1919			\$372,000	
TRANSITION	(SMITH LEVEL ROAD) IN CARRBORO. CONSTRUCT				
	GREENWAY AND CONNECTIONS.				
	<u>TO ALLOW ADDITIONAL TIME FOR DESIGN, DELAY</u>				
	<u>CONSTRUCTION FROM FY 22 TO FY 23.</u>				

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REVISIONS TO THE 2020-2029 STIP

TRANSPORTATION PROGRAM
STIP MODIFICATIONS

DIVISION 7

HL-0045 ORANGE PROJ.CATEGORY DIVISION	EXCHANGE PARK LANE, SOUTH CHURTON STREET TO FARIBAULT LANE IN HILLSBOROUGH. REPAIR BRIDGE 670241 OVER ENO RIVER. <u>TO ALLOW ADDITIONAL TIME FOR DESIGN. DELAY</u> <u>CONSTRUCTION FROM FY 22 TO FY 23.</u>	CONSTRUCTION	FY 2023 - \$126,000 (BGDA CV) FY 2023 - \$27,000 (L) \$153,000
HL-0046 GUILFORD PROJ.CATEGORY DIVISION	SR 4240 (EAST GATE CITY BOULEVARD), WILLOW ROAD TO FLORIDA STREET IN GREENSBORO. MODERNIZE ROADWAY, ADD CURB AND GUTTER, AND CONSTRUCT SIDEWALKS. <u>TO ALLOW ADDITIONAL TIME FOR PLANNING. DELAY</u> <u>RIGHT-OF-WAY FROM FY 22 TO FY 23.</u>	RIGHT-OF-WAY CONSTRUCTION	FY 2023 - \$120,000 (BGDA) FY 2023 - \$30,000 (L) FY 2023 - \$2,848,000 (BGDA) FY 2023 - \$712,000 (L) \$3,710,000
* HL-0047 GUILFORD PROJ.CATEGORY DIVISION	SR 2523 (YANCEYVILLE STREET); SR 2876 (SANDS DRIVE); OLD BATTLEGROUND, SR 2523, LEES CHAPEL ROAD TO FUTURE I-840 (GREENSBORO URBAN LOOP) IN GREENSBORO. WIDEN AND MODERNIZE ROADWAY, ADD CURB AND GUTTER, AND CONSTRUCT SIDEWALKS. SR 2876, EAST CONE BOULEVARD TO MCKNIGHT MILL ROAD IN GREENSBORO. CONSTRUCT SIDEWALK. OLD BATTLEGROUND ROAD, US 220 (BATTLEGROUND AVENUE) TO BRITISH LAKE DRIVE IN GREENSBORO. CONSTRUCT SIDEWALK. <u>TO ALLOW ADDITIONAL TIME FOR PLANNING AND</u> <u>DESIGN. DELAY RIGHT-OF-WAY FROM FY 22 TO FY 23</u> <u>AND CONSTRUCTION FROM FY 23 TO FY 24.</u>	RIGHT-OF-WAY CONSTRUCTION	FY 2023 - \$56,000 (BGDA) FY 2023 - \$14,000 (L) FY 2024 - \$440,000 (BGDA) FY 2024 - \$110,000 (L) \$620,000
* HL-0048 GUILFORD PROJ.CATEGORY DIVISION	VARIOUS, PEDESTRIAN SIGNAL INSTALLATION, ACCESSIBLE RAMP CONSTRUCTION, AND TRAFFIC SIGNAL REPLACEMENT AT VARIOUS INTERSECTIONS IN GREENSBORO. <u>TO ALLOW ADDITIONAL TIME FOR PLANNING AND</u> <u>DESIGN. DELAY RIGHT-OF-WAY FROM FY 22 TO FY 23</u> <u>AND CONSTRUCTION FROM FY 23 TO FY 24.</u>	ENGINEERING RIGHT-OF-WAY CONSTRUCTION	FY 2022 - \$240,000 (BGDA CV) FY 2023 - \$8,000 (BGDA) FY 2023 - \$2,000 (L) FY 2024 - \$800,000 (BGDA) FY 2024 - \$200,000 (L) \$1,250,000
I-5955 GUILFORD PROJ.CATEGORY STATEWIDE	I-40, HOLDEN ROAD TO EAST OF SR 3037 / SR 4240 (EAST GATE CITY BOULEVARD) IN GREENSBORO. PAVEMENT REHABILITATION. <u>TO ALLOW ADDITIONAL TIME FOR DESIGN. DELAY</u> <u>CONSTRUCTION FROM FY 22 TO FY 23.</u>	CONSTRUCTION	FY 2023 - \$141,000 (NHPIM) FY 2024 - \$10,538,000 (NHPIM) FY 2025 - \$3,425,000 (NHPIM) \$14,104,000

* INDICATES FEDERAL AMENDMENT

REVISIONS TO THE 2020-2029 STIP

TRANSPORTATION PROGRAM
STIP MODIFICATIONS

DIVISION 7

P-5713	NORTH CAROLINA RAILROAD (NCRR) / NORFOLK	RIGHT-OF-WAY	FY 2024 -	\$858,000	(T)
GUILFORD	SOUTHERN RAILROAD, SR 1424 (HILLTOP ROAD) IN		FY 2025 -	\$1,715,000	(T)
PROJ.CATEGORY	GREENSBORO. CONVERT AT-GRADE CROSSING TO		FY 2026 -	\$858,000	(T)
STATEWIDE	GRADE SEPARATION.	UTILITIES	FY 2024 -	\$952,000	(T)
	<u>TO ALLOW ADDITIONAL TIME FOR PLANNING AND</u>	CONSTRUCTION	FY 2026 -	\$4,779,000	(T)
	<u>DESIGN, DELAY RIGHT-OF-WAY FROM FY 23 TO FY 24</u>		FY 2026 -	\$148,000	(O)
	<u>AND CONSTRUCTION FROM FY 25 TO FY 26.</u>		FY 2027 -	\$3,378,000	(T)
			FY 2027 -	\$105,000	(O)
			FY 2028 -	\$476,000	(T)
			FY 2028 -	\$15,000	(O)
				\$13,284,000	
TA-4767	GTA, REPLACEMENT PARATRANSIT BUSES	CAPITAL	FY 2022 -	\$104,000	(L)
GUILFORD	<u>MODIFY FUNDING IN FY 22, 23, 24, 25, 26, 27 AND 28 AT</u>		FY 2022 -	\$588,000	(5309)
PROJ.CATEGORY	<u>THE REQUEST OF THE MPO.</u>		FY 2023 -	\$104,000	(L)
PUBLIC TRANS			FY 2023 -	\$588,000	(5309)
			FY 2024 -	\$104,000	(L)
			FY 2024 -	\$588,000	(5309)
			FY 2025 -	\$104,000	(L)
			FY 2025 -	\$588,000	(5309)
			FY 2026 -	\$104,000	(L)
			FY 2026 -	\$588,000	(5309)
			FY 2027 -	\$104,000	(L)
			FY 2027 -	\$588,000	(5309)
			FY 2028 -	\$104,000	(L)
			FY 2028 -	\$588,000	(5309)
				\$4,844,000	
TA-6690	PIEDMONT AUTHORITY FOR REGIONAL TRANS.,	CAPITAL	FY 2022 -	\$7,000	(L)
GUILFORD	REPLACEMENT VEHICLES		FY 2022 -	\$38,000	(5339)
PROJ.CATEGORY	<u>MODIFY FUNDING IN FY 23, 24, 25, 26, 27 AND 28 AT</u>		FY 2023 -	\$7,000	(L)
PUBLIC TRANS	<u>THE REQUEST OF THE MPO.</u>		FY 2023 -	\$38,000	(5339)
			FY 2024 -	\$7,000	(L)
			FY 2024 -	\$38,000	(5339)
			FY 2025 -	\$7,000	(L)
			FY 2025 -	\$38,000	(5339)
			FY 2026 -	\$7,000	(L)
			FY 2026 -	\$38,000	(5339)
			FY 2027 -	\$7,000	(L)
			FY 2027 -	\$38,000	(5339)
			FY 2028 -	\$7,000	(L)
			FY 2028 -	\$38,000	(5339)
				\$315,000	

* INDICATES FEDERAL AMENDMENT

REVISIONS TO THE 2020-2029 STIP

TRANSPORTATION PROGRAM
STIP MODIFICATIONS

DIVISION 7

TA-6714	GTA, ELECTRIC VEHICLE AND CHARGING	CAPITAL	FY 2023 -	\$531,000	(L)
GUILFORD	INFRASTRUCTURE		FY 2023 -	\$3,009,000	(5339)
PROJ.CATEGORY	<u>MODIFY FUNDING IN FY 23 AT THE REQUEST OF THE</u>			\$3,540,000	
PUBLIC TRANS	<u>MPO.</u>				
TG-4759	GREENSBORO TRANSIT AGENCY, PREVENTIVE	CAPITAL	FY 2022 -	\$776,000	(L)
GUILFORD	MAINTENANCE		FY 2022 -	\$3,103,000	(5307)
PROJ.CATEGORY	<u>MODIFY FUNDING IN FY 22, 23, 24, 25, 26, 27 AND 28 AT</u>		FY 2023 -	\$776,000	(L)
PUBLIC TRANS	<u>THE REQUEST OF THE MPO.</u>		FY 2023 -	\$3,103,000	(5307)
			FY 2024 -	\$776,000	(L)
			FY 2024 -	\$3,103,000	(5307)
			FY 2025 -	\$776,000	(L)
			FY 2025 -	\$3,103,000	(5307)
			FY 2026 -	\$776,000	(L)
			FY 2026 -	\$3,103,000	(5307)
			FY 2027 -	\$776,000	(L)
			FY 2027 -	\$3,103,000	(5307)
			FY 2028 -	\$776,000	(L)
			FY 2028 -	\$3,103,000	(5307)
				\$27,153,000	
TG-4957	GREENSBORO TRANSIT AUTHORITY, OPERATING-ADA	OPERATIONS	FY 2022 -	\$165,000	(L)
GUILFORD	PARATRANSIT SERVICE		FY 2022 -	\$658,000	(5307)
PROJ.CATEGORY	<u>MODIFY FUNDING IN FY 22, 23, 24, 25, 26, 27 AND 28 AT</u>		FY 2023 -	\$165,000	(L)
PUBLIC TRANS	<u>THE REQUEST OF THE MPO.</u>		FY 2023 -	\$658,000	(5307)
			FY 2024 -	\$165,000	(L)
			FY 2024 -	\$658,000	(5307)
			FY 2025 -	\$165,000	(L)
			FY 2025 -	\$658,000	(5307)
			FY 2026 -	\$165,000	(L)
			FY 2026 -	\$658,000	(5307)
			FY 2027 -	\$165,000	(L)
			FY 2027 -	\$658,000	(5307)
			FY 2028 -	\$165,000	(L)
			FY 2028 -	\$658,000	(5307)
				\$5,761,000	

* INDICATES FEDERAL AMENDMENT

REVISIONS TO THE 2020-2029 STIP

TRANSPORTATION PROGRAM
STIP MODIFICATIONS

DIVISION 7

TG-5105	GREENSBORO TRANSIT AUTHORITY, ROUTINE CAPITAL	CAPITAL	FY 2022 -	\$56,000	(L)
GUILFORD	<u>MODIFY FUNDING IN FY 22, 23, 24, 25, 26, 27 AND 28 AT</u>		FY 2022 -	\$225,000	(5307)
PROJ.CATEGORY	<u>THE REQUEST OF THE MPO.</u>		FY 2023 -	\$56,000	(L)
PUBLIC TRANS			FY 2023 -	\$225,000	(5307)
			FY 2024 -	\$56,000	(L)
			FY 2024 -	\$225,000	(5307)
			FY 2025 -	\$56,000	(L)
			FY 2025 -	\$225,000	(5307)
			FY 2026 -	\$56,000	(L)
			FY 2026 -	\$225,000	(5307)
			FY 2027 -	\$56,000	(L)
			FY 2027 -	\$225,000	(5307)
			FY 2028 -	\$56,000	(L)
			FY 2028 -	\$225,000	(5307)
				\$1,967,000	
TG-6185	PIEDMONT AUTHORITY FOR REGIONAL	CAPITAL	FY 2022 -	\$19,000	(L)
GUILFORD	TRANSPORTATION, ROUTINE CAPITAL		FY 2022 -	\$74,000	(5307)
PROJ.CATEGORY	<u>MODIFY FUNDING IN FY 23, 24, 25, 26, 27 AND 28 AT</u>		FY 2023 -	\$19,000	(L)
PUBLIC TRANS	<u>THE REQUEST OF THE MPO.</u>		FY 2023 -	\$74,000	(5307)
			FY 2024 -	\$19,000	(L)
			FY 2024 -	\$74,000	(5307)
			FY 2025 -	\$19,000	(L)
			FY 2025 -	\$74,000	(5307)
			FY 2026 -	\$19,000	(L)
			FY 2026 -	\$74,000	(5307)
			FY 2027 -	\$19,000	(L)
			FY 2027 -	\$74,000	(5307)
			FY 2028 -	\$19,000	(L)
			FY 2028 -	\$74,000	(5307)
				\$651,000	

* INDICATES FEDERAL AMENDMENT

REVISIONS TO THE 2020-2029 STIP

TRANSPORTATION PROGRAM
STIP MODIFICATIONS

DIVISION 7

TO-4971	GREENSBORO TRANSIT AUTHORITY, OPERATING-	OPERATIONS	FY 2022 -	\$1,647,000	(SMAP)
GUILFORD	FIXED ROUTE		FY 2022 -	\$3,890,000	(L)
PROJ.CATEGORY	<u>MODIFY FUNDING IN FY 22, 23, 24, 25, 26, 27 AND 28 AT</u>		FY 2022 -	\$2,243,000	(5307)
PUBLIC TRANS	<u>THE REQUEST OF THE MPO.</u>		FY 2023 -	\$1,647,000	(SMAP)
			FY 2023 -	\$3,890,000	(L)
			FY 2023 -	\$2,243,000	(5307)
			FY 2024 -	\$1,647,000	(SMAP)
			FY 2024 -	\$3,890,000	(L)
			FY 2024 -	\$2,243,000	(5307)
			FY 2025 -	\$1,647,000	(SMAP)
			FY 2025 -	\$3,890,000	(L)
			FY 2025 -	\$2,243,000	(5307)
			FY 2026 -	\$1,647,000	(SMAP)
			FY 2026 -	\$3,890,000	(L)
			FY 2026 -	\$2,243,000	(5307)
			FY 2027 -	\$1,647,000	(SMAP)
			FY 2027 -	\$3,890,000	(L)
			FY 2027 -	\$2,243,000	(5307)
			FY 2028 -	\$1,647,000	(SMAP)
			FY 2028 -	\$3,890,000	(L)
			FY 2028 -	<u>\$2,243,000</u>	(5307)
				\$54,460,000	
TO-5209	PIEDMONT AUTHORITY FOR REGIONAL	OPERATIONS	FY 2022 -	\$668,000	(SMAP)
GUILFORD	TRANSPORTATION, OPERATING- FIXED ROUTE		FY 2022 -	\$1,021,000	(L)
PROJ.CATEGORY	<u>MODIFY FUNDING IN FY 22, 23, 24, 25, 26, 27 AND 28 AT</u>		FY 2022 -	\$353,000	(5307)
PUBLIC TRANS	<u>THE REQUEST OF THE MPO.</u>		FY 2023 -	\$668,000	(SMAP)
			FY 2023 -	\$1,021,000	(L)
			FY 2023 -	\$353,000	(5307)
			FY 2024 -	\$668,000	(SMAP)
			FY 2024 -	\$1,021,000	(L)
			FY 2024 -	\$353,000	(5307)
			FY 2025 -	\$668,000	(SMAP)
			FY 2025 -	\$1,021,000	(L)
			FY 2025 -	\$353,000	(5307)
			FY 2026 -	\$668,000	(SMAP)
			FY 2026 -	\$1,021,000	(L)
			FY 2026 -	\$353,000	(5307)
			FY 2027 -	\$668,000	(SMAP)
			FY 2027 -	\$1,021,000	(L)
			FY 2027 -	\$353,000	(5307)
			FY 2028 -	\$668,000	(SMAP)
			FY 2028 -	\$1,021,000	(L)
			FY 2028 -	<u>\$353,000</u>	(5307)
				\$14,294,000	

* INDICATES FEDERAL AMENDMENT

REVISIONS TO THE 2020-2029 STIP

TRANSPORTATION PROGRAM
STIP MODIFICATIONS

DIVISION 7

TO-5221	GUILFORD COUNTY TRANSPORTATION, OPERATING-	OPERATIONS	FY 2022 -	\$35,000	(L)
GUILFORD	RURAL TRANSIT		FY 2022 -	\$35,000	(5307)
PROJ.CATEGORY	<u>MODIFY FUNDING IN FY 22, 23, 24, 25, 26, 27 AND 28 AT</u>		FY 2023 -	\$35,000	(L)
PUBLIC TRANS	<u>THE REQUEST OF THE MPO.</u>		FY 2023 -	\$35,000	(5307)
			FY 2024 -	\$35,000	(L)
			FY 2024 -	\$35,000	(5307)
			FY 2025 -	\$35,000	(L)
			FY 2025 -	\$35,000	(5307)
			FY 2026 -	\$35,000	(L)
			FY 2026 -	\$35,000	(5307)
			FY 2027 -	\$35,000	(L)
			FY 2027 -	\$35,000	(5307)
			FY 2028 -	\$35,000	(L)
			FY 2028 -	\$35,000	(5307)
				<u>\$490,000</u>	
TO-6139	GREENSBORO TRANSIT AUTHORITY, SECTION 5310	OPERATIONS	FY 2022 -	\$18,000	(L)
GUILFORD	OPERATING		FY 2022 -	\$18,000	(5310)
PROJ.CATEGORY	<u>MODIFY FUNDING IN FY 22 AND 23 AT THE REQUEST</u>		FY 2023 -	\$18,000	(L)
PUBLIC TRANS	<u>OF THE MPO.</u>		FY 2023 -	\$18,000	(5310)
			FY 2024 -	\$35,000	(L)
			FY 2024 -	\$35,000	(5310)
			FY 2025 -	\$35,000	(L)
			FY 2025 -	\$35,000	(5310)
			FY 2026 -	\$35,000	(L)
			FY 2026 -	\$35,000	(5310)
			FY 2027 -	\$51,000	(L)
			FY 2027 -	\$51,000	(5310)
				<u>\$384,000</u>	
TQ-6783	GREENSBORO TRANSIT AUTHORITY, SECTION 5310	CAPITAL	FY 2022 -	\$87,000	(L)
GUILFORD	CAPITAL PROJECT		FY 2022 -	\$348,000	(5310)
PROJ.CATEGORY	<u>MODIFY FUNDING IN FY 22 AND 23 AT THE REQUEST</u>		FY 2023 -	\$87,000	(L)
PUBLIC TRANS	<u>OF THE MPO.</u>		FY 2023 -	\$348,000	(5310)
			FY 2024 -	\$54,000	(L)
			FY 2024 -	\$215,000	(5310)
			FY 2025 -	\$54,000	(L)
			FY 2025 -	\$215,000	(5310)
			FY 2026 -	\$54,000	(L)
			FY 2026 -	\$215,000	(5310)
				<u>\$1,677,000</u>	

* INDICATES FEDERAL AMENDMENT

REVISIONS TO THE 2020-2029 STIP

TRANSPORTATION PROGRAM
STIP MODIFICATIONS

DIVISION 7

TQ-7000	GREENSBORO TRANSIT AUTHORITY, SECTION 5310	ADMINISTRATIVE	FY 2022 -	\$41,000	(5310)
GUILFORD	PROGRAM ADMINISTRATION		FY 2023 -	\$41,000	(5310)
PROJ.CATEGORY	<u>MODIFY FUNDING IN FY 22 AND 23 AT THE REQUEST</u>		FY 2024 -	\$28,000	(5310)
PUBLIC TRANS	<u>OF THE MPO.</u>		FY 2025 -	\$28,000	(5310)
			FY 2026 -	\$28,000	(5310)
				<u>\$166,000</u>	

TS-4758	GREENSBORO TRANSIT AUTHORITY, SAFETY &	CAPITAL	FY 2022 -	\$16,000	(L)
GUILFORD	SECURITY		FY 2022 -	\$65,000	(5307)
PROJ.CATEGORY	<u>MODIFY FUNDING IN FY 22, 23, 24, 25, 26, 27 AND 28 AT</u>		FY 2023 -	\$16,000	(L)
PUBLIC TRANS	<u>THE REQUEST OF THE MPO.</u>		FY 2023 -	\$65,000	(5307)
			FY 2024 -	\$16,000	(L)
			FY 2024 -	\$65,000	(5307)
			FY 2025 -	\$16,000	(L)
			FY 2025 -	\$65,000	(5307)
			FY 2026 -	\$16,000	(L)
			FY 2026 -	\$65,000	(5307)
			FY 2027 -	\$16,000	(L)
			FY 2027 -	\$65,000	(5307)
			FY 2028 -	\$16,000	(L)
			FY 2028 -	\$65,000	(5307)
				<u>\$567,000</u>	

U-5852	SR 2085 (BENJAMIN PARKWAY / BRYAN BOULEVARD),	RIGHT-OF-WAY	FY 2023 -	\$855,000	(T)
GUILFORD	US 70 (WENDOVER AVENUE) TO HOLDEN ROAD IN	UTILITIES	FY 2023 -	\$600,000	(T)
PROJ.CATEGORY	GREENSBORO. ADD LANES.	CONSTRUCTION	FY 2025 -	\$2,279,000	(T)
DIVISION	<u>TO ALLOW ADDITIONAL TIME FOR PLANNING, DELAY</u>		FY 2026 -	\$6,307,000	(T)
	<u>CONSTRUCTION FROM FY 24 TO FY 25.</u>		FY 2027 -	\$2,740,000	(T)
			FY 2028 -	\$274,000	(T)
				<u>\$13,055,000</u>	

DIVISION 8

AV-5761	RICHMOND COUNTY AIRPORT (RCZ), CLEAR	CONSTRUCTION	FY 2023 -	\$550,000	(T)
RICHMOND	OBSTRUCTIONS IN RUNWAY 14 APPROACH.			<u>\$550,000</u>	
PROJ.CATEGORY	<u>TO ALLOW ADDITIONAL TIME FOR DESIGN, DELAY</u>				
DIVISION	<u>CONSTRUCTION FROM FY 22 TO FY 23.</u>				

* INDICATES FEDERAL AMENDMENT

REVISIONS TO THE 2020-2029 STIP

TRANSPORTATION PROGRAM
STIP MODIFICATIONS

DIVISION 8

AV-5853 RICHMOND PROJ.CATEGORY DIVISION	RICHMOND COUNTY AIRPORT (RCZ), CONSTRUCT EAST RAMP EXPANSION. <u>TO ALLOW ADDITIONAL TIME FOR DESIGN, DELAY CONSTRUCTION FROM FY 22 TO FY 23.</u>	CONSTRUCTION	FY 2023 -	<u>\$3,658,000</u>	(T)
				\$3,658,000	
* BL-0035 CHATHAM PROJ.CATEGORY EXEMPT	CHATHAM BUSINESS DR, SOUTH OF US 64 BUSINESS (EAST STREET) TO 900 FEET SOUTH OF US 64 BUSINESS (EAST STREET) IN PITTSBORO. CONSTRUCT SIDEWALK SEGMENT TO CONNECT EXISTING SIDEWALK <u>DELETE RIGHT OF WAY PHASE, NO RIGHT OF WAY ACQUISITION REQUIRED.</u>	ENGINEERING CONSTRUCTION	FY 2022 - FY 2022 - FY 2022 - FY 2022 -	\$32,000 \$8,000 \$128,000 <u>\$32,000</u>	(CMAQ) (L) (CMAQ) (L)
				\$200,000	
EB-5734 CHATHAM PROJ.CATEGORY DIVISION	SR 2103 (EAST RALEIGH STREET), SOUTH 7TH AVENUE TO US 64 (EAST 11TH STREET) IN SILER CITY. CONSTRUCT SIDEWALK ON SOUTH SIDE. <u>TO ALLOW ADDITIONAL TIME FOR DESIGN, DELAY CONSTRUCTION FROM FY 22 TO FY 23.</u>	CONSTRUCTION	FY 2023 - FY 2023 -	\$595,000 <u>\$149,000</u>	(TA5200) (L)
				\$744,000	
EB-5744 RANDOLPH PROJ.CATEGORY DIVISION	SR 1950 (WEST ACADEMY STREET), SR 1952 (HIGH POINT STREET) TO HILLARY STREET IN RANDLEMAN. CONSTRUCT SIDEWALK ON NORTH SIDE. <u>TO ALLOW ADDITIONAL TIME FOR DESIGN, DELAY CONSTRUCTION FROM FY 22 TO FY 23.</u>	CONSTRUCTION	FY 2023 - FY 2023 -	\$329,000 <u>\$82,000</u>	(TA5200) (L)
				\$411,000	
* EB-5863 LEE PROJ.CATEGORY DIVISION	US 1 BUSINESS (CARTHAGE STREET), NC 42 (WICKER STREET) TO CHATHAM STREET IN SANFORD. REDUCE NUMBER OF LANES AND CONSTRUCT BICYCLE / PEDESTRIAN ACCOMMODATIONS. <u>TO ALLOW ADDITIONAL TIME FOR DESIGN, DELAY CONSTRUCTION FROM FY 23 TO FY 24.</u>	ENGINEERING RIGHT-OF-WAY CONSTRUCTION	FY 2022 - FY 2022 - FY 2023 - FY 2023 - FY 2024 - FY 2024 -	\$236,000 \$59,000 \$120,000 \$30,000 \$1,175,000 <u>\$294,000</u>	(TA5200) (L) (TA5200) (L) (TA5200) (L)
				\$1,914,000	

* INDICATES FEDERAL AMENDMENT

REVISIONS TO THE 2020-2029 STIP

TRANSPORTATION PROGRAM
STIP MODIFICATIONS

DIVISION 8

EB-5864 MOORE PROJ.CATEGORY DIVISION	KNOLL ROAD, ARBORETUM DRIVE TO NORTH OF PADDOCK LANE IN SOUTHERN PINES. CONSTRUCT SIDEWALK. <u>TO ALLOW ADDITIONAL TIME FOR DESIGN, DELAY CONSTRUCTION FROM FY 22 TO FY 23.</u>	CONSTRUCTION	FY 2023 - \$451,000 (TA5200) FY 2023 - <u>\$113,000</u> (L) \$564,000
* EB-5865 SCOTLAND PROJ.CATEGORY DIVISION	SR 1107 (ATKINSON STREET), US 401 BUSINESS (SOUTH MAIN STREET) TO WEST VANCE STREET IN LAURINBURG. CONSTRUCT SIDEWALKS. <u>TO ALLOW ADDITIONAL TIME FOR DESIGN, DELAY CONSTRUCTION FROM FY 23 TO FY 24.</u>	ENGINEERING RIGHT-OF-WAY CONSTRUCTION	FY 2022 - \$61,000 (TA5200) FY 2022 - \$15,000 (L) FY 2023 - \$154,000 (TA5200) FY 2023 - \$39,000 (L) FY 2024 - \$303,000 (TA5200) FY 2024 - <u>\$76,000</u> (L) \$648,000
* EB-5867 LEE PROJ.CATEGORY DIVISION	SR 1107 (FIELDS DRIVE), SR 1237 (CARTHAGE STREET) TO US 421 BUSINESS (HORNER BOULEVARD) IN SANFORD. CONSTRUCT SIDEWALK. <u>TO ALLOW ADDITIONAL TIME FOR DESIGN, DELAY CONSTRUCTION FROM FY 23 TO FY 24.</u>	ENGINEERING RIGHT-OF-WAY CONSTRUCTION	FY 2022 - \$119,000 (TA5200) FY 2022 - \$30,000 (L) FY 2023 - \$17,000 (TA5200) FY 2023 - \$4,000 (L) FY 2024 - \$595,000 (TA5200) FY 2024 - <u>\$149,000</u> (L) \$914,000
EB-5868 LEE PROJ.CATEGORY DIVISION	WOODLAND STREET, EVERGREEN LANE TO GLOBE STREET IN SANFORD. CONSTRUCT SIDEWALK. <u>TO ALLOW ADDITIONAL TIME FOR PLANNING AND DESIGN, DELAY RIGHT-OF-WAY AND UTILITIES FROM FY 22 TO FY 23 AND CONSTRUCTION FROM FY 23 TO FY 24.</u>	RIGHT-OF-WAY UTILITIES CONSTRUCTION	FY 2023 - \$89,000 (TA5200) FY 2023 - \$22,000 (L) FY 2023 - \$80,000 (TA5200) FY 2023 - \$20,000 (L) FY 2024 - \$884,000 (TA5200) FY 2024 - <u>\$221,000</u> (L) \$1,316,000
EB-5870 LEE PROJ.CATEGORY DIVISION	SR 1579 (SOUTH MAIN STREET), SR 1531 (MANSFIELD DRIVE) TO END OF EXISTING SIDEWALK IN BROADWAY. CONSTRUCT SIDEWALK. <u>TO ALLOW ADDITIONAL TIME FOR DESIGN, DELAY CONSTRUCTION FROM FY 22 TO FY 23.</u>	CONSTRUCTION	FY 2023 - \$69,000 (TALT5) FY 2023 - <u>\$17,000</u> (L) \$86,000

* INDICATES FEDERAL AMENDMENT

REVISIONS TO THE 2020-2029 STIP

TRANSPORTATION PROGRAM
STIP MODIFICATIONS

DIVISION 8

* EB-5872A SCOTLAND PROJ.CATEGORY DIVISION	SR 1108 (WEST BOULEVARD), SR 1105 (TURNPIKE ROAD) TO GLASGOW DRIVE AND EAST OF US 15 / US 401 / US 501 TO SUNSET DRIVE IN LAURINBURG. <u>TO ALLOW ADDITIONAL TIME FOR PLANNING AND DESIGN, DELAY RIGHT-OF-WAY AND CONSTRUCTION FROM FY 23 TO FY 24.</u>	RIGHT-OF-WAY CONSTRUCTION	FY 2024 - \$133,000 (TA5200) FY 2024 - \$33,000 (L) FY 2024 - \$348,000 (TA5200) FY 2024 - \$88,000 (L) \$602,000
* EB-5898 RANDOLPH PROJ.CATEGORY DIVISION	SR 1950 (WEST NAOMI STREET), WEST ACADEMY STREET TO US 220 BUSINESS (SOUTH MAIN STREET) IN RANDLEMAN. CONSTRUCT SIDEWALK, IMPLEMENT ROAD DIET, AND INSTALL RAISED CROSSWALK AND MEDIAN. <u>TO ALLOW ADDITIONAL TIME FOR PLANNING AND DESIGN, DELAY RIGHT-OF-WAY FROM FY 23 TO FY 24 AND CONSTRUCTION FROM FY 23 TO FY 24.</u>	RIGHT-OF-WAY CONSTRUCTION	FY 2024 - \$20,000 (TA5200) FY 2024 - \$5,000 (L) FY 2024 - \$206,000 (TA5200) FY 2024 - \$52,000 (L) \$283,000
EB-5899 MONTGOMERY PROJ.CATEGORY DIVISION	NC 731 (EAST ALLENTON STREET), EXISTING SIDEWALK ON NC 731 TO STANBECK PARK IN MT. GILEAD. CONSTRUCT SIDEWALK. <u>TO ALLOW ADDITIONAL TIME FOR DESIGN, DELAY CONSTRUCTION FROM FY 22 TO FY 23.</u>	CONSTRUCTION	FY 2023 - \$222,000 (TALT5) FY 2023 - \$55,000 (L) \$277,000
* EB-6015A SCOTLAND PROJ.CATEGORY DIVISION	US 401 BUSINESS (SOUTH MAIN STREET), SR 1674 (LAUCHWOOD DRIVE) TO PLAZA ROAD IN LAURINBURG. CONSTRUCT SIDEWALKS <u>TO ALLOW ADDITIONAL TIME FOR PLANNING AND DESIGN, DELAY RIGHT-OF-WAY FROM FY 22 TO FY 23 AND CONSTRUCTION FROM FY 23 TO FY 24.</u>	ENGINEERING RIGHT-OF-WAY CONSTRUCTION	FY 2022 - \$53,000 (TA5200) FY 2022 - \$13,000 (L) FY 2023 - \$61,000 (TA5200) FY 2023 - \$15,000 (L) FY 2024 - \$264,000 (TA5200) FY 2024 - \$66,000 (L) \$472,000
R-5958 RANDOLPH PROJ.CATEGORY DIVISION	NC 159 (ZOO PARKWAY), RIDGE STREET IN ASHEBORO. IMPROVE INTERSECTION. <u>TO ALLOW ADDITIONAL TIME FOR PLANNING, DELAY RIGHT-OF-WAY AND UTILITIES FROM FY 22 TO FY 23.</u>	RIGHT-OF-WAY UTILITIES CONSTRUCTION	FY 2023 - \$320,000 (T) FY 2023 - \$265,000 (T) FY 2025 - \$1,450,000 (T) \$2,035,000

* INDICATES FEDERAL AMENDMENT

REVISIONS TO THE 2020-2029 STIP

TRANSPORTATION PROGRAM
STIP MODIFICATIONS

DIVISION 8

U-5727	US 1 / US 15 / US 501, SOUTH OF SR 1198 (BRYAN DRIVE) TO SR 1237 (CARTHAGE STREET) IN SANFORD.	RIGHT-OF-WAY	FY 2023 -	\$6,000,000	(NHP)
LEE			FY 2024 -	\$6,000,000	(NHP)
PROJ.CATEGORY	UPGRADE TO SUPERSTREET AND RELOCATE NC 78 (TRAMWAY ROAD).	UTILITIES	FY 2023 -	\$900,000	(NHP)
REGIONAL	<u>TO ALLOW ADDITIONAL TIME FOR PLANNING, DELAY RIGHT-OF-WAY AND UTILITIES FROM FY 22 TO FY 23.</u>	CONSTRUCTION	FY 2026 -	\$6,165,000	(T)
			FY 2027 -	\$7,769,000	(T)
			FY 2028 -	\$3,366,000	(T)
				\$30,200,000	

U-5815BA	US 1 (SANDHILLS BOULEVARD), KNIGHT STREET IN ABERDEEN TO OLD US 1 IN SOUTHERN PINES.	CONSTRUCTION	FY 2023 -	\$432,000	(T)
MOORE			FY 2024 -	\$3,898,000	(T)
PROJ.CATEGORY	RELOCATE WATER TRANSMISSION LINE.			\$4,330,000	
REGIONAL	<u>TO ALLOW ADDITIONAL TIME FOR DESIGN, DELAY CONSTRUCTION FROM FY 22 TO FY 23.</u>				

U-5975	US 1 / US 15 / US 501, US 15 / US 501 (WHITE HILL ROAD) / SR 1179 (ROCKY FORK CHURCH ROAD) TO SOUTH OF SR 1198 (BRYAN DRIVE). UPGRADE TO SUPERSTREET.	RIGHT-OF-WAY	FY 2023 -	\$4,100,000	(T)
LEE		UTILITIES	FY 2023 -	\$2,800,000	(T)
PROJ.CATEGORY		CONSTRUCTION	FY 2026 -	\$4,954,000	(T)
REGIONAL	<u>TO ALLOW ADDITIONAL TIME FOR PLANNING, DELAY RIGHT-OF-WAY AND UTILITIES FROM FY 22 TO FY 23.</u>		FY 2027 -	\$6,242,000	(T)
			FY 2028 -	\$2,704,000	(T)
				\$20,800,000	

U-6007	US 220 BUSINESS (SOUTH FAYETTEVILLE STREET), SOUTH OF SR 2915 (RIDGE STREET) TO SOUTH OF SR 1453 (WALKER AVENUE) IN ASHEBORO. CONSTRUCT RIGHT TURN LANE ON SR 2915, CONSTRUCT LEFT-OVERS AT SR 1154 (COUNTRY CLUB DRIVE) / SR 2800 (ATLANTIC AVENUE), AND REDUCE NUMBER OF LANES FROM SR 2800 TO SOUTH OF SR 1453.	UTILITIES	FY 2022 -	\$300,000	(T)
RANDOLPH		CONSTRUCTION	FY 2023 -	\$8,000	(T)
PROJ.CATEGORY			FY 2024 -	\$742,000	(T)
DIVISION	<u>TO ALLOW ADDITIONAL TIME FOR DESIGN, DELAY CONSTRUCTION FROM FY 22 TO FY 23.</u>			\$1,050,000	

DIVISION 9

HE-0009	NC 152, INTERSECTION WITH PROPOSED ACCESS ROAD EAST OF I-85 / US 601 IN CHINA GROVE. WIDEN PAVEMENT AND CONSTRUCT ROUNDABOUT.	ENGINEERING	FY 2022 -	\$600,000	(T)
ROWAN		CONSTRUCTION	FY 2023 -	\$3,900,000	(T)
PROJ.CATEGORY	<u>MODIFY PROJECT SCOPE AND FUNDING AMOUNTS AT THE REQUEST OF THE DIVISION.</u>			\$4,500,000	
DIVISION					

* INDICATES FEDERAL AMENDMENT

REVISIONS TO THE 2020-2029 STIP

TRANSPORTATION PROGRAM
STIP MODIFICATIONS

DIVISION 9

HE-0009A ROWAN PROJ.CATEGORY DIVISION	NC 152, INTERSECTION WITH PROPOSED ACCESS ROAD EAST OF I-85 / US 601 IN CHINA GROVE. INTERMEDIATE INTERSECTION IMPROVEMENTS. WIDEN PAVEMENT AND CONSTRUCT TURN LANES FOR PHASE I OF ROADWAY IMPROVEMENTS. <u>PROJECT BREAK ADDED AT THE REQUEST OF THE DIVISION.</u>	CONSTRUCTION	FY 2023 -	\$1,000,000 (T)
				\$1,000,000
P-5731 DAVIDSON PROJ.CATEGORY DIVISION	NORFOLK SOUTHERN, CROSSING 722306Y (EAST 7TH AVENUE) IN LEXINGTON. CONSTRUCT GRADE SEPARATION IN VICINITY OF 5TH STREET AND CLOSE CROSSING 722306Y. <u>ADD FEDERAL RAILROAD ADMINISTRATION BUILD GRANT FUNDS IN FY 22 NOT PREVIOUSLY PROGRAMMED.</u>	RIGHT-OF-WAY	FY 2022 -	\$3,225,000 (DP)
			FY 2024 -	\$600,000 (T)
			FY 2025 -	\$1,200,000 (T)
			FY 2026 -	\$600,000 (T)
		CONSTRUCTION	FY 2022 -	\$10,795,000 (DP)
			FY 2026 -	\$4,159,000 (T)
			FY 2026 -	\$219,000 (O)
			FY 2027 -	\$3,970,000 (T)
			FY 2027 -	\$209,000 (O)
			FY 2028 -	\$421,000 (T)
			FY 2028 -	\$22,000 (O)
				\$25,420,000
* U-6004 FORSYTH PROJ.CATEGORY DIVISION	SR 1103 (LEWISVILLE- CLEMMONS ROAD), US 158 TO SR 1891 (PEACE HAVEN ROAD) IN CLEMMONS. ACCESS MANAGEMENT AND OPERATIONAL IMPROVEMENTS. <u>TO ALLOW ADDITIONAL TIME FOR PLANNING AND DESIGN, DELAY RIGHT-OF-WAY AND UTILITIES FROM FY 23 TO FY 24 AND CONSTRUCTION FROM FY 25 TO FY 26. BUILD NC BONDS CHANGED FROM RIGHT OF WAY TO CONSTRUCTION PHASE (ROW FUNDING PREVIOUSLY CHANGED TO FEDERAL).</u>	RIGHT-OF-WAY	FY 2024 -	\$3,850,000 (BGANY)
			FY 2025 -	\$7,700,000 (BGANY)
			FY 2026 -	\$3,850,000 (BGANY)
		UTILITIES	FY 2024 -	\$1,300,000 (BGANY)
			FY 2025 -	\$1,300,000 (BGANY)
		BUILD NC CON	FY 2026 -	\$429,000 (T)
			FY 2027 -	\$429,000 (T)
			FY 2028 -	\$429,000 (T)
			FY 2029 -	\$429,000 (T)
		AFTER	FY 2029 -	\$4,719,000 (T)
		CONSTRUCTION	FY 2026 -	\$0 (T)
			FY 2027 -	\$7,291,000 (T)
			FY 2028 -	\$6,352,000 (T)
			FY 2029 -	\$3,657,000 (T)
				\$41,735,000
DIVISION 10				
B-5808 CABARRUS PROJ.CATEGORY REGIONAL	US 29/ US 601, REPLACE BRIDGE 120057 AND BRIDGE 120059 OVER IRISH BUFFALO CREEK. <u>TO ALLOW ADDITIONAL TIME FOR RIGHT-OF-WAY ACQUISITION AND UTILITY RELOCATION, DELAY CONSTRUCTION FROM FY 22 TO FY 23.</u>	CONSTRUCTION	FY 2023 -	\$51,000 (BFP)
			FY 2024 -	\$3,740,000 (BFP)
			FY 2025 -	\$1,309,000 (BFP)
				\$5,100,000

* INDICATES FEDERAL AMENDMENT

REVISIONS TO THE 2020-2029 STIP

TRANSPORTATION PROGRAM
STIP MODIFICATIONS

DIVISION 10

* EB-5929 MECKLENBURG PROJ.CATEGORY DIVISION	BELK GREENWAY CONNECTOR PHASE ONE. EAST STONEWALL STREET AT SOUTH DAVIDSON STREET TO SOUTH KINGS DRIVE. <u>TO ALLOW ADDITIONAL TIME FOR PRELIMINARY ENGINEERING. DELAY CONSTRUCTION FROM FY 22 TO FY 25.</u>	CONSTRUCTION	FY 2025 - \$1,090,000 (CMAQ) FY 2025 - <u>\$467,000</u> (L) \$1,557,000
EB-6036 MECKLENBURG PROJ.CATEGORY DIVISION	HORNETS NEST PARK ACCESS IMPROVEMENTS INCLUDING SIDEWALKS, A MULTI-USE PATH, AND A TRAFFIC SIGNAL WITH LEFT TURN LANES. <u>TO ALLOW ADDITIONAL TIME FOR PRELIMINARY ENGINEERING. DELAY CONSTRUCTION FROM FY 22 TO FY 23.</u>	CONSTRUCTION	FY 2023 - \$1,500,000 (BGDA) FY 2023 - <u>\$375,000</u> (L) \$1,875,000
HL-0001 CABARRUS PROJ.CATEGORY DIVISION	SR 1394 (POPLAR TENT ROAD), SR 1449 (HARRIS ROAD) INTERSECTION. CONSTRUCT INTERSECTION IMPROVEMENTS AND WIDEN SR 1394 (POPLAR TENT ROAD) FROM SR 2880 (MOSS DRIVE) TO FULLERTON PLACE DRIVE. <u>TO REFLECT LATEST SCHEDULE, DELAY PRELIMINARY ENGINEERING FROM FY 21 TO FY 22, AND RIGHT-OF-WAY FROM FY 22 TO FY 23.</u>	ENGINEERING RIGHT-OF-WAY CONSTRUCTION	FY 2022 - \$1,368,000 (BGANY) FY 2022 - \$342,000 (L) FY 2023 - \$3,632,000 (BGANY) FY 2023 - \$784,000 (BGDA) FY 2023 - \$1,104,000 (L) FY 2025 - \$3,140,000 (BGDA) FY 2025 - \$785,000 (L) FY 2026 - \$3,140,000 (BGDA) FY 2026 - <u>\$785,000</u> (L) \$15,080,000

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REVISIONS TO THE 2020-2029 STIP

TRANSPORTATION PROGRAM
STIP MODIFICATIONS

DIVISION 10

* HO-0005	VARIOUS, NCDOT TRAFFIC SYSTEMS OPERATIONS.	CONSTRUCTION	FY 2022 -	\$5,360,000	(CMAQ)
CABARRUS	INSTALL STATEWIDE ITS DEVICE OPERATIONS.		FY 2022 -	\$1,340,000	(S(M))
CATAWBA	<u>COST INCREASE EXCEEDING \$2 MILLION AND 25%</u>		FY 2023 -	\$5,828,000	(CMAQ)
DAVIDSON	<u>THRESHOLDS.</u>		FY 2023 -	\$1,457,000	(S(M))
DAVIE			FY 2024 -	\$6,096,000	(CMAQ)
DURHAM			FY 2024 -	\$1,524,000	(S(M))
EDGEcombe				\$21,605,000	
FORSYTH					
GASTON					
GRANVILLE					
GUILFORD					
HAYWOOD					
IREDELL					
JOHNSTON					
MECKLENBURG					
NASH					
ORANGE					
ROWAN					
UNION					
WAKE					
PROJ.CATEGORY					
EXEMPT					

R-5965B	SR 1107 (SILVER ROAD)/SR 1108 (LIGHTHOUSE ROAD)	CONSTRUCTION	FY 2023 -	\$1,586,000	(T)
STANLY	AND SR 1107 (SILVER ROAD)/SR 1110 (SWIFT ROAD)			\$1,586,000	
PROJ.CATEGORY	INTERSECTIONS. IMPROVE INTERSECTIONS. SR 1107				
DIVISION	(SILVER ROAD), SR 1108 (LIGHTHOUSE ROAD) AND SR				
	1110 (SWIFT ROAD). VARIOUS ROADWAY				
	IMPROVEMENTS INCLUDING FULL DEPTH				
	RECLAMATION.				
	<u>TO ALLOW ADDITIONAL TIME FOR PRELIMINARY</u>				
	<u>ENGINEERING. DELAY CONSTRUCTION FROM FY 22</u>				
	<u>TO FY 23.</u>				
U-5112	SR 1364 (PLEASANT PLAINS ROAD) AT SR 1357	CONSTRUCTION	FY 2023 -	\$1,600,000	(CMAQ)
UNION	(POTTERS ROAD) IN STALLINGS. CONSTRUCT		FY 2023 -	\$500,000	(HSIP)
PROJ.CATEGORY	INTERSECTION IMPROVEMENTS INCLUDING LEFT		FY 2023 -	\$1,657,000	(BGDA)
TRANSITION	TURN LANES AND MODIFICATION OF TRAFFIC SIGNAL.		FY 2023 -	\$814,000	(L)
	<u>TO ALLOW ADDITIONAL TIME FOR PRELIMINARY</u>			\$4,571,000	
	<u>ENGINEERING. DELAY CONSTRUCTION FROM FY 22</u>				
	<u>TO FY 23.</u>				

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REVISIONS TO THE 2020-2029 STIP

TRANSPORTATION PROGRAM
STIP MODIFICATIONS

DIVISION 10

* U-5803	SR 2940 (EASTWAY DRIVE) AND SHAMROCK DRIVE.	RIGHT-OF-WAY	FY 2024 -	\$1,200,000	(T)
MECKLENBURG	CONSTRUCT INTERSECTION IMPROVEMENTS.		FY 2024 -	\$600,000	(L)
PROJ.CATEGORY	<u>TO ALLOW ADDITIONAL TIME FOR PRELIMINARY</u>		FY 2025 -	\$1,200,000	(T)
DIVISION	<u>ENGINEERING, DELAY RIGHT-OF-WAY FROM FY 23 TO</u>	CONSTRUCTION	FY 2025 -	\$3,910,000	(T(DA))
	<u>FY 24.</u>		FY 2025 -	\$2,800,000	(T)
			FY 2025 -	\$6,110,000	(L)
			FY 2026 -	\$3,909,000	(T(DA))
			FY 2026 -	\$2,800,000	(T)
			FY 2026 -	\$6,109,000	(L)
				<u>\$28,638,000</u>	

DIVISION 11

R-5911	US 19E, NC 194 INTERSECTION. CONSTRUCT RIGHT	RIGHT-OF-WAY	FY 2022 -	\$200,000	(BGLT5)
AVERY	TURN LANE FROM US 19E NORTHBOUND TO NC 194	UTILITIES	FY 2022 -	\$100,000	(BGLT5)
PROJ.CATEGORY	EASTBOUND.	CONSTRUCTION	FY 2023 -	\$233,000	(BGLT5)
DIVISION	<u>TO ALLOW ADDITIONAL TIME FOR RIGHT-OF-WAY</u>		FY 2024 -	\$867,000	(BGLT5)
	<u>ACQUISITION, DELAY CONSTRUCTION FROM FY 22 TO</u>			<u>\$1,400,000</u>	
	<u>FY 23.</u>				

U-6035	SR 1002 (DUDLEY SHOALS ROAD) AND SR 1751 (GRACE	CONSTRUCTION	FY 2023 -	\$9,000	(T)
CALDWELL	CHAPEL ROAD/CAMPGROUND ROAD)/SR 1752 (PEACH		FY 2024 -	\$916,000	(T)
PROJ.CATEGORY	ORCHARD ROAD). CONSTRUCT ROUNDABOUT.			<u>\$925,000</u>	
DIVISION	<u>TO ALLOW ADDITIONAL TIME FOR UTILITY</u>				
	<u>RELOCATION, DELAY CONSTRUCTION FROM FY 22 TO</u>				
	<u>FY 23.</u>				

DIVISION 12

* EB-5701	US 29/74 (EAST FRANKLIN BOULEVARD), SR 2200 (COX	RIGHT-OF-WAY	FY 2023 -	\$176,000	(TA5200)
GASTON	ROAD) TO EAST OF DUHART'S CREEK. CONSTRUCT		FY 2023 -	\$44,000	(L)
PROJ.CATEGORY	MISSING SIDEWALK ON SOUTH SIDE OF THE	UTILITIES	FY 2023 -	\$60,000	(TA5200)
DIVISION	ROADWAY. IMPROVE PEDESTRIAN CROSSING AT THE		FY 2023 -	\$15,000	(L)
	INTERSECTION OF US29/74 AND SR 2200 (COX ROAD).	CONSTRUCTION	FY 2024 -	\$1,226,000	(TA5200)
	<u>TO ALLOW ADDITIONAL TIME FOR PRELIMINARY</u>		FY 2024 -	\$307,000	(L)
	<u>ENGINEERING, DELAY RIGHT-OF-WAY FROM FY 22 TO</u>			<u>\$1,828,000</u>	
	<u>FY 23 AND CONSTRUCTION FROM FY 22 TO FY 24 AND</u>				
	<u>MODIFY PROJECT LIMITS AT THE REQUEST OF THE</u>				
	<u>MPO.</u>				

EB-5743	NC 279 (SOUTH NEW HOPE ROAD), SR 2200	ENGINEERING	FY 2023 -	\$257,000	(TA5200)
GASTON	(ARMSTRONG PARK ROAD) TO SR 1255 (HUDSON		FY 2023 -	\$64,000	(L)
PROJ.CATEGORY	BOULEVARD). CONSTRUCT MISSING SIDEWALK ON	CONSTRUCTION	FY 2024 -	\$1,028,000	(TA5200)
DIVISION	SOUTH SIDE OF NC 279.		FY 2024 -	\$257,000	(L)
	<u>TO REFLECT LATEST SCHEDULE, DELAY</u>			<u>\$1,606,000</u>	
	<u>PRELIMINARY ENGINEERING FROM FY 22 TO FY 23 AT</u>				
	<u>THE REQUEST OF THE MPO.</u>				

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REVISIONS TO THE 2020-2029 STIP

TRANSPORTATION PROGRAM
STIP MODIFICATIONS

DIVISION 12

EB-5745 GASTON PROJ.CATEGORY DIVISION	SR 1255 (HUDSON BLVD)/ SR 2466 (REDBUD DR), SR 1255 (HUDSON BOULEVARD) FROM SR 2200 (GASTON DAY SCHOOL ROAD) TO SR 2466 (REDBUD DRIVE). SR 2466 (REDBUD DRIVE) FROM SR 1255 (HUDSON BOULEVARD) TO NC 279 (SOUTH NEW HOPE ROAD). CONSTRUCT SIDEWALK ON ONE SIDE. <u>TO REFLECT LATEST SCHEDULE, DELAY PRELIMINARY ENGINEERING FROM FY 22 TO FY 23 AND RIGHT-OF-WAY FROM FY 22 TO FY 23 AT THE REQUEST OF THE MPO.</u>	ENGINEERING	FY 2023 -	\$246,000	(TA5200)
			FY 2023 -	\$62,000	(L)
		RIGHT-OF-WAY	FY 2023 -	\$108,000	(TA5200)
			FY 2023 -	\$27,000	(L)
		CONSTRUCTION	FY 2024 -	\$240,000	(TA5200)
			FY 2024 -	\$60,000	(L)
			FY 2025 -	\$744,000	(TA5200)
			FY 2025 -	\$186,000	(L)
				\$1,673,000	
EB-5768 GASTON PROJ.CATEGORY DIVISION	SOUTH MARIETTA STREET/ HILLTOP DRIVE, HUDSON BOULEVARD TO CLYDE STREET. CONSTRUCT SIDEWALK ON ONE SIDE OF ROAD. <u>TO REFLECT LATEST SCHEDULE, DELAY PRELIMINARY ENGINEERING FROM FY 22 TO FY 23 AND RIGHT-OF-WAY FROM FY 22 TO FY 23 AT THE REQUEST OF THE MPO.</u>	ENGINEERING	FY 2023 -	\$252,000	(TA5200)
			FY 2023 -	\$63,000	(L)
		RIGHT-OF-WAY	FY 2023 -	\$48,000	(TA5200)
			FY 2023 -	\$12,000	(L)
		CONSTRUCTION	FY 2024 -	\$1,008,000	(TA5200)
			FY 2024 -	\$252,000	(L)
				\$1,635,000	
EB-5975 GASTON PROJ.CATEGORY DIVISION	NC 279 (NEW HOPE ROAD), US 29/74 (FRANKLIN BOULEVARD) TO HUNT AVENUE. CONSTRUCT SIDEWALK ON EAST SIDE OF NC 279 (NEW HOPE ROAD) FROM US 29/74 (FRANKLIN BOULEVARD) TO COURT DRIVE AND WEST SIDE OF NC 279 FROM COURT DRIVE TO HUNT AVENUE. <u>TO REFLECT LATEST SCHEDULE, DELAY PRELIMINARY ENGINEERING FROM FY 22 TO FY 23 AT THE REQUEST OF THE MPO.</u>	ENGINEERING	FY 2023 -	\$413,000	(TA5200)
			FY 2023 -	\$103,000	(L)
		CONSTRUCTION	FY 2024 -	\$1,652,000	(TA5200)
			FY 2024 -	\$413,000	(L)
				\$2,581,000	
EB-5976 GASTON PROJ.CATEGORY DIVISION	SR 2200 (COX ROAD), I-85 TO COURT DRIVE. CONSTRUCT SIDEWALK ON BOTH SIDES OF SR 2200 (COX ROAD). <u>TO REFLECT LATEST SCHEDULE, DELAY PRELIMINARY ENGINEERING FROM FY 22 TO FY 23 AT THE REQUEST OF THE MPO.</u>	ENGINEERING	FY 2023 -	\$280,000	(TA5200)
			FY 2023 -	\$70,000	(L)
		CONSTRUCTION	FY 2024 -	\$1,120,000	(TA5200)
			FY 2024 -	\$280,000	(L)
				\$1,750,000	
* EB-6037A CLEVELAND PROJ.CATEGORY DIVISION	SHELBY RAIL TRAIL, SOUTH DEKALB STREET TO WEST GROVER STREET IN SHELBY. CONSTRUCT MULTIUSE PATH. <u>SWITCH FUNDING FROM RIGHT-OF-WAY TO CONSTRUCTION AND MODIFY PROJECT LIMITS AT THE REQUEST OF THE MPO.</u>	CONSTRUCTION	FY 2024 -	\$4,160,000	(TAANY)
			FY 2024 -	\$1,040,000	(L)
				\$5,200,000	

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REVISIONS TO THE 2020-2029 STIP

TRANSPORTATION PROGRAM
STIP MODIFICATIONS

DIVISION 12

R-5762 ALEXANDER PROJ.CATEGORY DIVISION	INTERSECTION OF NC 16 AND SR 1609 (COUNTY HOME ROAD). CONSTRUCT INTERSECTION IMPROVMENTS. <u>TO ALLOW ADDITIONAL TIME FOR PRELIMINARY ENGINEERING, DELAY CONSTRUCTION FROM FY 22 TO FY 23.</u>	RIGHT-OF-WAY CONSTRUCTION	FY 2022 - \$120,000 (T) FY 2023 - \$377,000 (T) FY 2024 - <u>\$123,000</u> (T) \$620,000
TG-6183A GASTON PROJ.CATEGORY PUBLIC TRANS	GASTONIA TRANSIT, ADA PARATRANSIT SERVICE <u>MODIFY FUNDING IN FY 22 AT THE REQUEST OF THE MPO.</u>	OPERATIONS	FY 2022 - \$153,000 (L) FY 2022 - <u>\$614,000</u> (5307) \$767,000
TG-6184B GASTON PROJ.CATEGORY PUBLIC TRANS	GASTONIA TRANSIT, PREVENTATIVE MAINTENANCE <u>MODIFY FUNDING IN FY 22 AT THE REQUEST OF THE MPO.</u>	OPERATIONS	FY 2022 - \$232,000 (L) FY 2022 - <u>\$928,000</u> (5307) \$1,160,000
TG-6792 GASTON PROJ.CATEGORY PUBLIC TRANS	GASTON TRANSIT, TRANSIT ENHANCEMENTS - PEDESTRIAN WALKWAYS <u>MODIFY FUNDING IN FY 22 AT THE REQUEST OF THE MPO.</u>	CONSTRUCTION	FY 2022 - \$335,000 (L) FY 2022 - <u>\$1,342,000</u> (5307) \$1,677,000
TG-6793 GASTON PROJ.CATEGORY PUBLIC TRANS	GASTONIA TRANSIT, TRANSIT ENHANCEMENTS SHELTERS <u>MODIFY FUNDING IN FY 22 AT THE REQUEST OF THE MPO.</u>	CONSTRUCTION	FY 2022 - \$112,000 (L) FY 2022 - <u>\$447,000</u> (5307) \$559,000
TO-6061 GASTON PROJ.CATEGORY PUBLIC TRANS	GASTONIA TRANSIT, OPERATING EXPENSES <u>MODIFY FUNDING IN FY 22 AT THE REQUEST OF THE MPO.</u>	OPERATIONS	FY 2022 - \$1,240,000 (L) FY 2022 - <u>\$1,240,000</u> (5307) \$2,480,000

* INDICATES FEDERAL AMENDMENT

REVISIONS TO THE 2020-2029 STIP

TRANSPORTATION PROGRAM
STIP MODIFICATIONS

DIVISION 13

EB-5790 BUNCOMBE PROJ.CATEGORY DIVISION	ON-STREET CROSSINGS AND CONNECTIONS FOR BICYCLISTS AND PEDESTRIANS IN ASHEVILLE'S EAST OF THE RIVERWAY. <u>TO ALLOW ADDITIONAL TIME FOR PRELIMINARY ENGINEERING. DELAY CONSTRUCTION FROM FY 22 TO FY 23.</u>	CONSTRUCTION	FY 2023 - \$840,000 (BGDA) FY 2023 - \$210,000 (L) \$1,050,000
EB-5824 BUNCOMBE PROJ.CATEGORY DIVISION	HOMINY CREEK GREENWAY, CONSTRUCT MULTI-USE PATH FROM HOMINY VALLEY PARK AND ENKA HIGH SCHOOL TO EAST OF SAND HILL ROAD <u>TO ALLOW ADDITIONAL TIME FOR PRELIMINARY ENGINEERING. DELAY CONSTRUCTION FROM FY 22 TO FY 23.</u>	CONSTRUCTION	FY 2023 - \$26,000 (BGANY) FY 2023 - \$2,000 (BGDA) FY 2023 - \$10,000 (L) FY 2024 - \$1,760,000 (BGANY) FY 2024 - \$135,000 (BGDA) FY 2024 - \$682,000 (L) FY 2025 - \$841,000 (BGANY) FY 2025 - \$63,000 (BGDA) FY 2025 - \$326,000 (L) \$3,845,000
* EB-5918 MADISON PROJ.CATEGORY DIVISION	US 25/70, SR 1601 (DERINGER DRIVE) TO BEGINNING OF INGLE'S PARKING LOT. CONSTRUCT SIDEWALKS, INSTALL CROSSWALKS, ADA RAMPS, PEDESTRIAN SIGNAL AND PEDESTRIAN REFUGE. <u>TO ALLOW ADDITIONAL TIME FOR PRELIMINARY ENGINEERING. DELAY CONSTRUCTION FROM FY 22 TO FY 24.</u>	CONSTRUCTION	FY 2024 - \$120,000 (TALT5) FY 2024 - \$30,000 (L) \$150,000
EB-5947 BUNCOMBE PROJ.CATEGORY DIVISION	NEW HAW CREEK ROAD, BEVERLY ROAD TO BELL ROAD. CONSTRUCT SIDEWALKS. <u>TO ALLOW ADDITIONAL TIME FOR PRELIMINARY ENGINEERING. DELAY CONSTRUCTION FROM FY 22 TO FY 23.</u>	CONSTRUCTION	FY 2023 - \$1,900,000 (BGANY) FY 2023 - \$475,000 (L) \$2,375,000
HI-0010 McDOWELL PROJ.CATEGORY STATEWIDE	I-40, MILE MARKER 67 TO MILE MARKER 73 (OLD FORT MOUNTAIN). CONSTRUCT SAFETY AND DRAINAGE IMPROVEMENTS, REHABILITATE PAVEMENT, AND RECONSTRUCT MEDIAN BARRIER. <u>TO ALLOW ADDITIONAL TIME FOR PRELIMINARY ENGINEERING. DELAY CONSTRUCTION FROM FY 22 TO FY 23.</u>	CONSTRUCTION	FY 2023 - \$500,000 (HSIP) FY 2023 - \$6,250,000 (NHPIM) FY 2024 - \$500,000 (HSIP) FY 2024 - \$6,250,000 (NHPIM) \$13,500,000

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REVISIONS TO THE 2020-2029 STIP

TRANSPORTATION PROGRAM
STIP MODIFICATIONS

DIVISION 13

HL-0003 BUNCOMBE PROJ.CATEGORY REGIONAL	US 19/23 BUSINESS (HAYWOOD ROAD), UPGRADE ROADWAY (INCLUDING RESURFACING AND PEDESTRIAN IMPROVEMENTS) FROM US 19/23/74 (PATTON AVENUE) TO RIDGELAWN ROAD. <u>TO ALLOW ADDITIONAL TIME FOR PRELIMINARY ENGINEERING, DELAY CONSTRUCTION FROM FY 22 TO FY 23.</u>	ENGINEERING	FY 2022 -	\$24,000	(BGDA)
			FY 2022 -	\$6,000	(S(M))
		CONSTRUCTION	FY 2023 -	\$307,000	(BGANY)
			FY 2023 -	\$221,000	(BGDA)
			FY 2023 -	\$287,000	(S(M))
			FY 2024 -	\$1,857,000	(BGANY)
			FY 2024 -	\$1,338,000	(BGDA)
			FY 2024 -	\$1,733,000	(S(M))
			FY 2025 -	\$735,000	(BGANY)
			FY 2025 -	\$529,000	(BGDA)
			FY 2025 -	\$685,000	(S(M))
				\$7,722,000	
I-2513AC BUNCOMBE PROJ.CATEGORY REGIONAL	I-26/I-240, NORTH OF I-40 TO SR 3548 (HAYWOOD ROAD). WIDEN TO SIX LANE FREEWAY. <u>TO ALLOW ADDITIONAL TIME FOR PRELIMINARY ENGINEERING, DELAY RIGHT-OF-WAY FROM FY 22 TO FY 23.</u>	BUILD NC ROW	FY 2023 -	\$1,802,000	(T)
			FY 2024 -	\$901,000	(T)
			FY 2025 -	\$901,000	(T)
			FY 2026 -	\$901,000	(T)
			FY 2027 -	\$901,000	(T)
			FY 2028 -	\$901,000	(T)
			FY 2029 -	\$901,000	(T)
			AFTER FY 2029 -	\$6,307,000	(T)
		RIGHT-OF-WAY	FY 2023 -	\$6,325,000	(T)
			FY 2024 -	\$12,650,000	(T)
			FY 2025 -	\$6,325,000	(T)
		UTILITIES	FY 2023 -	\$1,500,000	(T)
			FY 2024 -	\$1,500,000	(T)
		BUILD NC CON	FY 2024 -	\$3,887,000	(T)
			FY 2025 -	\$3,887,000	(T)
			FY 2026 -	\$3,887,000	(T)
			FY 2027 -	\$3,887,000	(T)
			FY 2028 -	\$3,887,000	(T)
			FY 2029 -	\$3,887,000	(T)
			AFTER FY 2029 -	\$34,983,000	(T)
		CONSTRUCTION	FY 2024 -	\$0	(T)
			FY 2025 -	\$14,460,000	(T)
			FY 2026 -	\$43,160,000	(T)
			FY 2027 -	\$36,520,000	(T)
			FY 2028 -	\$26,560,000	(T)
				\$220,820,000	
U-5019A BUNCOMBE PROJ.CATEGORY DIVISION	RIVERWAY MULTI-MODAL NETWORK, CONSTRUCT TOWN BRANCH GREENWAY. <u>TO ALLOW ADDITIONAL TIME FOR PRELIMINARY ENGINEERING, DELAY CONSTRUCTION FROM FY 22 TO FY 23.</u>	CONSTRUCTION	FY 2023 -	\$1,706,000	(BGANY)
			FY 2023 -	\$855,000	(L)
			FY 2024 -	\$1,706,000	(BGANY)
				\$4,267,000	

* INDICATES FEDERAL AMENDMENT

REVISIONS TO THE 2020-2029 STIP

TRANSPORTATION PROGRAM
STIP MODIFICATIONS

DIVISION 13

U-5019D	RIVERWAY MULTI-MODAL NETWORK, LIVINGSTON	CONSTRUCTION	FY 2023 -	\$1,500,000	(L)
BUNCOMBE	STREET COMPLETE STREETS IMPROVEMENTS.			\$1,500,000	
PROJ.CATEGORY	<u>TO ALLOW ADDITIONAL TIME FOR PRELIMINARY</u>				
DIVISION	<u>ENGINEERING, DELAY CONSTRUCTION FROM FY 22</u>				
	<u>TO FY 23.</u>				

* U-6163	SR 3116 (MILLS GAP ROAD), SR 3136 (CANE CREEK	RIGHT-OF-WAY	FY 2024 -	\$100,000	(S)
BUNCOMBE	ROAD) INTERSECTION. CONSTRUCT ROUNDABOUT.	UTILITIES	FY 2024 -	\$300,000	(S)
PROJ.CATEGORY	<u>TO ALLOW ADDITIONAL TIME FOR PRELIMINARY</u>	CONSTRUCTION	FY 2024 -	\$4,000	(S)
DIVISION	<u>ENGINEERING, DELAY RIGHT-OF-WAY FROM FY 23 TO</u>		FY 2024 -	\$20,000	(T)
	<u>FY 24 AND CONSTRUCTION FROM FY 23 TO FY 24.</u>		FY 2025 -	\$301,000	(S)
			FY 2025 -	\$1,503,000	(T)
			FY 2026 -	\$95,000	(S)
			FY 2026 -	\$477,000	(T)
				\$2,800,000	

DIVISION 14

EB-5923	SR 1432 (SKYLAND DRIVE), SR 1429 (CHIPPER CURVE	CONSTRUCTION	FY 2023 -	\$679,000	(TALT5)
JACKSON	ROAD) TO US 23 BUSINESS. CONSTRUCT SIDEWALK.		FY 2023 -	\$170,000	(L)
PROJ.CATEGORY	<u>TO ALLOW ADDITIONAL TIME FOR BIDDING AND</u>		FY 2024 -	\$89,000	(TALT5)
DIVISION	<u>LETTING, DELAY CONSTRUCTION FROM FY 22 TO FY</u>		FY 2024 -	\$22,000	(L)
	<u>23.</u>			\$960,000	

HF-0002	SR 1408 (FISH HATCHERY ROAD), 1.5 MILES WEST OF	ENGINEERING	FY 2022 -	\$8,000	(FLAP)
TRANSYLVANIA	US 276 TO END OF PAVEMENT. INSTALL GUARDRAIL		FY 2022 -	\$2,000	(S(M))
PROJ.CATEGORY	AT VARIOUS LOCATIONS.	CONSTRUCTION	FY 2023 -	\$184,000	(FLAP)
EXEMPT	<u>TO ALLOW ADDITIONAL TIME FOR PRELIMINARY</u>		FY 2023 -	\$46,000	(S(M))
	<u>ENGINEERING, DELAY CONSTRUCTION FROM FY 22</u>			\$240,000	
	<u>TO FY 23.</u>				

* HF-0004	US 276, US 64 TO AVERY CREEK TRAILHEAD. INSTALL	ENGINEERING	FY 2023 -	\$24,000	(FLAP)
TRANSYLVANIA	GUARDRAIL AND CONSTRUCT SIDEWALK AND INSTALL		FY 2023 -	\$6,000	(S(M))
PROJ.CATEGORY	GUARDRAIL FROM SLIDING ROCK TO PROPOSED OFF-	CONSTRUCTION	FY 2024 -	\$396,000	(FLAP)
EXEMPT	SITE PARKING.		FY 2024 -	\$99,000	(S(M))
	<u>TO REFLECT THE LATEST SCHEDULE, DELAY</u>			\$525,000	
	<u>PRELIMINARY ENGINEERING FROM FY 22 TO FY 23</u>				
	<u>AND CONSTRUCTION FROM FY 23 TO FY 24.</u>				

* INDICATES FEDERAL AMENDMENT

REVISIONS TO THE 2020-2029 STIP

TRANSPORTATION PROGRAM
STIP MODIFICATIONS

STATEWIDE

* C-5702D	VARIOUS, NORTH CAROLINA CLEAN ENERGY	IMPLEMENTATION	FY 2022 -	\$1,210,000	(CMAQ)
STATEWIDE	TECHNOLOGY CENTER. CONDUCT A CLEAN-FUEL		FY 2022 -	\$303,000	(L)
PROJ.CATEGORY	ADVANCED TECHNOLOGY OUTREACH AND		FY 2023 -	\$1,396,000	(CMAQ)
EXEMPT	AWARENESS PROGRAM IN ALL CMAQ-ELIGIBLE		FY 2023 -	\$349,000	(L)
	COUNTIES.			\$3,258,000	
	<u>COST INCREASE EXCEEDING \$2 MILLION AND 25% THRESHOLDS.</u>				

* C-5702E	VARIOUS, NORTH CAROLINA CLEAN ENERGY	IMPLEMENTATION	FY 2022 -	\$1,222,000	(CMAQ)
STATEWIDE	TECHNOLOGY CENTER. EMISSIONS-REDUCING SUB-		FY 2022 -	\$306,000	(L)
PROJ.CATEGORY	AWARDS IN ALL CMAQ-ELIGIBLE COUNTIES.		FY 2023 -	\$3,245,000	(CMAQ)
EXEMPT	<u>COST INCREASE EXCEEDING \$2 MILLION AND 25% THRESHOLDS.</u>		FY 2023 -	\$811,000	(L)
				\$5,584,000	

TU-0011	NCDOT, NCDOT-IMD SECTION 5304 PROGRAM FUNDS	PLANNING	FY 2022 -	\$227,000	(L)
STATEWIDE	TO SUPPORT THE INTEGRATED MOBILITY DIVISION		FY 2022 -	\$1,134,000	(5303)
PROJ.CATEGORY	URBAN TRANSIT TECHNICAL ASSISTANCE ACTIVITIES.	ADMINISTRATIVE	FY 2023 -	\$370,000	(5303)
PUBLIC TRANS	<u>MODIFY FUNDING IN FY 22 AT THE REQUEST OF THE INTEGRATED MOBILITY DIVISION.</u>			\$1,731,000	

STIP DELETIONS

DIVISION 7

* EB-5887	NC 49 / NC 54 (HARDEN STREET), WEST PINE STREET	RIGHT-OF-WAY	FY 2023 -	\$35,000	(TA5200)
ALAMANCE	TO NORTH MARSHALL STREET IN GRAHAM.		FY 2023 -	\$9,000	(L)
PROJ.CATEGORY	CONSTRUCT SIDEWALK.	CONSTRUCTION	FY 2023 -	\$84,000	(TA5200)
DIVISION	<u>DELETE AT THE REQUEST OF CITY OF GRAHAM.</u>		FY 2023 -	\$21,000	(L)
				\$149,000	

* INDICATES FEDERAL AMENDMENT

REVISIONS TO THE 2020-2029 STIP

TRANSPORTATION PROGRAM

ITEM N SUMMARY

ADDITIONS	9 PROJECTS	\$18,424,967
MODIFICATIONS	125 PROJECTS	
DELETIONS	1 PROJECTS	\$149,000
	135 PROJECTS	\$18,275,967

August 11, 2022
Board of Transportation Agenda – Special and Municipal Agreements

SUMMARY: There are a total of 21 agreements for approval by the Board of Transportation.

Statewide

U.S. Environmental Protection
Agency (EPA)
11034

This is a reimbursement agreement with EPA to partially fund one (1) position in the EPA Region 4 Office over a period of four (4) years. The position is needed to support continued project development and review/coordination of Department projects statewide. The Department shall reimburse EPA an amount not to exceed \$335,000 for a four (4) year period from October 1, 2022 to September 30, 2026.

Division 1

Elizabeth City-Pasquotank
Public Schools
Pasquotank County
36249.4527
1000014788

This project consists of parking lot improvements such as resurfacing, milling, full depth patching, widening, paint pavement markings, curb and gutter, and wheelchair ramps at Northeastern High School, Central Elementary School and Sheep Harney Elementary School. The Department will perform the work. The School System shall reimburse the Department 100% of actual cost of the project. The estimated reimbursement to the Department is \$760,000.

Division 2

Town of Trenton
Jones County
2019CPT.02.32.20522
1000014807

The Project consists of raising the existing grade of King Street (SR 1348) in Trenton by approximately one foot in a 145 feet section over a crossline at the Municipal/NCDOT limit. The Department and the Municipality shall equally share in the costs of the work. The Department will perform the work. The Municipality shall reimburse the Department 50% of the actual costs. Based on the estimated cost of \$96,810, Municipality would reimburse the Department \$48,405.

Town of Bethel
Pitt County
36248.55
1000014814

This Project consists of resurfacing the streets within the Town of Bethel limits. The Municipality will notify the Department to resurface the streets as necessary. The estimated cost of the work is \$360,000. The Department will invoice the Municipality after work is performed. Under provisions of G.S. 136-41.1, the Department is authorized to use Powell Bill funds allocated to a municipality when the municipality fails to pay.

August 11, 2022
Board of Transportation Agenda – Special and Municipal Agreements

Division 4

Wayne County
80115
11249

The Project consists of the construction of an industrial access road in Park East Industrial Park from SR 1895 (Gateway Drive) to SR 1758 (McLean Street). The County shall be responsible for performing the work. The Department shall participate in funding costs. The estimated cost of the project is \$1,720,000.

Division 5

Merritt Properties LLC
Wake County
B-5318
46032.1.1
1000014735

This Project consists of the replacement of Bridge 126 over Smith Creek on SR 2044 (Ligon Mill Road) and includes roadway and drainage design of the Merritt turn lane. The Department will design the roadway and drainage. The estimated cost of the actual work is \$10,543.82. The Developer shall reimburse the Department for the total actual cost of work.

Merritt Properties LLC
Wake County
B-5318
46032.3.1
1000014734

This Project consists of the replacement of Bridge 126 over Smith Creek on SR 2044 (Ligon Mill Road) and grading, drainage, and paving a turn lane. The Department will construct the turn lane. The estimated total cost of actual work is \$96,075. The Developer shall reimburse the Department 100% of actual total costs.

CSX Transportation, Inc (CSXT)
Wake County
P-5720
46932.3.1

This Supplemental Agreement No. 1 provides new supplemental funds from the Federal FY 2017 CRISI Discretionary Grant in the amount of \$500,000 for the original Durant Road Grade Separation Construction and Maintenance Agreement ("DGSCMA") with the appending of corresponding exhibits that specify the terms and conditions of the new funding as well as the addition of reimbursement procedures in the event of project termination. There will be no cost to the Department under this Supplemental Agreement.

Norfolk Southern Railway Company (NSR)
North Carolina Railroad Company (NCRR)
Wake County
U-5747B
50167.3.3

This Construction Agreement covers the construction of a new grade separation over NCRR/NSR Corridor at SR 1635 (McCrimmon Parkway) that includes grading, drainage, and surfacing to construct a crossing at separated grades and appurtenant works across NCRR's Corridor, property, right-of-way, tracks, and other facilities at or near Milepost H-66.49. The Work includes preliminary engineering and construction of the Overhead project including construction-related engineering and post-construction inspection. The Department will perform the work and NSR will provide flagging as needed. NSR will contribute \$200,000 to the cost of the project, and the total cost of this Project is \$22,048,000.

August 11, 2022
Board of Transportation Agenda – Special and Municipal Agreements

Division 5, cont.

Norfolk Southern Railway Company
(NSR)
North Carolina Railroad Company
(NCRR)
Wake County
U-5747B
50167.3.3

This Roadway Agreement covers the construction of a grade separation over NCRR/NSR Corridor at SR 1635 (McCrimmon Parkway) from West of SR 1613 (Davis Drive) to Perimeter Park Drive and the closure of the existing at-grade crossing at SR 1635 (McCrimmon Parkway). The Work includes designing the final roadway plans, constructing a new grade separation, and removing equipment from the old at-grade crossing. The work will be performed by the Department and NSR; NCRR will provide flagging as needed. The total cost of this Project is \$36,248,000.

Division 8

Village of Pinehurst
Moore County
SM-5708D
48719.3.1
1000014795

The Project consists of the realignment of SR 1208 (Page Road) approach to US 15-501 in Pinehurst, construction of exclusive left and right turn lanes on Page Road, construction of a southbound right turn lane and northbound left turn lane on US 15-501, and installation of a traffic signal. At the request of the Municipality, the Department will install metal sign poles painted Essex Green in lieu of wooden poles. The estimated cost of the additional work is \$72,575. The Municipality will be responsible for 100% of the actual costs.

City of Laurinburg
Scotland County
B-5003
41106.1.1
41106.3.F1
11161

This Project consisted of the replacement of Bridge No 81 on Commonwealth Avenue over Leith Creek. The Department and FHWA have agreed to allow the Town to remove the bridge in lieu of replacement. The Department will reimburse 80% of costs to develop plans for the bridge removal and the construction contract. The Municipality shall provide 20% of all costs.

Division 9

Village of Clemmons
Forsyth County
EB-5960
48449.1.1
48449.2.1
48449.3.1
11252

This Project consists of the construction of sidewalk on Harper Road (SR 1101) and Peace Haven Road (SR 1891). The Municipality is responsible for all phases of the project. The Department will reimburse 80% of eligible costs up to \$1,001,000. The Municipality shall provide a 20% non-federal match and all costs that exceed \$1,251,250.

August 11, 2022
Board of Transportation Agenda – Special and Municipal Agreements

Division 9, cont.

City of Salisbury
Rowan County
HL-0049
49900.1.1
49900.2.1
49900.3.1
11254

The Project consists of the construction of a median on Brenner Avenue, US 70 / US 601 (Jake Alexander Boulevard) to Milford Hills Road and Roundabout at Milford Hills Road. The Municipality is responsible for all phases of the project. The Department will reimburse 80% of eligible costs up to \$820,608. The Municipality shall provide a 20% non-federal match and all costs that exceed \$1,025,760.

Town of Walkerton
Forsyth County
BL-0020
49482.2.1
49482.2.2
49482.3.1
11253

The Project consists of the construction of a sidewalk on Depot Street from Main Street to Sullivantown Road. The Municipality is responsible for all phases of the project. The Department will reimburse 80% of eligible costs up to \$382,800. The Municipality shall provide a 20% non-federal match and all costs that exceed \$478,500.

Division 10

City of Charlotte
Mecklenburg County
36249.4523
1000014774

This Project consists of the construction of a southbound right turn lane, eastbound dual lefts and northbound dual receiving lanes for the dual lefts at Lancaster Highway (SR 4982) and Providence Road West (SR 3626). The Department will perform the work and maintenance upon completion of the project. The estimated cost of the Project is \$3,000,000. The Municipality will provide \$2,500,000 towards the Project.

City of Charlotte/Charlotte Water
Mecklenburg County
U-5114
42376.3.1
11239

The Project consists of roadway improvements at the intersection of US 21 Statesville Road and Gilead Road, including bicycle and pedestrian accommodations and water and sewer line relocation in Mecklenburg County. The Department will perform the water and sewer line relocation. The estimated cost of the Project is \$1,174,630.86. The Agency will reimburse the Department 100% of total actual cost of work.

Division 12

City of Statesville
Iredell County
12.104911
1000014907

This Project consists of repairs to a storm drainage repair on US-21/NC115 (South Center Street) between Bell Street and Garfield Street. Municipality will participate with 50% of all charges associated with this construction project. The Department will perform the work. The Municipality shall

August 11, 2022
Board of Transportation Agenda – Special and Municipal Agreements

reimburse 50% of total costs to the Department. The total estimated cost of the Project is \$200,000.

Division 13

Town of Hildebran
Burke County
BL-0001
49349.1.1
1000014900

The Project consists of designing pedestrian improvements along Main Avenue East in the Town of Hildebran in Burke County. The Department will provide the design and the Municipality shall participate in 20% of actual costs of the work. The estimated participation by the Municipality is \$16,000.

Asheville City Schools
Buncombe County
36249.4528
1000014852

The project consists of the installation of school zone warning flashers on US 25 (McDowell St.) at both approaches to Asheville High School in Buncombe County. The Department will purchase and perform the installation of the flashers. The School shall reimburse the Department 100% of actual cost of all the work. The estimated reimbursement to the Department is \$18,071.

City of Morganton
Burke County
B-5869
48063.2.1
11247

This Project consists of the replacement of bridge 99 over Norfolk Southern Railroad on US 64/US 70. The Municipality has requested the department to design and construct the water and sewer lines. The Municipality shall reimburse 100% of the actual cost of the work. The estimated cost is \$248,331.43

Buncombe County
EB-5774
46407.1.1
46407.2.1
46407.3.1
11263

This Project consists of construction of a multi-use path along NC 251 (Riverside Drive) from SR 1684 (Elk Mountain Road) to Exit 25 on US 19/23/70. This Supplemental Agreement combines project EB-5925 into project, changes scope, adds additional funding and extends project end date. The Department will participate in 80% of eligible costs up to an additional \$3,200,000. The Municipality will provide a 20% non-federal match of \$800,000 and all costs that exceed the total available funding of \$7,660,000.

Watco Companies, LLC d/b/a Blue
Ridge Southern Railroad, LLC
(BLU)
Buncombe, Haywood, & Jackson
Counties
80000.1.4.117

This Addendum Number 8 to the BLU Master Rail Freight Assistance Agreement covers construction improvements to the BLU railway corridor. The project will upgrade track and modernize bridges in the Canton and Skyland Subdivisions. BLU will be responsible for construction of the project. This item was previously approved by the Board of Transportation on the

August 11, 2022
Board of Transportation Agenda – Special and Municipal Agreements

September 2, 2021 and is being re-submitted to remove the matching commitment towards a CRISI grant. The total estimated cost to the Department is \$1,510,000.

Division 14

City of Brevard
Transylvania County
47850
1000014930

The project consists of the construction of a 10 feet wide multi-use path along SR 1116, (North Country Club Road) from SR 1118 (Gallimore Road) to the services entrance of Brevard High School. The length of the path is approximately 1120 feet and includes two short retaining walls. The Department will construct the path. The Municipality shall reimburse the Department 100% of the actual cost of the work. The estimated reimbursement to the Department \$345,788.

Transylvania County
36249.4529
1000014898

The Project consists of making improvements to Hart Road in Transylvania County. The Department will perform the work. The total estimated cost of the project is \$2,365,016. The County shall reimburse the Department 100% of actual cost of work.

Watco Companies, LLC d/b/a Blue
Ridge Southern Railroad, LLC
(BLU)
Fletcher Warehousing Company
Henderson County
80000.3.4.2

This Addendum Number 9 to the BLU Master Rail Freight Assistance Agreement covers construction improvements to the BLU railway corridor. The project will construct a truck-to rail transload facility to include rail spurs and an operational yard/laydown area. BLU will be responsible for construction of the project. Additionally, Fletcher Warehousing Company and the Department will enter into a Contingent Interest Agreement and Instrument of Indebtedness (CIA) to secure a lien on the project assets for five (5) years. Supplemental funding in the amount of \$400,000 is required due to escalated costs of steel materials and other components. The total estimated cost to the Department is \$2,035,000.

August 11, 2022
Board of Transportation Agenda – Special and Municipal Agreements

SUMMARY: There are a total of 22 agreements for informational purposes only.

Division 1

Town of Woodland
Northampton County
11250

This Agreement is to allow Disaster Related Debris Removal by the Municipality during a State or Disaster or Imminent Threat of Disaster and/or a State Emergency. The Municipality shall remove and dispose of disaster related debris on all released State Routes. The Municipality shall apply directly to FEMA for reimbursement of eligible debris removal costs.

Division 3

New Hanover County
40238.3.6
11241

The Project consists of the installation of landscape plantings in median along US 17 (Market Street) from SR 1929 (Middle Sound Loop Road) to SR 2734 (Marsh Oaks Drive). The Department will perform the work. The Municipality will be responsible for maintenance upon completion of the work

Town of Surf City
Pender County
11256

The Project consists of the installation of generator transfer switches to allow for generator backup for signalized intersections within the Town of Surf City or included in the Surf City Schedule C and D agreements. The Municipality, at no expense to the Department, shall be responsible for any and all costs associated with the installation of the back-up generators. The Department shall not be liable for any costs whatsoever

D.R. Horton
Brunswick County
36249.4537
1000014964

The Project consists of a signal installation at NC 211 (Southport-Supply Rd) at SR 1505 (Clemmons Rd). The Department will review the traffic signal plans and inspect the traffic signal installation. The Developer shall reimburse the Department 100% for the work. The estimated reimbursement to the Department is \$5,000.

August 11, 2022
Board of Transportation Agenda – Special and Municipal Agreements

Division 5

Wake County
EB-6033A
48778.4.2
11233

This Project consists of implementation of non-infrastructure projects including but not limited to programs and activities that, when implemented, aim to shift community behavior, attitudes and social norms through education, encouragement, enforcement and evaluation strategies to increase the safety and convenience for children to walk and/or bicycle to school. This Supplemental Agreement is to extend the completion date to 9/27/2023 in lieu of 9/27/2022.

ARS Garner-Old Stage
Development, LLC
Wake County
36249.4478
1000013598

This Project consists of a signal modification and southbound left-turn lane to be constructed off Old Stage Road and Woodland Road. The Department will review the traffic signal plans and inspect the traffic signal installation. The Developer shall reimburse the Department 100% for the work. The estimated reimbursement to the Department is \$5,000.

Mackenan Property Group
Wake County
36249.4514
1000014723

This Project consists of a re-striping the westbound Dickens Road adding a traffic signal. The Department will review the traffic signal plans and inspect the traffic signal installation. The Developer shall reimburse the Department 100% for the work. The estimated reimbursement to the Department is \$5,000.

Wake County Board of Education
Wake County
36249.4519
1000014744

This Project consists of a new signal installation related to the construction of new elementary school in Fuquay Varina by Wake County Public Schools. The Department will review the traffic signal plans and inspect the traffic signal installation. The Agency shall reimburse the Department 100% for the work. The estimated reimbursement to the Department is \$5,000.

Rogers Lane Partners, LLC
Wake County
36249.4526
1000014824

This Project consists of the addition of an eastbound left-turn lane and southbound left-turn lane at the New Bern Avenue and North Rogers Lane intersection. The Department will review the traffic signal plans and inspect the traffic signal installation. The Developer shall reimburse the Department 100% for the work. The estimated reimbursement to the Department is \$5,000.

August 11, 2022
Board of Transportation Agenda – Special and Municipal Agreements

Division 5, cont.

Gateway Communities NC, LLC
Wake County
36249.4499
1000013982

This Project consists of signal upgrades at the intersection of SR 1300 (Rural Retreat Road) and SR 1301 (St. Mark's Church Road) consisting of crosswalk, pedestrian signal and pedestrian pushbuttons. The Department will review the traffic signal plans and inspect the traffic signal installation. The Developer shall reimburse the Department 100% for the work. The estimated reimbursement to the Department is \$5,000.

Gracewood Development Inc.
Wake County
36249.4530
1000014888

This Project consists of road widening which will impact existing traffic signals at the intersections of US 1 NB Ramp at New Hill Holleman Road and US 1 SB Ramp at New Hill Holleman Road. The Department will review the traffic signal plans and inspect the traffic signal installation. The Developer shall reimburse the Department 100% for the work. The estimated reimbursement to the Department is \$5,000.

Crescent Communities
Wake County
36249.4517
1000014753

This Project consists of a signal upgrade due to roadway improvements in the vicinity of Holly Springs Road, New Hill Road, Hensley Hill Place, and Green Oaks Parkway. There will be three (3) signal designs (two temps and a final). The Department will review the traffic signal plans and inspect the traffic signal installation. The Developer shall reimburse the Department 100% for the work. The estimated reimbursement to the Department is \$5,000.

Division 7

City of Greensboro
Guilford County
EB-6033F
48778.4.7
11234

This Project consists of implementation of non-infrastructure projects including but not limited to programs and activities that, when implemented, aim to shift community behavior, attitudes and social norms through education, encouragement, enforcement and evaluation strategies to increase the safety and convenience for children to walk and/or bicycle to school. This Supplemental Agreement is to extend the completion date to 10/9/2023, in lieu of 10/9/2022.

Town of Chapel Hill
Orange County
11243

This Agreement provides for the serving of food and beverages on property within or adjacent to State right of way under legislation enacted by the North Carolina General Assembly. The Municipality shall administer a sidewalk dining ordinance and issue approval of permits allowing sidewalk dining in State right of way under the conditions and criteria required by the law.

August 11, 2022
Board of Transportation Agenda – Special and Municipal Agreements

Division 8

Town of Liberty
Randolph County
8RE.107615
8RE.207615
11236

This Project consists of routine maintenance and mowing of roads and rights of way in the State Highway System within the municipal limits of the Town of Liberty. The Municipality shall perform the work. The Department shall reimburse the Municipality \$3,281.59 per cycle for five years.

Division 10

Lennar Carolinas, LLC
Union County
36249.4520
1000014708

This Project consists of installation of a new traffic signal at NC 75 (Main Street) at Rehobeth Road in Waxhaw. The Department will review the traffic signal plans and inspect the traffic signal installation. The Developer shall reimburse the Department 100% for the work. The estimated reimbursement to the Department is \$6,000.

CMHA dba Atrium Pineville
Mecklenburg County
36249.4525
1000014823

This Project consists of a signal upgrade at SR 3608 (Park Road) at Mercy Hospital (Maternity Entrance)/Shopping Center Entrance. The Department will review the traffic signal plans and inspect the traffic signal installation. The Developer shall reimburse the Department 100% for the work. The estimated reimbursement to the Department is \$6,000.

Provident Bayard, LLC
Mecklenburg County
36249.4522
1000014772

This Project consists of a new signal installation at US 601 and SR 1622 (Deese Road) at Wellington Residential Development. The Department will review the traffic signal plans and inspect the traffic signal installation. The Developer shall reimburse the Department 100% for the work. The estimated reimbursement to the Department is \$6,000.

Town of Pineville
Mecklenburg County
11246

This Agreement provides for the serving of food and beverages on property within or adjacent to State right of way under legislation enacted by the North Carolina General Assembly. The Municipality shall administer a sidewalk dining ordinance and issue approval of permits allowing sidewalk dining in State right of way under the conditions and criteria required by the law.

August 11, 2022
Board of Transportation Agenda – Special and Municipal Agreements

Division 10, cont.

Stafford Street Monroe, LLC
Union County
36249.4524
1000014779

This Project consists installation of a new signal at US 601 (Skyway Drive) at US 74 EB off-ramp and signal upgrade at NC 200 at SR 1642 (Sutherland Avenue). The Department will review the traffic signal plans and inspect the traffic signal installation. The Developer shall reimburse the Department 100% for the work. The estimated reimbursement to the Department is \$12,000.

Division 12

R. Joe Harris & Associates
Gaston County
36249.4909
1000014789

This Project consists of a signal modification at the intersection of NC 279 (S New Hope Road) and SR 2446 (Red Bud Road) and at SR 2446 (Hoffman Road) and Leonard Drive. The Department will review the traffic signal plans and inspect the traffic signal installation. The Developer shall reimburse the Department 100% for the work. The estimated reimbursement to the Department is \$6,000.

Gaston County
C-5606E
43728.1.6
43728.2.6
43728.3.6
11237

This Project consists of construction of a walking and biking trail connecting Gaston County Park and Gaston College with Technology Park. This Supplemental Agreement is to extend the completion date. The County shall complete the Project by 01/31/2024 in lieu of 01/31/2022.

NCDOT August 2022 Board of Transportation Agenda

Municipal Street System Changes for the Powell Bill Program

Deletions from the State Highway System

Division	County	Municipality	Road	Termini	Length
10	Mecklenburg	Charlotte	SR 1656; Boyer Street	From US 29 (Wilkinson Boulevard) to end of maintenance	0.27

File Name: MECKLENBURG_2022_08_M001

Total Miles = 0.27

NCDOT August 2022 Board of Transportation Agenda

Municipal Street System Changes for the Powell Bill Program

Division	County	Municipality	Road	Termini	Length
10	Union	Wingate	SR 1002; E Wilson Street	(Correction to the original abandonment length of 0.76 miles) From SR 1758 (N Main Street) eastward for 0.78 miles	0.78

File Name: UNION_2022_06_M001

* Correction to the State Highway System that was submitted at the BOT meeting in June 2022

NCDOT August 2022 Board of Transportation Agenda

<u>No.</u>		<u>Enacted Page No.</u>
1	Preliminary Right of Way Plans	R-1 & R-2
2	Final Right of Way Plans	R-3 & R-4
3	Conveyance ROW Residue by Real Estate Agent and or Auctioneer	R- 5
4	Approval of Conveyance of Highway Right of Way Residues	R- 6
5	Approval of Conveyance of Surplus Highway Right of Way	R- 7
6	Approval of Revision in Control of Access	R- 8

Preliminary Right of Way Plans

The Preliminary Right of Way Plans for the below projects, including Secondary Roads and Industrial Access Roads, provide for the construction, design, drainage and control of access as shown on the respective plans.

Based upon the recommendations of the Manager of the Right of Way Unit, the Board finds that such rights of way as shown on these preliminary plans and drawings, including existing public dedicated right of way, are for a public use and are necessary for the construction of said projects.

The rights of way for the location, construction, relocation, and control of access of highways embraced in the below projects shall be as shown in detail on the preliminary right of ways plans and drawings for said projects on file in the Right of Way Branch in the Department of Transportation in Raleigh.

The Board finds such right of way acquisition to be necessary and hereby authorizes the Right of Way Branch to acquire right of way on the below projects either by negotiation or by condemnation through the Attorney General's Office.

(Division 7)

Alamance County; I.D. No. U-6013; Project No. 47158.2.1:

NC 119 from SR 1987 (Trollingwod-Hawfields 8700 Road) / SR 2126 (Old Hillsborough Road) to Lowes Boulevard in Mebane

Alamance County; I.D. No. U-6017; Project No. 47162.2.2:

NC 54 (East Harden Street) at NC 49 (East Elm Street) in Graham **(UTILITIES ONLY)**

(Division 8)

Richmond County; I.D. No. I-5979; Project No. 46963.2.1:

NC 74 / Future I-74 at US 1 (Exit 311)

Chatham County; I.D. No. R-5724B; Project No. 50217.2.3:

US 15/501 from North of US 64 Business to Powell Place Lane **(UTILITIES 50217.2.5)**

(Division 10)

Mecklenburg County; I.D. No. HL-0024; Project No. 49490.2.1:

SR 3468 (Weddington Road) at SR 3440 (McKee Road) **(UTILITIES 49490.2.2)**

Preliminary Right of Way Plans (Continued)

(Division 10) (continued)

Mecklenburg County; I.D. No. R-5721B; Project No. 50215.2.4:

NC 73 from Vance Road Extension / Beatties Ford Road to SR 5544 (West Catawba Avenue) **(UTILITIES)**

Union County; I.D. No. U-5703B; Project No. 50129.2.3:

US 74 – Realign James Hamilton Road to intersect with SR 1514 (Rocky River Road) at Myers Road

Mecklenburg County; I.D. No. U-5765; Project No. 50178.2.2:

NC 73 (Sam Furr Road) from SR 5544 (West Catawba Avenue) to SR 2316 (Northcross Avenue) **(UTILITIES)**

(Division 11)

Yadkin County; I.D. No. U-5809; Project No. 44382.2.2:

US 601 (State Street) from US 421 to SR 1146 (Lee Avenue) **(UTILITIES)**

Final Right of Way Plans

Right of way acquisition in accordance with the preliminary right of way plans on file in the Right of Way Unit has been determined to be necessary for public use and was authorized by the Board. Certain changes in the right of way have necessitated alteration of the preliminary right of way plans. Final plans have been prepared and provide for the construction, design, drainage and control of access for these projects. The Board finds that such rights of way and control of access as shown on the final plans are for a public use and are necessary for construction. The sections of roads which were shown on the preliminary plans as sections of roads to be abandoned are hereby abandoned and removed from the State Highway System for Maintenance upon the completion and acceptance of the project.

The rights of way for the location, design and construction of highways embraced in the following projects shall be as shown in detail on the final plans for said projects as follows:

(Division 2)**Project No. 38222.2.2; Pitt County; I.D. No. B-4786:**

Drainage, grading, paving, & structure on Bridge No. 38 over the Tar River on US 13 in Greenville with the right of way indicated upon the final plans for said project.

(Division 4)**Project No. 49983.2.1; Wilson County; I.D. No. HI-0007:**

ITS, pavement rehabilitation, & structure preservation on US 264 from Toisnot Swamp to the Greene County Lines. Pavement rehabilitation with the right of way indicated upon the final plans for said project.

(Division 8)**Project No. 38887.2.2; Lee County; I.D. No. R-3830:**

Drainage, grading, paving, & signals on NC 42/SR 1579 (Broadway Road) from US 421 in Sanford to SR 1538 (East Harrington Avenue) in Broadway with the right of way indicated upon the final plans for said project.

(Division 9)**Project No. 47137.2.1; Davie County; I.D. No. U-6002:**

Grading, drainage, & paving on Intersection of Wilkesboro Street and Yadkinville Road in Mocksville with the right of way indicated upon the final plans for said project.

Final Right of Way Plans (Continued)

(Division 10)

Project No. 45764.2.1; Cabarrus County; I.D. No. B-5810:

Drainage, grading, paving, & structure on Bridge No. 22 over Rocky River on NC 24 & NC 27 with the right of way indicated upon the final plans for said project.

(Division 12)

Project No. 48320.2.1; Gaston County; I.D. No. C-5703:

ITS & signals on Gastonia Signal System – upgrade citywide signal system (combine with C-5606C) with the right of way indicated upon the final plans for said project.

(Division 14)

Project No. 32572.2.13; Graham County; I.D. No. A-0009CA:

Drainage, grading, paving, & signals on US 129 from 0.2 miles South of SR 1275 (Five Points Road) to NC 143: NC 143 from US 129 to SR 1223 (Beech Creek Road) with the right of way indicated upon the final plans for said project.

Approval of Conveyance of Highway Right of Way Residues by Real Estate Agent and/or Auctioneer

It is hereby resolved, based upon the recommendation of the Manager of the Right of Way Unit, that the following highway right of way conveyances are approved:

(Division 6)

Project X-0002C, Parcel 024, Fayetteville Outer Loop From 1.3 Miles East of NC-87/210 to West of 401

Cumberland County

Conveyance of an approximate 0.150-acre area comprised of one (1) B-class residue, having a value of \$2,500 to **Maxwell Conrad Palmer** for the highest offer amount of **\$2,625**; no additional fees required. This residue was acquired for \$2,600 in 2007.

(Division 7)

Project I-2402C, Parcel 039, I-85 (Greensboro Bypass) from South of SR-3314 (Wiley-Lewis Road) to South of SR-3000 (McConnell Road) East of Greensboro
Guilford County

Conveyance of an approximate 0.760-acre area comprised of one (1) B-class residue, having a value of \$15,000 to **Greensboro Land Development Partners OZ II, LLC** for the highest offer amount of **\$20,000**; no additional fees required. This residue was acquired for \$5,000 in 1997.

(Division 9)

Project R-2568B, Parcel 043, NC-109 from North of I-85 Business to North of SR-1756 (Lexington Avenue) North of Ledford Middle School
Davidson County

Conveyance of an approximate 0.370-acre area comprised of one (1) B-class residue, having a value of \$600 to **Spyridon Aslandis** for the highest offer amount of **\$2,000**; no additional fees required. This residue was acquired for \$10.00 in 2003.

CONVEYANCE ROW RESIDUE (HB 501)

3 PROJECT(S)

\$ 24,625.00

Approval of Conveyance of Highway Right of Way Residues

It is hereby resolved, based upon the recommendation of the Manager of the Right of Way Unit, that the following highway right of way conveyances are approved:

(Division 2)**Project R-2719B, Parcel 001 & 001A, Crescent Road from SR-1972 (Rouse Road) to NC-58 in Kinston****Lenoir County**

Conveyance of approximately 1.290 Acre area comprised of three (3) C-Class residues to The **NC Global TransPark Authority** for public use as open space/preservation/entrance enhancements to be included in the TransPark' s inventory. Theses residues were acquired for \$2,040 in 1999. A reverter clause will be included in instrument so if this 1.290 Acre area is no longer needed for public purposes, the TransPark conveys the area back to the Department at no expense to the Department.

Project U-2928B, Parcel 014 & 013, Railroad Line from the NCRR to The Global TransPark**Lenoir County**

Conveyance of approximately 9.740 Acre area comprised of three (3) A-Class residues to The **NC Global TransPark Authority** for public use as open space/preservation/entrance enhancements to be included in the TransPark' s inventory. Theses residues were acquired for \$14,700 in 2009. A reverter clause will be included in instrument so if this 9.740 Acre area is no longer needed for public purposes, the Transpark conveys the area back to the Department at no expense to the Department.

(Division 3)**Project U-4751, Parcel 909, SR-1409 (Military Cutoff Road Extension) to US-17 North in Wilmington****New Hanover County**

Conveyance of approximately 0.966 Acre area comprised of one (1) B-Class residue to The **New Hanover County** for public use as stormwater control and public utility purposes to be included in the County' s inventory. This residue was acquired for \$346,783.93 in 2013. A reverter clause will be included in instrument so if this 0.966 Acre area is no longer needed for public purposes, the County conveys the area back to the Department at no expense to the Department.

(Division 4)**Project R-2554, Parcel 901, US-70 (Goldsboro Bypass) from West of NC-581 in Wayne County to east of SR-1323 (Promise Land Road) in Lenoir County
Wayne County**

Conveyance of an approximate 9.850 Acre area comprised of one (1) B-class residue, having a value of **\$24,950.00** to **WeMi Farms, LLC** for the highest offer amount of **\$40,000.00**. This residue was acquired as a material pit for \$249,195 in 1995.

CONVEYANCE ROW RESIDUE**4 PROJECT(S)****\$ 40,000.00**

Approval of Conveyance of Surplus Highway Right of Way

It is hereby resolved, based upon the recommendation of the Manager of the Right of Way Unit that the following highway right of way conveyances are approved:

(Division 6)

**Project 8.13436, Parcel 001-019, Highway Between Bragg Boulevard and Green Street in Fayetteville
Cumberland County**

Disposal of approximately 10.400 Acre surplus right of way to **The City of Fayetteville**, for no consideration. This surplus area was acquired through right of way agreements and deeds for \$4,000 between 1956 and 1959.

(Division 8)

**Project R-0924B, Parcel 032, US 15-501 from 650 Meters North of SR-1700 to 300 Meters North of the Orange County Line
Chatham County**

Disposal of approximately 0.737 Acre surplus right of way to **Chatham County**, for no consideration. This surplus area was acquired through right of way agreement for no consideration in 1970.

Approval of Revision in Control of Access

It is hereby resolved, based upon the recommendation of the Manager of the Right of Way Unit that the following highway right of way conveyances are approved:

(Division 5)

Project U-0083A, Parcel 031, McDowell and Dawson Streets in Raleigh Wake County

Revision in the control of access along McDowell and Dawson Streets in Raleigh, Wake County to **The City of Raleigh** for no consideration.

(Division 10)

Project R-2242A, Parcel 025, US-521 From South Carolina State Line to South of Providence Road West Mecklenburg County

Revision in the control of access along US-521 in Mecklenburg County to **CC Ballantyne, LLC** for no consideration.

Project R-2242A, Parcel 026, US-521 From South Carolina State Line to South of Providence Road West Mecklenburg County

Revision in the control of access along US-521 in Mecklenburg County to **Novant Health, Inc.** for no consideration.

APPROVAL OF REVISION IN CONTROL OF ACCESS	3 PROJECT(S)	\$ 0.00
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<u>R-ITEM SUMMARY</u>	<u>28 PROJECT(S)</u>	<u>TOTAL: \$ 64,625.00</u>
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**NORTH CAROLINA BOARD OF TRANSPORTATION
RECOMMENDED ALLOCATION OF HIGHWAY MAINTENANCE APPROPRIATIONS
FISCAL YEAR 2021 - 2022**

There will be no Maintenance Allocations submitted to the Board of Transportation for approval at the August 2022 Board meeting.

Please note the following correction to the July 2022 Item S:

Page S-6, Table 2, Schedule I(a):

Division 4 Traditional GMR allocation is \$20,094,082 (corrected from \$20,094,062).

ITEM T-1

There are no Comprehensive Transportation Plans to be presented for approval at the August 11, 2022 Board of Transportation Meeting.

ITEM V

There will be no Item V for the August 11, 2022 Board of Transportation Meeting.



BOARD OF TRANSPORTATION

Ethics Education and Legal Guide

Please note this training is provided to comply with training requirements that are unique to the Board of Transportation (N.C. Gen. Stat. §143B-350(m)) and are in addition to the requirements set by the State of North Carolina.

August 2022

Ethics Training 1

Ethical Considerations for Board of Transportation Members 3

Board Member Responsibilities: Part I
(Disclosures, Education, State Ethics Policy) 5

Statement of Economic Interest..... 7

Statutory Authority Pertaining to the Board of Transportation 9

Board Member Responsibilities: Part II
(Statutes applicable to the Department and/or the Board) 15

Avoiding Conflicts of Interest 17

Explaining the Recusal Process 21

Sample Recusal Form 23

NCDOT Board of Transportation Ethics Policy 25

Sample NCDOT Board of Transportation Ethics Policy Declaration Form 29

Executive Order No. 2 31

Applicable Statutes.....

G.S. § 143b-350. Board of Transportation Organization, Powers and
Duties, Etc. 33

G.S. § 143. Article 33C. Meeting of Public Bodies 39

G.S. § 132. Public Records	47
G.S. § 136-13. Malfeasance of Officers and Employees of Department of Transportation, Members of Board of Transportation, Contractor and Others.....	73
G.S. § 136-13.1. Use of Position to Influence Elections or Political Action	75
G.S. § 136-14. Members Not Eligible for other Employment with Department; No Sales to Department by Employees; Members Not to Sell or Trade Property with Department; Profiting from Official Position; Misuse of Confidential Information by Board Members	77
G.S. §138A, State Government Ethics Act	79
G.S. § 14-217. Bribery of Officials	113
G.S. § 14-218. Offering Bribes.....	115
G.S. § 14-234. Public Officers or Employees Benefiting from Public Contracts; Exceptions.....	117
G.S. §143A-6. Types of Transfers	121
S.L. 2020-91 (HB 77)	123

The purpose of this ethics training is to comply with requirements which are unique to the Board of Transportation. This training will cover the following:

- Roles and responsibility as a member of the Board (Board of Transportation, Turnpike Authority, Global TransPark Authority and State Ports Authority);
- Complete all ethics requirements governed by law and policy;
- Execute the statutory authority applicable to their respective Board duty.

Ethical Considerations for the Board of Transportation

Ethical Considerations for the Board of Transportation

A variety of ethical issues arise in the context of service to the public and the State as a member of the Board of Transportation. The General Assembly has enacted laws that govern the Board Members conduct. Source of ethical rules and resources for determining an ethical course are set out below.

Sources of Rules for Ethical Conduct:

- N.C. Gen. Stat. Chapter 138A, State Government Ethics Act
(copy included in the Ethics/Legal section of this manual)
- Board of Transportation Ethics Policy
(copy included in the Ethics/Legal section of this manual)
- N.C. Gen. Stat. § 143B-350, Board of Transportation – Organization; Powers and Duties, Etc. (copy included in Applicable Statutes section of this manual)
- N.C. Gen. Stat. § 136-13, 136-13.1, 136-14
(copy included in Applicable Statutes section of this manual)
- N.C. Gen. Stat. § 14-217, 14-218 and 14-234
(copy included in Applicable Statutes section of this manual)

Resources:



Daniel Johnson,
NCDOT General Counsel

Email:
dhjohnson4@ncdot.gov

Phone: 919-707-2839



Ann Dishong,
Director of Governance

Email:
ahdishong@ncdot.gov

Phone: 919-707-2840

Members of the Board are encouraged to work with their respective Division Engineer to review and prepare to vote on the monthly project items.

State Ethics Commission of North Carolina
424 N. Blount Street
Raleigh, North Carolina 27601

Post Office Box 27685
Raleigh, NC 27611

Phone: (919) 814-3600

<https://ethics.nc.gov/>

Board Member Responsibilities: Part I

The 2022 ethics liaisons for the North Carolina Department of Transportation are Daniel Johnson, General Counsel (dhjohnson4@ncdot.gov) and Ann Dishong, Governance Director (ahdishong@ncdot.gov)

- **DISCLOSURE**

- State Ethics Act Statement of Economic Interest per N.C. Gen. Stat. §138A
 - Prior to appointment
 - Annually, by April 15 each year
 - A public record under the Public Records Act
- Unique Board of Transportation Disclosure Requirements
 - Disclosure of Contributions per [N.C. Gen. Stat. §143B-350\(i\) & \(l\)](#)
 - Disclosure of Campaign Fund-Raising per [N.C. Gen. Stat. §143B-350\(j\) & \(l\)](#)

- **EDUCATION**

- State Ethics Act requirements:
 - State Ethics Commission Training within 6 months of appointment per [N.C. Gen. Stat. §138A-14](#)
 - State Ethics Commission Training refresher training at least every 2 years per [N.C. Gen. Stat. §138A-14](#)
 - The State Ethics Commission website includes a list of trainings available
- Unique Board of Transportation Requirements:
 - Annual Training on Ethics and the Duties and Responsibilities of Board Members per [N.C. Gen. Stat. §143B-350\(m\)](#)
 - Include initial orientation for new Members of the Board and continuing education programs for all Board Members at least once each year per [N.C. Gen. Stat. §143B-350\(m\)](#)

- **ETHICS POLICY**

- State Ethics Act Requirements:
 - [N.C. Gen. Stat. Chapter § 138A](#), Ethical Standards for Covered Persons
 - Participation in board action, conflict of interest, use of information, gifts, and more
- Unique Board of Transportation Requirements per [N.C. Gen. Stat. §143B-350\(k\)](#) and [143B-350\(l\)](#)
 - Board is required to adopt an ethics policy (completed in 2000)
 - Specific Matters must be in the policy, including rules on conflict of interest

Statement of Economic Interest (SEI)

North Carolina State Ethics Commission Statement of Economic Interest (SEI)

The State Government Ethics Act requires the disclosure of financial and personal interests by most covered persons. Members of State boards and State employees (“public servants”) who are subject to the State Government Ethics Act (“Ethics Act”) but who make less than \$60,000 per year, and ex-officio members of university and community college boards of trustees do not have to make these disclosures.

Initial Filing

Covered persons who are required to file an SEI must do so **prior to** their initial appointment, election, or employment.

Annual Filing

SEIs must be filed annually no later than April 15th.

Evaluations

The Commission evaluates the SEIs of public servants for actual and potential conflicts of interest between the public servant’s public duties and private interests.

Penalties

The Commission may assess a \$250 civil penalty for late or non-filing. Criminal penalties apply to concealing information or providing false information.

Public Record

SEIs, including any attachments and evaluations are public record. HOWEVER, the Confidential Form used for providing the full names of unemancipated (minor) children, IS NOT A PUBLIC RECORD.

In addition, beginning in 2015, a filers CONTACT INFORMATION is being collected separately and will not be provided to the public as part of the online access to SEIs.

Forms

The required SEI forms are available online and can be accessed from the North Carolina State Ethics Commission website located at the link below:

<https://ethics.nc.gov/>

2022 Long Form - <https://ethics.nc.gov/media/299/download?attachment>

2022 No Change Form - <https://ethics.nc.gov/media/300/download?attachment>



Board of Transportation Statutory Authority

Chapter 136 and Article 8 of Chapter 143B of the North Carolina General Statutes define the roles of the Board of Transportation and the role of the Secretary of Transportation. Together, the Board and the Department work to achieve the objective and do the business of NCDOT on behalf of the citizens of North Carolina. There are two types of project items that are listed on each Board of Transportation meeting agenda. The two types are delegated authority and action items.

- **Delegated authority** are project items that are delegated to the Secretary for approval pursuant to general statute and are listed as items C, D, E, H, and L. Members of the Board are asked to review the delegated authority items and ask questions as deemed necessary. Members of the Board do not take action on the delegated authority items and therefore are not required to recuse themselves from delegated authority items.
- **Action items** are project items that members of the Board are asked to vote on each month. They are items G, I, K, M, N, O, P, R, S, T, and V.
- Letters A, B, F, J, Q, U, W, X, Y, Z are not used.

DELEGATED AUTHORITY TO THE SECRETARY OF TRANSPORTATION		
ITEM	TITLE	DESCRIPTION
C	Highway Construction Contracts	A detailed list of the results of the monthly highway letting held in Raleigh and is the decision document that determines whether to award a particular project construction.
D	Award of Contracts to Private Firms for Engineering Services	The summary of contract authorizations for private consulting firms performing engineering, architectural, or other professional services for the Department of Transportation.
E	Secondary Road Improvement Projects - Highway Fund and Highway Trust Fund	<p>A list of projects organized by Division and County with a brief project scope and location description and the amount of funding needed for project.</p> <p>County secondary road programs that have been presented to Boards of County Commissioners outlining the annual allocations and planned projects funded through the secondary road program.</p>



Board of Transportation Statutory Authority

DELEGATED AUTHORITY TO THE SECRETARY OF TRANSPORTATION		
ITEM	TITLE	DESCRIPTION
H	Division-wide Small Construction, Statewide Contingency, Public Access, Economic Development, and High Impact/Low Cost Projects	A list of projects organized by Division/County (often municipality) for various small projects including (but not limited to) transportation improvements to accommodate new or expanding industrial sites and economic development projects having potential of new jobs, paving of school bus and fire department driveways, and improvement projects that modernize or enhance safety to the traveling public.
L	SPOT Safety and SPOT Mobility Improvement Projects	A list of projects organized by Division/County for various STIP projects for all project phases funds authorizations using Specific Spot Safety Improvements Funds.

Please proceed to Pages 7-9 for action items voted on by the Board of Transportation



Board of Transportation Statutory Authority

ACTION ITEMS – ITEMS VOTED ON BY THE BOARD OF TRANSPORTATION		
ITEM	TITLE	DESCRIPTION
G	Additions and Abandonments to State Secondary Road System	Roads that have been petitioned by citizens, developers, and/or local governments to be added or removed from the state-maintained system. List of roads organized by Division/County/Petition number.
I	Public Transportation Program	Includes Aviation, Rail, Public Transit, the Ferry System, and Bike and Pedestrian projects. Actions include but are not limited to information only items, specific state and federal funding approvals, grant authorizations, certain agreements and policy resolutions.
K	Approval of NC Highway Trust Funds	Includes a list of project funding authorizations organized by Division/County/STI Funding Tier for various STIP projects. Includes specific funding authorizations for all project phases including preliminary engineering, right of way, and construction. All funding authorizations are from the State Highway Trust Fund account.
M	Approval of Funds for Specific Federal- Aid Projects	Includes a list of federal-aid project funding authorizations organized by Division/County/STI Funding Tier for various STIP projects. Includes specific federal aid funding authorizations for all project phases eligible for federal funds authorizations. For each Division, projects are grouped by the Federal Funding Program. Examples include: Safety, Rail, Bridge, CMAQ, Municipal Bridge, Surface Transportation (Urban & Rural), National Highway, Interstate, Interstate Maintenance, Bicycle and Pedestrian, etc.



Board of Transportation Statutory Authority

ACTION ITEMS – ITEMS VOTED ON BY THE BOARD OF TRANSPORTATION		
ITEM	TITLE	DESCRIPTION
N	Revisions to the 2020-2029 State Transportation Improvement Program	This is the agenda item for amendments to the State Transportation Improvement Program (STIP). Federal law requires the Department to approve a STIP at least every 4 years; however, the Department chooses to develop a new STIP every 2 years. Once the final STIP document is approved, project changes such as accelerations or delays in schedules, additions, and deletions require approval by the Board through Item N. State law requires that we notify the General Assembly at least 30 days prior to approving any such STIP amendments. To provide this notice, we have created a monthly Item N Handout that is provided to the General Assembly for review. For informational purposes, this Item N handout is included in the Board agenda packet each month. The information included for Board approval through Item N each month contains the same information as was provided to the General Assembly via the Item N Handout from the previous month.
O	Municipal and Special Agreements	A list of all agreements, organized by approval and information only, then by Division, with local government authorities, other state and federal agencies, non-profit organizations, private developers, etc., receive state and federal funds for transportation related projects and activities or pay for services provided by the Department.
P	Municipal and Street System Changes	Roads that have been requested to be added or removed from the Municipal Street System per municipality resolution. List of roads organized by Division, County, Municipality. Road. Also, a list of requested Municipality Street name changes within corporate limits.
R	Right of Way Resolutions and Ordinances	Approval of preliminary, final, and revision of right of way plans; Conveyances of Right of Way Residues, Surplus Right of Way and Revision of Control of Access; Acquisitions of Structures Partially outside the Right of Way; Advance Acquisitions of Highway Right of Way and Awards of Contracts to Private Firms for Engineering Services of Right of Way. A list of projects organized by Division/County for various STIP (State Transportation Improvement Program) projects including (but not limited to) negotiation and condemnation acquisitions and advanced acquisitions of hardship and protective purchases.



Board of Transportation Statutory Authority

ACTION ITEMS – ITEMS VOTED ON BY THE BOARD OF TRANSPORTATION		
ITEM	TITLE	DESCRIPTION
S	Maintenance Allocations	<p>A list defining uses, distribution formulas and Division distributions of the General Maintenance Reserve, Pavement Preservation, Contract Resurfacing, Bridge Program, Bridge Preservation, and Roadside Environmental appropriations approved in the Budget Bill.</p> <p>Typically, there is an agenda Item S in July and 1 to 2 supplemental agenda items before end of the fiscal year.</p>
T	Submission of Comprehensive Transportation Plans (CTP) for Mutual Adoption by the Board of Transportation	<p>CTPs are developed by locals in cooperation with NCDOT to identify the long-range multi-modal transportation system improvements for a particular study area, typically an entire municipality, county, or Metropolitan Planning Organization (MPO). The BOT mutually adopts the CTP on behalf of NCDOT once an MPO (inside an MPO area) or municipality/county (for areas outside an MPO) adopts the CTP. Once adopted, the CTP can be used by the local governments to protect future project rights of way. The project needs identified in CTPs may also be submitted through our prioritization process for scoring and consideration for future funding.</p>

Board Member Responsibilities: Part II

North Carolina General Statutes applicable to the Department and/or the Board of Transportation. Please take time to familiarize yourself with the statutes below. Please direct any questions to the NCDOT General Counsel.

Click on link below to access an electronic version of each statute.

Statute	Description
G.S. §136-18(8)	To give suitable names to State Highways
G.S. §136-18(37)	To approve agreements for private bridge encroachments
G.S. §136-28.10(a)	Small Business Enterprise Program
G.S. §136-44.1	Formulate policies governing construction, improvement and maintenance of roads and transportation systems
G.S. §136-44.7C	Approve policies and guidelines for environmental policy
G.S. §136-82	Establish ferry tolls
G.S. §136-89.56	Establish fees for logo signs on highways
G.S. §136-102.6	Establish minimum right-of-way and construction standards, minimum standards for acceptance of subdivision and public streets
G.S. §136-252 G.S. §136-254	Consult with the Secretary on allocation of congestion relief funds.
G.S. §136-13	Unlawful to directly or indirectly corruptly give, offer, or promise anything of value to another person with intent.
G.S. §136-13.1	Do not use this position to influence elections or political action.
G.S. §136-14	Members are not allowed to trade property with the department, profit from official position, or misuse confidential information.
G.S. §136-18	Powers of Department of Transportation
G.S. §136-44.10	Uniform standard for secondary road systems
G.S. §136-44.16	Contract maintenance resurfacing program funds
G.S. §136-44.20	Designation to allow DOT to administer and fund public transportation programs.
G.S. §136-44.3	State Highway System and Maintenance Funding needs reporting
G.S. §136-44.36	Designation allowing DOT to administer state and federal railroad revitalization program
G.S. §136-44.37	Nonfederal matching share
G.S. §136-44.38	State and Federal financial assistance for rail revitalization
G.S. §136-44.53	Acquisition of Right of Way within transportation corridor

Board Member Responsibilities: Part II

Statute	Description
<u>G.S. §136-62</u>	Rights of petition related to system and improvement of roads
<u>G.S. §136-63</u>	Change or abandonment of road in the secondary system
<u>G.S. §136-66.2</u>	Development of a coordinated transportation system
<u>G.S. §136-189.11</u>	Transportation Investment Strategy Formula
<u>G.S. §14-217</u>	Bribery of officials.
<u>G.S. §14-218</u>	Offering bribes.
<u>G.S. §14-234</u>	Public officers or employees benefiting from public contracts, exceptions.
<u>G.S. §143B-350</u>	Organization, powers and duties of the Board of Transportation
<u>G.S. §138A</u>	State Government Ethics Act

North Carolina State Ethics Commission: Avoiding Conflicts of Interest

AVOIDING CONFLICTS OF INTEREST **RECUSAL GUIDELINES FOR PUBLIC SERVANTS**

I. Introduction

Members of State boards and State employees (“public servants”) who are subject to the State Government Ethics Act (“Ethics Act”) are obligated to constantly monitor situations in which their personal or business interests may conflict with their official duty to represent the interests of the general public (“conflict of interest”). Ensuring that those public servants’ official decisions are not influenced by their personal or business interests is central to representational democracy and to their obligation to the citizens of North Carolina.

Because public servants are often active members of their community, it is not uncommon for them to be asked to vote or otherwise participate in matters that may impact their financial interests or those of their family members. Although such conflicts of interest will usually not prevent the public servant’s continued service, they may restrict the public servant’s official participation in a particular matter.

What follows is a brief overview of the conflict of interest standards established in the Ethics Act and a discussion of what public servants should do when they have a conflict between their official activities and their or their family’s personal financial interests.

II. Conflicts of Interest According to the Ethics Act

Although we each may have our own concept of what a conflict of interest is, the Ethics Act has established specific standards that a public servant must follow. Those standards list those particular interests that may interfere with the public servant’s ability to represent the public’s interests.

A. Official Actions That May Result in a Reasonably Foreseeable Financial Benefit to the Public Servant, the Public Servant’s Family, or a Business/NonProfit With Which the Public Servant Has a Relationship

The Ethics Act restricts a public servant from taking an official action if that action may result in a reasonably foreseeable *financial benefit*³ to the following individuals and entities:

1. The public servant or a member of the public servant’s extended family;
2. The public servant’s client;
3. The public servant or immediate family member’s employer;
4. A business or non-profit company of which the public servant or immediate family member is a lobbyist, governing board member, partner, or officer;
5. A business in which the public servant or immediate family member owns an interest of \$10,000 or more, or 5% of the business, whichever is less.

North Carolina State Ethics Commission: Avoiding Conflicts of Interest

It is important to understand that this conflict of interest standard is triggered only if the financial benefit resulting from a public servant's official action would result in a reasonably foreseeable financial benefit to the interest listed above. It does not apply where any financial benefit resulting from the official action is remote, tenuous, or speculative.

Once it is determined that a public servant's proposed action could result in a reasonably foreseeable financial benefit, a conflict of interest exists if:

1. That financial benefit would impair the public servant's judgment or
2. It could be reasonably inferred that the public servant's judgment would be impaired.

B. Declining to Take Official Actions in Formal Proceedings Where the Public Servant has a Personal, Financial, or Familial Relationship with a Participant

Public servants are also restricted from taking certain official actions in "proceedings" where the public servant's impartiality could be questioned due to his/her familial, personal, or financial relationship with a participant. This restriction specifically applies to quasi-legislative (rulemaking) and quasi-judicial (hearings and investigations) proceedings. This conflict of interest standard is much broader than the "financial benefit" standard established by G.S. 138A-36(c) as it can apply to any actions, not just those that may result in a financial benefit, and extends to individuals and entities with whom the public servant has a "personal" relationship.

C. Particular Situations Where a Public Servant May Take Official Action Even Where a Conflict Exists (Conflicts Exceptions)

In the following circumstances a public servant with a conflict of interest may still take official action:

1. Where the public servant's action would affect the public servant's interests in the same manner as it would impact a large group of similarly-situated individuals or entities (the so-called "class exception").
2. Where the public servant's action is "ministerial," generally an action that is required without exercise of personal judgment or discretion.
3. Where the public servant provides written notice to the State Board of Elections and Ethics Enforcement ("State Board") that the public servant is the only person with legal authority to take the particular action and describes the nature of the conflict of interest.

III. Help with Identifying Conflicts of Interest

Because the conflict of interest standards of the Ethics Act are fairly technical, public servants should seek clarification if they are unsure if they have a conflict of interest or it is unclear whether an exception applies. The Ethics Act offers the following options to obtaining that guidance.

A. Seeking a Formal or Informal Advisory Opinion from the State Board or Board Staff

The Ethics Act provides that a public servant may participate in an official action if, prior to the action, the public servant received a written advisory opinion from the State Board of Elections and Ethics

North Carolina State Ethics Commission: Avoiding Conflicts of Interest

Enforcement authorizing the public servant to take the action in question. A public servant may also request an advisory opinion from the State Board's staff prior to taking the action in question.

B. Seeking a Determination by the Public Servant's Board or Employing Entity

In the event the public servant was unable to obtain an opinion from the Commission or Commission staff in advance of taking the official action, the public servant may request that the agency or board issue a written determination that the interest in question would not influence the public servant's participation in the official action. A copy of that written determination must be filed with the State Board.

Even in those cases in which the public servant is disqualified from taking official action because of a conflict of interest, the covered person may be counted for the purposes of a quorum. This circumstance should be recorded in the minutes of the board meeting.

IV. What To Do Once a Conflict of Interest is Identified - Recusal

Once a public servant decides that he/she has a conflict of interest and none of the exceptions outlined above would allow the public servant to participate, the Ethics Act requires that the public servant "abstain from taking any verbal or written action in furtherance of the official action." This is often referred to "recusal," where a public official does not participate in a particular matter due to a conflict of interest. The Ethics Act requires that a public servant who decides not to participate in a matter submit written reasons for the "abstention" to the agency or board. In addition, if the public servant serves on a State board, the "abstention" must be recorded in the board's minutes. Although the particular actions that the public servant should avoid will vary according to the circumstances, the public servant should also do the following:

A. Decline to Vote or Make a Decision on the Matter

The public servant serving on a board shall not vote on the matter. A public servant who is a State employee shall not make a determination on the matter and shall identify another official to make that determination in his or her place.

B. Decline to Participate in Discussions of the Matter

Whether the public servant is acting as a member of the State board or as a State agency employee, the public servant should avoid participating in verbal or written discussions about the matter with staff, fellow board members, interested parties, and members of the media or the public. This includes both formal discussions of the full board or a board committee or informal conversations concerning the matter.

C. Not Seek or Accept Information Concerning the Matter

Whether the public servant is acting as a member of the State board or as an agency employee, the public servant should not be provided with or accept non-public information related to the matter or request such information. This would include information accepted or requested from fellow board members, interested parties, or the staff of the board or agency. Because the Ethics Act restricts a public servant with a conflict of interest from taking "verbal or written action in furtherance of" an official action, it does not require that the public servant leave the room or a meeting where the matter is being discussed. However, the Ethics Commission recommends that public servants consider leaving the room in order to ensure that those present at the meeting are not influenced by the public servant's presence or interest in the matter.

North Carolina State Ethics Commission: Avoiding Conflicts of Interest

V. Penalties for Violating Conflict of Interest Standards

A public servant's willful failure to ignore the Ethics Act's conflict of interest standards may result in the public servant's removal from his/her board or position at a State agency. The Board has authority to investigate alleged violations of those standards. Constitutional due process principles may also require that the action of a board or a State agency be set aside where an official with a conflict of interest participated in the board or agency's consideration of the matter.

VI. Additional Conflict of Interest Standards

Each State board and agency may have additional conflict of interest provisions established by agency-specific laws, rules, or guidelines. In addition, [State law](#) places particular restrictions on State and local officials involved in public contracting with private companies in which the official has a particular financial interest. Those restrictions may prohibit an entire board from taking action on a contract even where the interested board member does not participate in the decision. Therefore, public servants are advised to consult with agency legal counsel for guidance on these additional restrictions.

Abstention versus Recusal

What is the difference?

When and how does a member abstain or recuse himself/herself?

Abstention generally focuses on the final decision, where recusal usually involves withdrawing from the entire proceeding.

Abstention - the withholding of a vote

When a member of the Board abstains from a vote, he or she is refraining from voting, meaning that an abstaining member's vote is not counted in favor of or against the action, but that their presence can be counted towards the existence of a quorum.

Question: *When and how does a member abstain from a vote?*

Answer: A member should speak up before the topic is voted on by the public body (Board) by stating the he/she would like to abstain from the vote. Though not required, it is good practice to share why the abstention is occurring. The Board Secretary will document the abstention and include it in the meeting record (meeting minutes).

Recusal – the removal of oneself as a policymaker in all aspects a particular matter, especially because of a conflict of interest.

The duty to avoid conflicts of interest requires full disclosure of any conflicts of interest. A conflict of interest exists when the personal or business interests of a board member or a board member's immediate family may be impacted by an official action of the board. When such a conflict of interest exists, a member of the Board must recuse himself/herself from participation in the matter. In other words, the member cannot engage in deliberations or vote on the action. When the board engages in confidential discussions of matters in which a board member has a conflict of interest, the member should remove himself/herself from the meeting when the topic comes up for discussion. In those unique situations where a member recuses himself/herself from a vote and must leave the room during the discussion, any action voted on after the departure of that member may still be passed if a majority of the initial quorum approves the action.

Question: *When and how does a member recuse himself/herself from a vote?*

Answer: A member should speak up before the topic is discussed or voted on by the public body (Board) by announcing it verbally and in writing.


- Verbally – He/she should state that they would like to recuse themselves from the deliberation and vote. It is good practice to share why the recusal is occurring.
- Writing – He/she should complete the recusal form and return it to the Board Secretary.

Announcing the recusal prior to the deliberation and vote and documenting it on the recusal form in writing will ensure the meeting record is properly recorded with an accurate account of the member's recusal.

Explaining the Recusal Process

Typically, for the Board of Transportation, this is done on Thursday prior to the vote on project items. However, please note a recusal may be valid for any action item and members should review all action items coming to the Board for potential or actual conflicts and take the appropriate precautions as needed.

The Chair will read the ethics declaration at the beginning of the meeting. Initial action items include the previous meeting's minutes and any road, bridge or ferry designations. Remaining action items are traditionally provided under the "Action" section of the Thursday agenda. The Chair will ask members prior to the vote whether there are any known recusals. At this time, members will share any they may have and ensure the recusal form is turned into the Board Secretary before or right after the board meeting.

 MEETING AGENDA Monthly Meeting of the North Carolina Board of Transportation 1 South Wilmington Street Raleigh, North Carolina 27601	
THURSDAY, FEBRUARY 5	9:00AM Location: Room 150
NORTH CAROLINA BOARD OF TRANSPORTATION MEETING	
• Call to Order	Chair
• Ethics Declaration	Chair
• Approval of January Board Meeting Minutes	Chair
• Road and Bridge Naming Honorary Designations	Chair
• Secretary's Remarks	Secretary
INFORMATION AND DELEGATED AUTHORITY	
(Item C) Award of Highway Construction Contracts	
(Item D) Award of Contracts to Private Firms for Engineering Services	
(Item E) Approval of Funds for Secondary Road Improvement Projects – Highway Fund and Highway Trust Fund	
(Item H) Approval of Funds for Division-wide Small Construction, Statewide Contingency, Public Access, and Economic Development,	
(Item L) Approval of Funds for Specific Spot Safety Improvement Projects	
• Legislative Update	Staff
• Revenue Impact	Staff
ACTION	Chair
Approval of Projects	
(Item G) Additions, Abandonments and Road Name Changes to State Secondary Road System	
(Item I) Public Transportation Program	
• (Item I-1) Public Transportation	
• (Item I-2) Rail Program	
• (Item I-3) Bicycle and Pedestrian Program	
• (Item I-4) Aviation	
(Item K) North Carolina Highway Trust Funds	
(Item M) Funds for Specific Federal-Aid Projects	
(Item N) Revisions to the 2018-2027 STIP	
(Item O) Municipal and Special Agreements	
(Item P) Municipal Street System Changes	
(Item R) Right of Way Resolutions and Ordinances	
Committee Reports	Chair
Other Business	
Adjourn	
North Carolina Board of Transportation	February 4-5 Page 2 of 2

Please see the agenda example to the left with the action areas circled in red and highlighted in yellow. This is where members should make their recusals or abstentions known as applicable for the Board of Transportation.



STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

ROY COOPER
GOVERNOR

J. ERIC BOYETTE
SECRETARY

**BOARD OF TRANSPORTATION
RECUSAL FORM**

The undersigned member of the Board of Transportation recuses from voting on the following project item(s) and requests that the official record of the Board meeting show that he or she did not vote on the specified item:

Page _____; County _____; Project _____

Reason for Recusal: _____

Page _____; County _____; Project _____

Reason for Recusal: _____

Page _____; County _____; Project _____

Reason for Recusal: _____

Signature: _____

Date: _____

Each member of the Board of Transportation should review the project item(s) prior to the Board meeting, list the project item(s) or other matters for which he or she desires to recuse themselves from voting, sign their name and provide the recusal form to the Board Secretary, prior to the Board meeting.

Mailing Address: NC DEPARTMENT OF TRANSPORTATION GOVERNANCE OFFICE 1578 MAIL SERVICE CENTER RALEIGH, NC 27699-1501	Telephone: (919) 707-2800 Fax: (919) 733-9150 Customer Service: 1-877-368-4968 Website: www.ncdot.gov	Location: 1 SOUTH WILMINGTON STREET RALEIGH, NC 27601
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North Carolina Department of Transportation

ETHICS POLICY

Members of the Board of Transportation, Officers and Employees

Preamble

The holding of a public office by appointment or employment is a public trust. Independence and impartiality of public officials are essential to maintain the confidence of our citizens.

The members of the Board of Transportation and the officers and employees of the North Carolina Department of Transportation have a duty to the people of North Carolina to uphold the public trust, prevent the occurrence of conflicts of interest, and to endeavor at all times to use their position for the public benefit.

To this end, members of the board, officers, and employees of the Department of Transportation shall ensure that an atmosphere of ethical behavior is always promoted and maintained.

Introduction

The major transportation functions of the Department of Transportation include highways, public transportation, motor vehicles, railways, bicycles, pedestrian facilities, aeronautics and ferries. The North Carolina Department of Transportation is statutorily responsible for providing the necessary planning, construction, maintenance, and operation of an integrated statewide transportation system for the economical and safe transportation of people and goods as provided for by law, including the registration of transportation vehicles. It is in the public interest to establish policies on ethical conduct which set forth a code of behavior to be followed by officers and employees of the Department of Transportation that is consistent with federal and state laws. These policies on ethical behavior are intended to guide the actions of all members of the Board of Transportation as well as officers and employees of the Department of Transportation. Copies of this policy are to be brought to the attention of each member of the Board, officer and employee on a regular basis.

Conflicts of Interest

Definition: A conflict of interest is a situation in which an employee's private interest, usually of a financial or economic nature, conflicts or raises a reasonable question of conflict with the employee's public duties and responsibilities.

Scope: This policy applies to all members of the Board, officers and employees of the Department of Transportation.

Duty: It shall be the duty of members of the Board, officers and employees of the NCDOT to periodically review programs, policies and activities of the department to identify potential or real conflicts of interest.

Disclosures: Any member of the Board, officer or employee of the NCDOT who identifies a conflict of interest shall disclose the same in writing through appropriate management channels to the Secretary of Transportation.

Disqualification: When a conflict of interest is identified, the officer or employee of the NCDOT must remove him/herself from participation in that NCDOT matter which is the source of the conflict.

Contracts: No officer or employee of the NCDOT who is authorized to draft, negotiate, administer, accept or approve any contract or subcontract on behalf of the State, or any members of his/her family, shall have, directly or indirectly, any financial interest in such contract or subcontract.

Real/Personal Property: No officer or employee of the NCDOT or member of his/her immediate family shall use such position to profit from, directly or indirectly, an interest in real or personal property.

Business Opportunities: No officer or employee of the NCDOT or member of his/her immediate family shall accept any business or professional opportunity when such person knows, or reasonably should know, that the opportunity is being afforded to them with the intent to influence the performance of official duties..

Restriction on Future Employment: To avoid even the appearance of impropriety while conducting the public's business, following their employment with NCDOT, officers and employees will be restricted from accepting any employment or contractual relationship with any business entity in connection with any contract that they participated in any of the following activities:

1. Drafting the contract;
2. Defining the scope of the contract;
3. Selection of the business entity for services;
4. Negotiation of the cost of the contract (including calculation of man-hours, fees or extent of services); and
5. Administration of the contract.

This section is not intended to prohibit employment with a business entity if the employment is on work other than the specific contract with which they were involved. An exception to this policy may be granted when recommended by the Secretary and approved by the Board of Transportation.

Contracting Firms: All contracting firms, consulting firms, or principals thereof doing business with NCDOT shall, when entering into a contract with NCDOT, certify that they own no real property that will be used for the project that is the subject of the contract. This is not intended to prohibit use of materials from borrow pits or quarries owned by the firms or their principles and located adjacent to the work sites, nor to public-private agreements authorized by General Statutes 136-18(27) or 136-28.6.

Gifts & Favors

Definitions:

1. A “gift” is defined as anything of value.
2. A “favor” is defined as any opportunity, service, accommodation, use of facility, or other benefit made available for less than fair market or normal value.

Policy: No officer or employee (or family member) shall request or receive any gift or favor from any contractor, subcontractor, supplier or other business entity or individual which has a present, past or future financial interest in any matter under the jurisdiction of NCDOT.

Exceptions: This policy does not prohibit the receipt of:

1. Advertising items or souvenirs of nominal value.
2. Food and beverages furnished at banquets, seminars, professional association meetings, or trade group or industry meetings, so long as the food and beverages are equally available to all persons in attendance.
3. Gifts or favors received from personal friends or relatives where it is clear that the relationship is the sole motivating factor; however, any such gifts received from a contractor, subcontractor or supplier doing business directly or indirectly with the NCDOT must be reported to the Secretary of Transportation.

Consultation

Officers and employees of the NCDOT are urged to consult with departmental general counsel or members of the Attorney General’s employees when an ethical question arises under this policy. All attorneys, government and private, are subject to Canon IV of the North Carolina Annotated Rules of Professional Conduct. This rule requires that the lawyer preserve the confidence of his client. It is the policy of the department that this attorney/client relationship be preserved. Such consultation is intended to generate full and frank disclosure of facts for proper initial representation of the client and advice on seeking further legal assistance.

Enforcement & Compliance

This policy will be enforced by the Secretary of Transportation. Failure to comply with above policy will be grounds for immediate disciplinary action up to and including dismissal from employment with the North Carolina Department of Transportation.

Adopted by the North Carolina Board of Transportation September 8, 2000

Complimentary Policies

The North Carolina Board of Transportation and the officers and employees of the Department of Transportation are guided by the following complimentary and mutually reinforcing laws and policies on ethical behavior: 1. Executive Order #127 and Executive Order #131 (North Carolina Board of Ethics), 2. Federal and state laws, including G. S. 136-14, G. S. 14-234, and G. S. 133-32, governing the actions of public employees and appointed officials, 3. Ethics Policy, Board of Transportation and 4. Ethics Policy, Officers and Employees.

I have read the North Carolina Department of Transportation Ethics Policy for Officers and Employees adopted by the Board of Transportation on September 8, 2000. I understand that failure to comply with the Ethics Policy will be grounds for disciplinary action up to and including dismissal from employment or termination of employment contract.

Employee Name _____
(please print)

Employee Signature _____ Date _____

Employee Firm (if contractor) _____
(please print)



STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

ROY COOPER
GOVERNOR

J. ERIC BOYETTE
SECRETARY

**NORTH CAROLINA DEPARTMENT OF TRANSPORTATION
BOARD OF TRANSPORTATION
ETHICS POLICY DECLARATION**

I agree to comply with the disclosure requirements and the ethics provisions of North Carolina General Statutes (G.S.) § 143B-350 as well as the requirements of G.S. §§ 136-13, 136-13.1, 136-14 and the State Government Ethics Act found at Chapter §138A of the General Statutes. I also agree to follow the requirements of Executive Order No. 2, signed by Governor Beverly Eaves Perdue, dated January 12, 2009. I further acknowledge that I have been provided copies of the documents cited above and have had the opportunity to ask questions about how the legal requirements contained in them apply to me and my actions as a member of the Board of Transportation.

I affirm that I have reviewed the _____ Board Agenda and that, to the best of my knowledge and understanding, I do not have any financial, professional, or other economic interest in any project being considered on the Board of Transportation meeting agenda for which I have not filed a written disclosure and recused myself from action for that particular matter. To accomplish the goal of this paragraph, I have made a good faith effort to identify any projects that may present a conflict or appearance of conflict and have otherwise taken all steps necessary to comply with G.S. §138A

Member, Board of Transportation

Date

SWORN TO AND SUBSCRIBED BEFORE ME

This, the ____ day of _____, ____

Notary Public

My commission expires: _____

BEVERLY EAVES

PERDUE GOVERNOR



**STATE OF NORTH
CAROLINA OFFICE OF THE
GOVERNOR
20301 MAIL SERVICE CENTER • RALEIGH, NC 27699-0301**

March 3, 2009

Contact: Chris Mackey

Office: (919) 733-5612

Gov. Perdue Announces DOT Decision-Making Reforms

Changes Stress Accountability and Openness

Gov. Bev Perdue today announced the new professional decision-making process for the N.C. Department of Transportation as called for in Executive Order No. 2, which she signed on her first day in office. The new process transforms the approval process and will improve efficiency, openness and make decisions more strategic. Under the reform initiative, NCDOT professionals will determine project priorities based on data and input from local government and planning groups. The appointed N.C. Board of Transportation will set transportation policy.

“This new professional decision-making for transportation projects aims at taking politics out of the process,” said Gov. Perdue. “The new process will increase accountability and openness and ensure that transportation projects are prioritized appropriately.”

On Jan. 12, Gov. Perdue issued Executive Order No. 2 as part of her first day of change orders, which required Transportation Secretary Gene Conti to implement a professional approval process for highway construction projects within 60 days. The order also directed the Board of Transportation to delegate the Secretary authority to award highway construction contracts.

In February, Sec. Conti requested input from more than 1,500 local and state stakeholders on how the department could improve its decision-making process for all transportation modes and he used the suggestions in developing the new approval process.

§ 143b-350. Board of Transportation - Organization; Powers and Duties, Etc.

(a) Board of Transportation. - There is hereby created a Board of Transportation. The Board shall carry out its duties consistent with the needs of the State as a whole. The diversity and size of the State require that regional differences be considered by Board members as they develop transportation policy and projects for the benefit of the citizens of the State. The Board shall carry out its duties consistent with the fiduciary responsibility to ensure the solvency of the State Highway Fund and Highway Trust Fund.

(b) Membership of the Board. -

- (1) Number, appointment. - The Board of Transportation shall have 20 voting members. Voting members shall be appointed as provided in subdivisions (2) and (3) of this subsection for terms of office beginning July 31 of the year of initial appointment, and every four years thereafter. Fourteen of the members shall be division members appointed by the Governor. Six members shall be at-large members appointed by the General Assembly, three upon recommendation of the President Pro Tempore of the Senate and three upon recommendation of the Speaker of the House of Representatives. The Secretary of Transportation shall serve as an ex officio nonvoting member of the Board. No more than two members of the Board may reside in the same highway division.
- (2) Division members. - One member shall be appointed from and be a resident of each of the 14 highway divisions. Division members shall regularly consult with and consider the views of local government units and Transportation Advisory Committees in the region they represent. The Governor shall appoint one member from each of the fourteen divisions as follows:
 - a. Division 1, beginning in 2020.
 - b. Division 2, beginning in 2022.
 - c. Division 3, beginning in 2020.
 - d. Division 4, beginning in 2022.
 - e. Division 5, beginning in 2022.
 - f. Division 6, beginning in 2020.
 - g. Division 7, beginning in 2022.
 - h. Division 8, beginning in 2022.
 - i. Division 9, beginning in 2020.
 - j. Division 10, beginning in 2022.
 - k. Division 11, beginning in 2022.
 - l. Division 12, beginning in 2020.
 - m. Division 13, beginning in 2022.
 - n. Division 14, beginning in 2020.
- (3) At-large members. - Six at-large members shall be appointed as follows:
 - a. Two members appointed by the General Assembly upon recommendation of the President Pro Tempore of the Senate, beginning in 2020.
 - b. One member appointed by the General Assembly upon recommendation of the President Pro Tempore of the Senate, beginning in 2022.
 - c. Two members appointed by the General Assembly upon recommendation of the Speaker of the House of Representatives, beginning in 2020.
 - d. One member appointed by the General Assembly upon recommendation of the Speaker of the House of Representatives, beginning in 2022.

(c) Staggered Terms. - The terms of all Board members serving on the Board prior to July 31, 2020, shall expire on July 30, 2020. A new board of 20 voting members shall be appointed with terms beginning on July 31, 2020.

(d) Holdover Terms; Vacancies; Removal. - Members shall continue to serve until their successors are appointed. The appointing authority may appoint a member to serve out the unexpired term of any Board member. The appointing authority may remove any member of the Board appointed by that appointing authority for any cause the appointing authority finds sufficient. The appointing authority shall remove any member of the Board upon conviction of a felony, conviction of any offense involving a violation of the Board member's official duties, or for a violation of the provisions of subsections (i), (j), and (k) of this section or any other code of ethics applicable to members of the Board as determined by the appointing authority or the appointing authority's designee.

(e) Organization and Meetings of the Board. - Within 30 days after July 31, 2020, the Governor shall call the Board into session. The Governor shall select a chair from among the Board's membership for a two-year term. The Board shall select a vice-chair from among its membership for a two-year term. The Governor may select a chair for one additional two-year term. The Board may select a vice-chair for one additional two-year term. The Board of Transportation shall meet at least once a month at such regular meeting times as the Board may by rule provide and at any place in the State as the Board may provide. The Board may hold special meetings at any time at the call of the chair or any three members. The Board shall have the power to adopt and enforce rules and regulations for the government of its business and proceedings. The Board shall keep minutes of its meetings, which shall at all times be open to public inspection. The majority of the Board shall constitute a quorum for the transaction of business. Board members shall receive per diem and necessary travel and subsistence expenses in accordance with G.S. 138-5 and G.S. 138-6, as appropriate.

(f) Duties and Powers of the Board. - The primary duty of the Board of Transportation shall be to serve as fiduciaries of the State Highway Fund and Highway Trust Fund and ensure the solvency of those funds when carrying out the Board's duties and powers. The Board of Transportation has the following duties and powers:

- (1) To formulate policies and priorities, accountability and performance metrics for all modes, divisions, and central office of the Department of Transportation, including personnel within those divisions, and to hold those modes, divisions, and personnel accountable to those metrics.
- (1a) To review and take action on each Spend Plan developed by the Department of Transportation as required by G.S. 143C-6-11.1. An approved Spend Plan must be fiscally responsible while accomplishing transportation goals across the State.
- (1b) To ensure that the Department of Transportation is operating within the approved Spend Plan.
- (1c) To review and approve the Department's use of bonds, including for federally funded projects.
- (2) To advise the Secretary on matters to increase the performance, efficiency, and effectiveness of the day-to-day operations of the Department of Transportation.
- (3) To ascertain the transportation needs and the alternative means to provide for these needs through an integrated system of transportation.
- (4) To approve a schedule of all major transportation improvement projects and their anticipated cost. This schedule is designated the Transportation Improvement Program. The Board shall publish the schedule in a format that is easily reproducible for distribution and make copies available for distribution in accordance with the process established for public records in Chapter 132 of the General Statutes.
- (4a) To approve a schedule of State highway maintenance projects and their anticipated cost. This schedule is designated the Highway Maintenance Improvement Program

and is established in G.S. 136-44.3A. The Board shall publish the schedule on the Department's Web site by April 1 of each year. The document that contains the Highway Maintenance Improvement Program shall include the anticipated funding sources for the improvement projects included in the Highway Maintenance Improvement Program, a list of any changes made from the previous year's Highway Maintenance Improvement Program, and the reasons for the changes.

- (5) Repealed by Session Laws 2020-91, s. 5.1(a), effective July 31, 2020.
- (6) To assist the Secretary of Transportation in the performance of his duties in the development of programs and approve priorities for programs within the Department.
- (7) To allocate all highway construction and maintenance funds appropriated by the General Assembly as well as federal-aid funds which may be available.
- (8) To approve all highway construction programs.
- (9) To approve all highway construction projects and construction plans for the construction of projects.
- (10) To review all statewide maintenance functions.
- (11) To award all highway construction contracts.
- (12) To authorize the acquisition of rights-of-way for highway improvement projects, including the authorization for acquisition of property by eminent domain.
- (12a) To approve partnership agreements with the North Carolina Turnpike Authority, private entities, and authorized political subdivisions to finance, by tolls, contracts, and other financing methods authorized by law, the cost of acquiring, constructing, equipping, maintaining, and operating transportation infrastructure in this State, with priority given to highways, roads, streets, and bridges.
- (13) Repealed by Session Laws 2010-165, s. 13, effective August 2, 2010.
- (f1) Local Government Participation. - The ability of a local government to pay in part or whole for any transportation improvement project shall not be a factor considered by the Board of Transportation in its development and approval of a schedule of major State highway system improvement projects to be undertaken by the Department under G.S. 143B-350(f)(4).
- (f2) Approval of aircraft and ferry purposes. - Before approving the purchase of an aircraft from the Equipment Fund or a ferry in a Transportation Improvement Program, the Board of Transportation shall prepare an estimate of the operational costs and capital costs associated with the addition of the aircraft or ferry and shall report those additional costs to the General Assembly pursuant to G.S. 136-12(b), and to the Joint Legislative Commission on Governmental Operations.
- (g) Delegation of Board Duties. - The Board of Transportation shall delegate to the Secretary of Transportation the authority under subdivisions (1) and (2) of this subsection, and may delegate the authority under subdivision (3) of this subsection:
 - (1) To approve all highway construction projects and construction plans for the construction of projects;
 - (2) To award all highway construction contracts;
 - (3) To promulgate rules, regulations, and ordinances concerning all transportation functions assigned to the Department.

The Secretary may, in turn, subdelegate these duties and powers.

(g1) Limitation on Board Duties. - The Board of Transportation shall not make decisions on individual contracts, projects, or personnel matters.

(h) Repealed by Session Laws 2020-91, s. 5.1(a), effective July 31, 2020.

(i) Disclosure of Contributions. - A person appointed to the Board of Transportation and a person appointed as Secretary of Transportation on or after July 31, 2020, shall disclose at the time the appointment of the person is officially made public any contributions the person or the person's immediate family made to the political campaign of the appointing Governor or officer recommending appointment in

the two years preceding the date of appointment. The term "immediate family", as used in this subsection, means a person's spouse, children, parents, brothers, and sisters. Disclosure forms shall be filed with the State Ethics Commission as a supplemental filing to the Statement of Economic Interest filed under Article 3 of Chapter 138A of the General Statutes. Disclosure forms shall not be a public record under the provisions of Chapter 132 of the General Statutes until such time as the appointment of the person filing the statement is officially made public.

(j) Disclosure of Campaign Fund-Raising. - A person appointed to the Board of Transportation on or after January 1, 2001, and a person appointed as Secretary of Transportation on or after January 1, 2001, shall disclose at the time the appointment of the person is officially made public any contributions the person personally acquired in the two years prior to appointment for: any political campaign for a statewide or legislative elected office in North Carolina; any political party executive committee or political committee acting on behalf of a candidate for statewide or legislative office. Disclosure forms shall be filed with the State Ethics Commission as a supplemental filing to the Statement of Economic Interest filed under Article 3 of Chapter 138A of the General Statutes. Disclosure forms shall not be a public record under the provisions of Chapter 132 of the General Statutes until such time as the appointment of the person filing the statement is officially made public.

(k) Ethics Policy. - The Board shall adopt by December 1, 1998, a code of ethics applicable to members of the Board, including the Secretary. Any code of ethics adopted by the Board shall be supplemental to the provisions of Chapter 138A of the General Statutes. A code of ethics adopted pursuant to this subsection shall include a prohibition against a member taking action as a Board member when a conflict of interest, or the appearance of a conflict of interest, exists. The ethics policy adopted pursuant to this subsection shall specify that a conflict of interest exists when the use of the Board member's position, or any official action taken by the Board member, would result in financial benefit, direct or indirect, to the Board member, a member of the Board member's immediate family, or an individual with whom, or business with which, the Board member is associated. The ethics policy adopted pursuant to this subsection shall specify that an appearance of a conflict of interest exists when a reasonable person would conclude from the circumstances that the Board member's ability to protect the public interest, or perform public duties, would be compromised by personal interest, even in the absence of an actual conflict of interest. The performance of usual and customary duties associated with the public position or the advancement of public policy goals or constituent services, without compensation, shall not constitute the use of the Board member's position for financial benefit. The conflict of interest provision of the ethics policy adopted pursuant to this subsection shall not apply to financial or other benefits derived by a Board member that the Board member would enjoy to an extent no greater than that which other citizens of the State would or could enjoy.

(l) Additional Requirements for Disclosure Statements. - All disclosure statements required under subsections (i), (j), and (k) of this section must be sworn written statements.

(m) Ethics and Board Duties Education. - The Board shall institute by January 1, 1999, and conduct annually an education program on ethics and on the duties and responsibilities of Board members. The training session shall be comprehensive in nature, conducted in conjunction with the State Ethics Commission, and shall include input from the School of Government at the University of North Carolina at Chapel Hill, the Attorney General's Office, the University of North Carolina Highway Safety Research Center, and senior career employees of the various divisions of the Department. This program shall include an initial orientation for new members of the Board and continuing education programs for Board members at least once each year.

(n) Repealed by Session Laws 2020-91, s. 5.1(a), effective July 31, 2020.

(o) Additional Ethics Requirements. - Board members shall sign a sworn statement that they will abide by the disclosure, ethics, and education requirements of this section and of Chapter 138A of the General Statutes. Following the convening of each Board of Transportation meeting, and prior to the conduct of business, each Board member shall sign a sworn statement that the member has no financial,

professional, or other interest in any project being considered on the meeting agenda. To the extent the Board member has such an interest, the chair and member shall take all appropriate steps to ensure that the interest is properly evaluated and addressed in accordance with law and that the member is not permitted to act on any matter in which the member has a disqualifying conflict of interest.

(p) Reports. - Notwithstanding any other provision of law, any report required to be submitted by the Board to the General Assembly or a committee thereof is due by the 15th day of the month that the report is due. (1975, c. 716, s. 1; 1977, c. 464, s. 6; 1981 (Reg. Sess., 1982), c. 1191, ss. 9, 10; 1985, c. 479, s. 185; 1987, c. 738, s. 170(b), (c); c. 747, s. 4.1; 1989, c. 500, s. 53; c. 692, s. 1.10; 1993, c. 483, s. 4; 1995, c. 490, s. 60; 1997-443, s. 32.1; 1997-495, s. 88(a); 1998-169, ss. 1, 2; 2006-201, s. 15; 2006-230, s. 1(c); 2006-264, s. 29(n); 2007-439, s. 2; 2008-180, s. 1; 2010-165, ss. 12, 13; 2012-84, ss. 1, 3; 2014-100, s. 34.11(a); 2015-241, ss. 29.12(b), 29.12(h); 2017-6, s. 3; 2017-57, s. 34.12; 2018-146, ss. 3.1(a), (b), 6.1; 2020-91, s. 5.1(a).)

§143 Article 33C. Meeting of Public Bodies

§ 143-318.9. Public policy.

Whereas the public bodies that administer the legislative, policy-making, quasi-judicial, administrative, and advisory functions of North Carolina and its political subdivisions exist solely to conduct the people's business, it is the public policy of North Carolina that the hearings, deliberations, and actions of these bodies be conducted openly. (1979, c. 655, s. 1.)

§ 143-318.10. All official meetings of public bodies open to the public.

(a) Except as provided in G.S. 143-318.11, 143-318.14A, and 143-318.18, each official meeting of a public body shall be open to the public, and any person is entitled to attend such a meeting. Remote meetings conducted in accordance with G.S. 166A-19.24 shall comply with this subsection even if all members of the public body are participating remotely.

(b) As used in this Article, "public body" means any elected or appointed authority, board, commission, committee, council, or other body of the State, or of one or more counties, cities, school administrative units, constituent institutions of The University of North Carolina, or other political subdivisions or public corporations in the State that (i) is composed of two or more members and (ii) exercises or is authorized to exercise a legislative, policy-making, quasi-judicial, administrative, or advisory function. In addition, "public body" means the governing board of a "public hospital" as defined in G.S. 159-39 and the governing board of any nonprofit corporation to which a hospital facility has been sold or conveyed pursuant to G.S. 131E-8, any subsidiary of such nonprofit corporation, and any nonprofit corporation owning the corporation to which the hospital facility has been sold or conveyed.

(c) "Public body" does not include (i) a meeting solely among the professional staff of a public body, or (ii) the medical staff of a public hospital or the medical staff of a hospital that has been sold or conveyed pursuant to G.S. 131E-8.

(d) "Official meeting" means a meeting, assembly, or gathering together at any time or place or the simultaneous communication by conference telephone or other electronic means of a majority of the members of a public body for the purpose of conducting hearings, participating in deliberations, or voting upon or otherwise transacting the public business within the jurisdiction, real or apparent, of the public body. However, a social meeting or other informal assembly or gathering together of the members of a public body does not constitute an official meeting unless called or held to evade the spirit and purposes of this Article.

(e) Every public body shall keep full and accurate minutes of all official meetings, including any closed sessions held pursuant to G.S. 143-318.11. Such minutes may be in written form or, at the option of the public body, may be in the form of sound or video and sound recordings. When a public body meets in closed session, it shall keep a general account of the closed session so that a person not in attendance would have a reasonable understanding of what transpired. Such accounts may be a written narrative, or video or audio recordings. Such minutes and accounts shall be public records within the meaning of the Public Records Law, G.S. 132-1 et seq.; provided, however, that minutes or an account of a closed session conducted in compliance with G.S. 143-318.11 may be withheld from public inspection so long as public inspection would frustrate the purpose of a closed session. (1979, c. 655, s. 1; 1985 (Reg. Sess., 1986), c. 932, s. 4; 1991, c. 694, ss. 1, 2; 1993 (Reg. Sess., 1994), c. 570, s. 1; 1995, c. 509, s. 135.2(p); 1997-290, s. 1; 1997-456, s. 27; 2011-326, s. 8; 2020-3, s. 4.31(b).)

§ 143-318.11. Closed sessions.

(a) Permitted Purposes. - It is the policy of this State that closed sessions shall be held only when required to permit a public body to act in the public interest as permitted in this section. A public body may hold a closed session and exclude the public only when a closed session is required:

- (1) To prevent the disclosure of information that is privileged or confidential pursuant to the law of this State or of the United States, or not considered a public record within the meaning of Chapter 132 of the General Statutes.
- (2) To prevent the premature disclosure of an honorary degree, scholarship, prize, or similar award.
- (3) To consult with an attorney employed or retained by the public body in order to preserve the attorney-client privilege between the attorney and the public body, which privilege is hereby acknowledged. General policy matters may not be discussed in a closed session and nothing herein shall be construed to permit a public body to close a meeting that otherwise would be open merely because an attorney employed or retained by the public body is a participant. The public body may consider and give instructions to an attorney concerning the handling or settlement of a claim, judicial action, mediation, arbitration, or administrative procedure. If the public body has approved or considered a settlement, other than a malpractice settlement by or on behalf of a hospital, in closed session, the terms of that settlement shall be reported to the public body and entered into its minutes as soon as possible within a reasonable time after the settlement is concluded.
- (4) To discuss matters relating to the location or expansion of industries or other businesses in the area served by the public body, including agreement on a tentative list of economic development incentives that may be offered by the public body in negotiations, or to discuss matters relating to military installation closure or realignment. Any action approving the signing of an economic development contract or commitment, or the action authorizing the payment of economic development expenditures, shall be taken in an open session.
- (5) To establish, or to instruct the public body's staff or negotiating agents concerning the position to be taken by or on behalf of the public body in negotiating (i) the price and other material terms of a contract or proposed contract for the acquisition of real property by purchase, option, exchange, or lease; or (ii) the amount of compensation and other material terms of an employment contract or proposed employment contract.
- (6) To consider the qualifications, competence, performance, character, fitness, conditions of appointment, or conditions of initial employment of an individual public officer or employee or prospective public officer or employee; or to hear or investigate a complaint, charge, or grievance by or against an individual public officer or employee. General personnel policy issues may not be considered in a closed session. A public body may not consider the qualifications, competence, performance, character, fitness, appointment, or removal of a member of the public body or another body and may not consider or fill a vacancy among its own membership except in an open meeting. Final action making an appointment or discharge or removal by a public body having final authority for the appointment or discharge or removal shall be taken in an open meeting.
- (7) To plan, conduct, or hear reports concerning investigations of alleged criminal misconduct.
- (8) To formulate plans by a local board of education relating to emergency response to incidents of school violence or to formulate and adopt the school safety components of school improvement plans by a local board of education or a school improvement team.
- (9) To discuss and take action regarding plans to protect public safety as it relates to existing or potential terrorist activity and to receive briefings by staff members, legal

counsel, or law enforcement or emergency service officials concerning actions taken or to be taken to respond to such activity.

(10) To view a recording released pursuant to G.S. 132-1.4A.

(b) Repealed by Session Laws 1991, c. 694, s. 4.

(c) Calling a Closed Session. - A public body may hold a closed session only upon a motion duly made and adopted at an open meeting. Every motion to close a meeting shall cite one or more of the permissible purposes listed in subsection (a) of this section. A motion based on subdivision (a)(1) of this section shall also state the name or citation of the law that renders the information to be discussed privileged or confidential. A motion based on subdivision (a)(3) of this section shall identify the parties in each existing lawsuit concerning which the public body expects to receive advice during the closed session.

(d) Repealed by Session Laws 1993 (Reg. Sess., 1994), c. 570, s. 2. (1979, c. 655, s. 1; 1981, c. 831; 1985 (Reg. Sess., 1986), c. 932, s. 5; 1991, c. 694, ss. 3, 4; 1993 (Reg. Sess., 1994), c. 570, s. 2; 1995, c. 509, s. 84; 1997-222, s. 2; 1997-290, s. 2; 2001-500, s. 2; 2003-180, s. 2; 2013-360, s. 8.41(b); 2014-79, s. 9(a); 2016-88, s. 3.)

§ 143-318.12. Public notice of official meetings.

(a) If a public body has established, by ordinance, resolution, or otherwise, a schedule of regular meetings, it shall cause a current copy of that schedule, showing the time and place of regular meetings, to be kept on file as follows:

- (1) For public bodies that are part of State government, with the Secretary of State;
- (2) For the governing board and each other public body that is part of a county government, with the clerk to the board of county commissioners;
- (3) For the governing board and each other public body that is part of a city government, with the city clerk;
- (4) For each other public body, with its clerk or secretary, or, if the public body does not have a clerk or secretary, with the clerk to the board of county commissioners in the county in which the public body normally holds its meetings.

If a public body changes its schedule of regular meetings, it shall cause the revised schedule to be filed as provided in subdivisions (1) through (4) of this subsection at least seven calendar days before the day of the first meeting held pursuant to the revised schedule.

(b) If a public body holds an official meeting at any time or place other than a time or place shown on the schedule filed pursuant to subsection (a) of this section, it shall give public notice of the time and place of that meeting as provided in this subsection.

- (1) If a public body recesses a regular, special, or emergency meeting held pursuant to public notice given in compliance with this subsection, and the time and place at which the meeting is to be continued is announced in open session, no further notice shall be required.
- (2) For any other meeting, except an emergency meeting, the public body shall cause written notice of the meeting stating its purpose (i) to be posted on the principal bulletin board of the public body or, if the public body has no such bulletin board, at the door of its usual meeting room, and (ii) to be mailed, e-mailed, or delivered to each newspaper, wire service, radio station, and television station that has filed a written request for notice with the clerk or secretary of the public body or with some other person designated by the public body. The public body shall also cause notice to be mailed, e-mailed, or delivered to any person, in addition to the representatives of the media listed above, who has filed a written request with the clerk, secretary, or other person designated by the public body. This notice shall be posted and mailed, e-mailed, or delivered at least 48 hours before the time of the meeting. The notice required to be posted on the principal bulletin board or at the door of its usual meeting

room shall be posted on the door of the building or on the building in an area accessible to the public if the building containing the principal bulletin board or usual meeting room is closed to the public continuously for 48 hours before the time of the meeting. The public body may require each newspaper, wire service, radio station, and television station submitting a written request for notice to renew the request annually. The public body shall charge a fee to persons other than the media, who request notice, of ten dollars (\$10.00) per calendar year, and may require them to renew their requests quarterly. No fee shall be charged for notices sent by e-mail.

- (3) For an emergency meeting, the public body shall cause notice of the meeting to be given to each local newspaper, local wire service, local radio station, and local television station that has filed a written request, which includes the newspaper's, wire service's, or station's telephone number, for emergency notice with the clerk or secretary of the public body or with some other person designated by the public body. This notice shall be given either by e-mail, by telephone, or by the same method used to notify the members of the public body and shall be given immediately after notice has been given to those members. This notice shall be given at the expense of the party notified. Only business connected with the emergency may be considered at a meeting to which notice is given pursuant to this paragraph.

(c) Repealed by Session Laws 1991, c. 694, s. 6.

(d) If a public body has a Web site and has established a schedule of regular meetings, the public body shall post the schedule of regular meetings to the Web site.

(e) If a public body has a Web site that one or more of its employees maintains, the public body shall post notice of any meeting held under subdivisions (b)(1) and (b)(2) of this section prior to the scheduled time of that meeting.

(f) For purposes of this section, an "emergency meeting" is one called because of generally unexpected circumstances that require immediate consideration by the public body. (1979, c. 655, s. 1; 1991, c. 694, ss. 5, 6; 2009-350, s. 1.)

§ 143-318.13. Electronic meetings; written ballots; acting by reference.

(a) Electronic Meetings. - If a public body holds an official meeting by use of conference telephone or other electronic means, it shall provide a location and means whereby members of the public may listen to the meeting and the notice of the meeting required by this Article shall specify that location. A fee of up to twenty-five dollars (\$25.00) may be charged each such listener to defray in part the cost of providing the necessary location and equipment.

(b) Written Ballots. - Except as provided in this subsection or by joint resolution of the General Assembly, a public body may not vote by secret or written ballot. If a public body decides to vote by written ballot, each member of the body so voting shall sign his or her ballot; and the minutes of the public body shall show the vote of each member voting. The ballots shall be available for public inspection in the office of the clerk or secretary to the public body immediately following the meeting at which the vote took place and until the minutes of that meeting are approved, at which time the ballots may be destroyed.

(c) Acting by Reference. - The members of a public body shall not deliberate, vote, or otherwise take action upon any matter by reference to a letter, number or other designation, or other secret device or method, with the intention of making it impossible for persons attending a meeting of the public body to understand what is being deliberated, voted, or acted upon. However, this subsection does not prohibit a public body from deliberating, voting, or otherwise taking action by reference to an agenda, if copies of the agenda, sufficiently worded to enable the public to understand what is being deliberated, voted, or acted upon, are available for public inspection at the meeting.

(d) Except as provided in G.S. 166A-19.24(b)(6), this section shall not apply to remote meetings conducted in accordance with this section even if all members of the public body are participating remotely. (1979, c. 655, s. 1; 2020-3, s. 4.31(c).)

§ 143-318.14. Broadcasting or recording meetings.

(a) Except as herein below provided, any radio or television station is entitled to broadcast all or any part of a meeting required to be open. Any person may photograph, film, tape-record, or otherwise reproduce any part of a meeting required to be open.

(b) A public body may regulate the placement and use of equipment necessary for broadcasting, photographing, filming, or recording a meeting, so as to prevent undue interference with the meeting. However, the public body must allow such equipment to be placed within the meeting room in such a way as to permit its intended use, and the ordinary use of such equipment shall not be declared to constitute undue interference; provided, however, that if the public body, in good faith, should determine that the size of the meeting room is such that all the members of the public body, members of the public present, and the equipment and personnel necessary for broadcasting, photographing, filming, and tape-recording the meeting cannot be accommodated in the meeting room without unduly interfering with the meeting and an adequate alternative meeting room is not readily available, then the public body, acting in good faith and consistent with the purposes of this Article, may require the pooling of such equipment and the personnel operating it; and provided further, if the news media, in order to facilitate news coverage, request an alternate site for the meeting, and the public body grants the request, then the news media making such request shall pay any costs incurred by the public body in securing an alternate meeting site. (1979, c. 655, s. 1.)

§ 143-318.14A. Legislative commissions, committees, and standing subcommittees.

(a) Except as provided in subsection (e) below, all official meetings of commissions, committees, and standing subcommittees of the General Assembly (including, without limitation, joint committees and study committees), shall be held in open session. For the purpose of this section, the following also shall be considered to be "commissions, committees, and standing subcommittees of the General Assembly":

- (1) The Legislative Research Commission;
- (2) The Legislative Services Commission;
- (3) Repealed by Session Laws 2006-203, s. 93, effective July 1, 2007, and applicable to the budget for the 2007-2009 biennium and each subsequent biennium thereafter.
- (4) Repealed by Session Laws 2011-291, s. 2.50, effective June 24, 2011;
- (5) The Joint Legislative Commission on Governmental Operations;
- (6) The Joint Legislative Commission [Committee] on Local Government;
- (7) Repealed by Session Laws 1997, c. 443, s. 12.30, effective August 28, 1997.
- (8) Repealed by Session Laws 2011-291, s. 2.50, effective June 24, 2011;
- (9) The Environmental Review Commission;
- (10) The Joint Legislative Transportation Oversight Committee;
- (11) The Joint Legislative Education Oversight Committee;
- (12) Repealed by Session Laws 2011-266, s. 1.28(b), effective July 1, 2011 and Session Laws 2011-291, s. 2.50, effective June 24, 2011;
- (13) The Commission on Children with Special Needs;
- (14) Repealed by Session Laws 2011-291, s. 2.50, effective June 24, 2011;
- (15) The Agriculture and Forestry Awareness Study Commission; and
- (16) Repealed by Session Laws 2011-291, s. 2.50, effective June 24, 2011;
- (17) The standing Committees on Pensions and Retirement.

(b) Reasonable public notice of all meetings of commissions, committees, and standing subcommittees of the General Assembly shall be given. For purposes of this subsection, "reasonable public notice" includes, but is not limited to:

- (1) Notice given openly at a session of the Senate or of the House; or
- (2) Notice mailed or sent by electronic mail to those who have requested notice, and to the Legislative Services Office, which shall post the notice on the General Assembly web site.

G.S. 143-318.12 shall not apply to meetings of commissions, committees, and standing subcommittees of the General Assembly.

(c) A commission, committee, or standing subcommittee of the General Assembly may take final action only in an open meeting.

(d) A violation of this section by members of the General Assembly shall be punishable as prescribed by the rules of the House or the Senate.

(e) The following sections shall apply to meetings of commissions, committees, and standing subcommittees of the General Assembly: G.S. 143-318.10(e) and G.S. 143-318.11, G.S. 143-318.13 and G.S. 143-318.14, G.S. 143-318.16 through G.S. 143-318.17, and G.S. 166A-19.24. (1991, c. 694, s. 7; 1991 (Reg. Sess., 1992), c. 785, s. 4; c. 1030, s. 42; 1993, c. 321, s. 169.2(f); 1997-443, s. 12.30; 2003-374, s. 1; 2006-203, s. 93; 2011-266, s. 1.28(b); 2011-291, s. 2.50; 2020-3, s. 4.31(d).)

§ 143-318.15: Repealed by Session Laws 2006-203, s. 94, effective July 1, 2007, and applicable to the budget for the 2007-2009 biennium and each subsequent biennium thereafter.

§ 143-318.16. Injunctive relief against violations of Article.

(a) The General Court of Justice has jurisdiction to enter mandatory or prohibitory injunctions to enjoin (i) threatened violations of this Article, (ii) the recurrence of past violations of this Article, or (iii) continuing violations of this Article. Any person may bring an action in the appropriate division of the General Court of Justice seeking such an injunction; and the plaintiff need not allege or prove special damage different from that suffered by the public at large. It is not a defense to such an action that there is an adequate remedy at law.

(b) Any injunction entered pursuant to this section shall describe the acts enjoined with reference to the violations of this Article that have been proved in the action.

(c) Repealed by Session Laws 1985 (Reg. Sess., 1986), c. 932, s. 3, effective October 1, 1986. (1979, c. 655, s. 1; 1985 (Reg. Sess., 1986), c. 932, s. 3.)

§ 143-318.16A. Additional remedies for violations of Article.

(a) Any person may institute a suit in the superior court requesting the entry of a judgment declaring that any action of a public body was taken, considered, discussed, or deliberated in violation of this Article. Upon such a finding, the court may declare any such action null and void. Any person may seek such a declaratory judgment, and the plaintiff need not allege or prove special damage different from that suffered by the public at large. The public body whose action the suit seeks to set aside shall be made a party. The court may order other persons be made parties if they have or claim any right, title, or interest that would be directly affected by a declaratory judgment voiding the action that the suit seeks to set aside.

(b) A suit seeking declaratory relief under this section must be commenced within 45 days following the initial disclosure of the action that the suit seeks to have declared null and void; provided, however, that any suit for declaratory judgment brought pursuant to this section that seeks to set aside a bond order or bond referendum shall be commenced within the limitation periods prescribed by G.S. 159-59 and G.S. 159-62. If the challenged action is recorded in the minutes of the public body, its initial disclosure shall be deemed to have occurred on the date the minutes are first available for public inspection. If the challenged action is not recorded in the minutes of the public body, the date of its initial

disclosure shall be determined by the court based on a finding as to when the plaintiff knew or should have known that the challenged action had been taken.

(c) In making the determination whether to declare the challenged action null and void, the court shall consider the following and any other relevant factors:

- (1) The extent to which the violation affected the substance of the challenged action;
- (2) The extent to which the violation thwarted or impaired access to meetings or proceedings that the public had a right to attend;
- (3) The extent to which the violation prevented or impaired public knowledge or understanding of the people's business;
- (4) Whether the violation was an isolated occurrence, or was a part of a continuing pattern of violations of this Article by the public body;
- (5) The extent to which persons relied upon the validity of the challenged action, and the effect on such persons of declaring the challenged action void;
- (6) Whether the violation was committed in bad faith for the purpose of evading or subverting the public policy embodied in this Article.

(d) A declaratory judgment pursuant to this section may be entered as an alternative to, or in combination with, an injunction entered pursuant to G.S. 143-318.16.

(e) The validity of any enacted law or joint resolution or passed simple resolution of either house of the General Assembly is not affected by this Article. (1985 (Reg. Sess., 1986), c. 932, s. 1; 1991, c. 694, s. 8.)

§ 143-318.16B. Assessments and awards of attorneys' fees.

When an action is brought pursuant to G.S. 143-318.16 or G.S. 143-318.16A, the court may make written findings specifying the prevailing party or parties, and may award the prevailing party or parties a reasonable attorney's fee, to be taxed against the losing party or parties as part of the costs. The court may order that all or any portion of any fee as assessed be paid personally by any individual member or members of the public body found by the court to have knowingly or intentionally committed the violation; provided, that no order against any individual member shall issue in any case where the public body or that individual member seeks the advice of an attorney, and such advice is followed. (1985 (Reg. Sess., 1986), c. 932, s. 2; 1993 (Reg. Sess., 1994), c. 570, s. 3.)

§ 143-318.16C. Accelerated hearing; priority.

Actions brought pursuant to G.S. 143-318.16 or G.S. 143-318.16A shall be set down for immediate hearing, and subsequent proceedings in such actions shall be accorded priority by the trial and appellate courts. (1993 (Reg. Sess., 1994), c. 570, s. 4.)

§ 143-318.16D. Local acts.

Any reference in any city charter or local act to an "executive session" is amended to read "closed session". (1993 (Reg. Sess., 1994), c. 570, s. 4.)

§ 143-318.17. Disruptions of official meetings.

A person who willfully interrupts, disturbs, or disrupts an official meeting and who, upon being directed to leave the meeting by the presiding officer, willfully refuses to leave the meeting is guilty of a Class 2 misdemeanor. (1979, c. 655, s. 1; 1993, c. 539, s. 1028; 1994, Ex. Sess., c. 24, s. 14(c).)

§ 143-318.18. Exceptions.

This Article does not apply to any of the following:

- (1) Grand and petit juries.

- (2) Any public body that is specifically authorized or directed by law to meet in executive or confidential session, to the extent of the authorization or direction.
- (3) The Judicial Standards Commission.
- (3a) The North Carolina Innocence Inquiry Commission.
- (4) Repealed by Session Laws 1991, c. 694, s. 9.
- (4a) The Legislative Ethics Committee.
- (4b) A conference committee of the General Assembly.
- (4c) A caucus by members of the General Assembly; however, no member of the General Assembly shall participate in a caucus that is called for the purpose of evading or subverting this Article.
- (5) Law enforcement agencies.
- (6) A public body authorized to investigate, examine, or determine the character and other qualifications of applicants for professional or occupational licenses or certificates or to take disciplinary actions against persons holding these licenses or certificates, (i) while preparing, approving, administering, or grading examinations or (ii) while meeting with respect to an individual applicant for or holder of the license or certificate. This exception does not amend, repeal, or supersede any other statute that requires a public hearing or other practice and procedure in a proceeding before the public body.
- (7) Any public body subject to the State Budget Act, Chapter 143C of the General Statutes, and exercising quasi-judicial functions, during a meeting or session held solely for the purpose of making a decision in an adjudicatory action or proceeding.
- (8) The boards of trustees of endowment funds authorized by G.S. 116-36.
- (9) Repealed by Session Laws 1991, c. 694, s. 9.
- (10) Repealed by Session Laws 2013-234, s. 10, effective July 3, 2013.
- (11) The General Court of Justice. (1979, c. 655, s. 1; 1985, c. 757, s. 206(e); 1991, c. 694, s. 9; 2006-184, s. 6; 2006-203, s. 95; 2010-171, s. 5; 2013-234, s. 10; 2021-88, s. 13.)

§ 132-1. "Public records" defined.

(a) "Public record" or "public records" shall mean all documents, papers, letters, maps, books, photographs, films, sound recordings, magnetic or other tapes, electronic data-processing records, artifacts, or other documentary material, regardless of physical form or characteristics, made or received pursuant to law or ordinance in connection with the transaction of public business by any agency of North Carolina government or its subdivisions. Agency of North Carolina government or its subdivisions shall mean and include every public office, public officer or official (State or local, elected or appointed), institution, board, commission, bureau, council, department, authority or other unit of government of the State or of any county, unit, special district or other political subdivision of government.

(b) The public records and public information compiled by the agencies of North Carolina government or its subdivisions are the property of the people. Therefore, it is the policy of this State that the people may obtain copies of their public records and public information free or at minimal cost unless otherwise specifically provided by law. As used herein, "minimal cost" shall mean the actual cost of reproducing the public record or public information. (1935, c. 265, s. 1; 1975, c. 787, s. 1; 1995, c. 388, s. 1.)

§ 132-1.1. Confidential communications by legal counsel to public board or agency; State tax information; public enterprise billing information; Address Confidentiality Program information.

(a) Confidential Communications. - Public records, as defined in G.S. 132-1, shall not include written communications (and copies thereof) to any public board, council, commission or other governmental body of the State or of any county, municipality or other political subdivision or unit of government, made within the scope of the attorney-client relationship by any attorney-at-law serving any such governmental body, concerning any claim against or on behalf of the governmental body or the governmental entity for which such body acts, or concerning the prosecution, defense, settlement or litigation of any judicial action, or any administrative or other type of proceeding to which the governmental body is a party or by which it is or may be directly affected. Such written communication and copies thereof shall not be open to public inspection, examination or copying unless specifically made public by the governmental body receiving such written communications; provided, however, that such written communications and copies thereof shall become public records as defined in G.S. 132-1 three years from the date such communication was received by such public board, council, commission or other governmental body.

(b) State and Local Tax Information. - Tax information may not be disclosed except as provided in G.S. 105-259. As used in this subsection, "tax information" has the same meaning as in G.S. 105-259. Local tax records that contain information about a taxpayer's income or receipts may not be disclosed except as provided in G.S. 153A-148.1 and G.S. 160A-208.1.

(c) Public Enterprise Billing Information. - Billing information compiled and maintained by a city or county or other public entity providing utility services in connection with the ownership or operation of a public enterprise, excluding airports, is not a public record as defined in G.S. 132-1. Nothing contained herein is intended to limit public disclosure by a city or county of billing information:

- (1) That the city or county determines will be useful or necessary to assist bond counsel, bond underwriters, underwriters' counsel, rating agencies or investors or potential investors in making informed decisions regarding bonds or other obligations incurred or to be incurred with respect to the public enterprise;
- (2) That is necessary to assist the city, county, State, or public enterprise to maintain the integrity and quality of services it provides; or
- (3) That is necessary to assist law enforcement, public safety, fire protection, rescue, emergency management, or judicial officers in the performance of their duties.

As used herein, "billing information" means any record or information, in whatever form, compiled or maintained with respect to individual customers by any owner or operator of a public enterprise, as defined in G.S. 160A-311, excluding subdivision (9), and G.S. 153A-274, excluding subdivision (4), or other public entity providing utility services, excluding airports, relating to services it provides or will provide to the customer.

(d) Address Confidentiality Program Information. - The actual address and telephone number of a program participant in the Address Confidentiality Program established under Chapter 15C of the General Statutes is not a public record within the meaning of Chapter 132. The actual address and telephone number of a program participant may not be disclosed except as provided in Chapter 15C of the General Statutes.

(e) Controlled Substances Reporting System Information. - Information compiled or maintained in the Controlled Substances Reporting System established under Article 5E of Chapter 90 of the General Statutes is not a public record as defined in G.S. 132-1 and may be released only as provided under Article 5E of Chapter 90 of the General Statutes.

(f) Personally Identifiable Admissions Information. - Records maintained by The University of North Carolina or any constituent institution, or by the Community Colleges System Office or any community college, which contain personally identifiable information from or about an applicant for admission to one or more constituent institutions or to one or more community colleges shall be confidential and shall not be subject to public disclosure pursuant to G.S. 132-6(a). Notwithstanding the preceding sentence, any letter of recommendation or record containing a communication from an elected official to The University of North Carolina, any of its constituent institutions, or to a community college, concerning an applicant for admission who has not enrolled as a student shall be considered a public record subject to disclosure pursuant to G.S. 132-6(a). Nothing in this subsection is intended to limit the disclosure of public records that do not contain personally identifiable information, including aggregated data, guidelines, instructions, summaries, or reports that do not contain personally identifiable information or from which it is feasible to redact any personally identifiable information that the record contains. As used in this subsection, the term "community college" is as defined in G.S. 115D-2(2), the term "constituent institution" is as defined in G.S. 116-2(4), and the term "Community Colleges System Office" is as defined in G.S. 115D-3.

(g) Public Agency Proprietary Computer Code. - Proprietary computer code written by and for use by an agency of North Carolina government or its subdivisions is not a public record as defined in G.S. 132-1.

(h) Employment Security Information. - Confidential information obtained, compiled, or maintained by the Division of Employment Security may not be disclosed except as provided in G.S. 96-4. As used in this subsection, the term "confidential information" has the same meaning as in G.S. 96-4(x). (1975, c. 662; 1993, c. 485, s. 38; 1995 (Reg. Sess., 1996), c. 646, s. 21; 2001-473, s. 1; 2002-171, s. 7; 2003-287, s. 1; 2005-276, s. 10.36(b); 2007-372, s. 2; 2013-96, s. 1; 2014-117, s. 2.)

§ 132-1.2. Confidential information.

Nothing in this Chapter shall be construed to require or authorize a public agency or its subdivision to disclose any information that:

- (1) Meets all of the following conditions:
 - a. Constitutes a "trade secret" as defined in G.S. 66-152(3).
 - b. Is the property of a private "person" as defined in G.S. 66-152(2).
 - c. Is disclosed or furnished to the public agency in connection with the owner's performance of a public contract or in connection with a bid, application, proposal, industrial development project, or in compliance with laws, regulations, rules, or ordinances of the United States, the State, or political subdivisions of the State.

- d. Is designated or indicated as "confidential" or as a "trade secret" at the time of its initial disclosure to the public agency.
- (2) Reveals an account number for electronic payment as defined in G.S. 147-86.20 and obtained pursuant to Articles 6A or 6B of Chapter 147 of the General Statutes or G.S. 159-32.1.
- (3) Reveals a document, file number, password, or any other information maintained by the Secretary of State pursuant to Article 21 of Chapter 130A of the General Statutes.
- (4) Reveals the electronically captured image of an individual's signature, date of birth, drivers license number, or a portion of an individual's social security number if the agency has those items because they are on a voter registration document.
- (5) Reveals the seal of a licensed design professional who is licensed under Chapter 83A or Chapter 89C of the General Statutes that has been submitted for project approval to (i) a municipality under Part 5 of Article 19 of Chapter 160A of the General Statutes or (ii) to a county under Part 4 of Article 18 of Chapter 153A of the General Statutes. Notwithstanding this exemption, a municipality or county that receives a request for a document submitted for project approval that contains the seal of a licensed design professional who is licensed under Chapter 83A or Chapter 89C of the General Statutes and that is otherwise a public record by G.S. 132-1 shall allow a copy of the document without the seal of the licensed design professional to be examined and copied, consistent with any rules adopted by the licensing board under Chapter 83A or Chapter 89C of the General Statutes regarding an unsealed document.
- (6) Reveals documents related to the federal government's process to determine closure or realignment of military installations until a final decision has been made by the federal government in that process.
- (7) Reveals name, address, qualifications, and other identifying information of any person or entity that manufactures, compounds, prepares, prescribes, dispenses, supplies, or administers the drugs or supplies obtained for any purpose authorized by Article 19 of Chapter 15 of the General Statutes.
- (8) Reveals the name, address, or other identifying information of any individual winning more than fifty million dollars (\$50,000,000) in a lottery game who requests to remain anonymous for 90 days, as provided in G.S. 18C-132(j1).
- (9) Reveals proprietary design work or work product included in a proposal that is submitted to the Department of Transportation for consideration, or any Department intra-agency communications related to the review of a proposal, during a competitive bid process. For the purposes of this subdivision, the competitive bid process is completed upon contract award. Proprietary design work, work product, or intra-agency communications that are otherwise public records pursuant to G.S. 132-1 are no longer confidential and subject to disclosure upon contract award. (1989, c. 269; 1991, c. 745, s. 3; 1999-434, s. 7; 2001-455, s. 2; 2001-513, s. 30(b); 2003-226, s. 5; 2004-127, s. 17(b); 2009-346, s. 1; 2014-79, s. 8; 2015-198, s. 6; 2019-142, s. 6; 2019-156, s. 3.)

§ 132-1.3. Settlements made by or on behalf of public agencies, public officials, or public employees; public records.

(a) Public records, as defined in G.S. 132-1, shall include all settlement documents in any suit, administrative proceeding or arbitration instituted against any agency of North Carolina government or its subdivisions, as defined in G.S. 132-1, in connection with or arising out of such agency's official actions, duties or responsibilities, except in an action for medical malpractice against a hospital facility. No agency of North Carolina government or its subdivisions, nor any counsel, insurance company or other

representative acting on behalf of such agency, shall approve, accept or enter into any settlement of any such suit, arbitration or proceeding if the settlement provides that its terms and conditions shall be confidential, except in an action for medical malpractice against a hospital facility. No settlement document sealed under subsection (b) of this section shall be open for public inspection.

(b) No judge, administrative judge or administrative hearing officer of this State, nor any board or commission, nor any arbitrator appointed pursuant to the laws of North Carolina, shall order or permit the sealing of any settlement document in any proceeding described herein except on the basis of a written order concluding that (1) the presumption of openness is overcome by an overriding interest and (2) that such overriding interest cannot be protected by any measure short of sealing the settlement. Such order shall articulate the overriding interest and shall include findings of fact that are sufficiently specific to permit a reviewing court to determine whether the order was proper.

(c) Except for confidential communications as provided in G.S. 132-1.1, the term "settlement documents," as used herein, shall include all documents which reflect, or which are made or utilized in connection with, the terms and conditions upon which any proceedings described in this section are compromised, settled, terminated or dismissed, including but not limited to correspondence, settlement agreements, consent orders, checks, and bank drafts. (1989, c. 326.)

§ 132-1.3A. The University of North Carolina athletic conference communications and other documentary materials; public records.

Public records, as defined in G.S. 132-1, shall include all documents, papers, letters, photographs, films, sound recordings, magnetic or other tapes, electronic data-processing records, artifacts, or other documentary material, regardless of physical form or characteristics, in the possession of The University of North Carolina or any of its constituent institutions related to membership in or communication with the National Collegiate Athletic Association (NCAA), the Atlantic Coast Conference or any other athletic conference in any division of the NCAA, or any other collegiate sports association or organization. (2017-175, s. 1.)

§ 132-1.4. Criminal investigations; intelligence information records; Innocence Inquiry Commission records.

(a) Records of criminal investigations conducted by public law enforcement agencies, records of criminal intelligence information compiled by public law enforcement agencies, and records of investigations conducted by the North Carolina Innocence Inquiry Commission, are not public records as defined by G.S. 132-1. Records of criminal investigations conducted by public law enforcement agencies or records of criminal intelligence information may be released by order of a court of competent jurisdiction.

(b) As used in this section:

- (1) "Records of criminal investigations" means all records or any information that pertains to a person or group of persons that is compiled by public law enforcement agencies for the purpose of attempting to prevent or solve violations of the law, including information derived from witnesses, laboratory tests, surveillance, investigators, confidential informants, photographs, and measurements. The term also includes any records, worksheets, reports, or analyses prepared or conducted by the North Carolina State Crime Laboratory at the request of any public law enforcement agency in connection with a criminal investigation.
- (2) "Records of criminal intelligence information" means records or information that pertain to a person or group of persons that is compiled by a public law enforcement agency in an effort to anticipate, prevent, or monitor possible violations of the law.
- (3) "Public law enforcement agency" means a municipal police department, a county police department, a sheriff's department, a company police agency commissioned by the Attorney General pursuant to G.S. 74E-1, et seq., and any State or local agency,

force, department, or unit responsible for investigating, preventing, or solving violations of the law.

(4) "Violations of the law" means crimes and offenses that are prosecutable in the criminal courts in this State or the United States and infractions as defined in G.S. 14-3.1.

(5) "Complaining witness" means an alleged victim or other person who reports a violation or apparent violation of the law to a public law enforcement agency.

(c) Notwithstanding the provisions of this section, and unless otherwise prohibited by law, the following information shall be public records within the meaning of G.S. 132-1.

(1) The time, date, location, and nature of a violation or apparent violation of the law reported to a public law enforcement agency.

(2) The name, sex, age, address, employment, and alleged violation of law of a person arrested, charged, or indicted.

(3) The circumstances surrounding an arrest, including the time and place of the arrest, whether the arrest involved resistance, possession or use of weapons, or pursuit, and a description of any items seized in connection with the arrest.

(4) The contents of "911" and other emergency telephone calls received by or on behalf of public law enforcement agencies, except for such contents that reveal the natural voice, name, address, telephone number, or other information that may identify the caller, victim, or witness. In order to protect the identity of the complaining witness, the contents of "911" and other emergency telephone calls may be released pursuant to this section in the form of a written transcript or altered voice reproduction; provided that the original shall be provided under process to be used as evidence in any relevant civil or criminal proceeding.

(5) The contents of communications between or among employees of public law enforcement agencies that are broadcast over the public airways.

(6) The name, sex, age, and address of a complaining witness.

(d) A public law enforcement agency shall temporarily withhold the name or address of a complaining witness if release of the information is reasonably likely to pose a threat to the mental health, physical health, or personal safety of the complaining witness or materially compromise a continuing or future criminal investigation or criminal intelligence operation. Information temporarily withheld under this subsection shall be made available for release to the public in accordance with G.S. 132-6 as soon as the circumstances that justify withholding it cease to exist. Any person denied access to information withheld under this subsection may apply to a court of competent jurisdiction for an order compelling disclosure of the information. In such action, the court shall balance the interests of the public in disclosure against the interests of the law enforcement agency and the alleged victim in withholding the information. Actions brought pursuant to this subsection shall be set down for immediate hearing, and subsequent proceedings in such actions shall be accorded priority by the trial and appellate courts.

(e) If a public law enforcement agency believes that release of information that is a public record under subdivisions (c)(1) through (c)(5) of this section will jeopardize the right of the State to prosecute a defendant or the right of a defendant to receive a fair trial or will undermine an ongoing or future investigation, it may seek an order from a court of competent jurisdiction to prevent disclosure of the information. In such action the law enforcement agency shall have the burden of showing by a preponderance of the evidence that disclosure of the information in question will jeopardize the right of the State to prosecute a defendant or the right of a defendant to receive a fair trial or will undermine an ongoing or future investigation. Actions brought pursuant to this subsection shall be set down for immediate hearing, and subsequent proceedings in such actions shall be accorded priority by the trial and appellate courts.

(f) Nothing in this section shall be construed as authorizing any public law enforcement agency to prohibit or prevent another public agency having custody of a public record from permitting the inspection, examination, or copying of such public record in compliance with G.S. 132-6. The use of a public record in

connection with a criminal investigation or the gathering of criminal intelligence shall not affect its status as a public record.

(g) Disclosure of records of criminal investigations and criminal intelligence information that have been transmitted to a district attorney or other attorney authorized to prosecute a violation of law shall be governed by this section and Chapter 15A of the General Statutes.

(h) Nothing in this section shall be construed as requiring law enforcement agencies to disclose the following:

(1) Information that would not be required to be disclosed under Chapter 15A of the General Statutes; or

(2) Information that is reasonably likely to identify a confidential informant.

(i) Law enforcement agencies shall not be required to maintain any tape recordings of "911" or other communications for more than 30 days from the time of the call, unless a court of competent jurisdiction orders a portion sealed.

(j) When information that is not a public record under the provisions of this section is deleted from a document, tape recording, or other record, the law enforcement agency shall make clear that a deletion has been made. Nothing in this subsection shall authorize the destruction of the original record.

(k) The following court records are public records and may be withheld only when sealed by court order: arrest and search warrants that have been returned by law enforcement agencies, indictments, criminal summons, and nontestimonial identification orders.

(l) Records of investigations of alleged child abuse shall be governed by Article 29 of Chapter 7B of the General Statutes. (1993, c. 461, s. 1; 1998-202, s. 13(jj); 2006-184, s. 7; 2010-171, s. 5; 2011-321, s. 1; 2013-360, s. 17.6(o).)

§ 132-1.4A. Law enforcement agency recordings.

(a) Definitions. - The following definitions apply in this section:

(1) Body-worn camera. - An operational video or digital camera or other electronic device, including a microphone or other mechanism for allowing audio capture, affixed to the uniform or person of law enforcement agency personnel and positioned in a way that allows the camera or device to capture interactions the law enforcement agency personnel has with others.

(2) Custodial law enforcement agency. - The law enforcement agency that owns or leases or whose personnel operates the equipment that created the recording at the time the recording was made.

(3) Dashboard camera. - A device or system installed or used in a law enforcement agency vehicle that electronically records images or audio depicting interaction with others by law enforcement agency personnel. This term does not include body-worn cameras.

(4) Disclose or disclosure. - To make a recording available for viewing or listening to by the person requesting disclosure, at a time and location chosen by the custodial law enforcement agency. This term does not include the release of a recording.

(5) Personal representative. - A parent, court-appointed guardian, spouse, or attorney licensed in North Carolina of a person whose image or voice is in the recording. If a person whose image or voice is in the recording is deceased, the term also means the personal representative of the estate of the deceased person; the deceased person's surviving spouse, parent, or adult child; the deceased person's attorney licensed in North Carolina; or the parent or guardian of a surviving minor child of the deceased.

(6) Recording. - A visual, audio, or visual and audio recording captured by a body-worn camera, a dashboard camera, or any other video or audio recording device operated by or on behalf of a law enforcement agency or law enforcement agency personnel

when carrying out law enforcement responsibilities. This term does not include any video or audio recordings of interviews regarding agency internal investigations or interviews or interrogations of suspects or witnesses.

(7) Release. - To provide a copy of a recording.

(8) Serious bodily injury. - A bodily injury that creates a substantial risk of death, or that causes serious permanent disfigurement, coma, a permanent or protracted condition that causes extreme pain, or permanent or protracted loss or impairment of the function of any bodily member or organ, or that results in prolonged hospitalization.

(b) Public Record and Personnel Record Classification. - Recordings are not public records as defined by G.S. 132-1. Recordings are not personnel records as defined in Part 7 of Chapter 126 of the General Statutes, G.S. 160A-168, or G.S. 153A-98.

(b1) Immediate Disclosure. - When requested by submission of the notarized form described in subsection (b2) of this section to the head of a law enforcement agency, any portion of a recording in the custody of a law enforcement agency which depicts a death or serious bodily injury shall, upon order of the court pursuant to subsection (b3) of this section, be disclosed to a personal representative of the deceased, the injured individual, or a personal representative on behalf of the injured individual. Any disclosure ordered by the court pursuant to subsection (b3) of this section shall be done by the agency in a private setting. A person who receives disclosure as ordered by the court pursuant to subsection (b3) of this section shall not record or copy the recording. Except as provided in subsection (b3) of this section, the portion of the recording relevant to the death or serious bodily injury shall not be edited or redacted.

(b2) Notarized Form. - A person requesting disclosure pursuant to subsection (b1) of this section must submit a signed and notarized form provided by the law enforcement agency. The form shall be developed by the Administrative Office of the Courts and shall include notice that, if disclosed, the recording may not be recorded or copied, or if unlawfully recorded or copied may not be knowingly disseminated, and notice of the criminal penalties provided in subsection (b4) of this section.

(b3) Immediate Disclosure Review. - No later than three business days from receipt of the notarized form requesting immediate disclosure pursuant to subsection (b1) of this section, a law enforcement agency shall file a petition in the superior court in any county where any portion of the recording was made for issuance of a court order regarding disclosure of the recording requested pursuant to subsection (b1) of this section and shall also deliver a copy of the petition and a copy of the recording, which shall remain confidential unless the court issues an order of disclosure pursuant to this section, to the senior resident superior court judge for that superior court district or their designee. There shall be no fee for filing the petition. The court shall conduct an in-camera review of the recording and shall enter an order within seven business days of the filing of the petition instructing that the recording be (i) immediately disclosed without editing or redaction; (ii) immediately disclosed with editing or redaction; (iii) disclosed at a later date, with or without editing or redaction; or (iv) not disclosed to the person or persons seeking disclosure. In determining whether the recording may be disclosed pursuant to this section, the court shall consider the following factors:

- (1) If the person requesting disclosure of the recording is a person authorized to receive disclosure pursuant to subsection (c) of this section.
- (2) If the recording contains information that is otherwise confidential or exempt from disclosure or release under State or federal law.
- (3) If disclosure would reveal information regarding a person that is of a highly sensitive and personal nature.
- (4) If disclosure may harm the reputation or jeopardize the safety of a person.
- (5) If disclosure would create a serious threat to the fair, impartial, and orderly administration of justice.
- (6) If confidentiality is necessary to protect either an active or inactive internal or criminal investigation or potential internal or criminal investigation.

In any proceeding pursuant to this subsection, the following persons shall be notified and those persons, or their designated representative, shall be given an opportunity to be heard at any proceeding: (i) the head of the custodial law enforcement agency, (ii) any law enforcement agency personnel whose image or voice is in the portion of the recording requested to be disclosed and the head of that person's employing law enforcement agency, (iii) the District Attorney, (iv) the investigating law enforcement agency, and (v) the party requesting the disclosure. The court may order any conditions or restrictions on the disclosure that the court deems appropriate.

Petitions filed pursuant to this subsection shall be scheduled for hearing as soon as practicable, and the court shall issue an order pursuant to the provisions of this subsection no later than seven business days after the filing of the petition. Any subsequent proceedings in such actions shall be accorded priority by the trial and appellate courts.

If disclosure of a recording is denied based on subdivision (6) of this subsection, the court shall schedule a subsequent hearing, to be held no more than 20 business days after the issuance of the order, to reconsider whether the recording should be disclosed.

(b4) Any person who willfully records, copies, or attempts to record or copy a recording disclosed pursuant to subsection (b1) of this section shall be guilty of a Class 1 misdemeanor. Any person who knowingly disseminates a recording or a copy of a recording disclosed pursuant to subsection (b1) of this section is guilty of a Class I felony.

(c) Disclosure; General. - Recordings in the custody of a law enforcement agency shall be disclosed only as provided by this section. Recordings depicting a death or serious bodily injury shall only be disclosed as provided in subsections (b1) through (b3) of this section.

A person requesting disclosure of a recording must make a written request to the head of the custodial law enforcement agency that states the date and approximate time of the activity captured in the recording or otherwise identifies the activity with reasonable particularity sufficient to identify the recording to which the request refers.

The head of the custodial law enforcement agency may only disclose a recording to the following:

- (1) A person whose image or voice is in the recording.
- (2) A personal representative of an adult person whose image or voice is in the recording, if the adult person has consented to the disclosure.
- (3) A personal representative of a minor or of an adult person under lawful guardianship whose image or voice is in the recording.
- (4) A personal representative of a deceased person whose image or voice is in the recording.
- (5) A personal representative of an adult person who is incapacitated and unable to provide consent to disclosure.

When disclosing the recording, the law enforcement agency shall disclose only those portions of the recording that are relevant to the person's request. A person who receives disclosure pursuant to this subsection shall not record or copy the recording.

(d) Disclosure; Factors for Consideration. - Upon receipt of the written request for disclosure, as promptly as possible, the custodial law enforcement agency must either disclose the portion of the recording relevant to the person's request or notify the requestor of the custodial law enforcement agency's decision not to disclose the recording to the requestor.

The custodial law enforcement agency may consider any of the following factors in determining if a recording is disclosed:

- (1) If the person requesting disclosure of the recording is a person authorized to receive disclosure pursuant to subsection (c) of this section.
- (2) If the recording contains information that is otherwise confidential or exempt from disclosure or release under State or federal law.

- (3) If disclosure would reveal information regarding a person that is of a highly sensitive personal nature.
- (4) If disclosure may harm the reputation or jeopardize the safety of a person.
- (5) If disclosure would create a serious threat to the fair, impartial, and orderly administration of justice.
- (6) If confidentiality is necessary to protect either an active or inactive internal or criminal investigation or potential internal or criminal investigation.

(e) Appeal of Disclosure Denial. - If a law enforcement agency denies disclosure pursuant to subsection (d) of this section, or has failed to provide disclosure more than three business days after the request for disclosure, the person seeking disclosure may apply to the superior court in any county where any portion of the recording was made for a review of the denial of disclosure. The court may conduct an in-camera review of the recording. The court may order the disclosure of the recording only if the court finds that the law enforcement agency abused its discretion in denying the request for disclosure. The court may only order disclosure of those portions of the recording that are relevant to the person's request. A person who receives disclosure pursuant to this subsection shall not record or copy the recording. An order issued pursuant to this subsection may not order the release of the recording.

In any proceeding pursuant to this subsection, the following persons shall be notified and those persons, or their designated representative, shall be given an opportunity to be heard at any proceeding: (i) the head of the custodial law enforcement agency, (ii) any law enforcement agency personnel whose image or voice is in the recording and the head of that person's employing law enforcement agency, and (iii) the District Attorney. Actions brought pursuant to this subsection shall be set down for hearing as soon as practicable, and subsequent proceedings in such actions shall be accorded priority by the trial and appellate courts.

(f) Release of Recordings to Certain Persons; Expedited Process. - Notwithstanding the provisions of subsection (g) of this section, a person authorized to receive disclosure pursuant to subsection (c) of this section, or the custodial law enforcement agency, may petition the superior court in any county where any portion of the recording was made for an order releasing the recording to a person authorized to receive disclosure. There shall be no fee for filing the petition which shall be filed on a form approved by the Administrative Office of the Courts and shall state the date and approximate time of the activity captured in the recording, or otherwise identify the activity with reasonable particularity sufficient to identify the recording. If the petitioner is a person authorized to receive disclosure, notice and an opportunity to be heard shall be given to the head of the custodial law enforcement agency. Petitions filed pursuant to this subsection shall be set down for hearing as soon as practicable and shall be accorded priority by the court.

The court shall first determine if the person to whom release of the recording is requested is a person authorized to receive disclosure pursuant to subsection (c) of this section. In making this determination, the court may conduct an in-camera review of the recording and may, in its discretion, allow the petitioner to be present to assist in identifying the image or voice in the recording that authorizes disclosure to the person to whom release is requested. If the court determines that the person is not authorized to receive disclosure pursuant to subsection (c) of this section, there shall be no right of appeal and the petitioner may file an action for release pursuant to subsection (g) of this section.

If the court determines that the person to whom release of the recording is requested is a person authorized to receive disclosure pursuant to subsection (c) of this section, the court shall consider the standards set out in subsection (g) of this section and any other standards the court deems relevant in determining whether to order the release of all or a portion of the recording. The court may conduct an in-camera review of the recording. The court shall release only those portions of the recording that are relevant to the person's request and may place any conditions or restrictions on the release of the recording that the court, in its discretion, deems appropriate.

(g) Release of Recordings; General; Court Order Required. - Recordings in the custody of a law enforcement agency shall only be released pursuant to court order. Any custodial law enforcement agency

or any person requesting release of a recording may file an action in the superior court in any county where any portion of the recording was made for an order releasing the recording. The request for release must state the date and approximate time of the activity captured in the recording, or otherwise identify the activity with reasonable particularity sufficient to identify the recording to which the action refers. The court may conduct an in-camera review of the recording. In determining whether to order the release of all or a portion of the recording, in addition to any other standards the court deems relevant, the court shall consider the applicability of all of the following standards:

- (1) Release is necessary to advance a compelling public interest.
- (2) The recording contains information that is otherwise confidential or exempt from disclosure or release under State or federal law.
- (3) The person requesting release is seeking to obtain evidence to determine legal issues in a current or potential court proceeding.
- (4) Release would reveal information regarding a person that is of a highly sensitive personal nature.
- (5) Release may harm the reputation or jeopardize the safety of a person.
- (6) Release would create a serious threat to the fair, impartial, and orderly administration of justice.
- (7) Confidentiality is necessary to protect either an active or inactive internal or criminal investigation or potential internal or criminal investigation.
- (8) There is good cause shown to release all portions of a recording.

The court shall release only those portions of the recording that are relevant to the person's request, and may place any conditions or restrictions on the release of the recording that the court, in its discretion, deems appropriate.

In any proceeding pursuant to this subsection, the following persons shall be notified and those persons, or their designated representative, shall be given an opportunity to be heard at any proceeding: (i) the head of the custodial law enforcement agency, (ii) any law enforcement agency personnel whose image or voice is in the recording and the head of that person's employing law enforcement agency, and (iii) the District Attorney. Actions brought pursuant to this subsection shall be set down for hearing as soon as practicable, and subsequent proceedings in such actions shall be accorded priority by the trial and appellate courts.

(h) Release of Recordings; Law Enforcement Purposes. - Notwithstanding the requirements of subsections (c), (f), and (g) of this section, a custodial law enforcement agency shall disclose or release a recording to a district attorney (i) for review of potential criminal charges, (ii) in order to comply with discovery requirements in a criminal prosecution, (iii) for use in criminal proceedings in district court, or (iv) for any other law enforcement purpose, and may disclose or release a recording for any of the following purposes:

- (1) For law enforcement training purposes.
- (2) Within the custodial law enforcement agency for any administrative, training, or law enforcement purpose.
- (3) To another law enforcement agency for law enforcement purposes.
- (4) For suspect identification or apprehension.
- (5) To locate a missing or abducted person.

(i) Retention of Recordings. - Any recording subject to the provisions of this section shall be retained for at least the period of time required by the applicable records retention and disposition schedule developed by the Department of Natural and Cultural Resources, Division of Archives and Records.

(j) Agency Policy Required. - Each law enforcement agency that uses body-worn cameras or dashboard cameras shall adopt a policy applicable to the use of those cameras.

(k) No civil liability shall arise from compliance with the provisions of this section, provided that the acts or omissions are made in good faith and do not constitute gross negligence, willful or wanton misconduct, or intentional wrongdoing.

(l) Fee for Copies. - A law enforcement agency may charge a fee to offset the cost incurred by it to make a copy of a recording for release. The fee shall not exceed the actual cost of making the copy.

(m) Attorneys' Fees. - The court may not award attorneys' fees to any party in any action brought pursuant to this section. (2016-88, s. 1; 2019-48, s. 1; 2021-138, s. 21(a).)

§ 132-1.5. 911 database.

Automatic number identification and automatic location identification information that consists of the name, address, and telephone numbers of telephone subscribers, or the e-mail addresses of subscribers to an electronic emergency notification or reverse 911 system, that is contained in a county or municipal 911 database, or in a county or municipal telephonic or electronic emergency notification or reverse 911 system, is confidential and is not a public record as defined by Chapter 132 of the General Statutes if that information is required to be confidential by the agreement with the telephone company by which the information was obtained. Dissemination of the information contained in the 911, electronic emergency notification or reverse 911 system, or automatic number and automatic location database is prohibited except on a call-by-call basis only for the purpose of handling emergency calls or for training, and any permanent record of the information shall be secured by the public safety answering points and disposed of in a manner which will retain that security except as otherwise required by applicable law. (1997-287, s. 1; 2007-107, s. 3.2(a).)

§ 132-1.6. Emergency response plans.

Emergency response plans adopted by a constituent institution of The University of North Carolina, a community college, or a public hospital as defined in G.S. 159-39 and the records related to the planning and development of these emergency response plans are not public records as defined by G.S. 132-1 and shall not be subject to inspection and examination under G.S. 132-6. (2001-500, s. 3.1.)

§ 132-1.7. Sensitive public security information.

(a) Public records, as defined in G.S. 132-1, shall not include information containing specific details of public security plans and arrangements or the detailed plans and drawings of public buildings and infrastructure facilities or plans, schedules, or other documents that include information regarding patterns or practices associated with executive protection and security.

(a1) Public records, as defined in G.S. 132-1, shall not include specific security information or detailed plans, patterns, or practices associated with prison operations.

(a2) Public records, as defined in G.S. 132-1, shall not include specific security information or detailed plans, patterns, or practices to prevent or respond to criminal, gang, or organized illegal activity.

(b) Public records as defined in G.S. 132-1 do not include plans to prevent or respond to terrorist activity, to the extent such records set forth vulnerability and risk assessments, potential targets, specific tactics, or specific security or emergency procedures, the disclosure of which would jeopardize the safety of governmental personnel or the general public or the security of any governmental facility, building, structure, or information storage system.

(b1) Public records shall not include mobile telephone numbers issued by a local, county, or State government to any of the following:

- (1) A sworn law enforcement officer or nonsworn employee of a public law enforcement agency.
- (2) An employee of a fire department.
- (3) Any employee whose duties include responding to an emergency.

(c) Information relating to the general adoption of public security plans and arrangements, and budgetary information concerning the authorization or expenditure of public funds to implement public security plans and arrangements, or for the construction, renovation, or repair of public buildings and infrastructure facilities shall be public records. (2001-516, s. 3; 2003-180, s. 1; 2015-225, s. 3; 2015-241, s. 16A.5.)

§ 132-1.7A. Alarm registration information.

A public record, as defined by G.S. 132-1, does not include any registration or sensitive security information received or compiled by a city pursuant to an alarm registration ordinance. For purposes of this section, the term "alarm registration ordinance" means an ordinance adopted by a city that requires owners of security, burglar, fire, or similar alarm systems to register with the city. Information that is deemed confidential under this section and is not open to public inspection, examination, or copying includes registration information, including the name, home and business telephone number, and any other personal identifying information provided by an applicant pursuant to an alarm registration ordinance, and any sensitive security information pertaining to an applicant's alarm system, including residential or office blueprints, alarm system schematics, and similar drawings or diagrams. (2015-189, s. 1.)

§ 132-1.8. Confidentiality of photographs and video or audio recordings made pursuant to autopsy.

Except as otherwise provided in G.S. 130A-389.1, a photograph or video or audio recording of an official autopsy is not a public record as defined by G.S. 132-1. However, the text of an official autopsy report, including any findings and interpretations prepared in accordance with G.S. 130A-389(a), is a public record and fully accessible by the public. For purposes of this section, an official autopsy is an autopsy performed pursuant to G.S. 130A-389(a). (2005-393, s. 1.)

§ 132-1.9. Trial preparation materials.

(a) Scope. - A request to inspect, examine, or copy a public record that is also trial preparation material is governed by this section, and, to the extent this section conflicts with any other provision of law, this section applies.

(b) Right to Deny Access. - Except as otherwise provided in this section, a custodian may deny access to a public record that is also trial preparation material. If the denial is based on an assertion that the public record is trial preparation material that was prepared in anticipation of a legal proceeding that has not commenced, the custodian shall, upon request, provide a written justification for the assertion that the public record was prepared in anticipation of a legal proceeding.

(c) Trial Preparation Material Prepared in Anticipation of a Legal Proceeding. - Any person who is denied access to a public record that is also claimed to be trial preparation material that was prepared in anticipation of a legal proceeding that has not yet been commenced may petition the court pursuant to G.S. 132-9 for determination as to whether the public record is trial preparation material that was prepared in anticipation of a legal proceeding.

(d) During a Legal Proceeding. -

(1) When a legal proceeding is subject to G.S. 1A-1, Rule 26(b)(3), or subject to Rule 26(b)(3) of the Federal Rules of Civil Procedure, a party to the pending legal proceeding, including any appeals and postjudgment proceedings, who is denied access to a public record that is also claimed to be trial preparation material that pertains to the pending proceeding may seek access to such record only by motion made in the pending legal proceeding and pursuant to the procedural and substantive standards that apply to that proceeding. A party to the pending legal proceeding may not directly or indirectly commence a separate proceeding for release of such record pursuant to G.S. 132-9 in any other court or tribunal.

- (2) When a legal proceeding is not subject to G.S. 1A-1, Rule 26(b)(3), and not subject to Rule 26(b)(3) of the Federal Rules of Civil Procedure, a party to the pending legal proceeding, including any appeals and postjudgment proceedings, who is denied access to a public record that is also claimed to be trial preparation material that pertains to the pending legal proceeding may petition the court pursuant to G.S. 132-9 for access to such record. In determining whether to require the custodian to provide access to all or any portion of the record, the court or other tribunal shall apply the provisions of G.S. 1A-1, Rule 26(b)(3).
- (3) Any person who is denied access to a public record that is also claimed to be trial preparation material and who is not a party to the pending legal proceeding to which such record pertains, and who is not acting in concert with or as an agent for any party to the pending legal proceeding, may petition the court pursuant to G.S. 132-9 for a determination as to whether the public record is trial preparation material.

(e) **Following a Legal Proceeding.** - Upon the conclusion of a legal proceeding, including the completion of all appeals and postjudgment proceedings, or, in the case where no legal proceeding has been commenced, upon the expiration of all applicable statutes of limitations and periods of repose, the custodian of a public record that is also claimed to be trial preparation material shall permit the inspection, examination, or copying of such record if any law that is applicable so provides.

(f) **Effect of Disclosure.** - Disclosure pursuant to this section of all or any portion of a public record that is also trial preparation material, whether voluntary or pursuant to an order issued by a court, or issued by an officer in an administrative or quasi-judicial legal proceeding, shall not constitute a waiver of the right to claim that any other document or record constitutes trial preparation material.

(g) **Trial Preparation Materials That Are Not Public Records.** - This section does not require disclosure, or authorize a court to require disclosure, of trial preparation material that is not also a public record or that is under other provisions of this Chapter exempted or protected from disclosure by law or by an order issued by a court, or by an officer in an administrative or quasi-judicial legal proceeding.

(h) **Definitions.** - As used in this section, the following definitions apply:

- (1) **Legal proceeding.** - Civil proceedings in any federal or State court. Legal proceeding also includes any federal, State, or local government administrative or quasi-judicial proceeding that is not expressly subject to the provisions of Chapter 1A of the General Statutes or the Federal Rules of Civil Procedure.
- (2) **Trial preparation material.** - Any record, wherever located and in whatever form, that is trial preparation material within the meaning of G.S. 1A-1, Rule 26(b)(3), any comparable material prepared for any other legal proceeding, and any comparable material exchanged pursuant to a joint defense, joint prosecution, or joint interest agreement in connection with any pending or anticipated legal proceeding. (2005-332, s. 1; 2005-414, s. 4.)

§ 132-1.10. Social security numbers and other personal identifying information.

(a) The General Assembly finds the following:

- (1) The social security number can be used as a tool to perpetuate fraud against a person and to acquire sensitive personal, financial, medical, and familial information, the release of which could cause great financial or personal harm to an individual. While the social security number was intended to be used solely for the administration of the federal Social Security System, over time this unique numeric identifier has been used extensively for identity verification purposes and other legitimate consensual purposes.
- (2) Although there are legitimate reasons for State and local government agencies to collect social security numbers and other personal identifying information from

individuals, government should collect the information only for legitimate purposes or when required by law.

- (3) When State and local government agencies possess social security numbers or other personal identifying information, the governments should minimize the instances this information is disseminated either internally within government or externally with the general public.

(b) Except as provided in subsections (c) and (d) of this section, no agency of the State or its political subdivisions, or any agent or employee of a government agency, shall do any of the following:

- (1) Collect a social security number from an individual unless authorized by law to do so or unless the collection of the social security number is otherwise imperative for the performance of that agency's duties and responsibilities as prescribed by law. Social security numbers collected by an agency must be relevant to the purpose for which collected and shall not be collected until and unless the need for social security numbers has been clearly documented.
- (2) Fail, when collecting a social security number from an individual, to segregate that number on a separate page from the rest of the record, or as otherwise appropriate, in order that the social security number can be more easily redacted pursuant to a valid public records request.
- (3) Fail, when collecting a social security number from an individual, to provide, at the time of or prior to the actual collection of the social security number by that agency, that individual, upon request, with a statement of the purpose or purposes for which the social security number is being collected and used.
- (4) Use the social security number for any purpose other than the purpose stated.
- (5) Intentionally communicate or otherwise make available to the general public a person's social security number or other identifying information. "Identifying information", as used in this subdivision, shall have the same meaning as in G.S. 14-113.20(b), except it shall not include electronic identification numbers, electronic mail names or addresses, Internet account numbers, Internet identification names, parent's legal surname prior to marriage, or drivers license numbers appearing on law enforcement records. Identifying information shall be confidential and not be a public record under this Chapter. A record, with identifying information removed or redacted, is a public record if it would otherwise be a public record under this Chapter but for the identifying information. The presence of identifying information in a public record does not change the nature of the public record. If all other public records requirements are met under this Chapter, the agency of the State or its political subdivisions shall respond to a public records request, even if the records contain identifying information, as promptly as possible, by providing the public record with the identifying information removed or redacted.
- (6) Intentionally print or imbed an individual's social security number on any card required for the individual to access government services.
- (7) Require an individual to transmit the individual's social security number over the Internet, unless the connection is secure or the social security number is encrypted.
- (8) Require an individual to use the individual's social security number to access an Internet Web site, unless a password or unique personal identification number or other authentication device is also required to access the Internet Web site.
- (9) Print an individual's social security number on any materials that are mailed to the individual, unless state or federal law required that the social security number be on the document to be mailed. A social security number that is permitted to be mailed under this subdivision may not be printed, in whole or in part, on a postcard or other

mailer not requiring an envelope, or visible on the envelope or without the envelope having been opened.

(c) Subsection (b) of this section does not apply in the following circumstances:

- (1) To social security numbers or other identifying information disclosed to another governmental entity or its agents, employees, or contractors if disclosure is necessary for the receiving entity to perform its duties and responsibilities. The receiving governmental entity and its agents, employees, and contractors shall maintain the confidential and exempt status of such numbers.
- (2) To social security numbers or other identifying information disclosed pursuant to a court order, warrant, or subpoena.
- (3) To social security numbers or other identifying information disclosed for public health purposes pursuant to and in compliance with Chapter 130A of the General Statutes.
- (4) To social security numbers or other identifying information that have been redacted.
- (5) To certified copies of vital records issued by the State Registrar and other authorized officials pursuant to G.S. 130A-93(c). The State Registrar may disclose any identifying information other than social security numbers on any uncertified vital record.
- (6) To any recorded document in the official records of the register of deeds of the county.
- (7) To any document filed in the official records of the courts.

(c1) If an agency of the State or its political subdivisions, or any agent or employee of a government agency, experiences a security breach, as defined in Article 2A of Chapter 75 of the General Statutes, the agency shall comply with the requirements of G.S. 75-65.

(d) No person preparing or filing a document to be recorded or filed in the official records of the register of deeds, the Department of the Secretary of State, or of the courts may include any person's social security, employer taxpayer identification, drivers license, state identification, passport, checking account, savings account, credit card, or debit card number, or personal identification (PIN) code or passwords in that document, unless otherwise expressly required by law or court order, adopted by the State Registrar on records of vital events, or redacted. Any loan closing instruction that requires the inclusion of a person's social security number on a document to be recorded shall be void. Any person who violates this subsection shall be guilty of an infraction, punishable by a fine not to exceed five hundred dollars (\$500.00) for each violation.

(e) The validity of an instrument as between the parties to the instrument is not affected by the inclusion of personal information on a document recorded or filed with the official records of the register of deeds or the Department of the Secretary of State. The register of deeds or the Department of the Secretary of State may not reject an instrument presented for recording because the instrument contains an individual's personal information.

(f) Any person has the right to request that a register of deeds or clerk of court remove, from an image or copy of an official record placed on a register of deeds' or court's Internet Website available to the general public or an Internet Web site available to the general public used by a register of deeds or court to display public records by the register of deeds or clerk of court, the person's social security, employer taxpayer identification, drivers license, state identification, passport, checking account, savings account, credit card, or debit card number, or personal identification (PIN) code or passwords contained in that official record. The request must be made in writing, legibly signed by the requester, and delivered by mail, facsimile, or electronic transmission, or delivered in person to the register of deeds or clerk of court. The request must specify the personal information to be redacted, information that identifies the document that contains the personal information and unique information that identifies the location within the document that contains the social security, employer taxpayer identification, drivers license, state identification, passport, checking account, savings account, credit card, or debit card number, or personal identification (PIN) code or passwords to be redacted. The request for redaction shall be considered a public record with access restricted to the register of deeds, the clerk of court, their staff, or upon order of the court. The

register of deeds or clerk of court shall have no duty to inquire beyond the written request to verify the identity of a person requesting redaction and shall have no duty to remove redaction for any reason upon subsequent request by an individual or by order of the court, if impossible to do so. No fee will be charged for the redaction pursuant to such request. Any person who requests a redaction without proper authority to do so shall be guilty of an infraction, punishable by a fine not to exceed five hundred dollars (\$500.00) for each violation.

(f1) Without a request made pursuant to subsection (f) of this section, a register of deeds, clerk of court, or the Administrative Office of the Courts may remove from images or copies of publicly accessible official records any of the identifying and financial information listed in subsection (f) of this section that is contained in that official record. Registers of deeds, clerks of court, and the Administrative Office of the Courts may apply optical character recognition technology or other reasonably available technology to publicly accessible official records in order to, in good faith, identify and redact any of the identifying and financial information listed in subsection (f) of this section. Notwithstanding the foregoing, law enforcement personnel, judicial officials, and parties to a case and their counsel shall be entitled to access, inspect, and copy unredacted records.

(f2) The Administrative Office of the Courts or a clerk of superior court may keep confidential the names, phone numbers, and e-mail addresses collected for the purpose of a court proceeding notification system.

(g) A register of deeds or clerk of court shall immediately and conspicuously post signs throughout his or her offices for public viewing and shall immediately and conspicuously post a notice on any Internet Web site available to the general public used by a register of deeds or clerk of court a notice stating, in substantially similar form, the following:

- (1) Any person preparing or filing a document for recordation or filing in the official records may not include a social security, employer taxpayer identification, drivers license, state identification, passport, checking account, savings account, credit card, or debit card number, or personal identification (PIN) code or passwords in the document, unless expressly required by law or court order, adopted by the State Registrar on records of vital events, or redacted so that no more than the last four digits of the identification number is included.
- (2) Any person has a right to request a register of deeds or clerk of court to remove, from an image or copy of an official record placed on a register of deeds' or clerk of court's Internet Web site available to the general public or on an Internet Web site available to the general public used by a register of deeds or clerk of court to display public records, any social security, employer taxpayer identification, drivers license, state identification, passport, checking account, savings account, credit card, or debit card number, or personal identification (PIN) code or passwords contained in an official record. The request must be made in writing and delivered by mail, facsimile, or electronic transmission, or delivered in person, to the register of deeds or clerk of court. The request must specify the personal information to be redacted, information that identifies the document that contains the personal information and unique information that identifies the location within the document that contains the social security, employer taxpayer identification, drivers license, state identification, passport, checking account, savings account, credit card, or debit card number, or personal identification (PIN) code or passwords to be redacted. No fee will be charged for the redaction pursuant to such a request. Any person who requests a redaction without proper authority to do so shall be guilty of an infraction, punishable by a fine not to exceed five hundred dollars (\$500.00) for each violation.

(h) Any affected person may petition the court for an order directing compliance with this section. No liability shall accrue to a register of deeds or clerk of court or to his or her agent for any action related to

provisions of this section or for any claims or damages that might result from a social security number or other identifying information on the public record or on a register of deeds' or clerk of court's Internet website available to the general public or an Internet Web site available to the general public used by a register of deeds or clerk of court. (2005-414, s. 4; 2006-173, ss. 1-7; 2009-355, s. 3; 2017-158, s. 26.3; 2018-40, s. 13.1.)

§ 132-1.11. Economic development incentives.

(a) Assumptions and Methodologies. - Subject to the provisions of this Chapter regarding confidential information and the withholding of public records relating to the proposed expansion or location of specific business or industrial projects when the release of those records would frustrate the purpose for which they were created, whenever a public agency or its subdivision performs a cost-benefit analysis or similar assessment with respect to economic development incentives offered to a specific business or industrial project, the agency or its subdivision must describe in detail the assumptions and methodologies used in completing the analysis or assessment. This description is a public record and is subject to all provisions of this Chapter and other law regarding public records.

(b) Disclosure of Public Records Requirements. - Whenever an agency or its subdivision first proposes, negotiates, or accepts an application for economic development incentives with respect to a specific industrial or business project, the agency or subdivision must disclose that any information obtained by the agency or subdivision is subject to laws regarding disclosure of public records. In addition, the agency or subdivision must fully and accurately describe the instances in which confidential information may be withheld from disclosure, the types of information that qualify as confidential information, and the methods for ensuring that confidential information is not disclosed. (2005-429, s. 1.2.)

§ 132-1.11A. Limited access to identifying information of minors participating in local government programs and programs funded by the North Carolina Partnership for Children, Inc., or a local partnership in certain localities.

(a) A public record, as defined by G.S. 132-1, does not include, as to any minor participating in a program sponsored by a local government or combination of local governments, a program funded by the North Carolina Partnership for Children, Inc., under G.S. 143B-168.12, or a program funded by a local partnership under G.S. 143B-168.14, any of the following information as to that minor participant: (i) name, (ii) address, (iii) age, (iv) date of birth, (v) telephone number, (vi) the name or address of that minor participant's parent or legal guardian, (vii) e-mail address, or (viii) any other identifying information on an application to participate in such program or other records related to that program. Notwithstanding this subsection, the name of a minor who has received a scholarship or other local government-funded award of a financial nature from a local government is a public record.

(b) The county, municipality, and zip code of residence of each participating minor covered by subsection (a) of this section is a public record, with the information listed in subsection (a) of this section redacted.

(c) Nothing in this section makes the information listed in subsection (a) of this section confidential information.

(d) This section applies to the County of Chatham, the Towns of Apex, Cary, Fuquay-Varina, Garner, Holly Springs, Knightdale, Morrisville, Rolesville, Wake Forest, Wendell, and Zebulon, and the City of Raleigh only. (2008-126, s. 1; 2012-67, s. 1; 2012-139, s. 1(a), (b); 2012-194, s. 70.5(a), (c).)

§ 132-1.12. Limited access to identifying information of minors participating in local government parks and recreation programs and programs funded by the North Carolina Partnership for Children, Inc., or a local partnership in other localities.

(a) A public record, as defined by G.S. 132-1, does not include, as to any minor participating in a park or recreation program sponsored by a local government or combination of local governments, a

program funded by the North Carolina Partnership for Children, Inc., under G.S. 143B-168.12, or a program funded by a local partnership under G.S. 143B-168.14, any of the following information as to that minor participant: (i) name, (ii) address, (iii) age, (iv) date of birth, (v) telephone number, (vi) the name or address of that minor participant's parent or legal guardian, or (vii) any other identifying information on an application to participate in such program or other records related to that program.

(b) The county, municipality, and zip code of residence of each participating minor covered by subsection (a) of this section is a public record, with the information listed in subsection (a) of this section redacted.

(c) Nothing in this section makes the information listed in subsection (a) of this section confidential information. (2008-126, s. 1; 2012-67, s. 1.)

§ 132-1.13. Electronic lists of subscribers open for inspection but not available for copying.

(a) Notwithstanding this chapter, when a unit of local government maintains an electronic mail list of individual subscribers, this chapter does not require that unit of local government to provide a copy of the list. The list shall be available for public inspection in either printed or electronic format or both as the unit of local government elects.

(b) If a unit of local government maintains an electronic mail list of individual subscribers, the unit of local government and its employees and officers may use that list only: (i) for the purpose for which it was subscribed to; (ii) to notify subscribers of an emergency to the public health or public safety; or (iii) in case of deletion of that list, to notify subscribers of the existence of any similar lists to subscribe to.

(c) Repealed by Session Laws 2011-54, s. 1, effective April 28, 2011. (2010-83, ss. 1-3; 2011-54, s. 1.)

§ 132-1.14. Personally identifiable information of public utility customers.

(a) Except as otherwise provided in this section, a public record, as defined by G.S. 132-1, does not include personally identifiable information obtained by the Public Staff of the Utilities Commission from customers requesting assistance from the Public Staff regarding rate or service disputes with a public utility, as defined by G.S. 62-3(23).

(b) The Public Staff may disclose personally identifiable information of a customer to the public utility involved in the matter for the purpose of investigating such disputes.

(c) Such personally identifiable information is a public record to the extent disclosed by the customer in a complaint filed with the Commission pursuant to G.S. 62-73.

(d) For purposes of this section, "personally identifiable information" means the customer's name, physical address, e-mail address, telephone number, and public utility account number. (2017-10, s. 2.1(c).)

§ 132-1.15: Reserved for future codification purposes.

§ 132-1.16: Reserved for future codification purposes.

§ 132-1.17: Reserved for future codification purposes.

§ 132-1.18: Reserved for future codification purposes.

§ 132-1.19: Reserved for future codification purposes.

§ 132-1.20: Reserved for future codification purposes.

§ 132-1.21: Reserved for future codification purposes.

§ 132-1.22: Reserved for future codification purposes.

§ 132-1.23. Eugenics program records.

(a) Records in the custody of the State, including those in the custody of the Office of Justice for Sterilization Victims, concerning the Eugenics Board of North Carolina's program are confidential and are not public records, including the records identifying (i) individuals impacted by the program, (ii) individuals, or their guardians or authorized agents, inquiring about the impact of the program on the individuals, or (iii) individuals, or their guardians or authorized agents, inquiring about the potential impact of the program on others.

(b) Notwithstanding subsection (a) of this section, an individual impacted by the program, or a guardian or authorized agent of that individual, may obtain that individual's records under the program upon execution of a proper release authorization.

(c) Notwithstanding subsections (a) and (b) of this section, minutes or reports of the Eugenics Board of North Carolina, for which identifying information of the individuals impacted by the program have been redacted, may be released to any person. As used in this subsection, "identifying information" shall include the name, street address, birth day and month, and any other information the State believes may lead to the identity of any individual impacted by the program, or of any relative of an individual impacted by the program. (2011-188, s. 1; 2013-360, s. 6.18(c); 2014-100, s. 6.13(e).)

§ 132-2. Custodian designated.

The public official in charge of an office having public records shall be the custodian thereof. (1935, c. 265, s. 2.)

§ 132-3. Destruction of records regulated.

(a) Prohibition. - No public official may destroy, sell, loan, or otherwise dispose of any public record, except in accordance with G.S. 121-5 and G.S. 130A-99, without the consent of the Department of Natural and Cultural Resources. Whoever unlawfully removes a public record from the office where it is usually kept, or alters, defaces, mutilates or destroys it shall be guilty of a Class 3 misdemeanor and upon conviction only fined not less than ten dollars (\$10.00) nor more than five hundred dollars (\$500.00).

(b) Revenue Records. - Notwithstanding subsection (a) of this section and G.S. 121-5, when a record of the Department of Revenue has been copied in any manner, the original record may be destroyed upon the order of the Secretary of Revenue. If a record of the Department of Revenue has not been copied, the original record shall be preserved for at least three years. After three years the original record may be destroyed upon the order of the Secretary of Revenue.

(c) Employment Security Records. - Notwithstanding subsection (a) of this section and G.S. 121-5, when a record of the Division of Employment Security has been copied in any manner, the original record may be destroyed upon the order of the Division. If a record of that Division has not been copied, the original record shall be preserved for at least three years. After three years the original record may be destroyed upon the order of the Assistant Secretary of Commerce. (1935, c. 265, s. 3; 1943, c. 237; 1953, c. 675, s. 17; 1957, c. 330, s. 2; 1973, c. 476, s. 48; 1993, c. 485, s. 39; c. 539, s. 966; 1994, Ex. Sess., c. 24, s. 14(c); 1997-309, s. 12; 2001-115, s. 2; 2011-401, s. 3.16; 2015-241, s. 14.30(s).)

§ 132-4. Disposition of records at end of official's term.

Whoever has the custody of any public records shall, at the expiration of his term of office, deliver to his successor, or, if there be none, to the Department of Natural and Cultural Resources, all records, books, writings, letters and documents kept or received by him in the transaction of his official business; and any such person who shall refuse or neglect for the space of 10 days after request made in writing by any citizen of the State to deliver as herein required such public records to the person authorized to receive

them shall be guilty of a Class 1 misdemeanor. (1935, c. 265, s. 4; 1943, c. 237; 1973, c. 476, s. 48; 1975, c. 696, s. 1; 1993, c. 539, s. 967; 1994, Ex. Sess., c. 24, s. 14(c); 2015-241, s. 14.30(s).)

§ 132-5. Demanding custody.

Whoever is entitled to the custody of public records shall demand them from any person having illegal possession of them, who shall forthwith deliver the same to him. If the person who unlawfully possesses public records shall without just cause refuse or neglect for 10 days after a request made in writing by any citizen of the State to deliver such records to their lawful custodian, he shall be guilty of a Class 1 misdemeanor. (1935, c. 265, s. 5; 1975, c. 696, s. 2; 1993, c. 539, s. 968; 1994, Ex. Sess., c. 24, s. 14(c).)

§ 132-5.1. Regaining custody; civil remedies.

(a) The Secretary of the Department of Natural and Cultural Resources or his designated representative or any public official who is the custodian of public records which are in the possession of a person or agency not authorized by the custodian or by law to possess such public records may petition the superior court in the county in which the person holding such records resides or in which the materials in issue, or any part thereof, are located for the return of such public records. The court may order such public records to be delivered to the petitioner upon finding that the materials in issue are public records and that such public records are in the possession of a person not authorized by the custodian of the public records or by law to possess such public records. If the order of delivery does not receive compliance, the petitioner may request that the court enforce such order through its contempt power and procedures.

(b) At any time after the filing of the petition set out in subsection (a) or contemporaneous with such filing, the public official seeking the return of the public records may by ex parte petition request the judge or the court in which the action was filed to grant one of the following provisional remedies:

- (1) An order directed at the sheriff commanding him to seize the materials which are the subject of the action and deliver the same to the court under the circumstances hereinafter set forth; or
- (2) A preliminary injunction preventing the sale, removal, disposal or destruction of or damage to such public records pending a final judgment by the court.

(c) The judge or court aforesaid shall issue an order of seizure or grant a preliminary injunction upon receipt of an affidavit from the petitioner which alleges that the materials at issue are public records and that unless one of said provisional remedies is granted, there is a danger that such materials shall be sold, secreted, removed out of the State or otherwise disposed of so as not to be forthcoming to answer the final judgment of the court respecting the same; or that such property may be destroyed or materially damaged or injured if not seized or if injunctive relief is not granted.

(d) The aforementioned order of seizure or preliminary injunction shall issue without notice to the respondent and without the posting of any bond or other security by the petitioner. (1975, c. 787, s. 2; 2015-241, s. 14.30(x).)

§ 132-6. Inspection, examination and copies of public records.

(a) Every custodian of public records shall permit any record in the custodian's custody to be inspected and examined at reasonable times and under reasonable supervision by any person, and shall, as promptly as possible, furnish copies thereof upon payment of any fees as may be prescribed by law. As used herein, "custodian" does not mean an agency that holds the public records of other agencies solely for purposes of storage or safekeeping or solely to provide data processing.

(a1) A public agency or custodian may satisfy the requirements in subsection (a) of this section by making public records available online in a format that allows a person to view the public record and print or save the public record to obtain a copy. If the public agency or custodian maintains public records online in a format that allows a person to view and print or save the public records to obtain a copy, the public agency or custodian is not required to provide copies to these public records in any other way.

(b) No person requesting to inspect and examine public records, or to obtain copies thereof, shall be required to disclose the purpose or motive for the request.

(c) No request to inspect, examine, or obtain copies of public records shall be denied on the grounds that confidential information is commingled with the requested nonconfidential information. If it is necessary to separate confidential from nonconfidential information in order to permit the inspection, examination, or copying of the public records, the public agency shall bear the cost of such separation.

(d) Notwithstanding the provisions of subsections (a) and (b) of this section, public records relating to the proposed expansion or location of specific business or industrial projects may be withheld so long as their inspection, examination or copying would frustrate the purpose for which such public records were created; provided, however, that nothing herein shall be construed to permit the withholding of public records relating to general economic development policies or activities. Once the State, a local government, or the specific business has announced a commitment by the business to expand or locate a specific project in this State or the business has made a final decision not to do so, of which the State or local government agency involved with the project knows or should know, the provisions of this subsection allowing public records to be withheld by the agency no longer apply. Once the provisions of this subsection no longer apply, the agency shall disclose as soon as practicable, and within 25 business days, public records requested for the announced project that are not otherwise made confidential by law. An announcement that a business or industrial project has committed to expand or locate in the State shall not require disclosure of local government records relating to the project if the business has not selected a specific location within the State for the project. Once a specific location for the project has been determined, local government records must be disclosed, upon request, in accordance with the provisions of this section. For purposes of this section, "local government records" include records maintained by the State that relate to a local government's efforts to attract the project.

Records relating to the proposed expansion or location of specific business or industrial projects that are in the custody of the Department of Commerce or an entity with which the Department contracts pursuant to G.S. 143B-431.01 shall be treated as follows:

- (1) Unless controlled by another subdivision of this subsection, the records may be withheld if their inspection, examination, or copying would frustrate the purpose for which the records were created.
 - (2) If no discretionary incentives pursuant to Chapter 143B of the General Statutes are requested for a project and if the specific business decides to expand or locate the project in the State, then the records relating to the project shall not be disclosed.
 - (3) If the specific business has requested discretionary incentives for a project pursuant to Chapter 143B of the General Statutes and if either the business decides not to expand or locate the project in the State or the project does not receive the discretionary incentives, then the only records relating to the project that may be disclosed are the requests for discretionary incentives pursuant to Chapter 143B of the General Statutes and any information submitted to the Department by the contracted entity.
 - (4) If the specific business receives a discretionary incentive for a project pursuant to Chapter 143B of the General Statutes and the State or the specific business announces a commitment to expand or locate the project in this State, all records requested for the announced project, not otherwise made confidential by law, shall be disclosed as soon as practicable and within 25 days from the date of announcement.
- (e) The application of this Chapter is subject to the provisions of Article 1 of Chapter 121 of the General Statutes, the North Carolina Archives and History Act.
- (f) Notwithstanding the provisions of subsections (a) and (a1) of this section, the inspection or copying of any public record which, because of its age or condition could be damaged during inspection or copying, may be made subject to reasonable restrictions intended to preserve the particular record. (1935,

c. 265, s. 6; 1987, c. 835, s. 1; 1995, c. 388, s. 2; 2005-429, s. 1.1; 2014-18, s. 1.1(c); 2014-115, s. 56.1; 2017-10, s. 2.9(b).)

§ 132-6.1. Electronic data-processing and computer databases as public records.

(a) Databases purchased, leased, created, or otherwise acquired by every public agency containing public records shall be designed and maintained in a manner that does not impair or impede the public agency's ability to permit the public inspection and examination of public records and provides a means of obtaining copies of such records. Nothing in this subsection shall be construed to require the retention by the public agency of obsolete hardware or software.

(a1) Notwithstanding G.S. 132-6.2(a), a public agency may satisfy the requirement under G.S. 132-6 to provide access to public records in computer databases by making public records in computer databases individually available online in a format that allows a person to view the public record and print or save the public record to obtain a copy. A public agency that provides access to public records under this subsection is not required to provide access to the public records in the computer database in any other way; provided, however, that a public agency that provides access to public records in computer databases shall also allow inspection of any of such public records that the public agency also maintains in a nondigital medium.

(b) Repealed by Session Laws 2017-10, s. 2.9(a), effective July 1, 2017.

(c) Nothing in this section shall require a public agency to create a computer database that the public agency has not otherwise created or is not otherwise required to be created. Nothing in this section requires a public agency to disclose security features of its electronic data processing systems, information technology systems, telecommunications networks, or electronic security systems, including hardware or software security, passwords, or security standards, procedures, processes, configurations, software, and codes.

(d) The following definitions apply in this section:

- (1) Computer database. - A structured collection of data or documents residing in a database management program or spreadsheet software.
- (2) Computer hardware. - Any tangible machine or device utilized for the electronic storage, manipulation, or retrieval of data.
- (3) Computer program. - A series of instructions or statements that permit the storage, manipulation, and retrieval of data within an electronic data-processing system, together with any associated documentation. The term does not include the original data, or any analysis, compilation, or manipulated form of the original data produced by the use of the program or software.
- (4) Computer software. - Any set or combination of computer programs. The term does not include the original data, or any analysis, compilation, or manipulated form of the original data produced by the use of the program or software.
- (5) Electronic data-processing system. - Computer hardware, computer software, or computer programs or any combination thereof, regardless of kind or origin.
- (6) Media or medium - The physical medium on which information is stored in recoverable form. (1995, c. 388, s. 3; 2000-71, s. 1; 2002-159, s. 35(i); 2017-10, s. 2.9(a).)

§ 132-6.2. Provisions for copies of public records; fees.

(a) Persons requesting copies of public records may elect to obtain them in any and all media in which the public agency is capable of providing them. No request for copies of public records in a particular medium shall be denied on the grounds that the custodian has made or prefers to make the public records available in another medium. The public agency may assess different fees for different media as prescribed by law.

(b) Persons requesting copies of public records may request that the copies be certified or uncertified. The fees for certifying copies of public records shall be as provided by law. Except as otherwise

provided by law, no public agency shall charge a fee for an uncertified copy of a public record that exceeds the actual cost to the public agency of making the copy. For purposes of this subsection, "actual cost" is limited to direct, chargeable costs related to the reproduction of a public record as determined by generally accepted accounting principles and does not include costs that would have been incurred by the public agency if a request to reproduce a public record had not been made. Notwithstanding the provisions of this subsection, if the request is such as to require extensive use of information technology resources or extensive clerical or supervisory assistance by personnel of the agency involved, or if producing the record in the medium requested results in a greater use of information technology resources than that established by the agency for reproduction of the volume of information requested, then the agency may charge, in addition to the actual cost of duplication, a special service charge, which shall be reasonable and shall be based on the actual cost incurred for such extensive use of information technology resources or the labor costs of the personnel providing the services, or for a greater use of information technology resources that is actually incurred by the agency or attributable to the agency. If anyone requesting public information from any public agency is charged a fee that the requester believes to be unfair or unreasonable, the requester may ask the State Chief Information Officer or his designee to mediate the dispute.

(c) Persons requesting copies of computer databases may be required to make or submit such requests in writing. Custodians of public records shall respond to all such requests as promptly as possible. If the request is granted, the copies shall be provided as soon as reasonably possible. If the request is denied, the denial shall be accompanied by an explanation of the basis for the denial. If asked to do so, the person denying the request shall, as promptly as possible, reduce the explanation for the denial to writing.

(d) Nothing in this section shall be construed to require a public agency to respond to requests for copies of public records outside of its usual business hours.

(e) Nothing in this section shall be construed to require a public agency to respond to a request for a copy of a public record by creating or compiling a record that does not exist. If a public agency, as a service to the requester, voluntarily elects to create or compile a record, it may negotiate a reasonable charge for the service with the requester. Nothing in this section shall be construed to require a public agency to put into electronic medium a record that is not kept in electronic medium. (1995, c. 388, s. 3; 2004-129, s. 38.)

§ 132-7. Keeping records in safe places; copying or repairing; certified copies.

Insofar as possible, custodians of public records shall keep them in fireproof safes, vaults, or rooms fitted with noncombustible materials and in such arrangement as to be easily accessible for convenient use. All public records should be kept in the buildings in which they are ordinarily used. Record books should be copied or repaired, renovated or rebound if worn, mutilated, damaged or difficult to read. Whenever any State, county, or municipal records are in need of repair, restoration, or rebinding, the head of such State agency, department, board, or commission, the board of county commissioners of such county, or the governing body of such municipality may authorize that the records in need of repair, restoration, or rebinding be removed from the building or office in which such records are ordinarily kept, for the length of time required to repair, restore, or rebind them. Any public official who causes a record book to be copied shall attest it and shall certify on oath that it is an accurate copy of the original book. The copy shall then have the force of the original. (1935, c. 265, s. 7; 1951, c. 294.)

§ 132-8. Assistance by and to Department of Natural and Cultural Resources.

The Department of Natural and Cultural Resources shall have the right to examine into the condition of public records and shall give advice and assistance to public officials in the solution of their problems of preserving, filing and making available the public records in their custody. When requested by the Department of Natural and Cultural Resources, public officials shall assist the Department in the preparation of an inclusive inventory of records in their custody, to which shall be attached a schedule, approved by the head of the governmental unit or agency having custody of the records and the Secretary

of Natural and Cultural Resources, establishing a time period for the retention or disposal of each series of records. Upon the completion of the inventory and schedule, the Department of Natural and Cultural Resources shall (subject to the availability of necessary space, staff, and other facilities for such purposes) make available space in its Records Center for the filing of semicurrent records so scheduled and in its archives for noncurrent records of permanent value, and shall render such other assistance as needed, including the microfilming of records so scheduled. (1935, c. 265, s. 8; 1943, c. 237; 1959, c. 68, s. 2; 1973, c. 476, s. 48; 2015-241, ss. 14.30(s), (t).)

§ 132-8.1. Records management program administered by Department of Natural and Cultural Resources; establishment of standards, procedures, etc.; surveys.

A records management program for the application of efficient and economical management methods to the creation, utilization, maintenance, retention, preservation, and disposal of official records shall be administered by the Department of Natural and Cultural Resources. It shall be the duty of that Department, in cooperation with and with the approval of the Department of Administration, to establish standards, procedures, and techniques for effective management of public records, to make continuing surveys of paper work operations, and to recommend improvements in current records management practices including the use of space, equipment, and supplies employed in creating, maintaining, and servicing records. It shall be the duty of the head of each State agency and the governing body of each county, municipality and other subdivision of government to cooperate with the Department of Natural and Cultural Resources in conducting surveys and to establish and maintain an active, continuing program for the economical and efficient management of the records of said agency, county, municipality, or other subdivision of government. (1961, c. 1041; 1973, c. 476, s. 48; 2015-241, s. 14.30(s).)

§ 132-8.2. Selection and preservation of records considered essential; making or designation of preservation duplicates; force and effect of duplicates or copies thereof.

In cooperation with the head of each State agency and the governing body of each county, municipality, and other subdivision of government, the Department of Natural and Cultural Resources shall establish and maintain a program for the selection and preservation of public records considered essential to the operation of government and to the protection of the rights and interests of persons, and, within the limitations of funds available for the purpose, shall make or cause to be made preservation duplicates or designate as preservation duplicates existing copies of such essential public records. Preservation duplicates shall be durable, accurate, complete and clear, and such duplicates made by a photographic, photostatic, microfilm, micro card, miniature photographic, or other process which accurately reproduces and forms a durable medium for so reproducing the original shall have the same force and effect for all purposes as the original record whether the original record is in existence or not. A transcript, exemplification, or certified copy of such preservation duplicate shall be deemed for all purposes to be a transcript, exemplification, or certified copy of the original record. Such preservation duplicates shall be preserved in the place and manner of safekeeping prescribed by the Department of Natural and Cultural Resources. (1961, c. 1041; 1973, c. 476, s. 48; 2015-241, s. 14.30(s).)

§ 132-9. Access to records.

(a) Any person who is denied access to public records for purposes of inspection and examination, or who is denied copies of public records, may apply to the appropriate division of the General Court of Justice for an order compelling disclosure or copying, and the court shall have jurisdiction to issue such orders if the person has complied with G.S. 7A-38.3E. Actions brought pursuant to this section shall be set down for immediate hearing, and subsequent proceedings in such actions shall be accorded priority by the trial and appellate courts.

(b) In an action to compel disclosure of public records which have been withheld pursuant to the provisions of G.S. 132-6 concerning public records relating to the proposed expansion or location of

particular businesses and industrial projects, the burden shall be on the custodian withholding the records to show that disclosure would frustrate the purpose of attracting that particular business or industrial project.

(c) In any action brought pursuant to this section in which a party successfully compels the disclosure of public records, the court shall allow a party seeking disclosure of public records who substantially prevails to recover its reasonable attorneys' fees if attributed to those public records. The court may not assess attorneys' fees against the governmental body or governmental unit if the court finds that the governmental body or governmental unit acted in reasonable reliance on any of the following:

- (1) A judgment or an order of a court applicable to the governmental unit or governmental body.
- (2) The published opinion of an appellate court, an order of the North Carolina Business Court, or a final order of the Trial Division of the General Court of Justice.
- (3) A written opinion, decision, or letter of the Attorney General.

Any attorneys' fees assessed against a public agency under this section shall be charged against the operating expenses of the agency; provided, however, that the court may order that all or any portion of any attorneys' fees so assessed be paid personally by any public employee or public official found by the court to have knowingly or intentionally committed, caused, permitted, suborned, or participated in a violation of this Article. No order against any public employee or public official shall issue in any case where the public employee or public official seeks the advice of an attorney and such advice is followed.

(d) If the court determines that an action brought pursuant to this section was filed in bad faith or was frivolous, the court shall assess a reasonable attorney's fee against the person or persons instituting the action and award it to the public agency as part of the costs.

(e) Notwithstanding subsection (c) of this section, the court may not assess attorneys' fees against a public hospital created under Article 2 of Chapter 131E of the General Statutes if the court finds that the action was brought by or on behalf of a competing health care provider for obtaining information to be used to gain a competitive advantage. (1935, c. 265, s. 9; 1975, c. 787, s. 3; 1987, c. 835, s. 2; 1995, c. 388, s. 4; 2005-332, s. 2; 2010-169, s. 21(c).)

§ 132-10. Qualified exception for geographical information systems.

Geographical information systems databases and data files developed and operated by counties and cities are public records within the meaning of this Chapter. The county or city shall provide public access to such systems by public access terminals or other output devices. Upon request, the county or city shall furnish copies, in documentary or electronic form, to anyone requesting them at reasonable cost. As a condition of furnishing an electronic copy, whether on magnetic tape, magnetic disk, compact disk, or photo-optical device, a county or city may require that the person obtaining the copy agree in writing that the copy will not be resold or otherwise used for trade or commercial purposes. For purposes of this section, publication or broadcast by the news media, real estate trade associations, or Multiple Listing Services operated by real estate trade associations shall not constitute a resale or use of the data for trade or commercial purposes and use of information without resale by a licensed professional in the course of practicing the professional's profession shall not constitute use for a commercial purpose. For purposes of this section, resale at cost by a real estate trade association or Multiple Listing Services operated by a real estate trade association shall not constitute a resale or use of the data for trade or commercial purposes. (1995, c. 388, s. 5; 1997-193, s. 1.)

§ 132-11. Time limitation on confidentiality of records.

(a) Notwithstanding any other provision of law, all restrictions on access to public records shall expire 100 years after the creation of the record.

(b) Subsection (a) of this section shall apply to any public record in existence at the time of, or created after, August 18, 2015.

(c) No provision of this section shall be construed to authorize or require the opening of any record that meets any of the following criteria:

- (1) Is ordered to be sealed by any state or federal court, except as provided by that court.
- (2) Is prohibited from being disclosed under federal law, rule, or regulation.
- (3) Contains federal Social Security numbers.
- (4) Is a juvenile, probationer, parolee, post-releasee, or prison inmate record, including medical and mental health records.
- (5) Contains detailed plans and drawings of public buildings and infrastructure facilities.

(d) For purposes of this section, the custodian of the record shall be the Department of Natural and Cultural Resources or other agency in actual possession of the record. (2015-218, s. 3; 2015-241, s. 14.30(c).)

§ 136-13. Malfeasance of Officers and Employees of Department of Transportation, Members of Board of Transportation, Contractors, and Others.

(a) It is unlawful for any person, firm, or corporation to directly or indirectly corruptly give, offer, or promise anything of value to any officer or employee of the Department of Transportation or member of the Board of Transportation, or to promise any officer or employee of the Department of Transportation or any member of the Board of Transportation to give anything of value to any other person with intent:

- (1) To influence any official act of any officer or employee of the Department of Transportation or member of the Board of Transportation;
- (2) To influence such member of the Board of Transportation, or any officer or employee of the Department of Transportation to commit or aid in committing, or collude in, or allow, any fraud, or to make opportunity for the commission of any fraud on the State of North Carolina; and
- (3) To induce a member of the Board of Transportation, or any officer or employee of the Department of Transportation to do or omit to do any act in violation of his lawful duty.

(b) It shall be unlawful for any member of the Board of Transportation, or any officer or employee of the Department of Transportation, directly or indirectly, to corruptly ask, demand, exact, solicit, accept, receive, or agree to receive anything of value for himself or any other person or entity in return for:

- (1) Being influenced in his performance of any official act;
- (2) Being influenced to commit or aid in committing, or to collude in, or allow, any fraud, or to make opportunity for the commission of any fraud on the State of North Carolina; and
- (3) Being induced to do or omit to do any act in violation of his official duty.

(c) The violation of any of the provisions of this section shall be cause for forfeiture of public office and shall be a Class H felony which may include a fine of not more than twenty thousand dollars (\$20,000) or three times the monetary equivalent of the thing of value whichever is greater. (1921, c. 2, s. 49; C.S., s. 3846(cc); 1933, c. 172, s. 17; 1957, c. 65, s. 11; 1965, c. 55, s. 7; 1973, c. 507, s. 6; 1975, c. 716, s. 7; 1977, c. 464, ss. 7.1, 10, 10.1; 1979, c. 298, ss. 3, 4; 1993, c. 539, s. 1308; 1994, Ex. Sess., c. 24, s. 14(c).)

§ 136-13.1. Use of Position to Influence Elections or Political Action.

No member of the Board of Transportation nor any officer or employee of the Department of Transportation shall be permitted to use his position to influence elections or the political action of any person. (1965, c. 55, s. 8; 1973, c. 507, s. 7; 1975, c. 716, s. 7; 1977, c. 464, ss. 7.1, 10.1; 1979, c. 298, s. 3.)

§ 136-14. Members not eligible for other employment with Department; no sales to Department by employees; members not to sell or trade property with Department; profiting from official position; misuse of confidential information by Board members.

- (a) No Board member shall be eligible to any other employment in connection with the Department.
- (b) No Board member or any salaried employee of the Department shall furnish or sell any supplies or materials, directly or indirectly, to the Department.
- (c) No Board member shall, directly or indirectly, engage in any transaction involving the sale of or trading of real or personal property with the Department.
- (d) No Board member shall profit in any manner by reason of the Board member's official action or official position, except to receive salary, fees and allowances as by law provided.
- (e) No Board member shall take any official action or use the Board member's official position to profit in any manner the Board member's immediate family, a business with which the Board member or the Board member's immediate family has a business association, or a client of the Board member or the Board member's immediate family with whom the Board member, or the Board member's immediate family, has an existing business relationship for matters before the Board.
- (f) No Board member shall attempt to profit from a proposed project of the Department if the profit is greater than that which would be realized by other persons living in the area where the project is located. If the profit under this subsection would be greater for the Board member than other persons living in the area where the project is located not only shall the member abstain from voting on that issue, but once the conflict of interest is apparent, the member shall not discuss the project with any other Board member or other officer or employee of the Department except to state that a conflict of interest exists. Under this subsection a Board member is presumed to profit if the profit would be realized by a Board member's immediate family, a business with which the Board member or the Board member's immediate family has a business association, or a client of the Board member or the Board member's immediate family with whom the Board member, or the Board member's immediate family, has an existing business relationship for matters before the Board. Violation of this subsection shall be a Class I felony.
- (g) No Board member, in contemplation of official action by the Board member, by the Board, or in reliance on information that was made known to the Board member in the Board member's official capacity and that has not been made public, shall commit any of the following acts:
 - (1) Acquire a pecuniary interest in any property, transaction, or enterprise or gain any pecuniary benefit that may be affected by such information or official action; or
 - (2) Intentionally aid another to do any of the above acts.
- (h) As used in this section, the following terms mean:
 - (1) "Board". – The Board of Transportation.
 - (2) "Board member". – A member of the Board of Transportation.
 - (3) "Business association". – A director, employee, officer, or partner of a business entity, or owner of more than ten percent (10%) interest in any business entity.
 - (4) "Department". – The Department of Transportation.
 - (5) "Immediate family". – Spouse, children, parents, brothers, and sisters.

(6) "Official action". – Actions taken while a Board member related to or in connection with the person's duties as a Board member including, but not limited to, voting on matters before the Board, proposing or objecting to proposals for transportation actions by the Department or the Board, discussing transportation matters with other Board members or Department staff or employees in an effort to further the matter after the conflict of interest has been discovered, or taking actions in the course and scope of the position as a Board member and actions leading to or resulting in profit.

(7) "Profit". – Receive monetary or economic gain or benefit, including an increase in value whether or not recognized by sale or trade.

(i) Except as otherwise provided in this section, a violation of this section shall be a Class H felony which may include a fine of not more than twenty thousand dollars (\$20,000), or three times the value of the transaction, whichever amount is greater. (1933, c. 172, s. 10; 1957, c. 65, s. 11; 1965, c. 55, s. 9; 1973, c. 507, s. 8; 1975, c. 716, s. 7; 1977, c. 464, ss. 7.1, 10.2; 1979, ch. 298, s. 3; 1985, c. 689, s. 28; 1993, c. 539, s. 1309; 1994, Ex. Sess., c. 24, s. 14(c); 1998-169, s. 4.)

Chapter 138A.
State Government Ethics Act.

Article 1.

General Provisions.

§ 138A-1. Title.

This Chapter shall be known and may be cited as the "State Government Ethics Act". (2006-201, s. 1; 2017-6, s. 3; 2018-146, s. 3.1(a), (b).)

§ 138A-2. Purpose.

The purpose of this Chapter is to ensure that elected and appointed State agency officials exercise their authority honestly and fairly, free from impropriety, threats, favoritism, and undue influence. To this end, it is the intent of the General Assembly in this Chapter to ensure that standards of ethical conduct and standards regarding conflicts of interest are clearly established for elected and appointed State agency officials, that the State continually educates these officials on matters of ethical conduct and conflicts of interest, that potential and actual conflicts of interests are identified and resolved, and that violations of standards of ethical conduct and conflicts of interest are investigated and properly addressed. (2006-201, s. 1; 2017-6, s. 3; 2018-146, s. 3.1(a), (b).)

§ 138A-3. Definitions.

The following definitions apply in this Chapter:

- (1) Blind trust. - A trust established by or for the benefit of a covered person or a member of the covered person's immediate family for divestiture of all control and knowledge of assets. A trust qualifies as a blind trust under this subdivision if the covered person or a member of the covered person's immediate family has no knowledge of the holdings and sources of income of the trust, the trustee of the trust is independent of and not associated with or employed by the covered person or a member of the covered person's immediate family and is not a member of the covered person's extended family, and the trustee has sole discretion as to the management of the trust assets.
- (3) Board. - Any State board, commission, council, committee, task force, authority, or similar public body, however denominated, created by statute or executive order, as determined and designated by the Commission, except for those public bodies that have only advisory authority.
- (5) Business. - Any of the following organized for profit:
 - a. Association.
 - b. Business trust.
 - c. Corporation.
 - d. Enterprise.
 - e. Joint venture.
 - f. Organization.
 - g. Partnership.
 - h. Proprietorship.
 - i. Vested trust.
 - j. Every other business interest, including ownership or use of land for income.
- (7) Business with which associated. - A business in which the covered person or filing person or any member of that covered person's or filing person's immediate family does any of the following:
 - a. Is an employee.

- b. Holds a position as a director, officer, partner, proprietor, or member or manager of a limited liability company, irrespective of the amount of compensation received or the amount of the interest owned.
- c. Owns a legal, equitable, or beneficial interest of ten thousand dollars (\$10,000) or more in the business or five percent (5%) of the business, whichever is less, other than as a trustee on a deed of trust.
- d. Is a lobbyist registered under Chapter 120C of the General Statutes.
For purposes of this subdivision, the term "business" shall not include a widely held investment fund, including a mutual fund, regulated investment company, or pension or deferred compensation plan, if all of the following apply:
 - 1. The covered person, filing person, or a member of the covered person's or filing person's immediate family neither exercises nor has the ability to exercise control over the financial interests held by the fund.
 - 2. The fund is publicly traded, or the fund's assets are widely diversified.
- (9) Commission. - The State Ethics Commission.
- (11) Committee. - The Legislative Ethics Committee as created in Part 3 of Article 14 of Chapter 120 of the General Statutes.
- (13) Compensation. - Any money, thing of value, or economic benefit conferred on or received by any covered person or filing person in return for services rendered or to be rendered by that covered person or filing person or another. This term does not include campaign contributions properly received and, reported as required by Article 22A of Chapter 163 of the General Statutes.
- (15) Confidential information. - Information defined as confidential by the law.
- (17) Constitutional officers of the State. - Officers whose offices are established by Article III of the North Carolina Constitution.
- (19) Contract. - Any agreement, including sales and conveyances of real and personal property, and agreements for the performance of services.
- (21) Covered person. - A legislator, public servant, or judicial officer, as identified by the Commission under G.S. 138A-11.
- (23) Employing entity. - For public servants, any of the following bodies of State government of which the public servant is an employee or a member, or over which the public servant exercises supervision: agencies, authorities, boards, commissions, committees, councils, departments, offices, institutions and their subdivisions, and constitutional offices of the State. For legislators, it is the house of which the legislator is a member. For legislative employees, it is the authority that hired the individual. For judicial employees, it is the Chief Justice.
- (25) Extended family. - Spouse, lineal descendant, lineal ascendant, sibling, spouse's lineal descendant, spouse's lineal ascendant, spouse's sibling, and the spouse of any of these individuals.
- (27) Filing person. - An individual required to file a statement of economic interest under G.S. 138A-22.
- (28) (29) Reserved for future codification purposes.
- (30) Financial benefit. - A direct pecuniary gain or loss to the legislator, the public servant, or a person with which the legislator or public servant is associated, or a direct pecuniary loss to a business competitor of the legislator, the public servant, or a person with which the legislator or public servant is associated.
- (32) Gift. - Anything of monetary value given or received without valuable consideration by or from a lobbyist, lobbyist principal, liaison personnel, or a person described under

G.S. 138A-32(d)(1), (2), or (3). The following shall not be considered gifts under this subdivision:

- a. Anything for which fair market value, or face value if shown, is paid by the covered person or legislative employee.
- b. Commercially available loans made on terms not more favorable than generally available to the general public in the normal course of business if not made for lobbying.
- c. Contractual arrangements or commercial relationships or arrangements made in the normal course of business if not made for lobbying.
- d. Academic or athletic scholarships based on the same criteria as applied to the public.
- e. Anything of value properly reported as required under Article 22A of Chapter 163 of the General Statutes.
- f. Expressions of condolence related to a death of an individual, sent within a reasonable time of the death, if the expression is one of the following:
 1. A sympathy card, letter, or note.
 2. Flowers.
 3. Food or beverages for immediate consumption.
 4. Donations to a religious organization, charity, the State or a political subdivision of the State, not to exceed a total of two hundred dollars (\$200.00) per death per donor.

(33) through (35) Reserved for future codification purposes.

(36) Governmental unit. - A political subdivision of the State, and any other entity or organization created by a political subdivision of the State.

(38) Honorarium. - Payment for services for which fees are not legally or traditionally required.

(40) Immediate family. - An unemancipated child of the covered person residing in the household and the covered person's spouse, if not legally separated. A member of a covered person's extended family shall also be considered a member of the immediate family if actually residing in the covered person's household.

(42) Judicial employee. - The director and assistant director of the Administrative Office of the Courts and any other individual, designated by the Chief Justice, employed in the Judicial Department whose annual compensation from the State is sixty thousand dollars (\$60,000) or more.

(44) Judicial officer. - Justice or judge of the General Court of Justice, district attorney, clerk of court, or any individual elected or appointed to any of these positions prior to taking office.

(46) Legislative action. - As the term is defined in G.S. 120C-100.

(48) Legislative employee. - As the term is defined in G.S. 120C-100.

(50) Legislator. - A member or presiding officer of the General Assembly, or an individual elected or appointed a member or presiding officer of the General Assembly before taking office.

(52) Lobbying. - As the term is defined in G.S. 120C-100.

(54) Nonprofit corporation or organization with which associated. - Any not for profit corporation, organization, or association, incorporated or otherwise, that is organized or operating in the State primarily for religious, charitable, scientific, literary, public health and safety, or educational purposes and of which the covered person, filing person, or any member of the covered person's or filing person's immediate family is a director, officer, governing board member, employee, lobbyist registered under Chapter 120C of the General Statutes, or independent contractor. "Nonprofit corporation or organization

with which associated" shall not include any board, entity, or other organization created by this State or by any political subdivision of this State.

- (56) Official action. - Any decision, including administration, approval, disapproval, preparation, recommendation, the rendering of advice, and investigation, made or contemplated in any proceeding, application, submission, request for a ruling or other determination, contract, claim, controversy, investigation, charge, or rule making.
- (58) Participate. - To take part in, influence, or attempt to influence, including acting through an agent or proxy.
- (60) Permanent designee. - An individual designated by a public servant to serve and vote in the absence of the public servant on a regular basis on a board on which the public servant serves.
- (62) Person. - Any individual, firm, partnership, committee, association, corporation, business, or any other organization or group of persons acting together. The term "person" does not include the State, a political subdivision of the State, a board, or any other entity or organization created by the State or a political subdivision of the State.
- (63), (64) Reserved for future codification purposes.
- (65) Person with which the legislator is associated. - Any of the following:
 - a. A member of the legislator's extended family.
 - b. A client of the legislator.
 - c. A business with which the legislator or a member of the legislator's immediate family is associated.
 - d. A nonprofit corporation or association with which the legislator or a member of the legislator's immediate family is associated.
 - e. The State, a political subdivision of the State, a board, or any other entity or organization created by the State or a political subdivision of the State that employs the legislator or a member of the legislator's immediate family.
- (67) Person with which the public servant is associated. - Any of the following:
 - a. A member of the public servant's extended family.
 - b. A client of the public servant.
 - c. A business with which the public servant or a member of the public servant's immediate family is associated.
 - d. A nonprofit corporation or association with which the public servant or a member of the public servant's immediate family is associated.
 - e. The State, a political subdivision of the State, a board, or any other entity or organization created by the State or a political subdivision of the State that employs the public servant or a member of the public servant's immediate family.
- (69) Political party. - Either of the two largest political parties in the State based on statewide voter registration at the applicable time.
- (70) Public servants. - All of the following:
 - a. Constitutional officers of the State and individuals elected or appointed as constitutional officers of the State prior to taking office.
 - b. Employees of the Office of the Governor.
 - c. Heads of all principal State departments, as set forth in G.S. 143B-6, who are appointed by the Governor.
 - d. The chief deputy and chief administrative assistant of each individual designated under sub-subdivision a. or c. of this subdivision.
 - e. Confidential assistants and secretaries as defined in G.S. 126-5(c)(2), to individuals designated under sub-subdivision a., c., or d. of this subdivision.

- f. Employees in exempt positions designated in accordance with G.S. 126-5(d)(1), (2), or (2a) and confidential secretaries to these individuals.
- g. Any other employees or appointees in the principal State departments as may be designated by the Governor to the extent that the designation does not conflict with the State Personnel Act.
- h. Judicial employees.
- i. All voting members of boards, including ex officio members, permanent designees of any voting member, and members serving by executive, legislative, or judicial branch appointment.
- j. For The University of North Carolina, the voting members of the Board of Governors of The University of North Carolina, the president, the vice-presidents, and the chancellors, the vice-chancellors, and voting members of the boards of trustees of the constituent institutions.
- k. For the Community College System, the voting members of the State Board of Community Colleges, the President and the chief financial officer of the Community College System, the president, chief financial officer, and chief administrative officer of each community college, and voting members of the boards of trustees of each community college.
- l. Members of the State Board, the executive director, and the assistant executive director of the State Board.
- m. Individuals under contract with the State working in or against a position included under this subdivision.
- n. The director of the Office of State Human Resources.
- o. The State Controller.
- p. The State Chief Information Officer, deputy chief information officers, chief financial officers, and general counsel of the Department of Information Technology.
- q. The director of the State Museum of Art.
- r. Repealed by Session Laws 2021-90, s. 2(b), effective July 22, 2021.
- s. The Commissioner of Motor Vehicles.
- t. The Commissioner of Banks and the chief deputy commissioners of the Banking Commission.
- u. The executive director of the North Carolina Housing Finance Agency.
- v. The executive director, chief financial officer, and chief operating officer of the North Carolina Turnpike Authority.
- (71) through (80) Reserved for future codification purposes.
- (81) State agency. - An agency in the executive branch of the government of this State, including the Governor's Office, a board, a department, a division, and any other unit of government in the executive branch.
- (83) Vested trust. - A trust, annuity, or other funds held by a trustee or other third party for the benefit of the covered person or a member of the covered person's immediate family, except a blind trust. A vested trust shall not include a widely held investment fund, including a mutual fund, regulated investment company, or pension or deferred compensation plan, if:
 - a. The covered person or a member of the covered person's immediate family neither exercises nor has the ability to exercise control over the financial interests held by the fund; and
 - b. The fund is publicly traded, or the fund's assets are widely diversified. (2006-201, s. 1; 2007-347, ss. 7, 8; 2007-348, ss. 19-26; 2008-187, s. 44; 2008-213,

ss. 40-54, 84(c); 2010-169, ss. 10, 17(n), (o); 2010-170, s. 14; 2013-382, s. 9.1(c); 2015-241, s. 7A.4(n); 2017-6, s. 3; 2018-146, s. 3.1(a), (b); 2021-90, s. 2(b).)

§ 138A-4. Application to Lieutenant Governor.

For purposes of this chapter, the Lieutenant Governor shall be considered a legislator when carrying out the Lieutenant Governor's duties under Sec. 13 of Article II of the Constitution, and a public servant for all other purposes. (2006-201, s. 1; 2017-6, s. 3; 2018-146, s. 3.1(a), (b).)

§ 138A-5: Reserved for future codification purposes.**Article 2.****State Ethics Commission.****§ 138A-6. State Ethics Commission established.**

There is established the State Ethics Commission. (2006-201, s. 1; 2017-6, ss. 4(c), 5(a); 2018-146, ss. 3.1(a), (b), 3.3(a).)

§ 138A-7. Membership.

(a) The Commission shall consist of eight members. Four members shall be appointed by the Governor, of whom no more than two shall be of the same political party. Four members shall be appointed by the General Assembly, two upon the recommendation of the Speaker of the House of Representatives, neither of whom shall be of the same political party, and two upon the recommendation of the President Pro Tempore of the Senate, neither of whom shall be of the same political party. Members shall serve for four-year terms, beginning January 1, 2019, except for the initial terms that shall be as follows:

- (1) Two members appointed by the Governor shall serve an initial term of one year.
- (2) Two members appointed by the General Assembly, one upon the recommendation of the Speaker of the House of Representatives and one upon the recommendation of the President Pro Tempore of the Senate, shall serve initial terms of two years.
- (3) Two members appointed by the Governor shall serve initial terms of three years.
- (4) Two members appointed by the General Assembly, one upon the recommendation of the Speaker of the House of Representatives and one member upon the recommendation of the President Pro Tempore of the Senate, shall serve initial terms of four years.

(b) Members shall be removed from the Commission only for misfeasance, malfeasance, or nonfeasance. Members appointed by the Governor may be removed by the Governor. Members appointed by the General Assembly upon the recommendation of the Speaker of the House of Representatives shall be removed by the Governor upon the recommendation of the Speaker. Members appointed by the General Assembly upon the recommendation of the President Pro Tempore of the Senate shall be removed by the Governor upon the recommendation of the President Pro Tempore of the Senate.

(c) Vacancies in appointments made by the Governor shall be filled by the Governor for the remainder of any unfulfilled term. Vacancies in appointments made by the General Assembly shall be filled in accordance with G.S. 120-122 for the remainder of any unfulfilled term.

(d) No member while serving on the Commission or employee while employed by the Commission shall:

- (1) Hold or be a candidate for any other office or place of trust or profit under the United States, the State, or a political subdivision of the State.
- (2) Hold office in any political party above the precinct level.

- (3) Participate in or contribute to the political campaign of any covered person or any candidate for a public office as a covered person over which the Commission would have jurisdiction or authority.
- (4) Otherwise be an employee of the State, a community college, or a local school administrative unit, or serve as a member of any other State board.
- (e) No individual is eligible to serve on the Commission who, within the 48 months prior to appointment, has held any of the following positions with an organization that has engaged in electioneering in those 48 months:
 - (1) Director, officer, or governing board member.
 - (2) Employee.
 - (3) Lobbyist registered under Chapter 120C of the General Statutes.
 - (4) Independent contractor.
 - (5) Legal counsel of record.
- (f) The Governor shall annually appoint a member of the Commission to serve as chair of the Commission. The Commission shall elect a vice-chair annually from its membership. The vice-chair shall act as the chair in the chair's absence or if there is a vacancy in that position.
- (g) Members of the Commission shall receive no compensation for service on the Commission but shall be reimbursed for subsistence, travel, and convention registration fees as provided under G.S. 138-5 or G.S. 138-7, as applicable.
- (h) No individual may serve more than two consecutive four-year terms. (2006-201, s. 1; 2017-6, ss. 4(c), 5(b); 2018-2, s. 8(b); 2018-13, s. 5; 2018-146, ss. 3.1(a), (b), 3.3(b).)

§ 138A-8. Meetings and quorum.

The Commission shall meet at least quarterly and at other times as called by its chair or by four of its members. In the case of a vacancy in the chair, meetings may be called by the vice-chair. Five members of the Commission constitute a quorum. (2006-201, s. 1; 2017-6, ss. 4(c), 5(c); 2018-146, ss. 3.1(a), (b), 3.3(c).)

§ 138A-9. Staff and offices.

- (a) The Commission may employ professional and clerical staff, including an executive director.
- (b) The Commission shall be located within the Department of Administration for administrative purposes only, but shall exercise all of its powers, including the power to employ, direct, and supervise all personnel, independently of the Secretary of Administration, and is subject to the direction and supervision of the Secretary of Administration only with respect to the management functions of coordinating and reporting. The Department shall provide administrative support to the Commission free of charge. (2006-201, s. 1; 2015-241, s. 27.1; 2017-6, ss. 4(c), 5(d); 2018-146, ss. 3.1(a), (b), 3.3(d).)

§ 138A-10. Powers and duties.

- (a) In addition to other powers and duties specified in this Chapter, the State Board shall:
 - (1) Provide reasonable assistance to covered persons in complying with this Chapter.
 - (2) Develop readily understandable forms, policies, and procedures to accomplish the purposes of the Chapter.
 - (3) Identify and publish the following:
 - a. A list of nonadvisory boards.
 - b. The names of individuals subject to this Subchapter as covered persons and legislative employees under G.S. 138A-11.
 - (4) Receive and review all statements of economic interest filed with the Commission by prospective and actual covered persons as provided in G.S. 138A-28. Pursuant to G.S. 138A-24(c), this subdivision does not apply to statements of economic interest of legislators and judicial officers.

- (5) Conduct inquiries of alleged violations against judicial officers, legislators, and legislative employees in accordance with G.S. 138A-28.
 - (6) Conduct inquiries into alleged violations against public servants in accordance with G.S. 138A-12.
 - (6a) Issue confidential recommendations to the State Board of Elections regarding the appropriateness of a criminal referral of campaign finance violations.
 - (7) Render advisory opinions in accordance with G.S. 138A-13 and G.S. 138A-102.
 - (8) Initiate and maintain oversight of ethics educational programs for public servants and their staffs, and legislators and legislative employees, consistent with G.S. 138A-14.
 - (9) Conduct a continuing study of governmental ethics in the State and propose changes to the General Assembly in the government process and the law as are conducive to promoting and continuing high ethical behavior by governmental officers and employees.
 - (10) Adopt procedures and guidelines to implement this Chapter.
 - (11) Report annually to the General Assembly and the Governor on the Commission activities and generally on the subject of public disclosure, ethics, and conflicts of interest, including recommendations for administrative and legislative action, as the Commission deems appropriate.
 - (12) Publish annually statistics on complaints filed with or considered by the State Board, including the number of complaints filed, the number of complaints referred under G.S. 138A-12(c), the number of complaints dismissed under G.S. 138A-12(e)(4), the number of complaints dismissed under G.S. 138A-12(h), the number of complaints referred for criminal prosecution under G.S. 138A-12, the number of complaints dismissed under G.S. 138A-12(j), the number of complaints referred for appropriate action under G.S. 138A-12(j) or G.S. 138A-12(m)(3), and the number and age of complaints pending action by the Commission.
 - (13) Perform other duties as may be necessary to accomplish the purposes of this Chapter.
- (b) The Commission may authorize the Executive Director and other staff of the Commission to evaluate statements of economic interest on behalf of the Commission as authorized under subdivision (a)(4) of this section.
- (c) Except as otherwise provided in this Chapter, the Commission shall be the sole State agency with authority to determine compliance with or violations of this Chapter and to issue interpretations and advisory opinions under this Chapter. Decisions and advisory opinions by the Commission under this Chapter shall be binding on all other State agencies. (2006-201, s. 1; 2008-213, s. 55; 2008-215, s. 7; 2009-549, s. 8; 2013-360, s. 30.4(a); 2017-6, s. 3; 2018-146, ss. 3.1(a), (b), 4.11(a).)

§ 138A-11. Identify and publish names of covered persons and legislative employees.

The Commission shall identify and publish at least quarterly a listing of the names and positions of all individuals subject to this Chapter as covered persons or legislative employees. The Commission shall also identify and publish at least annually a listing of all boards to which this Chapter applies. This listing may be published electronically on a public Internet Web site maintained by the Commission. (2006-201, s. 1; 2008-213, s. 56; 2017-6, s. 3; 2018-146, s. 3.1(a), (b).)

§ 138A-12. Inquiries by the Commission.

(a) Jurisdiction. - The Commission may receive complaints alleging unethical conduct by covered persons and legislative employees and shall conduct inquiries of complaints alleging unethical conduct by covered persons and legislative employees, as set forth in this section.

(b) Notice of Allegation. - Upon receipt by the State Board of a written allegation of unethical conduct by a covered person or legislative employee, or the initiation by the State Board of an inquiry into unethical

conduct under subsection (c) of this section, the State Board shall immediately notify the covered person or legislative employee subject to the allegation or inquiry in writing.

(c) Institution of Proceedings. - On its own motion, in response to a signed and sworn, under oath or affirmation, complaint of any registered voter filed with the Commission, or upon the written request of any public servant or those responsible for the hiring, appointing, or supervising of a public servant, the Commission shall conduct an inquiry into any of the following:

- (1) The application or alleged violation of this Chapter.
- (2) For legislators, the application or alleged violations of Part 1 of Article 14 of Chapter 120 of the General Statutes.
- (3) An alleged violation of the criminal law by a covered person in the performance of that individual's official duties.
- (4) An alleged violation of G.S. 126-14.

Upon receipt of a referral under G.S. 147-64.6B or a report under G.S. 147-64.6(c)(19), the Commission may conduct an inquiry under this section on its own motion. Allegations of violations of the Code of Judicial Conduct shall be referred to the Judicial Standards Commission without investigation.

(d) Complaints on Its Own Motion. - An investigation initiated by the Commission on its own motion or upon written request of any public servant or those responsible for the hiring, appointing, or supervising of a public servant instituted under subsection (c) of this section shall be treated as a complaint for purposes of this section and need not be sworn or verified.

(e) Complaint. -

- (1) A sworn complaint filed under this Chapter shall state the name, address, and telephone number of the individual filing the complaint, the name and job title or appointive position of the covered person or legislative employee against whom the complaint is filed, and a concise statement of the nature of the complaint and specific facts indicating that a violation of this Chapter or Chapter 120 of the General Statutes or G.S. 126-14 or the criminal law in the performance of that individual's official duties has occurred, the date the alleged violation occurred, and either (i) that the contents of the complaint are within the knowledge of the individual verifying the complaint, or (ii) the basis upon which the individual verifying the complaint believes the allegations to be true.
- (2) Except as provided in subsection (f) of this section, a complaint filed under this Chapter must be filed within two years of the date the complainant knew or should have known of the conduct upon which the complaint is based.
- (3) The Commission may decline to accept, refer, or conduct an inquiry into any complaint that does not meet all of the requirements set forth in subdivision (1) of this subsection, or the Commission may, in its sole discretion, request additional information to be provided by the complainant within a specified period of time of no less than five business days.
- (4) In addition to subdivision (3) of this subsection, the Commission may decline to accept, refer, or conduct an inquiry into a complaint if it determines that any of the following apply:
 - a. The complaint is frivolous or brought in bad faith.
 - b. The covered person or legislative employee and conduct complained of have already been the subject of a prior complaint.
 - c. The conduct complained of is primarily a matter more appropriately and adequately addressed and handled by other federal, State, or local agencies or authorities, including law enforcement authorities. If other agencies or authorities are conducting an investigation of the same actions or conduct involved in a complaint filed under this section, the Commission may stay its complaint inquiry pending final resolution of the other investigation.

- (5) The Commission shall send a copy of the complaint to the covered person or legislative employee who is the subject of the complaint and the employing entity, within 10 business days of the filing.
- (f) Conduct of Inquiry of Complaints by the Commission. - The Commission shall conduct an inquiry into all complaints properly before the Commission in a timely manner. The Commission shall initiate an inquiry into a complaint within 10 business days of the filing of the complaint. The Commission is authorized to initiate inquiries upon request of any member of the Commission if there is reason to believe that a covered person or legislative employee has or may have violated this Chapter. Commission-initiated complaint inquiries under this section shall be initiated within two years of the date the State Board knew of the conduct upon which the complaint is based, except when the conduct is material to the continuing conduct of the duties in office. In determining whether there is reason to believe that a violation has or may have occurred, a member of the Commission may take general notice of available information even if not formally provided to the Commission in the form of a complaint. The Commission may utilize the services of a hired investigator when conducting inquiries.
- (g) Covered Person and Legislative Employees Cooperation With Inquiry. - Covered persons and legislative employees shall promptly and fully cooperate with the Commission in any Commission-related inquiry. Failure to cooperate fully with the Commission in any inquiry shall be grounds for sanctions as set forth in G.S. 138A-45.
- (h) Dismissal of Complaint After Preliminary Inquiry. - The Commission shall conclude the preliminary inquiry within 20 business days. The Commission shall dismiss the complaint, if at the end of its preliminary inquiry the Commission determines that any of the following apply:
 - (1) The individual who is the subject of the complaint is not a covered person or legislative employee subject to the Commission's jurisdiction and authority under this Chapter.
 - (2) The complaint does not allege facts sufficient to constitute a violation within the jurisdiction of the Commission under subsection (c) of this section.
 - (3) The complaint is determined to be frivolous or brought in bad faith.
- (i) Commission Inquiries. - If at the end of its preliminary inquiry, the Commission determines to proceed with further inquiry into the conduct of a covered person or legislative employee, the Commission shall provide written notice to the individual who filed the complaint and the covered person or legislative employee as to the fact of the inquiry and the charges against the covered person or legislative employee. The covered person or legislative employee shall be given an opportunity to file a written response with the Commission.
- (j) Action on Inquiries. - The Commission shall conduct inquiries into complaints to the extent necessary to either dismiss the complaint for lack of probable cause of a violation under this section, or:
 - (1) For public servants, decide to proceed with a hearing under subsection (k) of this section.
 - (2) For legislators, except the Lieutenant Governor, refer the complaint to the Committee.
 - (3) For judicial officers, refer the complaint to the Judicial Standards Commission for complaints against justices and judges, to the senior resident superior court judge of the district or county for complaints against district attorneys, or to the chief district court judge for the district or county for complaints against clerks of court.
 - (4) For legislative employees, refer the complaint to the employing entity.
- (k) Hearing. -
 - (1) The Commission shall give full and fair consideration to all complaints received against a public servant. If the Commission determines that the complaint cannot be resolved without a hearing, or if the public servant requests a hearing, a hearing shall be held.
 - (2) The Commission shall send a notice of the hearing to the complainant, and the public servant. The notice shall contain the time and place for a hearing on the matter, which shall begin no less than 30 days and no more than 90 days after the date of the notice.

- (3) The Commission shall make available to the public servant or that public servant's private legal counsel all documents or other evidence which are intended to be presented at the hearing to the Commission or which a reasonable person would believe might exculpate the accused public servant at least 30 days prior to the date of the hearing held in connection with the investigation of a complaint. Any documents or other evidence discovered within less than 30 days of the hearing shall be furnished as soon as possible after discovery but prior to the hearing.
- (4) At any hearing held by the Commission:
 - a. Oral evidence shall be taken only on oath or affirmation.
 - b. The hearing shall be open to the public, except for matters involving minors, personnel records, or matters that could otherwise be considered in closed session under G.S. 143-318.11. In any event, the deliberations by the Commission on a complaint may be held in closed session.
 - c. The public servant being investigated shall have the right to present evidence, call and examine witnesses, cross-examine witnesses, introduce exhibits, and be represented by counsel.

(l) Settlement of Inquiries. - The public servant who is the subject of the complaint and the staff of the Commission may meet by mutual consent before the hearing to discuss the possibility of settlement of the inquiry or the stipulation of any issues, facts, or matters of law. Any proposed settlement of the inquiry is subject to the approval of the Commission.

(m) Disposition of Inquiries. - After hearing, the Commission shall dispose of the matter in one or more of the following ways:

- (1) If the Commission finds substantial evidence of an alleged violation of a criminal statute, the Commission shall refer the matter to the Attorney General for investigation and referral to the district attorney for possible prosecution.
- (2) If the Commission finds that the alleged violation is not established by clear and convincing evidence, the Commission shall dismiss the complaint.
- (3) If the Commission finds that the alleged violation of this Chapter is established by clear and convincing evidence, the Commission shall do one or more of the following:
 - a. Issue a private admonishment to the public servant and notify the employing entity, if applicable. Such notification shall be treated as part of the personnel record of the public servant.
 - b. Refer the matter for appropriate action to the Governor and the employing entity that appointed or employed the public servant or of which the public servant is a member.
 - c. Refer the matter for appropriate action to the Chief Justice for judicial employees.
 - d. Refer the matter to the Principal Clerks of the House of Representatives and Senate of the General Assembly for constitutional officers of the State.
 - e. Refer the matter for appropriate action to the principal clerk of the house of the General Assembly that elected the public servant for members of the Board of Governors and the State Board of Community Colleges.

(n) Notice of Dismissal. - Upon the dismissal of a complaint under this section, the Commission shall provide written notice of the dismissal to the individual who filed the complaint and the covered person or legislative employee against whom the complaint was filed. The Commission shall forward copies of complaints and notices of dismissal of complaints against legislators to the Committee, against legislative employees to the employing entity for legislative employees, and against judicial officers to the Judicial Standards Commission for complaints against justices and judges, and the senior resident superior court judge of the district or county for complaints against district attorneys, or the chief district court judge of the district or county for complaints against clerks of court. The Commission shall also forward a copy of the

notice of dismissal to the employing entity of the covered person against whom a complaint was filed if the employing entity received a copy of the complaint under subdivision (5) of subsection (e) of this section. Except as provided in subsection (p) of this section, the complaint and notice of dismissal are confidential and not public records.

(o) Reports and Records. - The Commission shall render the results of its inquiry in writing. When a matter is referred under subdivision (j)(2) and (3), or subsection (m) of this section, the Commission's report shall consist of the complaint, response, and detailed results of its inquiry in support of the Commission's finding of a violation under this Chapter.

(p) Confidentiality. - Complaints and responses filed with the Commission and reports and other investigative documents and records of the Commission connected to an inquiry under this section, including information provided pursuant to G.S. 147-64.6B or G.S. 147-64.6(c)(19), shall be confidential and not matters of public record, except as otherwise provided in this section or when the covered person or legislative employee under inquiry requests in writing that the complaint, response, and findings be made public. Once a hearing under this section commences, the complaint, response, and all other documents offered at the hearing in conjunction with the complaint, not otherwise privileged or confidential under law, shall be public records. If no hearing is held at such time as the State Board reports to the employing entity a recommendation of sanctions, the complaint and response shall be made public.

(q) Staff to the Commission may share with staff to the Committee information connected to an inquiry into the conduct of a legislator under this section. The Commission shall provide to the Committee copies of all reports, investigative documents, information, and other documents used by the State Board when it refers a complaint to the Committee under subdivision (2) of subsection (j) of this section. Upon written request by staff to the Committee, the Commission shall provide copies of all reports, investigative documents, information, and other documents used by the Commission when it dismisses a complaint against a legislator under subsection (n) of this section. The information and documents provided to the Committee and staff to the Committee and the written request provided to the Commission are confidential and are not public records as defined in G.S. 132-1.

(r) Recommendations of Sanctions. - After referring a matter under subsection (m) of this section, if requested by the entity to which the matter was referred, the State Board may recommend sanctions or issue rulings as it deems necessary or appropriate to protect the public interest and ensure compliance with this Subchapter. In recommending appropriate sanctions, the State Board may consider the following factors:

- (1) The public servant's prior experience in an agency or on a board and prior opportunities to learn the ethical standards for a public servant as set forth in Article 7 of this Chapter, including those dealing with conflicts of interest.
- (2) The number of ethics violations.
- (3) The severity of the ethics violations.
- (4) Whether the ethics violations involve the public servant's financial interest.
- (5) Whether the ethics violations were inadvertent or intentional.
- (6) Whether the public servant knew or should have known that the improper conduct was a violation of this Subchapter.
- (7) Whether the public servant has previously been advised or warned by the State Board.
- (8) Whether the conduct or situation giving rise to the ethics violation was pointed out to the public servant in the State Board's Statement of Economic Interest evaluation letter issued under G.S. 138A-24(e).
- (9) The public servant's motivation or reason for the improper conduct or action, including whether the action was for personal financial gain versus protection of the public interest.

In making recommendations under this subsection, if the State Board determines, after proper review and investigation, that sanctions are appropriate, the State Board may recommend any action it deems necessary to properly address and rectify any violation of this Subchapter by a public servant, including removal of the public servant from the public servant's State position. Nothing in this subsection is intended,

and shall not be construed, to give the State Board any independent civil, criminal, or administrative investigative or enforcement authority over covered persons, or other State employees or appointees.

(s) Authority of Employing Entity. - Any action or failure to act by the Commission under this Subchapter, except G.S. 138A-13, shall not limit any authority of any of the applicable employing entities to discipline the covered person or legislative employee.

(s1) Subpoena Authority. - The Commission may petition the Superior Court of Wake County for the approval to issue subpoenas and subpoenas duces tecum as necessary to conduct investigations of alleged violations of this Chapter. The court shall authorize subpoenas under this subsection when the court determines the subpoenas are necessary for the enforcement of this Chapter. Subpoenas issued under this subsection shall be enforceable by the court through contempt powers. Venue shall be with the Superior Court of Wake County for any person or governmental unit covered by this Chapter, and personal jurisdiction may be asserted under G.S. 1-75.4.

(t) Continuing Jurisdiction. - The Commission shall have continuing jurisdiction to investigate possible criminal violations of this Chapter for a period of one year following the date an individual, who was formerly a public servant or legislative employee, ceases to be a public servant or legislative employee for any investigation that commenced prior to the date the public servant or legislative employee ceases to be a public servant or legislative employee.

(u) Reports. - The number of complaints referred under this section shall be reported under G.S. 138A-10(a)(12).

(v) Concurrent Jurisdiction. - Nothing in this section shall limit the jurisdiction of the Committee or the Judicial Standards Commission with regards to legislative or judicial misconduct, and jurisdiction under this section shall be concurrent with the jurisdiction of the Committee and the Judicial Standards Commission. (2006-201, s. 1; 2007-348, ss. 27-30; 2008-187, s. 21; 2008-213, ss. 1(b), 57; 2008-215, ss. 4, 5; 2009-549, ss. 9, 10, 11; 2010-169, s. 23(a)-(e), (h); 2012-182, s. 3; 2017-6, ss. 3, 5(e); 2018-146, ss. 3.1(a), (b), 3.3(e), 4.2(a).)

§ 138A-13. Request for advice.

(a) At the request of any public servant or legislative employee, any individual who is responsible for the supervision or appointment of a public servant or legislative employee, legal counsel for any public servant or legislative employee, any ethics liaison under G.S. 138A-14, or any member of the Commission, the Commission shall render advice on specific questions involving the meaning and application of this Chapter and the public servant's or legislative employee's compliance therewith. Requests for advice and advice rendered in response to those requests shall relate prospectively to real or reasonably anticipated fact settings or circumstances.

(b) On its own motion, the Commission may render advisory opinions on specific questions involving the meaning and application of this Chapter.

(c) A request for a formal advisory opinion under subsection (a) of this section shall be in writing, electronic or otherwise. The Commission shall issue formal advisory opinions having prospective application only. A public servant or legislative employee who relies upon the advice provided to that public servant or legislative employee on a specific matter addressed by the requested formal advisory opinion shall be immune from all of the following:

- (1) Investigation by the Commission, except for an inquiry under G.S. 138A-12(c)(3).
- (2) Any adverse action by the employing entity.
- (3) Investigation by the Secretary of State.

(d) At the request of a legislator, the Commission shall render advice on specific questions involving the meaning and application of this Chapter and Part 1 of Article 14 of Chapter 120 of the General Statutes, and the legislator's compliance therewith. Requests for advice and advice rendered in response to those requests shall relate prospectively to real or reasonably anticipated fact settings or circumstances.

(e) A request by a legislator for a recommended formal advisory opinion shall be in writing, electronic or otherwise. The Commission shall issue recommended formal advisory opinions having prospective application only. Until action is taken by the Committee under G.S. 120-104, a legislator who relies upon the advice provided to that legislator on a specific matter addressed by the requested recommended formal advisory opinion shall be immune from all of the following:

- (1) Investigation by the Commission, except for an inquiry under G.S. 138A-12(c)(3).
- (2) Any adverse action by the house of which the legislator is a member.
- (3) Investigation by the Secretary of State.

Any recommended formal advisory opinion issued to a legislator under this subsection shall immediately be delivered to the chairs of the Committee, together with a copy of the request. Except for the Lieutenant Governor, the immunity granted under this subsection shall not apply after the time the Committee modifies or overturns the advisory opinion of the Commission in accordance with G.S. 120-104.

(f) At the request of the Auditor, the Commission shall render advisory opinions on specific questions involving the meaning and application of this Chapter, Article 14 of Chapter 120 of the General Statutes, Chapter 120C of the General Statutes, and an affected person's compliance therewith. The request shall be in writing, electronic or otherwise, and relate to real fact settings and circumstances. Except when the question involves a question governed by subsection (d) or (e) of this section, the Commission shall issue an advisory opinion under this subsection within 60 days of the receipt of all information deemed necessary by the Commission to render an opinion. If the question involves a question governed by subsection (d) or (e) of this section, the Commission shall comply with the provisions of that section [subsection] prior to responding to the Auditor by delivering the recommended advisory opinion to the Committee within 60 days of the receipt of all information deemed necessary by the Commission to render an opinion. The Committee shall act on the opinion within 30 days of receipt and the State Board shall deliver the opinion to the Auditor. If the Committee fails to act on a recommended advisory opinion under this subsection with 30 days of receipt, the Commission shall deliver its recommended advisory opinion to the Auditor. Notwithstanding G.S. 138A-13(i), the Auditor may only release those portions of the advisory opinion necessary to comply with the requirements of G.S. 147-64.6(c)(1).

(g) Staff to the Commission may issue advice, but not formal or recommended formal advisory opinions, under procedures adopted by the Commission.

(h) The Commission shall publish its formal advisory opinions within 30 days of issuance. These formal advisory opinions shall be edited for publication purposes as necessary to protect the identities of the individuals requesting formal advisory opinions. When the Commission issues a recommended formal advisory opinion to a legislator under subsection (e) of this section, the Commission shall publish only the edited formal advisory opinion of the Committee within 30 days of receipt of the edited opinion from the Committee.

(i) Except as provided under subsections (f), (h) and (j) of this section, a request for advice, any advice provided by Commission staff, any formal or recommended formal advisory opinions, any supporting documents submitted or caused to be submitted to the Commission or Commission staff, and any documents prepared or collected by the Commission or Commission staff in connection with a request for advice are confidential. The identity of the individual making the request for advice, the existence of the request, and any information related to the request may not be revealed without the consent of the requestor. An individual who requests advice or receives advice, including a formal or recommended formal advisory opinion, may authorize the release to any other person, the State, or any governmental unit of the request, the advice, or any supporting documents.

For purposes of this section, "document" is as defined in G.S. 120-129. Requests for advice, any advice, and any documents related to requests for advice are not "public records" as defined in G.S. 132-1.

(j) Staff to the Commission may share all information and documents related to requests for advice, made by legislators under this section with staff to the Committee. The information and documents in the possession of staff to the Committee are confidential and are not public records.

(k) This section shall apply to judicial officers only for advice related to Article 3 of this Chapter.

(l) Requests for advice may be withdrawn by the requestor at any time prior to the issuance of the advice. (2006-201, s. 1; 2007-348, s. 31; 2008-213, ss. 2(b), 91.5; 2008-215, s. 6; 2009-570, s. 17; 2010-169, s. 17(p); 2016-125, 4th Ex. Sess., s. 3(e); 2017-6, ss. 2, 3, 5(f); 2018-146, s. 3.1(a), (b).)

§ 138A-13.5. Recommendations Regarding Criminal Referrals of Campaign Finance Violations.

Upon request by the State Board of Elections, the Commission shall offer confidential recommendations regarding the appropriateness of a criminal referral for campaign finance violations. The Commission shall employ staff to conduct an investigation. The investigation and vote of the Commission on the recommendation shall be completed within 90 days of receipt of the request from the State Board of Elections. (2018-146, s. 4.11(b).)

§ 138A-14. Ethics education program.

(a) The Commission shall develop and implement an ethics education and awareness program designed to instill in all covered persons and their immediate staffs, and legislative employees, a keen and continuing awareness of their ethical obligations and a sensitivity to situations that might result in real or potential conflicts of interest.

(b) The Commission shall offer basic ethics education and awareness presentations to all public servants and their immediate staffs, upon their election, appointment, or employment, and shall offer periodic refresher presentations as the Commission deems appropriate. Every public servant shall participate in an ethics presentation approved by the Commission within six months of the public servant's election, reelection, appointment, or employment, and shall attend refresher ethics education presentations at least every two years thereafter in a manner as the Commission deems appropriate.

(c) A public servant appointed to a board determined and designated as nonadvisory under G.S. 138A-10(a)(3) shall attend an ethics presentation approved by the Commission within six months of notification of the designation by the Commission and at least every two years thereafter in a manner as the Commission deems appropriate.

(d) The Commission, jointly with the Committee, shall make basic ethics education and awareness presentations to all legislators and legislative employees upon their election, reelection, appointment, or employment and shall offer periodic refresher presentations as the Commission and the Committee deem appropriate. Every legislator shall participate in an ethics presentation approved by the Commission and Committee within two months of either the convening of the General Assembly to which the legislator is elected or within two months of the legislator's appointment, whichever is later. Every legislative employee shall participate in an ethics presentation approved by the Commission and Committee within three months of employment, and shall attend refresher ethics education presentations at least every two years thereafter, in a manner as the Commission and Committee deem appropriate.

(e) Upon request, the Commission shall assist each agency in developing in-house education programs and procedures necessary or desirable to meet the agency's particular needs for ethics education, conflict identification, and conflict avoidance.

(f) Each agency head shall designate an ethics liaison who shall maintain active communication with the Commission on all agency ethical issues. The ethics liaison shall attend ethics education and awareness programs as provided under this section and lobbying education and awareness programs as provided under G.S. 120C-103 and continuously assess and advise the Commission of any issues or conduct which might reasonably be expected to result in a conflict of interest and seek advice and rulings from the State Board as to their appropriate resolution.

(g) The Commission shall publish a newsletter containing summaries of the Commission's opinions, policies, procedures, and interpretive bulletins as issued from time to time. The newsletter shall be distributed to all covered persons and legislative employees. Publication under this subsection may be done electronically.

(h) The Commission shall assemble and maintain a collection of relevant State laws, rules, and regulations that set forth ethical standards applicable to covered persons. This collection shall be made available electronically as resource material to public servants, and ethics liaisons, upon request.

(i) This section shall not apply to judicial officers. (2006-201, s. 1; 2007-347, s. 9(a); 2008-213, ss. 59, 60; 2009-10, s. 4; 2009-549, s. 12; 2010-169, s. 22(a); 2017-6, s. 3; 2018-146, s. 3.1(a), (b).)

§ 138A-15. Duties of heads of State agencies.

(a) The head of each State agency, including the chair of each board subject to this Chapter, shall take an active role in furthering ethics in public service and ensuring compliance with this Chapter. The head of each State agency and the chair of each board shall make a conscientious, good-faith effort to assist public servants within the agency or on the board in monitoring their personal, financial, and professional affairs to avoid taking any action that results in a conflict of interest.

(b) The head of each State agency, including the chair of each board subject to this Chapter, shall maintain familiarity with and stay knowledgeable of the reports, opinions, newsletters, and other communications from the Commission regarding ethics in general and the interpretation and enforcement of this Chapter. The head of each State agency and the chair of each board shall also maintain familiarity with and stay knowledgeable of the Commission's reports, evaluations, opinions, or findings regarding individual public servants in that individual's agency or on that individual's board, or under that individual's supervision or control, including all reports, evaluations, opinions, or findings pertaining to actual or potential conflicts of interest.

(c) When an actual or potential conflict of interest is cited by the State Board under G.S. 138A-24(e) with regard to a public servant sitting on a board, the conflict shall be recorded in the minutes of the applicable board and duly brought to the attention of the membership by the board's chair as often as necessary to remind all members of the conflict and to help ensure compliance with this Chapter.

(d) The head of each State agency, including the chair of each board subject to this Chapter, shall periodically remind public servants under that individual's authority of the public servant's duties to the public under the ethical standards and rules of conduct in this Chapter, including the duty of each public servant to continually monitor, evaluate, and manage the public servant's personal, financial, and professional affairs to ensure the absence of conflicts of interest.

(e) At the beginning of any meeting of a board, the chair shall remind all members of their duty to avoid conflicts of interest under this Chapter. The chair also shall inquire as to whether there is any known conflict of interest with respect to any matters coming before the board at that time.

(f) The head of each State agency, including the chair of each board subject to this Chapter, shall ensure that legal counsel employed by or assigned to their agency or board are familiar with the provisions of this Chapter, including the Ethical Standards for Covered Persons set forth in Article 4 of this Chapter, and are available to advise public servants on the ethical considerations involved in carrying out their public duties in the best interest of the public. Legal counsel so engaged may consult with the Commission, seek the Commission's assistance or advice, and refer public servants and others to the Commission as appropriate.

(g) Taking into consideration the individual autonomy, needs, and circumstances of each agency and board, the head of each State agency, including the chair of each board subject to this Chapter, shall consider the need for the development and implementation of in-house educational programs, procedures, or policies tailored to meet the agency's or board's particular needs for ethics education, conflict identification, and conflict avoidance. This includes the periodic presentation to all agency heads, their chief deputies or assistants, other public servants under their supervision or control, and members of boards, of the basic ethics education and awareness presentation outlined in G.S. 138A-14 and any other workshop or seminar program the agency head or board chair deems necessary in implementing this Chapter. Agency heads and board chairs may request reasonable assistance from the Commission in complying with the requirements of this subsection.

(h) As soon as reasonably practicable after the designation, hiring, or promotion of their chief deputies, assistants, or other public servants under their supervision or control, or learning of the appointment or election of other public servants to a board covered under this Chapter, all agency heads and board chairs shall (i) notify the Commission of such designation, hiring, promotion, appointment, or election and (ii) provide these public servants with copies of this Chapter and all applicable financial disclosure forms, if these materials and forms have not been previously provided to these public servants in connection with their designation, hiring, promotion, appointment, or election. In order to avoid duplication of effort, agency heads and board chairs shall coordinate this effort with the Commission's staff. (2006-201, s. 1; 2007-347, s. 9(b); 2008-213, ss. 61, 62; 2017-6, s. 3; 2018-146, s. 3.1(a), (b).)

§ 138A-16. Reserved for future codification purposes.

§ 138A-17. Reserved for future codification purposes.

§ 138A-18. Reserved for future codification purposes.

§ 138A-19. Reserved for future codification purposes.

§ 138A-20. Reserved for future codification purposes.

Article 3.

Public Disclosure of Economic Interests.

§ 138A-21. Purpose.

The purpose of disclosure of the financial and personal interests by covered persons is to assist covered persons and those who appoint, elect, hire, supervise, or advise them identify and avoid conflicts of interest and potential conflicts of interest between the covered person's private interests and the covered person's public duties. It is critical to this process that current and prospective covered persons examine, evaluate, and disclose those personal and financial interests that could be or cause a conflict of interest or potential conflict of interest between the covered person's private interests and the covered person's public duties. Covered persons must take an active, thorough, and conscientious role in the disclosure and review process, including having a complete knowledge of how the covered person's public position or duties might impact the covered person's private interests. Covered persons have an affirmative duty to provide any and all information that a reasonable person would conclude is necessary to carry out the purposes of this Chapter and to fully disclose any conflict of interest or potential conflict of interest between the covered person's public and private interests, but the disclosure, review, and evaluation process is not intended to result in the disclosure of unnecessary or irrelevant personal information. (2006-201, s. 1; 2008-213, s. 63; 2017-6, s. 3; 2018-146, s. 3.1(a), (b).)

§ 138A-22. Statement of economic interest; filing required.

(a) Every covered person subject to this Chapter who is elected, appointed, or employed, including one appointed to fill a vacancy in elective office, except for public servants (i) included under G.S. 138A-3(70)b., e., f., or g. whose annual compensation from the State is less than sixty thousand dollars (\$60,000), or (ii) who are ex officio student members under Chapters 115D and 116 of the General Statutes, shall file a statement of economic interest with the Commission prior to the covered person's initial appointment, election, or employment and no later than April 15 of every year thereafter, except as otherwise filed under subsections (d) and (f) of this section. A prospective covered person required to file a statement under this Chapter shall not be appointed, employed, or receive a certificate of election, prior to submission by the

Commission of the Commission's evaluation of the statement in accordance with this Article. The requirement for an annual filing under this subsection also shall apply to covered persons whose terms have expired but who continue to serve until the covered person's replacement is appointed. Once a statement of economic interest is properly completed and filed under this Article, the statement of economic interest does not need to be supplemented or refiled prior to the next due date set forth in this subsection.

(b) Notwithstanding subsection (a) of this section, individuals hired by, and appointees of, constitutional officers of the State may file a statement of economic interest within 30 days after their appointments or employment when the appointment or employment is made during the first 60 days of the constitutional officer's initial term in that constitutional office.

(c) Notwithstanding subsection (a) of this section, public servants, under G.S. 138A-3(70)j. and k., who have submitted a statement of economic interest under subsection (a) of this section, may be hired, appointed, or elected provisionally prior to submission by the Commission of the Commission's evaluation of the statement in accordance with this Article, subject to dismissal or removal based on the Commission's evaluation.

(d) A public servant reappointed to a board between January 1 and April 15 shall file a current statement of economic interest prior to the reappointment.

(e) A public servant appointed to a board determined and designated as nonadvisory under G.S. 138A-10(a)(3) shall file the initial statement of economic interest within 60 days of notification of the designation by the Commission and as provided in this section thereafter.

(f) A candidate for an office subject to this Article shall file the statement of economic interest with the Commission within 10 days of the filing deadline for the office the candidate seeks. An individual nominated under G.S. 163-114 shall file the statement within three days following the individual's nomination, or not later than the day preceding the general election, whichever occurs first. An individual seeking to qualify as an unaffiliated candidate under G.S. 163-122 shall file the statement of economic interest within three days of filing the petition required under that section. An individual seeking to have write-in votes counted for that individual in a general election shall file a statement of economic interest within three days of the time the candidate files a declaration of intent under G.S. 163-123. A candidate of a new party chosen by convention shall file a statement of economic interest within three days of the time that the president of the convention certifies the names of its candidates to the State Board of Elections under G.S. 163-98.

(g) In addition to subsections (a) and (f) of this section, a covered person holding elected office or a former covered person who held elected office subject to this Article shall file a statement of economic interest in all of the following instances, as specified:

- (1) Filed on or before April 15 of the year following the year a covered person or former covered person does not file a notice of candidacy or petition for election, or does not receive a certificate of election, to the position making that individual a covered person, with all information provided in the statement of economic interest current as of the last day of December of the preceding year.
- (2) Filed on or before April 15 of the year following the year the covered person or former covered person resigns from the position making that individual a covered person, with all information provided in the statement of economic interest current as of the last day in the position.

(h) The State Board of Elections shall provide for notification of the statement of economic interest requirements of this Article to be given to any candidate filing for nomination or election to those offices subject to this Article and to any nominee under G.S. 163-114.

(i) Within 10 days of the filing deadline for office of a covered person, the executive director of the State Board of Elections shall send to the State Ethics Commission a list of the names and addresses of each candidate who has filed as a candidate for office as a covered person. Within five days of an individual otherwise qualifying to be on the ballot, the State Board of Elections shall send notice of that qualification to the State Ethics Commission.

(j) The Commission shall issue forms to be used for the statement of economic interest and shall revise the forms from time to time as necessary to carry out the purposes of this Chapter. Except as otherwise set forth in this section and in G.S. 138A-15(h), upon notification by the employing entity, the Commission shall furnish to all other covered persons the appropriate forms needed to comply with this Article. (2006-201, s. 1; 2007-29, s. 2; 2007-348, ss. 32, 33; 2008-213, s. 64; 2009-549, s. 13; 2010-169, ss. 12, 22(b); 2014-111, s. 13(a); 2017-6, s. 3; 2018-146, s. 3.1(a), (b).)

§ 138A-23. Statements of economic interest as public records.

(a) The statements of economic interest filed by prospective public servants under this Article for appointed or employed positions and written evaluations by the Commission of these statements are not public records until the prospective public servant is appointed or employed by the State. All other statements of economic interest and all other written evaluations by the Commission of those statements are public records.

(b) The statements of economic interest filed by prospective public servants, and the written evaluations by the Commission of those statements, for individuals elected by the General Assembly shall be provided to the chair of the standing committee handling the legislation regarding the election and made available to all members of the General Assembly. The statements of economic interest filed by public servants elected to positions by the General Assembly, and written evaluations by the Commission of those statements, are not public records until the prospective public servant is sworn into office.

(c) The statements of economic interest filed by prospective public servants, and the written evaluations by the Commission of those statements, for individuals confirmed for appointment as a public servant by the General Assembly shall be provided to the chair of the standing committee handling the legislation regarding the appointment. The statements of economic interest filed by prospective public servants for confirmation for appointment by the General Assembly, and written evaluations by the Commission of those statements, are public records at the time of the announcement of the appointment. (2006-201, s. 1; 2007-347, s. 10; 2008-213, ss. 65, 66; 2017-6, s. 3; 2018-146, s. 3.1(a), (b).)

§ 138A-24. Contents of statement.

(a) Any statement of economic interest filed under this Article shall be on a form prescribed by the Commission. Answers must be provided to all questions. The form shall include the following information about the filing person and the filing person's immediate family:

- (1) Except as otherwise provided in this subdivision, the name, current mailing address, occupation, employer, and business of the filing person. Any individual holding or seeking elected office for which residence is a qualification for office shall include a home address. A judicial officer may use a current mailing address instead of the home address on the form required in this subsection. The filing person may also use the initials instead of the name of any unemancipated child of the filing person who also resides in the household of the filing person. If the filing person provides the initials of an unemancipated child, the filing person shall concurrently provide the name of the unemancipated child to the Commission. The name of an unemancipated child provided by the filing person to the Commission shall not be a public record under Chapter 132 of the General Statutes and is privileged and confidential.
- (2) A list of each asset and liability included in this subdivision of whatever nature (including legal, equitable, or beneficial interest) with a value of at least ten thousand dollars (\$10,000) owned by the filing person and the filing person's immediate family, except assets or liabilities held in a blind trust. This list shall include the following:
 - a. All real estate located in the State owned wholly or in part by the filing person or the filing person's immediate family, including descriptions adequate to determine the location by city and county of each parcel.

- b. Real estate that is currently leased or rented to or from the State.
 - c. Personal property sold to or bought from the State within the preceding two years.
 - d. Personal property currently leased or rented to or from the State.
 - e. The name of each publicly owned company. For purposes of this sub-subdivision, the term "publicly owned company" shall not include a widely held investment fund, including a mutual fund, regulated investment company, or pension or deferred compensation plan, if all of the following apply:
 - 1. The filing person or a member of the filing person's immediate family neither exercises nor has the ability to exercise control over the financial interests held by the fund.
 - 2. The fund is publicly traded, or the fund's assets are widely diversified.
 - f. The name of each nonpublicly owned company or business entity, including interests in sole proprietorships, partnerships, limited partnerships, joint ventures, limited liability companies, limited liability partnerships, and closely held corporations.
 - g. For each company or business entity listed under sub-subdivision f. of this subdivision, if known, a list of any other companies or business entities in which the company or business entity owns securities or equity interests exceeding a value of ten thousand dollars (\$10,000).
 - h. For a vested trust created, established, or controlled by the filing person of which the filing person or the members of the filing person's immediate family are the beneficiaries, excluding a blind trust, the name and address of the trustee, a description of the trust, and the filing person's relationship to the trust.
 - i. A list of all liabilities, excluding indebtedness on the filing person's primary personal residence, by type of creditor and debtor.
 - j. A list of all stock options in a company or business not otherwise disclosed on this statement.
- (3) The name of each source (not specific amounts) of income of more than five thousand dollars (\$5,000) received during the previous year by business or industry type, if that source is not listed under subdivision (2) of this subsection. Income shall include salary, wages, professional fees, honoraria, interest, dividends, rental income, and business income from any source other than capital gains, federal government retirement, military retirement, or social security income.
- (4) If the filing person is a practicing attorney, an indication of whether the filing person, or the law firm with which the filing person is affiliated, earned legal fees during the past year in excess of ten thousand dollars (\$10,000) from any of the following categories of legal representation:
- a. Administrative law.
 - b. Admiralty law.
 - c. Corporate law.
 - d. Criminal law.
 - e. Decedents' estates law.
 - f. Environmental law.
 - g. Insurance law.
 - h. Labor law.
 - i. Local government law.
 - j. Negligence or other tort litigation law.
 - k. Real property law.

- l. Securities law.
 - m. Taxation law.
 - n. Utilities regulation law.
- (5) Except for a filing person in compliance under subdivision (4) of this subsection, if the filing person is a licensed professional or provides consulting services, either individually or as a member of a professional association, a list of categories of business and the nature of services rendered, for which payment for services were charged or paid during the past year in excess of ten thousand dollars (\$10,000).
 - (6) An indication of whether the filing person, the filing person's employer, a member of the filing person's immediate family, or the immediate family member's employer is licensed or regulated by, or has a business relationship with, the board or employing entity with which the filing person is or will be associated. This subdivision does not apply to a legislator, a judicial officer, or that legislator's or judicial officer's immediate family.
 - (7) A list of societies, organizations, or advocacy groups, pertaining to subject matter areas over which the public servant's agency or board may have jurisdiction, in which the public servant or a member of the public servant's immediate family is a director, officer, or governing board member. This subdivision does not apply to a legislator, a judicial officer, or that legislator's or judicial officer's immediate family.
 - (8) A list of all things with a total value of over two hundred dollars (\$200.00) per calendar quarter given and received without valuable consideration and under circumstances that a reasonable person would conclude that the thing was given for lobbying, if such things were given by a person not required to report under Chapter 120C of the General Statutes, excluding things given by a member of the filing person's extended family. The list shall include only those things received during the 12 months preceding the reporting period under subsection (d) of this section, and shall include the source of those things. The list required by this subdivision shall not apply to things of monetary value received by the filing person prior to the time the filing person filed or was nominated as a candidate for office, as described in G.S. 138A-22, or was appointed or employed as a covered person.
 - (9) A list of any felony convictions of the filing person, excluding any felony convictions for which a pardon of innocence or order of expungement has been granted.
 - (10) Any other information that the filing person believes may assist the Commission in advising the filing person with regards to compliance with this Chapter.
 - (11) A list of any nonprofit corporation or organization with which associated during the preceding calendar year, including a list of which of those nonprofit corporations or organizations with which associated do business with the State or receive State funds and a brief description of the nature of the business, if known or with which due diligence could reasonably be known.
 - (12) A statement of whether the filing person or the filing person's immediate family is or has been a lobbyist or lobbyist principal registered under Chapter 120C of the General Statutes within the preceding 12 months.
 - (13) A list of all contributions as defined in G.S. 163-278.6(13) with a cumulative total of more than one thousand dollars (\$1,000) made by the filing person only, during the preceding calendar year, to the candidate or candidate campaign committee of the covered person as defined in G.S. 138A-3(70)a. appointing the filing person to the covered board.
 - (14) A statement indicating "Yes" or "No" as to whether the filing person engaged in each of the following activities during the preceding calendar year, with respect to or on the behalf of the candidate or candidate campaign committee of the covered person as defined in G.S. 138A-3(70)a. appointing the filing person: (i) collected contributions from

multiple contributors, took possession of such multiple contributions, and transferred or delivered those collected multiple contributions, (ii) hosted a fund-raiser in the filing person's residence or place of business, or (iii) volunteered for campaign-related activity. This subdivision only applies to filing persons in the following categories:

- a. A public servant, or a prospective appointee to, as defined in G.S. 138A-3(70)c.
- b. A judicial officer that serves on, or a prospective appointee to, the Supreme Court, the Court of Appeals, the superior court, or the district court.
- c. A covered person serving on, or a prospective appointee to, one of the following panels or boards:
 1. Alcoholic Beverage Control Commission.
 2. Coastal Resources Commission.
 3. State Board of Education.
 4. State Board of Elections.
 5. Division of Employment Security.
 6. Environmental Management Commission.
 7. Industrial Commission.
 8. State Human Resources Commission.
 9. Rules Review Commission.
 10. Board of Transportation.
 11. Board of Governors of the University of North Carolina.
 12. Utilities Commission.
 13. Wildlife Resources Commission.

(15) The name of each business with which associated that the filing person or a member of the filing person's immediate family is an employee, director, officer, partner, proprietor, or member or manager.

(16) For any company or business entity listed under subdivision (15) of this subsection and sub-subdivisions f. and g. of subdivision (2) of this subsection, if known, a statement whether that company or business entity has any material business dealings or business contracts with the State, or is regulated by the State, including a brief description of the business activity.

(b) The Supreme Court, the Committee, constitutional officers of the State, heads of principal departments, the Board of Governors of The University of North Carolina, the State Board of Community Colleges, other boards, and the appointing authority or employing entity may require a filing person to file supplemental information in conjunction with the filing of that filing person's statement of economic interest. These supplemental filings requirements shall be filed with the Commission and included on the forms to be filed with the Commission. The Commission shall evaluate the supplemental forms as part of the statement of economic interest. The failure to file supplemental forms shall be subject to the provisions of G.S. 138A-25.

(c) Each statement of economic interest shall contain a certification by the filing person that the filing person has read the statement and that, to the best of the filing person's knowledge and belief, the statement is true, correct, and complete. The filing person's certification also shall provide that the filing person has not transferred, and will not transfer, any asset, interest, or other property with the intent to conceal it from disclosure while retaining an equitable interest therein.

(d) All information provided in the statement of economic interest shall be current as of the last day of December of the year preceding the date the statement of economic interest was due.

(e) The Commission shall prepare a written evaluation of each statement of economic interest relative to conflicts of interest and potential conflicts of interest. This subsection does not apply to statements of economic interest of legislators and judicial officers. The Commission shall submit the evaluation to all of the following:

- (1) The filing person who submitted the statement.
 - (2) The head of the agency in which the filing person serves.
 - (3) The Governor for gubernatorial appointees and employees in agencies under the Governor's authority.
 - (4) The appointing or hiring authority for those public servants not under the Governor's authority.
 - (5) The State Board of Elections for those filing persons who are elected.
- (f) The Commission shall prepare a written evaluation of each statement of economic interest for nominees of the Board of Governors of The University of North Carolina elected pursuant to G.S. 116-6, and nominees of the State Board of Community Colleges elected pursuant to G.S. 115D-2.2 within seven days of the submission of the completed statement of economic interest to the Commission. (2006-201, s. 1; 2007-29, s. 1; 2007-348, s. 34; 2008-187, s. 32; 2008-213, ss. 67-72(a), 73, 74, 74.5, 91; 2009-549, s. 14; 2009-570, s. 45; 2010-169, ss. 13(a)-(d), 17(q), 22(b); 2011-401, s. 3.18; 2013-382, s. 9.1(c); 2017-6, s. 3; 2018-146, s. 3.1(a), (b); 2021-90, s. 25.2(c).)

§ 138A-25. Failure to file.

(a) Within 30 days after the date due under G.S. 138A-22, the Commission shall notify filing persons who have failed to file or filing persons whose statement has been deemed incomplete. For a filing person currently serving as a covered person, the Commission shall notify the filing person and the ethics liaison that if the statement of economic interest is not filed or completed within 30 days of receipt of the notice of failure to file or complete, the filing person shall be subject to a fine as provided for in this section.

(b) Any filing person who fails to file or complete a statement of economic interest within 30 days of the receipt of the notice, required under subsection (a) of this section, shall be subject to a fine of two hundred fifty dollars (\$250.00), to be imposed by the Commission.

(c) Failure by any filing person to file or complete a statement of economic interest within 60 days of the receipt of the notice, required under subsection (a) of this section, shall be deemed to be a violation of this Chapter and shall be grounds for disciplinary action under G.S. 138A-45.

(d) Within 30 days after the date due under G.S. 138A-22, the Commission shall notify persons who are required to file a Statement of Economic Interest under G.S. 136-200.2(g)(3) or G.S. 136-211(f)(3) of a failure to file the Statement of Economic Interest or the filing of an incomplete Statement of Economic Interest. The Commission shall notify the filing person that if the Statement of Economic Interest is not filed or completed within 30 days of receipt of the notice of failure to file or complete, the filing person shall be fined and referred for prosecution after an additional 30 days, as provided for in this section:

- (1) Any filing person who fails to file a Statement of Economic Interest under G.S. 136-200.2(g)(3) or G.S. 136-211(f)(3) within 30 days of the receipt of the notice required under this section shall be fined two hundred fifty dollars (\$250.00) by the Commission for not filing or filing an incomplete Statement of Economic Interest, except in extenuating circumstances as determined by the Commission.
- (2) Failure by any filing person to file or complete the Statement of Economic Interest within 60 days of the receipt of the notice required under this subsection shall be a Class 1 misdemeanor. The Commission shall report such failure to the Director of the State Bureau of Investigation for investigation and referral to the District Attorney for possible prosecution, unless the Commission determines extenuating circumstances exist.

(e) Within 30 days after the date due under G.S. 138A-22, the Commission shall notify persons who are required to file an additional disclosure under G.S. 136-200.2(g)(4) or G.S. 136-211(f)(4) of a failure to file the additional disclosure or the filing of an incomplete additional disclosure. The Commission shall notify the filing person that if the additional disclosure is not filed or completed within 30 days of receipt of the notice of failure to file or complete, the filing person shall be fined and referred for prosecution after an additional 30 days, as provided for in this section:

- (1) Any filing person who fails to file or who files an incomplete additional disclosure within 30 days of the receipt of the notice required under this section shall be fined two hundred fifty dollars (\$250.00) for not filing or filing an incomplete additional disclosure, except in extenuating circumstances as determined by the Commission.
- (2) Failure by any filing person to file or complete the additional disclosure within 60 days of the receipt of the notice required under this subsection shall be a Class 1 misdemeanor. The Commission shall report such failure to the Director of the State Bureau of Investigation for investigation and referral to the District Attorney for possible prosecution, unless the Commission determines extenuating circumstances exist. (2006-201, s. 1; 2008-213, s. 75; 2009-549, s. 15; 2014-58, s. 12(c); 2014-115, s. 56.6A(c); 2017-6, s. 3; 2018-146, s. 3.1(a), (b).)

§ 138A-26. Concealing or failing to disclose material information.

A filing person who knowingly conceals or knowingly fails to disclose information that is required to be disclosed on a statement of economic interest under this Article shall be guilty of a Class 1 misdemeanor and shall be subject to disciplinary action under G.S. 138A-45. (2006-201, s. 1; 2017-6, s. 3; 2018-146, s. 3.1(a), (b).)

§ 138A-27. Penalty for false information.

A filing person who provides false information on a statement of economic interest as required under this Article knowing that the information is false is guilty of a Class H felony and shall be subject to disciplinary action under G.S. 138A-45. (2006-201, s. 1; 2017-6, s. 3; 2018-146, s. 3.1(a), (b).)

§ 138A-28. Review and evaluation of statements of economic interest.

(a) The Commission shall receive and review all statements of economic interest pursuant to G.S. 138A-10(a)(4) and shall evaluate whether (i) the statements conform to the law and the rules of the commission, and (ii) the financial interests and other information reported by prospective and actual covered persons reveal actual or potential conflicts of interest.

(b) Beginning July 1, 2013, the Commission shall establish a biennial cycle for evaluating statements of economic interest. The Commission shall evaluate each initial filing as provided in subsection (a) of this section.

(c) Notwithstanding subsection (b) of this section, statements filed by the following prospective and actual public servants shall be evaluated on an annual basis:

- (1) The University of North Carolina Board of Governors, subject to G.S. 138A-24(f).
- (2) The State Board of Community Colleges, subject to G.S. 138A-124(f).
- (3) The North Carolina Utilities Commission.
- (4) The North Carolina Industrial Commission.
- (5) Supplemental statements filed pursuant to Chapter 136 of the General Statutes.
- (6) Any other board or commission whose members are elected or confirmed by the General Assembly.

(d) Notwithstanding subsections (a) and (b) of this section, statements of economic interest filed by Constitutional officers of the State and individuals elected or appointed as Constitutional officers of the State prior to taking office shall be evaluated every four years upon election or appointment to office.

(e) A public servant who simultaneously serves on more than one covered board may file one statement of economic interest and that statement shall serve as disclosure for all the covered boards. If, during the biennial cycle, a public servant leaves one covered board and begins membership on another covered board, the public servant is not required to file another statement of economic interest, and the State Board is not required to evaluate the statement again in light of the subsequent appointment. The public servant must make subsequent filings pursuant to G.S. 138A-22(a) upon the expiration of the biennial cycle.

(f) Nothing in this section shall be construed to impair the State Board's duties and authority under G.S. 138A-25 and G.S. 138A-26. (2013-360, s. 30.4(b); 2017-6, s. 3; 2018-146, s. 3.1(a), (b).)

§ 138A-29. Reserved for future codification purposes.

§ 138A-30. Reserved for future codification purposes.

Article 4.

Ethical Standards for Covered Persons.

§ 138A-31. Use of public position for private gain.

(a) Except as permitted under G.S. 138A-38, a covered person or legislative employee shall not knowingly use the covered person's or legislative employee's public position in an official action or legislative action that will result in financial benefit to the covered person or legislative employee, a member of the covered person's or legislative employee's extended family, or business with which the covered person or legislative employee is associated. This subsection shall not apply to financial or other benefits derived by a covered person or legislative employee that the covered person or legislative employee would enjoy to an extent no greater than that which other citizens of the State would or could enjoy, or that are so remote, tenuous, insignificant, or speculative that a reasonable person would conclude under the circumstances that the covered person's or legislative employee's ability to protect the public interest and perform the covered person's or legislative employee's official duties would not be compromised.

(b) A covered person shall not mention or authorize another person to mention the covered person's public position in nongovernmental advertising that advances the private interest of the covered person or others. The prohibition in this subsection shall not apply to any of the following:

- (1) Political advertising.
- (2) News stories and articles.
- (3) The inclusion of a covered person's public position in a directory or a biographical listing.
- (4) The inclusion of a covered person's public position in an agenda or other document related to a meeting, conference, or similar event when the disclosure could reasonably be considered material by an individual attending the meeting, conference, or similar event.
- (5) The inclusion of a covered person's public position in a charitable solicitation for a nonprofit business entity qualifying under 26 U.S.C. § 501(c)(3).
- (6) The disclosure of a covered person's position to an existing or prospective customer, supplier, or client when the disclosure could reasonably be considered material by the customer, supplier, or client.
- (7) A letter of character reference for any of the following:
 - a. A student seeking admittance to a school or institution of higher education.
 - b. An individual seeking an academic scholarship.
 - c. An individual seeking leniency upon sentencing by the courts, or other matters related to probation or parole.
 - d. An individual seeking employment, at the request of that individual or in response to the inquiry of a potential employer as to the qualifications and character of that individual.

(c) Notwithstanding G.S. 163-278.16A, no covered person shall use or permit the use of State funds for any advertisement or public service announcement in a newspaper, on radio, television, magazines, or billboards, that contains that covered person's name, picture, or voice, except in case of State or national emergency and only if the announcement is reasonably necessary to the covered person's official function.

This subsection shall not apply to fund-raising on behalf of and aired on public radio or public television. (2006-201, s. 1; 2009-549, s. 16; 2011-393, s. 1; 2015-208, s. 1; 2017-6, s. 3; 2018-146, s. 3.1(a), (b).)

§ 138A-32. Gifts.

(a) A covered person or a legislative employee shall not knowingly, directly or indirectly, ask, accept, demand, exact, solicit, seek, assign, receive, or agree to receive anything of value for the covered person or legislative employee, or for another person, in return for being influenced in the discharge of the covered person's or legislative employee's official responsibilities, other than that which is received by the covered person or the legislative employee from the State for acting in the covered person's or legislative employee's official capacity.

(b) A covered person may not solicit for a charitable purpose any thing of monetary value from any subordinate State employee. This subsection shall not apply to generic written solicitations to all members of a class of subordinates. Nothing in this subsection shall prohibit a covered person from serving as the honorary head of the State Employees Combined Campaign.

(c) No public servant, legislator, or legislative employee shall knowingly accept a gift from a lobbyist or lobbyist principal registered under Chapter 120C of the General Statutes. No legislator or legislative employee shall knowingly accept a gift from liaison personnel designated under Chapter 120C of the General Statutes. No public servant, legislator, or legislative employee shall accept a gift knowing all of the following:

- (1) The gift was obtained indirectly from a lobbyist, lobbyist principal, or liaison personnel registered under Chapter 120C of the General Statutes.
- (2) The lobbyist, lobbyist principal, or liaison personnel registered under Chapter 120C of the General Statutes intended for an ultimate recipient of the gift to be a public servant, legislator, or legislative employee as provided in G.S. 120C-303.

(d) No public servant shall knowingly accept a gift from a person whom the public servant knows or has reason to know any of the following:

- (1) Is doing or is seeking to do business of any kind with the public servant's employing entity.
- (2) Is engaged in activities that are regulated or controlled by the public servant's employing entity.
- (3) Has financial interests that may be substantially and materially affected, in a manner distinguishable from the public generally, by the performance or nonperformance of the public servant's official duties.

(e) No public servant shall accept a gift knowing all of the following:

- (1) The gift was obtained indirectly from a person described under subdivision (d)(1), (2), or (3) of this section.
- (2) The person described under subdivision (d)(1), (2), or (3) of this section intended for an ultimate recipient of the gift to be a public servant.

(f) Subsections (c), (d), and (e) of this section shall not apply to any of the following:

- (1) Food and beverages for immediate consumption in connection with any of the following:
 - a. An open meeting of a public body, provided that the open meeting is properly noticed under Article 33C of Chapter 143 of the General Statutes.
 - b. A gathering of a person or governmental unit with at least 10 or more individuals in attendance open to the general public, provided that a sign or other communication containing a message that is reasonably designed to convey to the general public that the gathering is open to the general public is displayed at the gathering.
 - c. A gathering of a person or governmental unit to which the entire board of which a public servant is a member, at least 10 public servants, all the members of

the House of Representatives, all the members of the Senate, all the members of a county or municipal legislative delegation, all the members of a recognized legislative caucus with regular meetings other than meetings with one or more lobbyists, all the members of a committee, a standing subcommittee, a joint committee or joint commission of the House of Representatives, the Senate, or the General Assembly, or all legislative employees are invited, and one of the following applies:

1. At least 10 individuals associated with the person or governmental unit actually attend, other than the covered person or legislative employee, or the immediate family of the covered person or legislative employee.
2. All shareholders, employees, board members, officers, members, or subscribers of the person or governmental unit located in North Carolina are notified and invited to attend.

For purposes of this sub-subdivision only, the term "invited" shall mean written notice from at least one host or sponsor of the gathering containing the date, time, and location of the gathering given at least 24 hours in advance of the gathering to the specific qualifying group listed in this sub-subdivision. If it is known at the time of the written notice that at least one sponsor is a lobbyist or lobbyist principal, the written notice shall also state whether or not the gathering is permitted under this section.

- (2) Informational materials relevant to the duties of the covered person or legislative employee.
- (3) Reasonable actual expenditures of the legislator, public servant, or legislative employee for food, beverages, registration, travel, lodging, other incidental items of nominal value, and entertainment, in connection with (i) a legislator's, public servant's, or legislative employee's attendance at an educational meeting for purposes primarily related to the public duties and responsibilities of the legislator, public servant, or legislative employee; (ii) a legislator's, public servant's, or legislative employee's participation as a speaker or member of a panel at a meeting; (iii) a legislator's or legislative employee's attendance and participation in meetings of a nonpartisan state, regional, national, or international legislative organization of which the General Assembly is a member or that the legislator or legislative employee is a member or participant of by virtue of that legislator's or legislative employee's public position, or as a member of a board, agency, or committee of such organization; or (iv) a public servant's attendance and participation in meetings as a member of a board, agency, or committee of a nonpartisan state, regional, national, or international organization of which the public servant's agency is a member or the public servant is a member by virtue of that public servant's public position, provided the following conditions are met:
 - a. The reasonable actual expenditures shall be made by a lobbyist principal, and not a lobbyist.
 - b. Any meeting must be attended by at least 10 or more participants, have a formal agenda, and notice of the meeting has been given at least 10 days in advance.
 - c. Any food, beverages, transportation, or entertainment must be provided to all attendees or defined groups of 10 or more attendees as part of the meeting or in conjunction with the meeting.
 - d. Any entertainment must be incidental to the principal agenda of the meeting.
 - e. If the legislator, public servant, or legislative employee is participating as a speaker or member of a panel, then that legislator, public servant, or legislative employee must be a bona fide speaker or participant.

- (4) A plaque or similar nonmonetary memento recognizing individual services in a field or specialty or to a charitable cause.
- (5) Gifts accepted on behalf of the State for use by the State or for the benefit of the State.
- (6) Anything generally made available or distributed to the general public or all other State employees by lobbyists or lobbyist principals, or persons described in subdivisions (d)(1), (2), or (3) of this section.
- (7) Gifts from the covered person's or legislative employee's extended family, or a member of the same household of the covered person or legislative employee.
- (8) Gifts given to a public servant not otherwise subject to an exception under this subsection, where the gift is food and beverages, transportation, lodging, entertainment or related expenses associated with the public business of industry recruitment, promotion of international trade, or the promotion of travel and tourism, and the public servant is responsible for conducting the business on behalf of the State, provided all the following conditions apply:
 - a. The public servant did not solicit the gift, and the public servant did not accept the gift in exchange for the performance of the public servant's official duties.
 - b. The public servant reports electronically to the State Board within 30 days of receipt of the gift or of the date set for disclosure of public records under G.S. 132-6(d), if applicable. The report shall include a description and value of the gift and a description how the gift contributed to the public business of industry recruitment, promotion of international trade, or the promotion of travel and tourism. This report shall be posted to the Commission's public Web site.
 - c. A tangible gift, other than food or beverages, not otherwise subject to an exception under this subsection shall be turned over as State property to the Department of Commerce within 30 days of receipt, except as permitted under subsection (g) of this section.
- (9) Gifts of personal property valued at less than one hundred dollars (\$100.00) given to a public servant in the commission of the public servant's official duties if the gift is given to the public servant as a personal gift in another country as part of an overseas trade mission, and the giving and receiving of such personal gifts is considered a customary protocol in the other country.
- (10) Gifts given or received as part of a business, civic, religious, fraternal, personal, or commercial relationship provided all of the following conditions are met:
 - a. The relationship is not related to the public servant's, legislator's, or legislative employee's public service or position.
 - b. The gift is made under circumstances that a reasonable person would conclude that the gift was not given to lobby.
- (11) Food and beverages for immediate consumption and related transportation provided all of the following conditions are met:
 - a. The food, beverage, or transportation is given by a lobbyist principal and not a lobbyist.
 - b. The food, beverage, or transportation is provided during a conference, meeting, or similar event and is available to all attendees of the same class as the recipient.
 - c. The recipient of the food, beverage, or transportation is a director, officer, governing board member, employee, or independent contractor of one of the following:
 1. The lobbyist principal giving the food, beverage, or transportation.

2. A third party that received the funds to purchase the food, beverages, or transportation.
- (12) Food and beverages for immediate consumption at an organized gathering of a person, the State, or a governmental unit to which a public servant is invited to attend for purposes primarily related to the public servant's public service or position, and to which at least 10 individuals, other than the public servant, or the public servant's immediate family, actually attend, or to which all shareholders, employees, board members, officers, members, or subscribers of the person or governmental unit who are located in a specific North Carolina office or county are notified and invited to attend.

(g) A prohibited gift that would constitute an expense appropriate for reimbursement by the public servant's employing entity if it had been incurred by the public servant personally shall be considered a gift accepted by or donated to the State, provided the public servant has been approved by the public servant's employing entity to accept or receive such things of value on behalf of the State. The fact that the employing entity's reimbursement rate for the type of expense is less than the value of a particular gift shall not render the gift prohibited.

(h) A prohibited gift shall be, and a permissible gift may be, promptly declined, returned, paid for at fair market value, or donated to charity or the State.

(i) A covered person or legislative employee shall not accept an honorarium from a source other than the employing entity for conducting any activity where any of the following apply:

- (1) The employing entity reimburses the covered person or legislative employee for travel, subsistence, and registration expenses.
- (2) The employing entity's work time or resources are used.
- (3) The activity would be considered official duty or would bear a reasonably close relationship to the covered person's or legislative employee's official duties.

An outside source may reimburse the employing entity for actual expenses incurred by a covered person or legislative employee in conducting an activity within the duties of the covered person or legislative employee, or may pay a fee to the employing entity, in lieu of an honorarium, for the services of the covered person or legislative employee. An honorarium permissible under this subsection shall not be considered a gift for purposes of subsection (c) of this section.

(j) Acceptance or solicitation of a gift in compliance with this section without corrupt intent shall not constitute a violation of the statutes related to bribery under G.S. 14-217, 14-218, or 120-86. (2006-201, s. 1; 2007-347, s. 11; 2007-348, ss. 15(b), 35-41(a); 2008-213, ss. 77(a), 78(a), 79-82, 90; 2009-549, s. 17; 2010-169, ss. 15(b), (c), 17(r); 2017-6, s. 3; 2018-146, s. 3.1(a), (b).)

§ 138A-33. Other compensation.

A public servant or legislative employee shall not solicit or receive personal financial gain, other than that received by the public servant or legislative employee from the State, or with the approval of the employing entity, for acting in the public servant's or legislative employee's official capacity, or for advice or assistance given in the course of carrying out the public servant's or legislative employee's duties. (2006-201, s. 1; 2017-6, s. 3; 2018-146, s. 3.1(a), (b).)

§ 138A-34. Use of information for private gain.

A public servant or legislative employee shall not use or disclose nonpublic information gained in the course of, or by reason of, the public servant's or legislative employee's official responsibilities in a way that would affect a personal financial interest of the public servant or legislative employee, a member of the public servant's or legislative employee's extended family, or a person or governmental unit with whom or business with which the public servant or legislative employee is associated. A public servant or legislative employee shall not improperly use or improperly disclose any confidential information. (2006-201, s. 1; 2008-213, s. 83; 2017-6, s. 3; 2018-146, s. 3.1(a), (b).)

§ 138A-35. Other rules of conduct.

(a) A public servant shall make a due and diligent effort before taking any action, including voting or participating in discussions with other public servants on a board on which the public servant also serves, to determine whether the public servant has a conflict of interest. If the public servant is unable to determine whether or not a conflict of interest may exist, the public servant has a duty to inquire of the Commission as to that conflict.

(b) A public servant shall continually monitor, evaluate, and manage the public servant's personal, financial, and professional affairs to ensure the absence of conflicts of interest.

(c) A public servant shall obey all other civil laws, administrative requirements, and criminal statutes governing conduct of State government applicable to appointees and employees. (2006-201, s. 1; 2017-6, s. 3; 2018-146, s. 3.1(a), (b).)

§ 138A-36. Public servant participation in official actions.

(a) Except as permitted by subsection (d) of this section and under G.S. 138A-38, no public servant acting in that capacity, authorized to perform an official action requiring the exercise of discretion, shall participate in an official action by the employing entity if the public servant knows the public servant or a person with which the public servant is associated may incur a reasonably foreseeable financial benefit from the matter under consideration, which financial benefit would impair the public servant's independence of judgment or from which it could reasonably be inferred that the financial benefit would influence the public servant's participation in the official action.

(b) A public servant described in subsection (a) of this section shall abstain from taking any verbal or written action in furtherance of the official action. The public servant shall submit in writing to the employing entity the reasons for the abstention. When the employing entity is a board, the abstention shall be recorded in the employing entity's minutes.

(c) A public servant shall take appropriate steps, under the particular circumstances and considering the type of proceeding involved, to remove himself or herself to the extent necessary, to protect the public interest and comply with this Chapter from any proceeding in which the public servant's impartiality might reasonably be questioned due to the public servant's familial, personal, or financial relationship with a participant in the proceeding. A participant includes (i) an owner, shareholder, partner, member or manager of a limited liability company, employee, agent, officer, or director of a business, organization, or group involved in the proceeding, or (ii) an organization or group that has petitioned for rule making or has some specific, unique, and substantial interest in the proceeding. Proceedings include quasi-judicial proceedings and quasi-legislative proceedings. A personal relationship includes one in a leadership or policy-making position in a business, organization, or group.

(d) If a public servant is uncertain about whether the relationship described in subsection (c) of this section justifies removing the public servant from the proceeding under subsection (c) of this section, the public servant shall disclose the relationship to the individual presiding over the proceeding and seek appropriate guidance. The presiding officer, in consultation with legal counsel if necessary, shall then determine the extent to which the public servant will be permitted to participate. If the affected public servant is the individual presiding, then the vice-chair or any other substitute presiding officer shall make the determination. A good-faith determination under this subsection of the allowable degree of participation by a public servant is presumptively valid and only subject to review under G.S. 138A-12 upon a clear and convincing showing of mistake, fraud, abuse of discretion, or willful disregard of this Chapter.

(e) This section shall not allow participation in an official action prohibited by G.S. 14-234. (2006-201, s. 1; 2007-347, s. 12; 2007-348, s. 42; 2008-213, s. 84(a); 2017-6, s. 3; 2018-146, s. 3.1(a), (b).)

§ 138A-37. Legislator participation in legislative actions.

(a) Except as permitted under G.S. 138A-38, no legislator shall participate in a legislative action if the legislator knows the legislator or a person with which the legislator is associated may incur a reasonably foreseeable financial benefit from the action, and if after considering whether the legislator's judgment would be substantially influenced by the financial benefit and considering the need for the legislator's particular contribution, including special knowledge of the subject matter to the effective functioning of the legislature, the legislator concludes that an actual financial benefit does exist which would impair the legislator's independence of judgment.

(b) The legislator shall submit in writing to the principal clerk of the house of which the legislator is a member the reasons for the abstention from participation in the legislative matter.

(c) If the legislator has a material doubt as to whether the legislator should act, the legislator may submit the question for an advisory opinion to the State Ethics Commission Board in accordance with G.S. 138A-13 or the Legislative Ethics Committee in accordance with G.S. 120-104. (2006-201, s. 1; 2007-347, s. 13; 2008-213, s. 84(b); 2010-169, s. 22(c); 2017-6, s. 3; 2018-146, s. 3.1(a), (b).)

§ 138A-38. Permitted participation exception.

(a) Notwithstanding G.S. 138A-36 and G.S. 138A-37, a covered person may participate in an official action or legislative action under any of the following circumstances except as specifically limited:

- (1) The only interest or reasonably foreseeable benefit or detriment that accrues to the covered person, the covered person's extended family, business with which the covered person is associated, or nonprofit corporation or organization with which the covered person is associated as a member of a profession, occupation, or general class is no greater than that which could reasonably be foreseen to accrue to all members of that profession, occupation, or general class.
 - (2) When an official or legislative action affects or would affect the covered person's compensation and allowances as a covered person.
 - (3) Before the covered person participated in the official or legislative action, the covered person requested and received from the Commission or Committee a written advisory opinion that authorized the participation. In authorizing the participation under this subdivision, the Commission or Committee shall consider the need for the legislator's particular contribution, such as special knowledge of the subject matter, to the effective functioning of the General Assembly.
 - (4) Before participating in an official action, a public servant made full written disclosure to the public servant's employing entity which then made a written determination that the interest or benefit would neither impair the public servant's independence of judgment nor influence the public servant's participation in the official action. The employing entity shall file a copy of that written determination with the Commission.
 - (5) When action is ministerial only and does not require the exercise of discretion.
 - (6) When a public or legislative body records in its minutes that it cannot obtain a quorum in order to take the official or legislative action because the covered person is disqualified from acting under G.S. 138A-36, G.S. 138A-37, or this section, the covered person may be counted for purposes of a quorum, but shall otherwise abstain from taking any further action.
 - (7) When a public servant notifies the Commission in writing that the public servant, or someone whom the public servant appoints to act in the public servant's stead, or both, are the only individuals having legal authority to take an official action, and the public servant discloses in writing the circumstances and nature of the conflict of interest.
- (b) This section shall not allow participation in an official action prohibited by G.S. 14-234.
- (c) Notwithstanding G.S. 138A-37, if a legislator is employed or retained by, or is an independent contractor of, a governmental unit, and the legislator is the only member of the house elected from the district

where that governmental unit is located, then the legislator may take legislative action on behalf of that governmental unit provided the legislator discloses in writing to the principal clerk the nature of the relationship with the governmental unit prior to, or at the time of, taking the legislative action.

(d) Notwithstanding G.S. 138A-36, service by the president, chief financial officer, chief administrative officer, or voting member of the board of trustees of a community college as an officer, employee, or member of the board of directors of a nonprofit corporation established under G.S. 115D-20(9) to support the community college shall not constitute a conflict of interest under G.S. 138A-36, provided that the majority of the nonprofit corporation's board of directors is not comprised of the president, chief financial officer, and chief administrative officer, or voting members of the board of trustees of the community college which the nonprofit corporation was created to support. (2006-201, s. 1; 2007-347, s. 14; 2008-213, s. 85; 2010-169, s. 22(d); 2017-6, s. 3; 2018-146, s. 3.1(a), (b).)

§ 138A-39. Disqualification to serve.

(a) Within 30 days of notice of the Commission's determination that a public servant has a disqualifying conflict of interest, the public servant shall eliminate the interest that constitutes the disqualifying conflict of interest or resign from the public position.

(b) Failure by a public servant to comply with subsection (a) of this section is a violation of this Chapter for purposes of G.S. 138A-45.

(c) A decision under this section shall be considered a final decision for contested case purposes under Article 3 of Chapter 150B of the General Statutes.

(d) As used in this section, a disqualifying conflict of interest is a conflict of interest of such significance that the conflict of interest would prevent a public servant from fulfilling a substantial function or portion of the public servant's public duties. (2006-201, s. 1; 2017-6, s. 3; 2018-146, s. 3.1(a), (b).)

§ 138A-40. Employment and supervision of members of covered person's or legislative employee's extended family.

A covered person or legislative employee shall not cause the employment, appointment, promotion, transfer, or advancement of an extended family member of the covered person or legislative employee to a State office, or a position to which the covered person or legislative employee supervises or manages, except for positions at the General Assembly as permitted under G.S. 120-32(2). A public servant or legislative employee shall not supervise, manage, or participate in an action relating to the discipline of a member of the public servant's or legislative employee's extended family, except as specifically authorized by the public servant's or legislative employee's employing entity. (2006-201, s. 1; 2007-347, s. 15; 2017-6, s. 3; 2018-146, s. 3.1(a), (b).)

§ 138A-41. Other ethics standards.

(a) Nothing in this Chapter shall prevent the Supreme Court, the Committee, the Legislative Services Commission, constitutional officers of the State, heads of principal departments, the Board of Governors of The University of North Carolina, the State Board of Community Colleges, or other boards from adopting additional or supplemental ethics standards applicable to that public agency's operations.

(b) The Governor, as a constitutional officer of the State, shall have the authority to adopt additional and supplemental ethics standards applicable to any appointee of the Governor to any State board, commission, council, committee, task force, authority, or similar public body, however denominated, created by statute or executive order, whether advisory or nonadvisory in authority. If the Governor adopts such ethics standards, the standards shall be published in the North Carolina Register and made available to each appointee subject to the ethics standards.

(c) The Governor, as a constitutional officer of the State, shall have the authority to adopt minimum ethics standards applicable to any employee of a State agency. If the Governor adopts such standards, the

ethics standards shall be published in the North Carolina Register and made available to each employee subject to the ethics standards. (2006-201, s. 1; 2010-169, s. 14; 2017-6, s. 3; 2018-146, s. 3.1(a), (b).)

§ 138A-42. Reserved for future codification purposes.

§ 138A-43. Reserved for future codification purposes.

§ 138A-44. Reserved for future codification purposes.

Article 5.

Violation Consequences.

§ 138A-45. Violation consequences.

(a) Violation of Articles 1, 3, or 4 of this Chapter by any covered person or legislative employee is grounds for disciplinary action. Except as specifically provided in this Chapter and for perjury under G.S. 138A-12 and G.S. 138A-24, no criminal penalty shall attach for any violation of Articles 1, 3, 4, or 5 of this Chapter.

(b) The willful failure of any public servant serving on a board to comply with Articles 1, 3, or 4 of this Chapter is misfeasance, malfeasance, or nonfeasance. In the event of misfeasance, malfeasance, or nonfeasance, the offending public servant serving on a board is subject to removal from the board of which the public servant is a member. For appointees of the Governor and members of the Council of State, the appointing authority may remove the offending public servant. For appointees of the Speaker of the House of Representatives, the Speaker of the House of Representatives may remove the offending public servant. For appointees of the General Assembly made upon the recommendation of the Speaker of the House of Representatives, the Governor at the recommendation of the Speaker of the House of Representatives may remove the offending public servant. For appointees of the President Pro Tempore of the Senate, the President Pro Tempore of the Senate may remove the offending public servant. For appointees of the General Assembly made upon the recommendation of the President Pro Tempore of the Senate, the Governor at the recommendation of the President Pro Tempore of the Senate may remove the offending public servant. For public servants elected to a board by either the Senate or House of Representatives, the electing house of the General Assembly shall exercise the discretion of whether to remove the offending public servant. For all other appointees, the Commission shall exercise the discretion of whether to remove the offending public servant.

(c) The willful failure of any public servant serving as a State employee to comply with Articles 1, 3, or 4 of this Chapter is a violation of a written work order, thereby permitting disciplinary action as allowed by the law, including termination from employment. For employees of State departments headed by a member of the Council of State, the appropriate member of the Council of State shall make all final decisions on the manner in which the offending public servant shall be disciplined. For public servants who are judicial employees, the Chief Justice shall make all final decisions on the matter in which the offending judicial employee shall be disciplined. For legislative employees, the Legislative Services Commission shall make or refer to the hiring authority all final decisions on the matter in which the offending legislative employee shall be disciplined. For public servants appointed or elected for The University of North Carolina or the Community Colleges System, the appointing or electing authority shall make all final decisions on the matter in which the offending public servant shall be disciplined. For any other public servant serving as a State employee, the Governor shall make all final decisions on the manner in which the offending public servant shall be disciplined.

(d) The willful failure of any constitutional officer of the State to comply with Articles 1, 3, or 4 of this Chapter is malfeasance in office for purposes of G.S. 123-5.

(e) The willful failure of a legislator, other than the Lieutenant Governor, to comply with Articles 1, 3, or 4 of this Chapter is grounds for sanctions under G.S. 120-103.1.

(f) Nothing in this Chapter affects the power of the State to prosecute any person for any violation of the criminal law.

(g) The Commission may seek to enjoin violations of G.S. 138A-34. (2006-201, s. 1; 2017-6, s. 3; 2018-146, s. 3.1(a), (b).)

§ 14-217. Bribery of Officials.

(a) If any person holding office, or who has filed a notice of candidacy for or been nominated for such office, under the laws of this State who, except in payment of his legal salary, fees or perquisites, shall receive, or consent to receive, directly or indirectly, anything of value or personal advantage, or the promise thereof, for performing or omitting to perform any official act, which lay within the scope of his official authority and was connected with the discharge of his official and legal duties, or with the express or implied understanding that his official action, or omission to act, is to be in any degree influenced thereby, he shall be punished as a Class F felon.

(b) Indictments issued under these provisions shall specify:

- (1) The thing of value or personal advantage sought to be obtained; and
- (2) The specific act or omission sought to be obtained; and
- (3) That the act or omission sought to be obtained lay within the scope of the defendant's official authority and was connected with the discharge of his official and legal duties.

(c) Repealed by Session Laws 1993 (Reg. Sess., 1994), c. 539, s. 1207.

(d) For purposes of this section, a thing of value or personal advantage shall include a campaign contribution made or received under Article 22A of Chapter 163 of the General Statutes. (1868-9, c. 176, s. 2; Code, s. 991; Rev., s. 3568; C.S., s. 4372; 1979, c. 760, s. 5; 1979, 2nd Sess., c. 1316, s. 47; 1981, c. 63, s. 1; c. 179, s. 14; 1983 (Reg. Sess., 1984), c. 1050, s. 1; 1993, c. 539, ss. 1206, 1207; 1994, Ex. Sess., c. 24, s. 14(c); 2010-169, s. 3(a); 2017-6, s. 3; 2018-146, ss. 3.1(a), (b), 6.1.)

§ 14-218. Offering Bribes.

If any person shall offer a bribe, whether it be accepted or not, he shall be punished as a Class F felon. (1870-1, c. 232; Code, s. 992; Rev., s. 3569; C.S., s. 4373; 1979, c. 760, s. 5; 1979, 2nd Sess., c. 1316, s. 47; 1981, c. 63, s. 1, c. 179, s. 14; 1993, c. 539, s. 1208; 1994, Ex. Sess., c. 24, s. 14(c).)

§ 14-234. Public Officers or Employees Benefiting from Public Contracts; Exceptions.

(a)(1) No public officer or employee who is involved in making or administering a contract on behalf of a public agency may derive a direct benefit from the contract except as provided in this section, or as otherwise allowed by law.

- (2) A public officer or employee who will derive a direct benefit from a contract with the public agency he or she serves, but who is not involved in making or administering the contract, shall not attempt to influence any other person who is involved in making or administering the contract.
 - (3) No public officer or employee may solicit or receive any gift, favor, reward, service, or promise of reward, including a promise of future employment, in exchange for recommending, influencing, or attempting to influence the award of a contract by the public agency he or she serves.
- (a1) For purposes of this section:
- (1) As used in this section, the term "public officer" means an individual who is elected or appointed to serve or represent a public agency, other than an employee or independent contractor of a public agency.
 - (2) A public officer or employee is involved in administering a contract if he or she oversees the performance of the contract or has authority to make decisions regarding the contract or to interpret the contract.
 - (3) A public officer or employee is involved in making a contract if he or she participates in the development of specifications or terms or in the preparation or award of the contract. A public officer is also involved in making a contract if the board, commission, or other body of which he or she is a member takes action on the contract, whether or not the public officer actually participates in that action, unless the contract is approved under an exception to this section under which the public officer is allowed to benefit and is prohibited from voting.
 - (4) A public officer or employee derives a direct benefit from a contract if the person or his or her spouse: (i) has more than a ten percent (10%) ownership or other interest in an entity that is a party to the contract; (ii) derives any income or commission directly from the contract; or (iii) acquires property under the contract.
 - (5) A public officer or employee is not involved in making or administering a contract solely because of the performance of ministerial duties related to the contract.
- (b) Subdivision (a)(1) of this section does not apply to any of the following:
- (1) Any contract between a public agency and a bank, banking institution, savings and loan association, or with a public utility regulated under the provisions of Chapter 62 of the General Statutes.
 - (2) An interest in property conveyed by an officer or employee of a public agency under a judgment, including a consent judgment, entered by a superior court judge in a condemnation proceeding initiated by the public agency.
 - (3) Any employment relationship between a public agency and the spouse of a public officer of the agency.
 - (3a) Any employment relationship between a local board of education and the spouse of the superintendent of that local school administrative unit, if that employment relationship has been approved by that board in an open session meeting pursuant to the board's policy adopted as provided in G.S. 115C-47(17a).
 - (4) Remuneration from a public agency for services, facilities, or supplies furnished directly to needy individuals by a public officer or employee of the agency under any program

of direct public assistance being rendered under the laws of this State or the United States to needy persons administered in whole or in part by the agency if: (i) the programs of public assistance to needy persons are open to general participation on a nondiscriminatory basis to the practitioners of any given profession, professions or occupation; (ii) neither the agency nor any of its employees or agents, have control over who, among licensed or qualified providers, shall be selected by the beneficiaries of the assistance; (iii) the remuneration for the services, facilities or supplies are in the same amount as would be paid to any other provider; and (iv) although the public officer or employee may participate in making determinations of eligibility of needy persons to receive the assistance, he or she takes no part in approving his or her own bill or claim for remuneration.

(b1) No public officer who will derive a direct benefit from a contract entered into under subsection (b) of this section may deliberate or vote on the contract or attempt to influence any other person who is involved in making or administering the contract.

(c) through (d) Repealed by Session Laws 2001-409, s. 1, effective July 1, 2002.

(d1) Subdivision (a)(1) of this section does not apply to (i) any elected official or person appointed to fill an elective office of a village, town, or city having a population of no more than 20,000 according to the most recent official federal census, (ii) any elected official or person appointed to fill an elective office of a county within which there is located no village, town, or city with a population of more than 20,000 according to the most recent official federal census, (iii) any elected official or person appointed to fill an elective office on a city board of education in a city having a population of no more than 20,000 according to the most recent official federal census, (iv) any elected official or person appointed to fill an elective office as a member of a county board of education in a county within which there is located no village, town or city with a population of more than 20,000 according to the most recent official federal census, (v) any physician, pharmacist, dentist, optometrist, veterinarian, or nurse appointed to a county social services board, local health board, or area mental health, developmental disabilities, and substance abuse board serving one or more counties within which there is located no village, town, or city with a population of more than 20,000 according to the most recent official federal census, and (vi) any member of the board of directors of a public hospital if all of the following apply:

- (1) The undertaking or contract or series of undertakings or contracts between the village, town, city, county, county social services board, county or city board of education, local health board or area mental health, developmental disabilities, and substance abuse board, or public hospital and one of its officials is approved by specific resolution of the governing body adopted in an open and public meeting, and recorded in its minutes and the amount does not exceed twenty thousand dollars (\$20,000) for medically related services and sixty thousand dollars (\$60,000) for other goods or services within a 12-month period.
- (2) The official entering into the contract with the unit or agency does not participate in any way or vote.
- (3) The total annual amount of contracts with each official, shall be specifically noted in the audited annual financial statement of the village, town, city, or county.
- (4) The governing board of any village, town, city, county, county social services board, county or city board of education, local health board, area mental health, developmental disabilities, and substance abuse board, or public hospital which contracts with any of the officials of their governmental unit shall post in a conspicuous place in its village, town, or city hall, or courthouse, as the case may be, a list of all such officials with whom such contracts have been made, briefly describing the subject matter of the undertakings or contracts and showing their total amounts; this list shall cover the preceding 12 months and shall be brought up-to-date at least quarterly.

(d2) Subsection (d1) of this section does not apply to contracts that are subject to Article 8 of Chapter 143 of the General Statutes, Public Building Contracts.

(d3) Subsection (a) of this section does not apply to an application for or the receipt of a grant under the Agriculture Cost Share Program for Nonpoint Source Pollution Control created pursuant to Article 72 of Chapter 106 of the General Statutes, the Community Conservation Assistance Program created pursuant to Article 73 of Chapter 106 of the General Statutes, or the Agricultural Water Resources Assistance Program created pursuant to Article 5 of Chapter 139 of the General Statutes by a member of the Soil and Water Conservation Commission if the requirements of G.S. 139-4(e) are met, and does not apply to a district supervisor of a soil and water conservation district if the requirements of G.S. 139-8(b) are met.

(d4) Subsection (a) of this section does not apply to an application for, or the receipt of a grant or other financial assistance from, the Tobacco Trust Fund created under Article 75 of Chapter 143 of the General Statutes by a member of the Tobacco Trust Fund Commission or an entity in which a member of the Commission has an interest provided that the requirements of G.S. 143-717(h) are met.

(d5) This section does not apply to a public hospital subject to G.S. 131E-14.2 or a public hospital authority subject to G.S. 131E-21.

(d6) Repealed by Session Laws 2016-126, 4th Ex. Sess., s. 13, effective January 1, 2017.

(e) Anyone violating this section shall be guilty of a Class 1 misdemeanor.

(f) A contract entered into in violation of this section is void. A contract that is void under this section may continue in effect until an alternative can be arranged when: (i) immediate termination would result in harm to the public health or welfare, and (ii) the continuation is approved as provided in this subsection. A public agency that is a party to the contract may request approval to continue contracts under this subsection as follows:

(1) Local governments, as defined in G.S. 159-7(15), public authorities, as defined in G.S. 159-7(10), local school administrative units, and community colleges may request approval from the chair of the Local Government Commission.

(2) All other public agencies may request approval from the State Director of the Budget.

Approval of continuation of contracts under this subsection shall be given for the minimum period necessary to protect the public health or welfare. (1825, c. 1269, P.R.; 1826, c. 29; R.C., c. 34, s. 38; Code, s. 1011; Rev., s. 3572; C.S., s. 4388; 1929, c. 19, s. 1; 1969, c. 1027; 1975, c. 409; 1977, cc. 240, 761; 1979, c. 720; 1981, c. 103, ss. 1, 2, 5; 1983, c. 544, ss. 1, 2; 1985, c. 190; 1987, c. 570; 1989, c. 231; 1991 (Reg. Sess., 1992), c. 1030, s. 5; 1993, c. 539, s. 145; 1994, Ex. Sess., c. 24, s. 14(c); 1995, c. 519, s. 4; 2000-147, s. 6; 2001-409, s. 1; 2001-487, ss. 44(a), 44(b), 45; 2002-159, s. 28; 2006-78, s. 2; 2009-2, s. 2; 2009-226, s. 1; 2010-169, s. 2(a); 2011-145, ss. 13.22A(dd), 13.23(b); 2016-126, 4th Ex. Sess., s. 13; 2018-26, s. 1; 2021-117, s. 1(a).)

§ 143A-6. Types of transfers.

(a) Under this Chapter, a Type I transfer means the transferring of all or part of an existing agency to a principal department established by this Chapter. When all or part of any agency is transferred to a principal department under a Type I transfer, its statutory authority, powers, duties, and functions, records, personnel, property, unexpended balances of appropriations, allocations or other funds, including the functions of budgeting and purchasing, are transferred to the principal department. When any agency, or part thereof, is transferred by a Type I transfer to a principal department under the provisions of this Chapter, all its prescribed powers, duties, and functions, including but not limited to rule making, regulation, licensing, and promulgation of rules, rates, regulations, and standards, and the rendering of findings, orders, and adjudications are transferred to the head of the principal department into which the agency, or part thereof, has been transferred.

(b) Under this Chapter, a Type II transfer means the transferring intact of an existing agency, or part thereof, to a principal department established by this Chapter. When any agency, or part thereof, is transferred to a principal department under a Type II transfer, that agency, or part thereof, shall be administered under the direction and supervision of that principal department, but shall exercise all its prescribed statutory powers independently of the head of the principal department, except that under a Type II transfer the management functions of any transferred agency, or part thereof, shall be performed under the direction and supervision of the head of the principal department.

(c) Whenever the term "management functions" is used it shall mean planning, organizing, staffing, directing, coordinating, reporting and budgeting.

(1971, c. 864, s. 1.)

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2019**

**SESSION LAW 2020-91
HOUSE BILL 77**

AN ACT TO ADJUST THE DEPARTMENT OF TRANSPORTATION CERTIFIED BUDGET FOR THE 2020-2021 FISCAL YEAR AND TO IMPLEMENT GOVERNANCE MEASURES AND OTHER MODIFICATIONS RELATED TO THE OPERATIONS OF THE DEPARTMENT.

The General Assembly of North Carolina enacts:

PART I. BUDGET APPROPRIATIONS FOR THE 2020-2021 FISCAL YEAR

SECTION 1.1.(a) All budget codes listed in the DOT Certified Budget for the 2020-2021 fiscal year are appropriated up to the amounts specified, as adjusted by the General Assembly in this act. For purposes of this act, the term "DOT Certified Budget" means the Department of Transportation certified budget for the 2019-2021 biennium published by the Office of State Budget and Management and dated January 31, 2020.

SECTION 1.1.(b) If any provision of S.L. 2019-231 and this act conflict, this act shall control. Except as provided in this section and otherwise where expressly repealed or amended by this act, the provisions of any other legislation enacted during the 2019 Regular Session of the General Assembly expressly appropriating funds to an agency, a department, or an institution covered under this act shall remain in effect.

PART II. HIGHWAY FUND AND HIGHWAY TRUST FUND

CURRENT OPERATIONS/HIGHWAY FUND

SECTION 2.1. Appropriations from the State Highway Fund for the maintenance and operation of the Department of Transportation and for other purposes as enumerated in Section 2.1 of S.L. 2019-231 are adjusted for the fiscal year ending June 30, 2021, according to the following schedule. Amounts set out in parentheses are reductions from Highway Fund Appropriations for the 2020-2021 fiscal year.

Current Operations – Highway Fund	FY 2020-2021
Department of Transportation	
Administration	\$0
Division of Highways	
Administration	\$0
Construction	(8,500,000)
Maintenance	\$65,715,093
Governor's Highway Safety Program	\$0
OSHA Program	\$0
State Aid to Municipalities	(17,795,301)

Intermodal Divisions	
Ferry	\$0
Public Transportation, Bicycle, and Pedestrian	(76,192,980)
Aviation	(8,682,390)
Rail	(12,200,000)
Division of Motor Vehicles	(794,048)
Compensation, Benefits, Reserves, Transfers, and Other	(3,542,874)
Capital Improvements	(7,707,500)
Total Highway Fund Appropriations	\$2,333,400,000

HIGHWAY FUND AVAILABILITY

SECTION 2.2. The Highway Fund availability set out in Section 2.2 of S.L. 2019-231 applies to the 2019-2020 fiscal year only. The Highway Fund availability used in developing the 2020-2021 fiscal year budget is shown below:

Highway Fund Availability	FY 2020-2021
Consensus Forecast	\$2,127,600,000
Motor Fuels Tax Rate Floor	\$16,200,000
Motor Fuels Tax Revenue Distribution	\$189,600,000
Total Highway Fund Availability	\$2,333,400,000

CURRENT OPERATIONS/HIGHWAY TRUST FUND

SECTION 2.3. Appropriations from the State Highway Trust Fund for the maintenance and operation of the Department of Transportation and for other purposes as enumerated in Section 2.4 of S.L. 2019-231 are adjusted for the fiscal year ending June 30, 2021, according to the following schedule. Amounts set out in parentheses are reductions from Highway Fund Appropriations for the 2020-2021 fiscal year.

Current Operations – Highway Trust Fund	FY 2020-2021
Program Administration	\$0
Bonds	\$0
Turnpike Authority	\$0
State Ports Authority	\$0
FHWA State Match	\$0
Strategic Prioritization Funding Plan for Transportation Investments	(425,900,000)
Transfer to Visitor Center	\$0
Total Highway Trust Fund Appropriations	\$1,230,900,000

HIGHWAY TRUST FUND AVAILABILITY

SECTION 2.4. The Highway Trust Fund availability set out in Section 2.4 of S.L. 2019-231 applies to the 2019-2020 fiscal year only. The Highway Trust Fund availability used in developing the 2020-2021 fiscal year budget is shown below:

Highway Trust Fund Availability	FY 2020-2021
Consensus Forecast	\$1,419,000,000
Motor Fuels Tax Rate Floor	\$3,800,000
Motor Fuels Tax Revenue Distribution	(191,900,000)
Total Highway Trust Fund Availability	\$1,230,900,000

PART III. ADJUSTMENTS TO THE 2020-2021 DOT CERTIFIED BUDGET

USE OF HIGHWAY FUND APPROPRIATIONS

SECTION 3.1. Of the funds appropriated in this act to the Department of Transportation from the Highway Fund, the sum of one hundred seven million one hundred fifty-eight thousand one hundred seventy-one dollars (\$107,158,171) for the 2020-2021 fiscal year shall be used as follows:

- (1) General Maintenance Reserve (Fund Code: 0934) – \$84,165,752 in nonrecurring funds. The revised net appropriation is \$517,382,234.
- (2) Contract Resurfacing (Fund Code: 7824) – \$22,992,419 in nonrecurring funds. The revised net appropriation is \$558,674,899.

HIGHWAY FUND REDUCTIONS

SECTION 3.2. Of the funds appropriated in this act to the Department of Transportation from the Highway Fund, the sum of one hundred seventy-six million eight hundred fifty-eight thousand one hundred seventy-one dollars (\$176,858,171) for the 2020-2021 fiscal year shall be reduced as follows:

- (1) Mobility Modernization Program (Fund Code: 7844) – \$41,443,078 in nonrecurring funds. The revised net appropriation is \$0.
- (2) Powell Bill Program (Fund Code: 7836) – \$7,375,000 in recurring funds and \$10,420,301 in nonrecurring funds. The revised net appropriation is \$137,079,699.
- (3) State Secondary System (Fund Code: 7812) – \$8,500,000 in nonrecurring funds. The revised net appropriation is \$3,500,000.
- (4) Commercial Airport Funds (Fund Code: 7830) – \$3,815,190 in nonrecurring funds. The revised net appropriation for this grant program is \$71,184,810.
- (5) State Aid to General Aviation Airports (Fund Code: 7830) – \$4,867,200 in nonrecurring funds. The revised net appropriation for this grant program is \$45,832,800.
- (6) Amtrak Payment Cap (Fund Code: 7829) – \$1,200,000 in nonrecurring funds due to CARES Act cap on Amtrak payments for State-supported routes. The revised net appropriation for contract services in this fund code is \$9,897,200.
- (7) Freight Rail & Rail Crossing Safety Improvement (FRRCSI) Program (Fund Code: 7829) – \$11,000,000 in nonrecurring funds for the FRRCSI grant program. The revised net appropriation is \$10,800,000.
- (8) Public Transportation – Lynx Blue Line Extension (Fund Code: 7831) – \$25,000,000 in nonrecurring funds. Reimbursements to Charlotte Area Transit System (CATS) during the 2020-2021 fiscal year will come from unexpended appropriations.
- (9) Public Transportation – State Maintenance Assistance Program (SMAP) (Fund Code: 7831) – \$32,528,557 in nonrecurring funds. The revised net appropriation for this program is \$0.
- (10) Public Transportation – Rural Operating Assistance Program (ROAP) (Fund Code: 7831) – \$18,664,423 in nonrecurring funds. The revised net appropriation for this program is \$0.

- (11) DMV Headquarters Lease (Fund Code: 7050) – \$794,048 in nonrecurring funds based upon the lease agreement schedule. The revised net appropriation for the lease is \$1,705,952.
- (12) Capital Repairs (Fund Code: 7826) – \$7,707,500 in nonrecurring funds. The revised net appropriation is \$0.
- (13) Department Vacant Positions – \$3,542,874 in recurring funds. This reduction is for the elimination of the following vacant positions:

	Position Description	Position Number
a.	Marine Field Maintenance Superintendent	60029775
b.	Administrative Specialist I	60029763
c.	Engineer III	60029761
d.	Engineer III	60029758
e.	Engineer III	60027691
f.	Engineering Manager I	60027656
g.	Engineer I	60027541
h.	Administrative Officer I	60025145
i.	Engineer III	60025070
j.	HR Technician I	60023288
k.	Executive Assistant I	60023276
l.	Engineering Manager I	60022808
m.	Administrative Associate II	60022310
n.	Agency HR Consultant II	60022309
o.	Engineering Manager I	60021737
p.	Administrative Associate II	60021294
q.	Administrative Specialist I	60021100
r.	Executive Assistant I	60019741
s.	Administrative Associate II	60019631
t.	Administrative Associate II	60019010
u.	Executive Assistant I	60017554
v.	Administrative Associate II	60016967
w.	Administrative Associate II	60016696
x.	Administrative Specialist I	60016599
y.	Administrative Specialist I	60016460
z.	Engineer I	60016454
aa.	Administrative Associate II	60016453
bb.	Administrative Associate II	60016068
cc.	Administrative Specialist II	60015790
dd.	Aircraft Maintenance Supervisor	60015606
ee.	Maintenance/Construction Technician II	60015522
ff.	Auditor I	60015502
gg.	Maintenance/Construction Supervisor III	60015485
hh.	Administrative Specialist II	60015480
ii.	Auditor III	60015440
jj.	Auditor I	60015437
kk.	Auditor III	60015433
ll.	Auditor III	60015427
mm.	Auditor III	60015204
nn.	Agency HR Consultant III	60015079
oo.	Public Information Manager	60014954

HIGHWAY TRUST FUND REDUCTIONS

SECTION 3.3. Of the funds appropriated in this act to the Department of Transportation from the Highway Trust Fund, the sum of four hundred twenty-five million nine hundred thousand (\$425,900,000) for the 2020-2021 fiscal year shall be reduced as follows:

- (1) Strategic Transportation Initiative (Fund Code: 9075) – \$425,900,000 in nonrecurring funds. The revised net appropriation is \$1,039,408,940.

PART IV. DEPARTMENT OF TRANSPORTATION**CASH FLOW HIGHWAY FUND AND HIGHWAY TRUST FUND APPROPRIATIONS**

SECTION 4.1.(a) Subsections (b) and (c) of Section 4.1 of S.L. 2019-231 are repealed.

SECTION 4.1.(b) The General Assembly authorizes and certifies anticipated revenues for the Highway Fund as follows:

For Fiscal Year 2021-2022	\$2,472.1 million
For Fiscal Year 2022-2023	\$2,452.8 million
For Fiscal Year 2023-2024	\$2,509.9 million
For Fiscal Year 2024-2025	\$2,587.8 million

SECTION 4.1.(c) The General Assembly authorizes and certifies anticipated revenues for the Highway Trust Fund as follows:

For Fiscal Year 2021-2022	\$1,390.6 million
For Fiscal Year 2022-2023	\$1,574.6 million
For Fiscal Year 2023-2024	\$1,621.9 million
For Fiscal Year 2024-2025	\$1,661.7 million

SECTION 4.1.(d) Beginning the 2021-2022 fiscal year, the Department of Transportation, in collaboration with the Office of State Budget and Management, shall develop a five-year revenue forecast. The five-year revenue forecast developed under this subsection shall be used (i) to develop the five-year cash flow estimates included in the biennial budgets, (ii) to develop the Strategic Transportation Improvement Program, and (iii) by the Department of the State Treasurer to compute transportation debt capacity.

MOTOR FUEL EXCISE TAX FLOOR

SECTION 4.2. Notwithstanding the rate calculated pursuant to G.S. 105-449.80(a), for the period that begins on January 1, 2021, and ends on December 31, 2021, the motor fuel excise tax rate shall be the greater of thirty-six and one-tenth cents (36.1¢) per gallon or the rate calculated pursuant to G.S. 105-449.80(a). For the period beginning January 1, 2022, the motor fuel tax rate shall be calculated pursuant to the formula set out in G.S. 105-449.80(a) using as the amount for the preceding calendar year the amount that the motor fuel tax rate would have been for the period beginning on January 1, 2021, and ending on December 31, 2021, but for the calculation under this section.

BUILD NC BOND ADDITIONAL ISSUE

SECTION 4.3.(a) Notwithstanding G.S. 142-97(2)c. and G.S. 142-97(4), for the 2020-2021 fiscal year, the Department of the State Treasurer is authorized to issue Build NC Bonds in the amount of seven hundred million dollars (\$700,000,000), if the issuance plan is in compliance with appropriate credit, control, and disclosure requirements.

SECTION 4.3.(b) Notwithstanding the project tier distribution requirements in subdivision (2a) of G.S. 142-82 and Section 2 of S.L. 2018-16, the Department of Transportation shall use the net proceeds of Build NC Bonds issued pursuant to subsection (a) of this section on currently existing projects.

SECTION 4.3.(c) For purposes of this section, the term "currently existing project" means a project that is, as of June 1, 2020, in the process of design or construction.

SECTION 4.3.(d) Nothing in this section shall be construed as modifying the Build NC Bonds limit set forth in G.S. 142-97(3).

SECTION 4.3.(e) Section 1.1 of S.L. 2019-251 is repealed.

UNEXPENDED BUILD NC BONDS

SECTION 4.4. To the extent authorized by law and any applicable contract, the Department of Transportation shall use any unexpended net proceeds from the Build NC Series 2019A Bonds on currently existing projects. The Department of State Treasurer and the Department of Transportation shall take all steps necessary to implement this section. For purposes of this section, the term "currently existing project" means a project that is, as of June 1, 2020, in the process of design or construction.

INCREASE MAXIMUM GARVEE DEBT SERVICE/USE GARVEE RESERVE FUNDS

SECTION 4.5.(a) G.S. 136-18(12b) reads as rewritten:

"(12b) To issue "GARVEE" bonds (Grant Anticipation Revenue Vehicles) or other eligible debt-financing instruments to finance federal-aid highway projects using federal funds to pay a portion of principal, interest, and related bond issuance costs, as authorized by 23 U.S.C. § 122, as amended (the National Highway System Designation Act of 1995, Pub. L. 104-59). These bonds shall be issued by the State Treasurer on behalf of the Department and shall be issued pursuant to an order adopted by the Council of State under G.S. 159-88. The State Treasurer shall develop and adopt appropriate debt instruments, consistent with the terms of the State and Local Government Revenue Bond Act, Article 5 of Chapter 159 of the General Statutes, for use under this subdivision. Prior to issuance of any "GARVEE" or other eligible debt instrument using federal funds to pay a portion of principal, interest, and related bond issuance costs, the State Treasurer shall determine (i) that the total outstanding principal of the debt does not exceed the total amount of federal transportation funds authorized to the State in the prior federal fiscal year; or (ii) that the maximum annual principal and interest of the debt does not exceed ~~fifteen percent (15%)~~ twenty percent (20%) of the expected average annual federal revenue shown for the period in the most recently adopted Transportation Improvement Program. Notes issued under the provisions of this subdivision shall not be deemed to constitute a debt or liability of the State or of any political subdivision thereof, or a pledge of the full faith and credit of the State or of any political subdivision thereof, but shall be payable solely from the funds and revenues pledged therefor. All the notes shall contain on their face a statement to the effect that the State of North Carolina is not obligated to pay the principal or the interest on the notes, except from the federal transportation fund revenues as shall be provided by the documents governing the revenue note issuance, and that neither the faith and credit nor the taxing power of the State of North Carolina or of any of its political subdivisions is pledged to the payment of the principal or interest on the notes. The issuance of notes under this Part does not directly or indirectly or contingently obligate the State or any of its political subdivisions to levy or to pledge any form of taxation whatever or to make any appropriation for their payment."

SECTION 4.5.(b) Pursuant to the terms and provisions of (i) the memorandum of agreement (MOA) between Department of Transportation and Federal Highway Administration and (ii) the Master Trust Indenture (MTI) between the State and the Master Trustee named in the MTI which secures all outstanding GARVEE Bonds, the Department shall continue to obligate federal funds in accordance with the terms and provisions of the MTI and for the purposes set forth in the MTI. To the extent not prohibited by either the terms of the MOA or the MTI, the Department shall use other legally available federal funds to fund and maintain a GARVEE/Federal Repayment Reserve Fund in an amount equal to the immediately ensuing

payment of only interest, or both principal and interest, on all outstanding GARVEE Bonds. The Department shall only use federal funds for payment of debt service on GARVEE Bonds. The State funds currently held in GARVEE/Federal Repayment Reserve shall be used for currently existing projects. For purposes of this section, the term "currently existing project" means a project that is as of June 1, 2020, in the process of design or construction.

MODIFY FUEL TAX DISTRIBUTION

SECTION 4.6.(a) Effective July 1, 2020, and applicable to excise tax revenue collected by the Department on or after that date, G.S. 105-449.125(b) reads as rewritten:

"(b) Distribution of Remaining Revenue. – The Secretary shall allocate the remaining excise tax revenue collected under this Article, including any revenue that is allocated but not distributed under subsection (a) of this section, as follows:

- (1) ~~Seventy-one percent (71%)~~ Eighty-one percent (81%) to the Highway Fund.
- (2) ~~Twenty-nine percent (29%)~~ Nineteen percent (19%) to the Highway Trust Fund."

SECTION 4.6.(b) Effective July 1, 2021, and applicable to excise tax revenue collected by the Department on or after that date, G.S. 105-449.125(b), as amended by subsection (a) of this section, reads as rewritten:

"(b) Distribution of Remaining Revenue. – The Secretary shall allocate the remaining excise tax revenue collected under this Article, including any revenue that is allocated but not distributed under subsection (a) of this section, as follows:

- (1) ~~Eighty-one percent (81%)~~ Eighty percent (80%) to the Highway Fund.
- (2) ~~Nineteen percent (19%)~~ Twenty percent (20%) to the Highway Trust Fund."

SECTION 4.6.(c) Effective July 1, 2022, and applicable to excise tax revenue collected by the Department on or after that date, G.S. 105-449.125(b), as amended by subsection (b) of this section, reads as rewritten:

"(b) Distribution of Remaining Revenue. – The Secretary shall allocate the remaining excise tax revenue collected under this Article, including any revenue that is allocated but not distributed under subsection (a) of this section, as follows:

- (1) ~~Eighty percent (80%)~~ Seventy-five percent (75%) to the Highway Fund.
- (2) ~~Twenty percent (20%)~~ Twenty-five percent (25%) to the Highway Trust Fund."

TRANSPORTATION EMERGENCY RESERVE/EXTRA SESSION

SECTION 4.7.(a) G.S. 136-44.2E(c), as enacted by S.L. 2019-251, reads as rewritten:

"(c) Access to Funds. – The Department may only use funds in the Emergency Reserve after the President of the United States issues a declaration under the Stafford Act (42 U.S.C. §§ 5121 – 5207) that a major disaster exists in the State. The Secretary of Transportation shall ensure all funds in the Emergency Reserve are accessed and used pursuant to this ~~section~~ section, and in a manner that ensures to the extent practicable that the funds are eligible for federal reimbursement or cost sharing with the federal funds."

SECTION 4.7.(b) G.S. 136-44.2E, as enacted by S.L. 2019-251, is amended by adding a new subsection to read:

"(f) Notification of Governor; Reimbursement. – The Secretary shall notify the Governor within 24 hours of determining that anticipated emergency expenses by the Department under this section will exceed the funds in the Emergency Reserve. Upon notification, the Governor shall immediately proceed under G.S. 166A-19.20(e). Federal reimbursements for funds expended in relation to a major disaster, declared in accord with subsection (c) of this section, shall be used to reimburse expenditures from the following accounts in order of priority:

- (1) Emergency Reserve, subject to the limitation in subsection (d) of this section.
- (2) Reserve for General Maintenance in the Highway Fund.

(3) Savings Reserve."

SECTION 4.7.(c) G.S. 166A-19.20 is amended by adding a new subsection to read:

"(e) Extra Session; Emergency Transportation Expenditures. – The General Assembly considers a determination by the Secretary of Transportation under G.S. 136-44.2E(f) that anticipated emergency expenses will exceed the funds in the Transportation Emergency Reserve within the meaning of the term "extraordinary occasions," and therefore the Governor is authorized to convene the General Assembly in Extra Session under Section 5(7) of Article III of the North Carolina Constitution. The General Assembly strongly urges the Governor to convene the General Assembly in Extra Session within 14 days of notice by the Secretary under G.S. 136-44.2E(f) for the purpose of appropriating funds from the Savings Reserve to the Emergency Reserve to address the transportation needs of the State necessitated by a major disaster."

CLARIFY BUDGET REDUCTION FOR UNANTICIPATED EXPENDITURES

SECTION 4.8. Subsection (d1) of G.S. 143C-6-11, as enacted by S.L. 2019-251, reads as rewritten:

"(d1) Unanticipated Expenditures; Adjustment of Budget. – In any fiscal year, when all funds allocated for snow and ice removal, and emergencies are depleted, the Department ~~may, shall,~~ in coordination with the Office of State Budget and Management (OSBM), reduce by the same percentage the budget for every departmental division, grant-in-aid, and category of expenditures, excluding ~~salaries, personal services,~~ to pay for any unanticipated expenditures from snow and ice removal, and emergencies. Within 30 days of an adjustment made pursuant to this subsection, the Department shall submit a report to the Joint Legislative Transportation Oversight Committee, and the Fiscal Research Division."

EXTEND DEADLINE/FEDERAL GUIDANCE ON USE OF COVID-19 FUNDS

SECTION 4.9.(a) Subdivision (4) of Section 3.3 of S.L. 2020-4 reads as rewritten:

"(4) \$300,000,000 to OSBM to allocate to the General Maintenance Reserve in the Highway Fund for the Department of Transportation; provided that OSBM shall not transfer these allocated funds to the Department for use until the guidelines in "Coronavirus Relief Fund Guidance for State, Territorial, Local, and Tribal Governments," dated April 22, 2020, are revised by the United States Department of the Treasury to authorize the use of funds from the Coronavirus Relief Fund for the purpose of replacing lost revenue due to the COVID-19 emergency, or a subsequent act of Congress authorizes the use of funds from the Coronavirus Relief Fund for the purpose of replacing lost revenue due to the COVID-19 emergency. 30 days prior to the transfer of funds pursuant to this subsection, OSBM shall submit a report to the Joint Legislative Commission on Governmental Operations. On or before April 1, 2021, the Department shall submit a report on the status of utilizing these funds and a revenue update to the Joint Legislative Transportation Oversight Committee (JLTOC) and the Fiscal Research Division. The Governor may not use the funds described in this subdivision to make budget adjustments under G.S. 143C-6-4 or to make reallocations under G.S. 166A-19.40(c). Notwithstanding Section 3.2 of this act, if, ~~by June 15, 2020, by September 1, 2020,~~ the guidelines in "Coronavirus Relief Fund Guidance for State, Territorial, Local, and Tribal Governments," dated April 22, 2020, are not revised by the United States Department of the Treasury to authorize the use of funds from the Coronavirus Relief Fund for the purpose of replacing lost revenue due to the COVID-19 emergency, or a subsequent act of Congress does not authorize the use of funds from the Coronavirus Relief Fund for the purpose of replacing lost revenue due to the COVID-19 emergency, the State Controller shall transfer the funds described in this subdivision to the Reserve and the funds shall remain unspent until appropriated by an act of the General Assembly."

SECTION 4.9.(b) This section becomes effective June 15, 2020.

CASH WATCH/BALANCE SHEET REPORT

SECTION 4.10.(a) Subsection (n) of G.S. 143C-6-11, as enacted by S.L. 2019-251, reads as rewritten:

"(n) Cash Watch Weekly Report. – The Department of Transportation shall publish for public review a weekly report of the Department's cash position, which shall be entitled "NCDOT Cash Watch Numbers." The report shall be issued as a press release to all interested parties, posted on the Department's Web site, and submitted to the Joint Legislative Transportation Oversight Committee and the Fiscal Research Division. In addition to any cash flow category the Department determines is beneficial to include, the report shall contain the following:

- (1) ~~Beginning Combined Cash Balance Total~~ Total Cash and Bond Proceeds
 - a. ~~Highway Fund Total~~
 - b. ~~Highway Trust Fund Total~~
- (2) ~~Less Disbursements~~ Add Receipts
 - a. ~~Payroll~~
 - b. ~~Debt Service~~
 - c. ~~STI Construction Costs~~
 - d. ~~General Operating Costs~~
 - e. ~~Map Act Claims/Settlements~~
 - f. ~~State Aid Payments~~
 - g. ~~Disaster Related Costs~~
 - h. ~~Other~~
- (3) ~~Ending Combined Cash Balance Total~~ Less Disbursements
 - a. ~~Highway Fund Total~~ Payroll
 - b. ~~Highway Trust Fund Total~~ Debt Service
 - c. STI Construction Costs
 - d. General Operating Costs
 - e. Map Act Claims/Settlements
 - f. State Aid Payments
 - g. Disaster-Related Costs
 - h. Other
- (4) Reserved Cash
 - a. ~~Statutory Cash Balance~~ GARVEE/Federal Repayment Reserve
 - b. ~~GARVEE/Federal Repayment Reserve~~ Transportation Emergency Reserve
 - c. ~~Transportation Emergency Reserve~~ Trustee Accounts – Build NC proceeds
 - d. ~~Other Reserves~~ Trustee Accounts – GARVEE
 - e. ~~Trustee Accounts – Build NC proceeds~~ Trustee Accounts – Other Bonds
 - f. ~~Trustee Accounts – GARVEE~~
 - g. ~~Trustee Accounts – Other Bonds~~
- (5) Unreserved Cash Balance Total
 - a. Highway Fund Total
 - b. Highway Trust Fund Total
 - c. Statutory Cash Requirement"

SECTION 4.10.(b) Subsection (o) of G.S. 143C-6-11, as enacted by S.L. 2019-251, reads as rewritten:

"(o) Balance Sheet Report. – By the ~~third~~ fifteenth day of each month, the Department of Transportation shall submit a balance sheet report of all assets, debits, liabilities, and fund balances with an

explanation of significant changes from the prior month to the Joint Legislative Transportation Oversight Committee and the Fiscal Research Division."

POWELL BILL FUNDS

SECTION 4.11.(a) Section 5.4 of S.L. 2019-250 is repealed.

SECTION 4.11.(b) For the 2020-2021 fiscal year, municipalities with a population of 400,000 or more shall only receive two-thirds of the 2019-2020 fiscal year allocation of Powell Bill Program funds, as reported in the Department's "2019 North Carolina State Street Aid Allocations to Municipalities" dated January 2020. The remaining Powell Bill Program funds shall be allocated to municipalities with a population of less than 400,000 in accordance with the requirements of G.S. 136-41.1(a).

POWELL BILL PREFERENCE FOR PLANTS NATIVE TO NORTH CAROLINA

SECTION 4.11A. G.S. 136-41.3(a) reads as rewritten:

"(a) Uses of Funds. – Except as otherwise provided in this subsection, the funds allocated to cities and towns under the provisions of G.S. 136-41.1 and G.S. 136-41.2 shall be expended by said cities and towns primarily for the resurfacing of streets within the corporate limits of the municipality but may also be used for the purposes of maintaining, repairing, constructing, reconstructing or widening of any street or public thoroughfare including bridges, drainage, curb and gutter, and other necessary appurtenances within the corporate limits of the municipality or for meeting the municipality's proportionate share of assessments levied for such purposes, or for the planning, construction and maintenance of bikeways, greenways, or sidewalks. Cities and towns shall strongly prefer the use of seeds and plants the U.S. Department of Agriculture has classified as native to North Carolina when the use of funds under this subsection includes landscaping. The funds allocated to cities and towns under the provisions of G.S. 136-41.1 and G.S. 136-41.2 shall not be expended for the construction of a sidewalk into which is built a mailbox, utility pole, fire hydrant, or other similar obstruction that would impede the clear passage of pedestrians on the sidewalk."

CAPITAL, REPAIRS, AND RENOVATIONS

SECTION 4.12. The 2020-2021 fiscal year allocation of funds for capital, repairs, and renovations in Section 4.2 of S.L. 2019-231 is repealed.

DMV/FUNDS FOR HEADQUARTERS INFORMATION TECHNOLOGY EXPENSES

SECTION 4.13. Of the funds appropriated in this act to the Department of Transportation, excluding funds appropriated to the Division of Motor Vehicles, up to one million five hundred thousand dollars (\$1,500,000) shall be used for information technology expenses related to the Division of Motor Vehicle's headquarters relocation.

AIRPORT FUNDS

SECTION 4.14.(a) Notwithstanding subsection (c) of G.S. 63-74, for the 2020-2021 fiscal year, the Commercial Airport Funds in subdivision (4) of Section 3.2 of this act shall be allocated as follows:

(1)	Albert J. Ellis	\$1,812,481
(2)	Asheville Regional	\$3,541,082
(3)	Charlotte/Douglas International	\$29,133,306
(4)	Concord-Padgett Regional	\$2,240,445
(5)	Fayetteville Regional/Grannis Field	\$2,685,707
(6)	Piedmont Triad International	\$8,805,486
(7)	Raleigh-Durham International	\$17,903,471
(8)	Wilmington International	\$5,062,832

SECTION 4.14.(b) Notwithstanding the provisions of subsection (b) of Section 4.7 of S.L. 2019-231 and subsection (d) of G.S. 63-74, for the 2019-2021 fiscal biennium, the Department of Transportation shall disburse funds to a compliant airport on a quarterly schedule agreed to by the Department and the airport receiving funds, and an airport shall not have to return the funds to the Department unless the funds are in the possession or control of the airport and not expended or encumbered by August 31, 2021.

RAIL DIVISION EQUIPMENT MANAGEMENT PLAN

SECTION 4.15.(a) By November 1, 2020, the Department of Transportation, Rail Division, shall submit to the Joint Legislative Transportation Oversight Committee (JLTOC), the House of Representatives Appropriations Committee on Transportation, the Senate Appropriations Committee on the Department of Transportation, and the Fiscal Research Division a fleet management plan for Rail Division equipment. The plan shall include the current inventory of rolling stock, a program for fleet acquisition, tracking, safety, maintenance, repair, disposal, and any anticipated changes in service to State-supported passenger rail programs over the next 10 years, along with the following information:

- (1) Division inventory of rolling stock: name or identifier, description, specifications, usage status of active or idle, age, date obtained, cost and source of funds to obtain, location, estimated remaining service life, annual cost, and future intended use.
- (2) Ten year acquisition plan for rolling stock: description, estimated cost, estimated future maintenance costs, intended funding sources, intended use or purpose, anticipated acquisition timeline, and if item is expansion (new service) or replacement for current inventory.
- (3) Intended use of federal grants awarded by September 1, 2020, on fleet management: description of grant, date awarded, decision to accept or reject award, intended use of federal funds, required State match amount, and source of State matching funds.

SECTION 4.15.(b) No later than December 31, 2020, the Rail Division shall offer for sale as surplus property idle equipment that will not be rehabilitated for future use or transferred to the Department of Natural and Cultural Resources. Notwithstanding Article 3A of Chapter 143 of the General Statutes and any other provision to the contrary, the net proceeds of the sale of property pursuant to this section shall be credited to the Rail Equipment Overhaul Fund (Fund Code: 7845).

SECTION 4.15.(c) No later than June 30, 2021, the Rail Division shall (i) relocate the caboose currently located on the P&N Corridor in the City of Gastonia and marked RNCX 400500 to the North Carolina Transportation Museum and (ii) transfer to the Department of Natural and Cultural Resources any ownership interest in the caboose and the Atlantic Coast Line #501 locomotive currently located at the North Carolina Transportation Museum.

HATTERAS/OCRACOE FERRY LEASE

SECTION 4.16. Notwithstanding the provisions of Article 8 of Chapter 143 of the General Statutes, G.S. 136-28.1, and any other provision of law to the contrary, and pending completion of a successful route verification, the Department of Transportation, Ferry Division, shall lease a passenger ferry vessel for operation between Hatteras and Ocracoke. The term of the lease shall end no later than September 10, 2020. Of the contingency funds appropriated in this act to the Department, the sum of up to one million one hundred forty-six thousand one hundred seventy-nine dollars (\$1,146,179) shall be used by the Division to lease and operate the ferry.

QUARTERLY DISTRIBUTION OF FUNDS TO PORTS AUTHORITY

SECTION 4.17. For the 2019-2021 fiscal biennium, the Department of Transportation shall distribute funds allocated to the NC Ports Authority on a quarterly basis.

PART V. GOVERNANCE

BOARD OF TRANSPORTATION RESTRUCTURE

SECTION 5.1.(a) G.S. 143B-350 reads as rewritten:

"§ 143B-350. Board of Transportation – organization; powers and duties, etc.

(a) Board of Transportation. – There is hereby created a Board of Transportation. The Board shall carry out its duties consistent with the needs of the State as a whole. The diversity and size of the State require that regional differences be considered by Board members as they develop transportation policy and projects for the benefit of the citizens of the State. The Board shall carry out its duties consistent with the fiduciary responsibility to ensure the solvency of the State Highway Fund and Highway Trust Fund.

(b) Membership of the Board. –

(1) Number, appointment. – The Board of Transportation shall have ~~19~~20 voting members. Voting members shall be appointed as provided in subdivisions (2) and (3) of this subsection for terms of office beginning July 31 of the year of initial appointment, and every four years thereafter. Fourteen of the members shall be division members appointed by the Governor. ~~Five shall be at-large members appointed by the Governor. At least three members of the Board shall be registered voters of a political party other than the political party of the Governor. Six members shall be at-large members appointed by the General Assembly, three upon recommendation of the President Pro Tempore of the Senate and three upon recommendation of the Speaker of the House of Representatives.~~ The Secretary of Transportation shall serve as an ex officio nonvoting member of the Board. No more than two members of the Board may reside in the same highway division.

(2) Division members. – One member shall be appointed from and be a resident of each of the 14 highway divisions. ~~The Governor, in selecting division members, shall consider for appointment persons suggested by the Transportation Advisory Committees located within each division. Division members shall direct their primary effort to developing transportation policy and addressing transportation problems in the region they represent. Division members shall regularly consult with and consider the views of local government units and Transportation Advisory Committees in the region they represent. The Governor shall appoint one member from each of the fourteen divisions as follows:~~

- a. Division 1, beginning in 2020.
- b. Division 2, beginning in 2022.
- c. Division 3, beginning in 2020.
- d. Division 4, beginning in 2022.
- e. Division 5, beginning in 2022.
- f. Division 6, beginning in 2020.
- g. Division 7, beginning in 2022.
- h. Division 8, beginning in 2022.
- i. Division 9, beginning in 2020.
- j. Division 10, beginning in 2022.
- k. Division 11, beginning in 2022.
- l. Division 12, beginning in 2020.
- m. Division 13, beginning in 2022.
- n. Division 14, beginning in 2020.

(3) At-large members. – ~~Five members shall be appointed by the Governor from the State at large. At-large members appointed pursuant to this subdivision shall develop transportation policy and address transportation problems with a statewide perspective.~~

~~At large members appointed under this subdivision shall possess the following qualifications:~~

- ~~a. One at large member shall be a person with expertise in environmental issues affecting the State;~~
- ~~b. One at large member shall be a person familiar with the State ports and aviation issues;~~
- ~~c. One at large member shall be a person residing in a rural area of the State with broad knowledge of and experience in transportation issues affecting rural areas;~~
- ~~d. One at large member shall be a person residing in an urban area with broad knowledge of and expertise in mass transit;~~
- ~~e. One at large member shall be a person with broad knowledge of and expertise in government-related finance and accounting.~~

Six at-large members shall be appointed as follows:

- a. Two members appointed by the General Assembly upon recommendation of the President Pro Tempore of the Senate, beginning in 2020.
- b. One member appointed by the General Assembly upon recommendation of the President Pro Tempore of the Senate, beginning in 2022.
- c. Two members appointed by the General Assembly upon recommendation of the Speaker of the House of Representatives, beginning in 2020.
- d. One member appointed by the General Assembly upon recommendation of the Speaker of the House of Representatives, beginning in 2022.

(c) ~~Staggered Terms. – The terms of all Board members serving on the Board prior to January 15, 2001, shall expire on January 14, 2001. July 31, 2020, shall expire on July 30, 2020. A new board of 49-20 voting members shall be appointed with terms beginning on January 15, 2001. The Board shall serve the following terms: division members representing divisions 1, 3, 5, 7, 9, 11, and 13 and the three at large members filling the positions designated in sub-subdivisions (b)(3)a., b., and c. of this section shall serve four-year terms beginning on January 15, 2001, and four-year terms thereafter; and division members representing divisions 2, 4, 6, 8, 10, 12, and 14 and the two at large members filling the positions designated in sub-subdivisions (b)(3)c. and d. of this section shall serve two-year terms beginning January 15, 2001, and four-year terms thereafter. July 31, 2020.~~

(d) ~~Holdover Terms; Vacancies; Removal. – Members shall continue to serve until their successors are appointed. The Governor appointing authority may appoint a member to serve out the unexpired term of any Board member. The Governor appointing authority may remove any member of the Board appointed by that appointing authority for any cause the Governor appointing authority finds sufficient. The Governor appointing authority shall remove any member of the Board upon conviction of a felony, conviction of any offense involving a violation of the Board member's official duties, or for a violation of the provisions of subsections (i), (j), and (k) of this section or any other code of ethics applicable to members of the Board as determined by the Governor appointing authority or the Governor's appointing authority's designee.~~

(e) ~~Organization and Meetings of the Board. – Within 60-30 days after January 15, 2001, and thereafter within 60 days following the beginning of the regular term of the Governor, July 31, 2020, the Governor or his designee shall call the Board into session. The Governor shall select a chair from among the Board's membership for a two-year term. The Board shall select a chair and vice-chair from among its membership for a two-year term. The Governor may select a chair for one additional two-year term. The Board may select a chair or vice-chair for one additional two-year term. The Board of Transportation shall meet once in each 60 days at least once a month at such regular meeting times as the Board may by rule provide and at any place in the State as the Board may provide. The Board may hold special meetings at any time at the call of the chairman chair or any three members. The Board shall have~~

the power to adopt and enforce rules and regulations for the government of its business and proceedings. The Board shall keep minutes of its meetings, which shall at all times be open to public inspection. The majority of the Board shall constitute a quorum for the transaction of business. Board members shall receive per diem and necessary travel and subsistence expenses in accordance with G.S. 138-5 and G.S. 138-6, as appropriate.

(f) Duties and Powers of the Board. – The primary duty of the Board of Transportation shall be to serve as fiduciaries of the State Highway Fund and Highway Trust Fund and ensure the solvency of those funds when carrying out the Board's duties and powers. The Board of Transportation has the following duties and powers:

- (1) To formulate policies and priorities for all modes of transportation under the Department of Transportation, priorities, accountability and performance metrics for all modes, divisions, and central office of the Department of Transportation, including personnel within those divisions, and to hold those modes, divisions, and personnel accountable to those metrics.
- (1a) To review and take action on each Spend Plan developed by the Department of Transportation as required by G.S. 143C-6-11.1. An approved Spend Plan must be fiscally responsible while accomplishing transportation goals across the State.
- (1b) To ensure that the Department of Transportation is operating within the approved Spend Plan.
- (1c) To review and approve the Department's use of bonds, including for federally funded projects.
- (2) To advise the Secretary on matters to achieve the maximum public benefit in the performance of the functions assigned to the Department, increase the performance, efficiency, and effectiveness of the day-to-day operations of the Department of Transportation.
- (3) To ascertain the transportation needs and the alternative means to provide for these needs through an integrated system of transportation taking into consideration the social, economic and environmental impacts of the various alternatives transportation.
- (4) To approve a schedule of all major transportation improvement projects and their anticipated cost. This schedule is designated the Transportation Improvement Program. The Board shall publish the schedule in a format that is easily reproducible for distribution and make copies available for distribution in accordance with the process established for public records in Chapter 132 of the General Statutes.
- (4a) To approve a schedule of State highway maintenance projects and their anticipated cost. This schedule is designated the Highway Maintenance Improvement Program and is established in G.S. 136-44.3A. The Board shall publish the schedule on the Department's Web site by April 1 of each year. The document that contains the Highway Maintenance Improvement Program shall include the anticipated funding sources for the improvement projects included in the Highway Maintenance Improvement Program, a list of any changes made from the previous year's Highway Maintenance Improvement Program, and the reasons for the changes.
- (5) To consider and advise the Secretary of Transportation upon any other transportation matter that the Secretary may refer to it.
- (6) To assist the Secretary of Transportation in the performance of his duties in the development of programs and approve priorities for programs within the Department.
- (7) To allocate all highway construction and maintenance funds appropriated by the General Assembly as well as federal-aid funds which may be available.
- (8) To approve all highway construction programs.

- (9) To approve all highway construction projects and construction plans for the construction of projects.
- (10) To review all statewide maintenance functions.
- (11) To award all highway construction contracts.
- (12) To authorize the acquisition of rights-of-way for highway improvement projects, including the authorization for acquisition of property by eminent domain.
- (12a) To approve partnership agreements with the North Carolina Turnpike Authority, private entities, and authorized political subdivisions to finance, by tolls, contracts, and other financing methods authorized by law, the cost of acquiring, constructing, equipping, maintaining, and operating transportation infrastructure in this State, with priority given to highways, roads, streets, and bridges.
- (13) Repealed by Session Laws 2010-165, s. 13, effective August 2, 2010.
- (f1) Local Government Participation. – The ability of a local government to pay in part or whole for any transportation improvement project shall not be a factor considered by the Board of Transportation in its development and approval of a schedule of major State highway system improvement projects to be undertaken by the Department under G.S. 143B-350(f)(4).
- (f2) Approval of aircraft and ferry purposes. – Before approving the purchase of an aircraft from the Equipment Fund or a ferry in a Transportation Improvement Program, the Board of Transportation shall prepare an estimate of the operational costs and capital costs associated with the addition of the aircraft or ferry and shall report those additional costs to the General Assembly pursuant to G.S. 136-12(b), and to the Joint Legislative Commission on Governmental Operations.
- (g) Delegation of Board Duties. – The Board of Transportation shall delegate to the Secretary of Transportation the authority under subdivisions (1) and (2) of this subsection, and may delegate the authority under subdivision (3) of this subsection:
 - (1) To approve all highway construction projects and construction plans for the construction of projects;
 - (2) To award all highway construction contracts;
 - (3) To promulgate rules, regulations, and ordinances concerning all transportation functions assigned to the Department.

The Secretary may, in turn, subdelegate these duties and powers.
- (g1) Limitation on Board Duties. – The Board of Transportation shall not make decisions on individual contracts, projects, or personnel matters.
- ~~(h) Consultation of Board Members. – Each member of the Board of Transportation who is appointed to represent a transportation engineering division or who resides in a division shall be consulted before the Board makes a decision affecting that division.~~
- (i) Disclosure of Contributions. – ~~Any person serving on the Board of Transportation or as Secretary of Transportation on December 1, 1998, shall disclose on that date any contributions the person or the person's immediate family made to the political campaign of the appointing Governor in the two years preceding December 1, 1998.~~ A person appointed to the Board of Transportation and a person appointed as Secretary of Transportation on or after December 1, 1998, July 31, 2020, shall disclose at the time the appointment of the person is officially made public any contributions the person or the person's immediate family made to the political campaign of the appointing Governor or officer recommending appointment in the two years preceding the date of appointment. The term "immediate family", as used in this subsection, means a person's spouse, children, parents, brothers, and sisters. Disclosure forms shall be filed with the State Ethics Commission as a supplemental filing to the Statement of Economic Interest filed under Article 3 of Chapter 138A of the General Statutes. Disclosure forms shall not be a public record under the provisions of Chapter 132 of the General Statutes until such time as the appointment of the person filing the statement is officially made public.

(j) Disclosure of Campaign Fund-Raising. – A person appointed to the Board of Transportation on or after January 1, 2001, and a person appointed as Secretary of Transportation on or after January 1, 2001, shall disclose at the time the appointment of the person is officially made public any contributions the person personally acquired in the two years prior to appointment for: any political campaign for a statewide or legislative elected office in North Carolina; any political party executive committee or political committee acting on behalf of a candidate for statewide or legislative office. Disclosure forms shall be filed with the State Ethics Commission as a supplemental filing to the Statement of Economic Interest filed under Article 3 of Chapter 138A of the General Statutes. Disclosure forms shall not be a public record under the provisions of Chapter 132 of the General Statutes until such time as the appointment of the person filing the statement is officially made public.

(k) Ethics Policy. – The Board shall adopt by December 1, 1998, a code of ethics applicable to members of the Board, including the Secretary. Any code of ethics adopted by the Board shall be supplemental to the provisions of Chapter 138A of the General Statutes. A code of ethics adopted pursuant to this subsection shall include a prohibition against a member taking action as a Board member when a conflict of interest, or the appearance of a conflict of interest, exists. The ethics policy adopted pursuant to this subsection shall specify that a conflict of interest exists when the use of the Board member's position, or any official action taken by the Board member, would result in financial benefit, direct or indirect, to the Board member, a member of the Board member's immediate family, or an individual with whom, or business with which, the Board member is associated. The ethics policy adopted pursuant to this subsection shall specify that an appearance of a conflict of interest exists when a reasonable person would conclude from the circumstances that the Board member's ability to protect the public interest, or perform public duties, would be compromised by personal interest, even in the absence of an actual conflict of interest. The performance of usual and customary duties associated with the public position or the advancement of public policy goals or constituent services, without compensation, shall not constitute the use of the Board member's position for financial benefit. The conflict of interest provision of the ethics policy adopted pursuant to this subsection shall not apply to financial or other benefits derived by a Board member that the Board member would enjoy to an extent no greater than that which other citizens of the State would or could enjoy.

(l) Additional Requirements for Disclosure Statements. – All disclosure statements required under subsections (i), (j), and (k) of this section must be sworn written statements.

(m) Ethics and Board Duties Education. – The Board shall institute by January 1, 1999, and conduct annually an education program on ethics and on the duties and responsibilities of Board members. The training session shall be comprehensive in nature, conducted in conjunction with the State Ethics Commission, and shall include input from the School of Government at the University of North Carolina at Chapel Hill, the Attorney General's Office, the University of North Carolina Highway Safety Research Center, and senior career employees of the various divisions of the Department. This program shall include an initial orientation for new members of the Board and continuing education programs for Board members at least once each year.

~~(n) Review of Appointments by the Joint Legislative Transportation Oversight Committee. – The Governor shall submit the names of all proposed Board of Transportation appointees, along with the disclosure statements required under subsections (i), (j), and (k) of this section, to the Joint Legislative Transportation Oversight Committee prior to Board members' taking office. The Committee shall have 30 days to review and submit comments to the Governor on the proposed appointees before they take office. The Governor shall consider the views expressed by the Committee concerning the appointees to the Board. If the Committee does not review or submit comments to the Governor on the proposed Board appointees within the 30 days, the Governor may proceed to appoint the proposed members to the Board.~~

(o) Additional Ethics Requirements. – Board members shall sign a sworn statement that they will abide by the disclosure, ethics, and education requirements of this section and of Chapter 138A of the General Statutes. Following the convening of each Board of Transportation meeting, and prior to the conduct of business, each Board member shall sign a sworn statement that the member has no financial, professional,

or other interest in any project being considered on the meeting agenda. To the extent the Board member has such an interest, the chair and member shall take all appropriate steps to ensure that the interest is properly evaluated and addressed in accordance with law and that the member is not permitted to act on any matter in which the member has a disqualifying conflict of interest.

(p) Reports. – Notwithstanding any other provision of law, any report required to be submitted by the Board to the General Assembly or a committee thereof is due by the 15th day of the month that the report is due."

SECTION 5.1.(b) Notwithstanding the requirements of G.S. 143B-350(b)(1), as amended by this act, the following voting members shall be appointed to the Board of Transportation for a two-year term beginning July 31, 2020:

- (1) Division members. – The Governor shall appoint one member from each of the following eight divisions:
 - a. Division 2.
 - b. Division 4.
 - c. Division 5.
 - d. Division 7.
 - e. Division 8.
 - f. Division 10.
 - g. Division 11.
 - h. Division 13.
- (2) At-large members. – The General Assembly shall appoint two at-large members, one upon recommendation of the President Pro Tempore of the Senate and one upon recommendation of the Speaker of the House of Representatives.

All members appointed as provided in this subsection shall be subject to all other provisions of G.S. 143B-350, as amended by this act.

SECTION 5.1.(c) When the General Assembly is not in session, any initial appointments to the Board and appointments to fill vacancies for members appointed by the General Assembly upon recommendation of the President Pro Tempore of the Senate or Speaker of the House of Representatives on or after the effective date of this section shall be made in accordance with G.S. 120-122; provided the Governor may not reject the recommendation of the officer recommending the appointment, and the candidate is deemed approved on the date the recommendation is submitted to the Governor.

SECTION 5.1.(d) This section becomes effective July 31, 2020.

CASH FLOOR CONTRACTING LIMITATION CLARIFICATION

SECTION 5.2.(a) G.S. 143C-6-11(f) reads as rewritten:

"(f) Seven and One Half Percent (7.5%) Cash Balance Required. – The Department of Transportation shall maintain an available cash balance at the end of each month equal to at least seven and one half percent (7.5%) of the total appropriations for the current fiscal year from the Highway Fund and the Highway Trust Fund. In projecting cash balances in future years, the Department shall use the estimated cash flow as specified in the Current Operations Appropriation Act. No further transportation project contract commitment may be entered into that would cause the cash position to fall below this requirement. In the event this cash position is not maintained, no further transportation project contract commitments may be entered into until the cash balance has been regained. Provided the Department may modify or supplement transportation contract commitments for existing transportation projects that (i) result in a savings from the total estimated project cost of the existing commitment, based on a cost-savings analysis, or (ii) relate to the needs of an existing transportation project to continue. Any federal funds on hand shall not be considered as cash for the purposes of this subsection."

SECTION 5.2.(b) Notwithstanding the limitation on contract commitments in G.S. 143C-6-11(f), when the Department's cash balance is below the 7.5% required by that subsection, upon approval of the

Secretary of Transportation, the Department may enter into transportation project contract commitments that are necessary to restore transportation infrastructure damaged as a result of a natural disaster or other emergency. Within 72 hours of entering into a contract under this subsection, the Secretary shall report to the Board of Transportation, the Transportation Oversight Manager at the Office of State Budget and Management, and the Joint Legislative Transportation Oversight Committee, detailing the need for the contract and the associated costs.

SECTION 5.3.(c) Subsection (b) of this section expires on January 1, 2021.

MONTHLY FINANCIAL STATEMENT REPORT

SECTION 5.3.(a) G.S. 143C-6-11, as amended by Section 2.1 of S.L. 2019-251, is amended by adding two new subsections to read:

"(p) Monthly Financial Statement Report. – Each month the Department of Transportation shall post on the Department's Web site and submit to the Board of Transportation, the Joint Legislative Transportation Oversight Committee, and the Fiscal Research Division a financial statement report that includes the following information:

- (1) Revenues received by the Highway Fund and Highway Trust Fund for the month, broken down into category, and in relation to the revenue estimate for category used for the current fiscal year budget.
- (2) Expenditures by fund code for the month, and in relation to the current fiscal year certified budget and the Department's Spend Plan.
- (3) Expenditures by Highway Division for the month, and in relation to the current fiscal year allocation of funds for maintenance activities made by the Department pursuant to G.S. 136-44.6.
- (4) Expenditures by Highway Division from the Reserve for General Maintenance in the Highway Fund (GMR) for the month, broken down into category, and in relation to the current budget year allocation of funds for each category.
- (5) Expenditures by Highway Division on capital and Strategic Transportation Investment (STI) projects, and in relation to the current budget year allocation of funds for capital and STI projects.
- (6) Projected revenues and Spend Plan of the Department for the next 18 months, noting any changes.
- (7) Accounts payable, including the number of contracts, invoices paid, and payments pending. The report shall also include the number of days between an invoice being submitted and being approved and the number of days between approval and payment. The Department shall also report the number of contracts breached and invoices the Department could not pay in full, including the age of those invoices and the status of any negotiated resolutions.

(q) Year-End Report. – At the end of each fiscal year, no later than July 15, the Department shall post on the Department's Web site and submit to the Board of Transportation, the Joint Legislative Transportation Oversight Committee, and the Fiscal Research Division a year-end summary of information required in the monthly financial statement report under subdivisions (1) through (5) of subsection (p) of this section for the previous fiscal year, including a comparison to the Department's Spend Plan for that period."

SECTION 5.3.(b) In order for the public to access up-to-date information on projected revenue and Spend Plan status of the Department, the Department shall adjust its performance dashboard available on the Department of Transportation's Web site to include and track information required by G.S. 143C-6-11(p)(6) as enacted by this act. Dashboard enhancements required under this subsection shall be completed by October 1, 2020.

DEPARTMENT OF TRANSPORTATION SPEND PLAN

SECTION 5.4. Part 2 of Article 6 of Chapter 143C of the General Statutes is amended by adding a new section to read:

"§ 143C-6-11.1. Department of Transportation Spend Plan.

(a) The Department of Transportation shall develop a comprehensive cash-spending plan, known as the "Spend Plan," to spend money from any source, including federal funds and bond proceeds, for programs, functions, activities or objects, by the Department.

(b) The Department shall present the Spend Plan to the Board of Transportation, the Transportation Oversight Manager at the Office of State Budget and Management, and the State Budget Director for approval.

(c) The Board of Transportation, the Transportation Oversight Manager at the Office of State Budget and Management, and the State Budget Director shall either approve the Spend Plan or report any objections to the Spend Plan with specificity and reasons for the objections in writing to the Chairs of the Senate Appropriations Committee on the Department of Transportation, the Chairs of the House of Representatives Appropriations Committee on Transportation, and the Fiscal Research Division if the General Assembly is in session, or to the Chairs of the Joint Legislative Transportation Oversight Committee and the Fiscal Research Division if the General Assembly is not in session. Upon receipt of the Spend Plan, approval or a report must be completed within 30 days.

(d) Any modifications to the Spend Plan or expenditures outside of the Spend Plan shall be submitted for approval as provided in subsection (b) of this section prior to implementation."

TRANSPORTATION OVERSIGHT MANAGER POSITION

SECTION 5.5.(a) The Department of Transportation shall transfer one vacant FTE position and funds to the Office of State Budget and Management to be reclassified into the position of Transportation Oversight Manager. The duties for this position shall include but not be limited to: monitoring and assisting the Department of Transportation in developing the Department budget and Spend Plan, monitoring the Department's finances and spending, collaborating on assessing risks to Department finances, and making revenue and cash projections, and ensuring the Department budget is faithfully executed consistent with the State Budget Act and other statutes governing Department of Transportation finances.

SECTION 5.5.(b) The Department of Transportation shall give full access to all data and information and full access to, and training on, all systems in order for the Office of State Budget and Management to perform proper oversight.

SECTION 5.5.(c) The Office of State Budget and Management shall work in consultation with the Department to prepare and submit the reports required by G.S. 143C-6-11(p), as enacted by this act.

HIGHWAY DIVISION FINANCIAL PERSONNEL STRUCTURING

SECTION 5.6.(a) The Department of Transportation shall develop and establish a uniform financial management personnel structure within all Highway Division offices. Each position shall have clear responsibilities for financial management of accounts payable, accounts receivable, contract oversight, and budgets. Each Highway Division office is required to maintain personnel competent in Department cash management practices and Division project management as it relates to project spending.

SECTION 5.6.(b) The Department of Transportation shall develop and establish uniform report formats and policies and procedures that calculate spending and track cash management in a consistent manner among Highway Divisions. The Department shall provide training on all forms, systems, and policies developed by the Department pursuant to this section.

SECTION 5.6.(c) The Department is authorized to reclassify positions as required to establish the uniform financial management personnel structure required by this section.

SECTION 5.6.(d) The Department shall report to the Joint Legislative Transportation Oversight Committee and the Fiscal Research Division on the development and establishment of, or plan to establish and develop, the uniform financial management personnel structure by October 31, 2020. The report shall

also include a description of required positions and responsibilities of the FTEs needed to establish the personnel structure required by this section for each Highway Division and all personnel actions taken to fulfill the requirements of this section, including associated costs. The information shall be provided for each Highway Division.

ADDITIONAL BOND DISCLOSURE PERSONNEL

SECTION 5.7. The Department of Transportation shall transfer one vacant FTE position to the Department of the State Treasurer. The Department of the State Treasurer shall reclassify the vacant position into a Financial Analyst position focused on bond disclosure within the State and Local Government Finance Division to review and monitor the Department of Transportation's bond program and activities which utilize bond proceeds, including monitoring the spending and approval of projects using bond proceeds, reviewing general compliance for repayment and debt service, and assisting the Department of the State Treasurer in fulfilling its duties and responsibilities for bond disclosures and compliance as required by the United States Securities Exchange Commission and other applicable State or federal laws.

TRANSPORTATION FORECASTING METHODOLOGY

SECTION 5.8.(a) The Department of Transportation, in consultation with the Transportation Oversight Manager at the Office of State Budget and Management, shall create, develop, modify, and implement Department forecasting methodology, best practices, and accuracy standards for the forecasting of spending.

SECTION 5.8.(b) By December 31, 2020, the Department of Transportation shall report to the Board of Transportation, the Joint Legislative Transportation Oversight Committee, and the Fiscal Research Division of the General Assembly on implementation of this section.

ANNUAL PERFORMANCE AUDIT OF DEPARTMENT OF TRANSPORTATION

SECTION 5.9.(a) Beginning the 2019-2020 fiscal year, the Office of the State Auditor shall conduct a performance audit of the Department of Transportation every year. The performance audit shall include an examination of the following:

- (1) Budget adherence by department, division, and highway division.
- (2) Timeliness of federal reimbursement requests and timeliness of the Department's responses to any federal requests for additional information or action.
- (3) Department controls and oversight of divisions and highway divisions as to cash management, project coordination and delivery, and budget adherence.
- (4) Efficacy of communication and coordination within the Department.
- (5) Efficacy of cash management by the Department.
- (6) Other items the State Auditor deems relevant to study, including implementation of the provisions of this act.

SECTION 5.9.(b) The State Auditor shall submit a report of the performance audit to the Joint Legislative Commission on Governmental Operations, Joint Legislative Transportation Oversight Committee, and the Fiscal Research Division. The Department of Transportation shall give the State Auditor full access to all employees and data necessary to complete the audit and the report. The State Auditor shall submit the annual report required by this subsection by the fifteenth day of January beginning in 2021.

HIGHWAY DIVISION FUND ALLOCATION PLANS

SECTION 5.10. G.S. 136-44.6 reads as rewritten:

"§ 136-44.6. Uniformly applicable formula for the allocation of funds for primary and secondary road maintenance.

The Department of Transportation, in consultation with its Division Engineers, shall develop biennially a uniformly applicable formula for the allocation of funds from the Reserve for General Maintenance in the

Highway Fund for maintenance on primary and secondary roads in each Highway Division. The formula shall take into consideration the number of paved and unpaved miles of state-maintained secondary roads in each Highway Division and such other factors as experience may dictate. In developing the allocation formula, the Department of Transportation shall allocate funding to Highway Divisions and create a plan of action to reallocate funds among Highway Divisions based upon expenditures of the first three quarters. Each Division Engineer shall have discretion in using funds allocated under this section to his or her Highway Division for maintenance activities. Allotments shall be made available to Highway Divisions on a quarterly basis, based upon the Spend Plan developed by the Department. The Department shall create a plan for reallocation to maximize use of funds with the fiscal year. This section shall not apply to projects to pave unpaved roads under G.S. 136-44.2D."

AUDIT DOT USE OF ADVANCE CONSTRUCTION

SECTION 5.11.(a) No later than 90 days from the effective date of this act the Department of Transportation shall submit a detailed report to the Joint Legislative Transportation Oversight Committee, the Fiscal Research Division, and the Office of the State Auditor on its use of federal Advance Construction authorizations, including the benefits and risks associated with the practice. The report shall also include:

- (1) A report showing the Advance Construction Balances by funding source for five years.
- (2) A listing of projects currently utilizing Advance Construction with details such as the initial Advance Construction amount, contract amount, amount of expenditures for which Advance Construction has been converted allowing reimbursement by Federal Highway Administration or other sources and a schedule for Advance Construction that is planned to be converted where future reimbursement is anticipated, and the anticipated conversion and reimbursement schedule.
- (3) A listing of projects where it is anticipated Advance Construction will be used in the future with details such as anticipated Advance Construction amount and conversion and reimbursement schedule.
- (4) A listing of projects currently utilizing GARVEE bond funding with details such as total amount of bonds, amount of principal and interest repaid, and schedule of remaining principal and interest payments.

SECTION 5.11.(b) The Office of the State Auditor shall conduct a performance audit of the Department's report required by subsection (a) of this section and, no later than March 31, 2021, shall submit a report containing the results of the performance audit and recommendations to the House of Representatives Appropriations Committee on Transportation, the Senate Appropriations Committee on the Department of Transportation, and the Fiscal Research Division. The Department of Transportation shall give the State Auditor full access to all employees and data necessary to complete the audit and the report.

PART VI. MISCELLANEOUS

SECTION 6.1. The budget enacted by the General Assembly is for the maintenance of the Department of Transportation for the 2020-2021 fiscal year as provided in G.S. 143C-3-5. This budget includes the appropriations of State funds as defined in G.S. 143C-1-1(d)(25).

The Director of the Budget certified the amount appropriated to the Department of Transportation for the 2019-2021 fiscal biennium in the DOT Certified Budget. The adjustments made by the General Assembly to the DOT Certified Budget for the 2020-2021 fiscal year are set out in this act.

SECTION 6.2. The budget enacted by the General Assembly for the Department of Transportation shall also be interpreted in accordance with the special provisions in this act and other appropriate legislation. In the event that there is a conflict between the line-item budget certified by the Director of the Budget for the Department of Transportation and the budget enacted by the General Assembly for the Department of Transportation, the budget enacted by the General Assembly shall prevail.

SECTION 6.3. If House Bill 1136, House Bill 1218, or Senate Bill 818 of the 2019 Regular Session become law, the Office of State Budget and Management shall, no later than August 15, 2020, adjust the Department of Transportation, General Maintenance Reserve, for the 2020-2021 fiscal year to account for any change in employee benefit costs.

SECTION 6.4. If Section 2.5 of Senate Bill 750 of the 2019 Regular Session becomes law, Section 4.16 of this act is repealed.

PART VII. EFFECTIVE DATE

SECTION 7.1. Except as otherwise provided, this act becomes effective July 1, 2020.
In the General Assembly read three times and ratified this the 25th day of June, 2020.

s/ Daniel J. Forest
President of the Senate

s/ Tim Moore
Speaker of the House of Representatives

This bill having been presented to the Governor for signature on the 25th day of June, 2020 and the Governor having failed to approve it within the time prescribed by law, the same is hereby declared to have become a law. This 6th day of July, 2020.

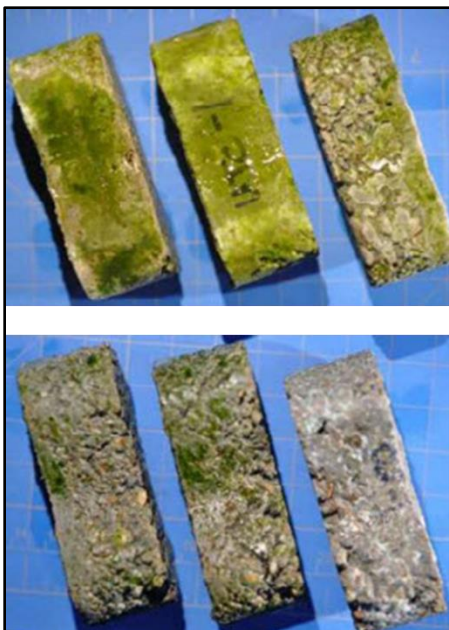
s/ Karen Jenkins
Enrolling Clerk



North Carolina Department of Transportation
Materials and Tests Unit – Product Evaluation Program
Innovative Technologies and Products Awareness Report
August 10th, 2022



PRODUCT INNOVATION – ConBlock MIC



Untreated concrete samples (top), concrete samples treated with the ConBlock MIC admixture (bottom) – images from ConBlock MIC brochure

ConBlock MIC is a concrete admixture manufactured by ConSeal™ Concrete Sealants Inc out of Tipp City, Ohio. It is currently approved for use and listed on the Approved Products List (APL) as NP22-9096. ConBlock MIC is a concrete admixture that prevents and inhibits microbial-induced corrosion (MIC). MIC occurs because an acid generating bacteria (Thiobacillus) grows on the surface of concrete. The excreted acid begins to corrode the concrete, and harsher bacteria strains will continue to develop. ConBlock MIC prevents this by creating an uninhabitable environment to these organisms on the concrete's surface, protecting the concrete from microbiological corrosion. For more information, please visit:

conseal.com/products/conblock-mic/

PRODUCT HIGHLIGHT – Mateenbar™ Fiberglas™ Rebar

Mateenbar™ Fiberglas™ Rebar is manufactured by Owens Corning Infrastructure Solutions out of Concord, North Carolina. It has been accepted for a field trial and is listed on the APL as NP21-8938. Mateenbar™ Fiberglas™ Rebar is a glass fiber reinforced polymer rebar for concrete reinforcement that replaces traditional steel rebar reinforcement. Mateenbar™ Fiberglas™ Rebar is four times lighter than steel, has twice the yield strength, requires less labor to install, and is designed to be a corrosion resistant reinforcement that will result in a longer service life for structures. It is currently being used on the Harker's Island Bridge Project (STIP number B-4863). For more information, please visit:

www.owenscorning.com/en-us/composites/product/fiberglasrebar



Close-up view of Mateenbar™ Fiberglas™ Rebar – image from Owens Corning Infrastructure Solutions website

RESOLUTION FOR KEL LANDIS III INTERCHANGE

WHEREAS, Kel Landis, III was born and raised in Rocky Mount, N.C., where he learned the value of public service from his mother Corinne, a public school teacher, and his father “Big” Kel Landis, Jr., who was a well-loved civic leader, and;

WHEREAS, Landis attended public schools in Rocky Mount, earned his Eagle Scout at the age of 15 and graduated from Rocky Mount High School, and;

WHEREAS, Landis earned both his bachelor’s and Master of Business Administration degrees from the University of North Carolina at Chapel Hill, and;

WHEREAS, Landis was a leader in public service and served as the president of the Rocky Mount Chamber of Commerce, led fundraising campaigns for the Harrison Family YMCA and the Martin Luther King, Jr. Park, and served as a board member at Nash Health Care Systems, and;

WHEREAS, Landis led the successful fundraising campaign for the North Carolina Freedom Park, a downtown Raleigh park that will honor the African American experience and their struggle for freedom in North Carolina, and;

WHEREAS, Landis served as senior economic advisor to former Governor Mike Easley and led efforts to support entrepreneurialism in eastern North Carolina, served as a trustee for UNC-CH and Elizabeth City State University, and also served on UNC Foundation’s Board of Directors and on the board of the Frank Hawkins Kenan Institute of Private Enterprise, and;

WHEREAS, Landis continued to help North Carolina prosper by developing multiple companies based in North Carolina such as Plexus Capital, now the largest Small Business Investment Company lender of private capital to small- and medium-sized businesses in the United States, and was founding director on the Board of Live Oak Bank, headquartered in Wilmington, N.C., and;

WHEREAS, Landis founded and served as chair of the Foundation of Renewal for Eastern North Carolina, a non-profit organization that supports and encourages entrepreneurialism in eastern North Carolina, and;

WHEREAS, Landis continued service to the state of North Carolina and served as president of the N.C. Bankers Association, trustee of the N.C. Supplemental Retirement Fund, a board member of the N.C. Community Foundation, and a board member of the Golden Leaf Foundation, and;

WHEREAS, Landis received many awards for his service in North Carolina, including The Order of the Long Leaf Pine award, and the William Richardson Davie award which is given to those who exemplify dedication, commitment and service to the University of North Carolina, and;

WHEREAS, Landis was a William C. Friday Fellow for Human Relations, and;

WHEREAS, Landis authored “The Little Book of DO!” to encourage others to put their dreams into action and use their power to help others, and;

WHEREAS, Landis was a born and raised son of North Carolina who tirelessly gave his time and energy to improve the lives of his fellow citizens, and;

WHEREAS, the Rocky Mount City Council requests to honor Kel Landis, III by supporting naming an interchange in his honor.

NOW, THEREFORE, BE IT RESOLVED:

That the North Carolina Board of Transportation names the interchange on U.S. Highway 64 at Church Street, Exit 469 in Rocky Mount the ***Kel Landis III Interchange***.

That appropriate signs will be erected at a suitable time.

Adopted this the 11th day of August 2022 by the North Carolina Board of Transportation.


Chairman


Secretary of Transportation

RESOLUTION FOR LOU DONALDSON BOULEVARD

WHEREAS, Lou Donaldson spent a lifetime sharing stories of his native Badin, N.C., while baring his soul and talent to the world through an alto saxophone, and;

WHEREAS, Donaldson, after receiving his early education in Badin, attended North Carolina A&T State University in Greensboro, where he was drafted into the U.S. Navy during World War II, and;

WHEREAS, Donaldson received a bachelor of science degree in May 1948 and he received an honorary doctor of humanities degree in 1982, and;

WHEREAS, the Lou Donaldson Scholarship for Music Excellence was established at N.C. A&T in 1972, and;

WHEREAS, Donaldson, known also as "Sweet Poppa Lou," honed his signature sound with other jazz icons such as Thelonious Monk, John Coltrane, Horace Silver, Clifford Brown, Donald Byrd, Milt Jackson, Art Blakely and Jimmy Smith, and;

WHEREAS, Donaldson is an International Jazz Hall of Fame inductee, National Endowment for the Arts-Jazz Master, a recipient of the North Carolina Award for Fine Arts, and a member of the North Carolina Music Hall of Fame among other prestigious accolades, and;

WHEREAS, Donaldson has kept Badin an active part of his private and professional life, serving in 2013 as grand marshal for the town's centennial parade and returning through the years to perform for local audiences, and;

WHEREAS, the Badin Town Council wishes to honor Lou Donaldson for his representation and ambassadorship of his hometown and for the joyously indelible effect he has had on those he encountered through the years.

NOW, THEREFORE, BE IT RESOLVED:

That the North Carolina Board of Transportation honorarily designates NC 740 Highway through Badin and in the Greater Badin area as ***Lou Donaldson Boulevard***.

That appropriate signs will be erected at a suitable time.

Adopted this the 11th day of August 2022 by the
North Carolina Board of Transportation.


Chairman


Secretary of Transportation



Background

As prescribed by Session Law 2020-91 Section 5.1(a)(f) titled *Board of Transportation Restructure: Duties and Powers of the Board* specifically (1a) and (1b)

- To review and take action on each Spend Plan developed by the Department of Transportation as required by North Carolina General Statute § 143C-6-11.1. An approved Spend Plan must be fiscally responsible while accomplishing transportation goals across the state.
- To ensure that the Department of Transportation is operating within the approved Spend Plan.

Information

- The Board of Transportation approved the SFY 2023-2024 Spend Plan on June 8, 2022.
- Due to Session Law 2022-74 Section 41.9 - Time-Limited Cost Escalation Adjustment, staff is requesting that the Board review and vote on SFY 2023- SFY 2024 Spend Plan Amendment One during its August meeting.

Action

- The Board is scheduled to vote during its August 11, 2022, meeting on the SFY 2023 – SFY 2024 Spend Plan Amendment One.



North Carolina Statewide Multimodal Freight Plan Update

Board of Transportation

August 10, 2022



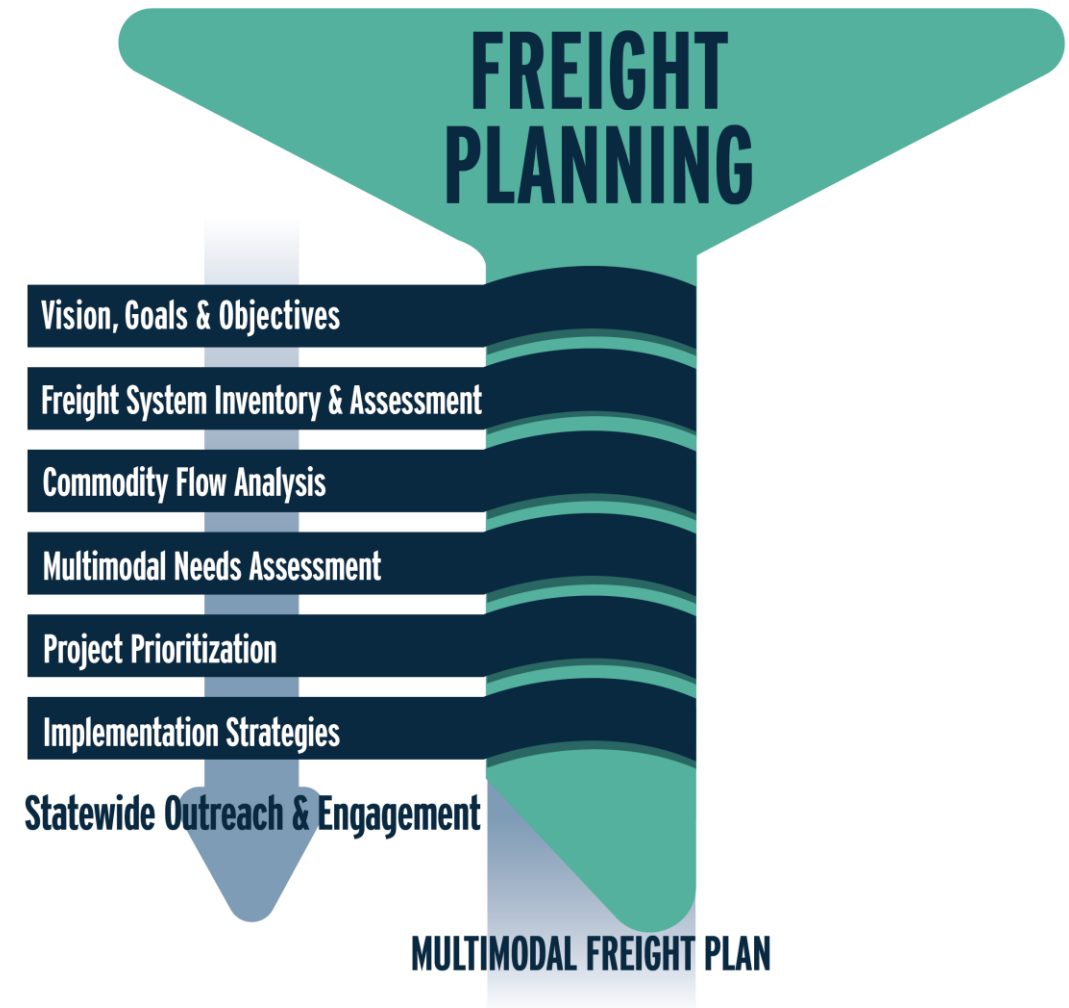
Agenda

1. Background
2. Vision and Goals
3. Stakeholder Engagement
4. Modal profiles
5. Truck Parking
6. Needs Assessment
7. Drivers and Opportunities
8. Project Prioritization
9. Key Takeaways
10. Schedule



Background

- Completed first freight plan in 2017
- Added Truck Parking in 2017 and Updated in 2020
- Drivers and opportunities over the last 5-Years
- Map21 and FAST Act
- Bipartisan Infrastructure Law (BIL)



Freight Vision and Goals

Vision

North Carolina's multimodal freight transportation network is meeting the growing needs of the state to compete globally for quality jobs, provide safe and efficient **mobility for people and goods**, and build quality, **resilient, and sustainable** communities for today and the future.

Goals

Goal	Goal Definition
Economic competitiveness	Enhance economic development opportunities and competitiveness
Mobility and reliability	Improve freight system efficiency, reliability, and resiliency
Safety and security	Enhance freight transportation safety and security
Innovative technology	Support adoption and deployment of new freight technologies
Asset management	Improve freight infrastructure conditions and preservation
Environmental sustainability and livability	Protect and enhance the natural environment
Collaboration and partnership	Foster public-private partnerships and collaboration with freight stakeholders
Sustainable funding	Ensure good fiscal management and sustainable funding for the state's freight network

Stakeholder Engagement

NORTH CAROLINA *Statewide Multimodal Freight Plan*



Freight Advisory Committee Meetings (3)



Truck Parking Advisory Group Meeting (1)



Industry Interviews (30+)



Website



Regional Forums (2)



Fact Sheets / Post Cards



Polling



Peer States (VA, TN, SC, GA)

Modal Profiles



Highway



Rail



Maritime-Ports



Air Cargo



Military



Hazardous Materials



Commodity Flow

Highway Profile

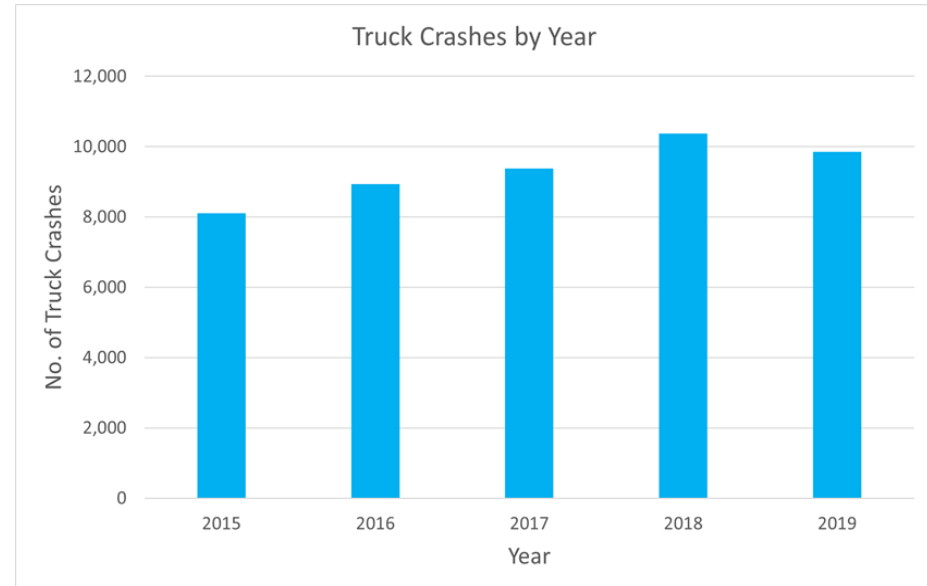
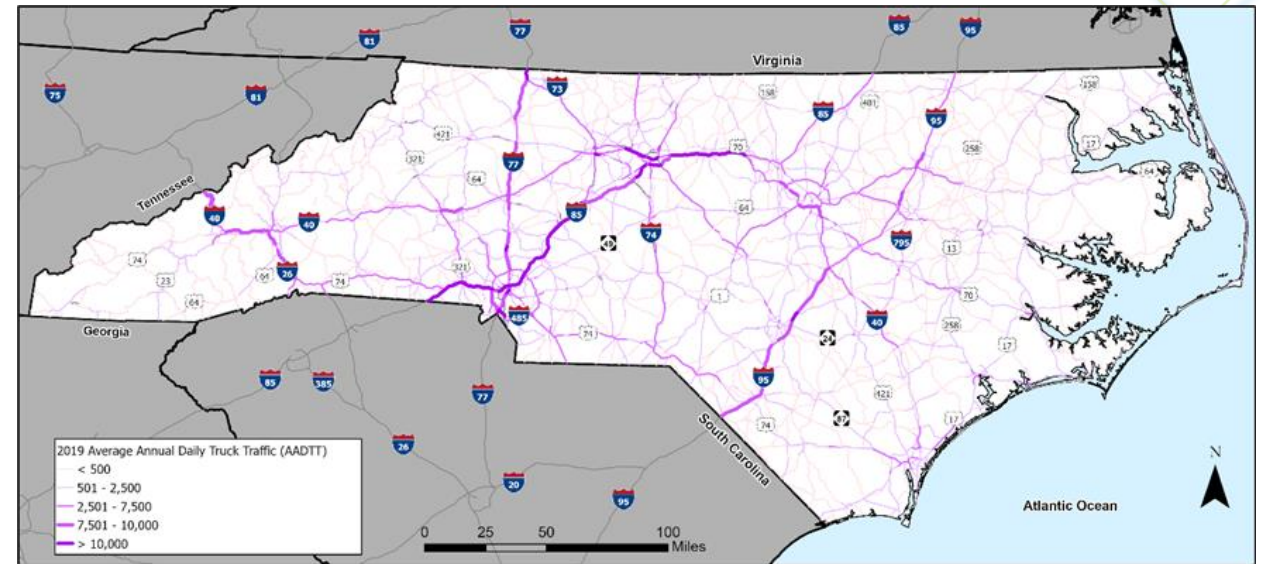
Inventory

- 80,286 miles of roadway in NC

Demand

- 605 million tons of cargo worth \$794 billion on highways
- Top commodities- bulk goods

NORTH CAROLINA Statewide Multimodal Freight Plan



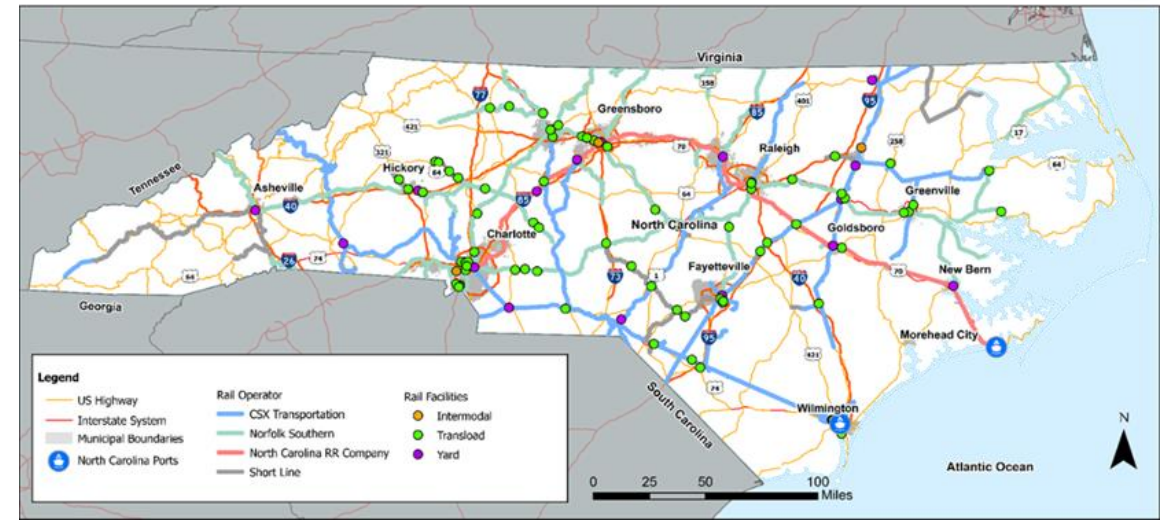
Rail Profile

Inventory

- 3,200+ miles of rail line

Demand

- 81 million tons moved worth \$1.5 million
- Top commodities- coal, hazardous materials, chemicals
- Increase in passenger rail (2014-2019) competes with freight



Maritime-Ports Profile

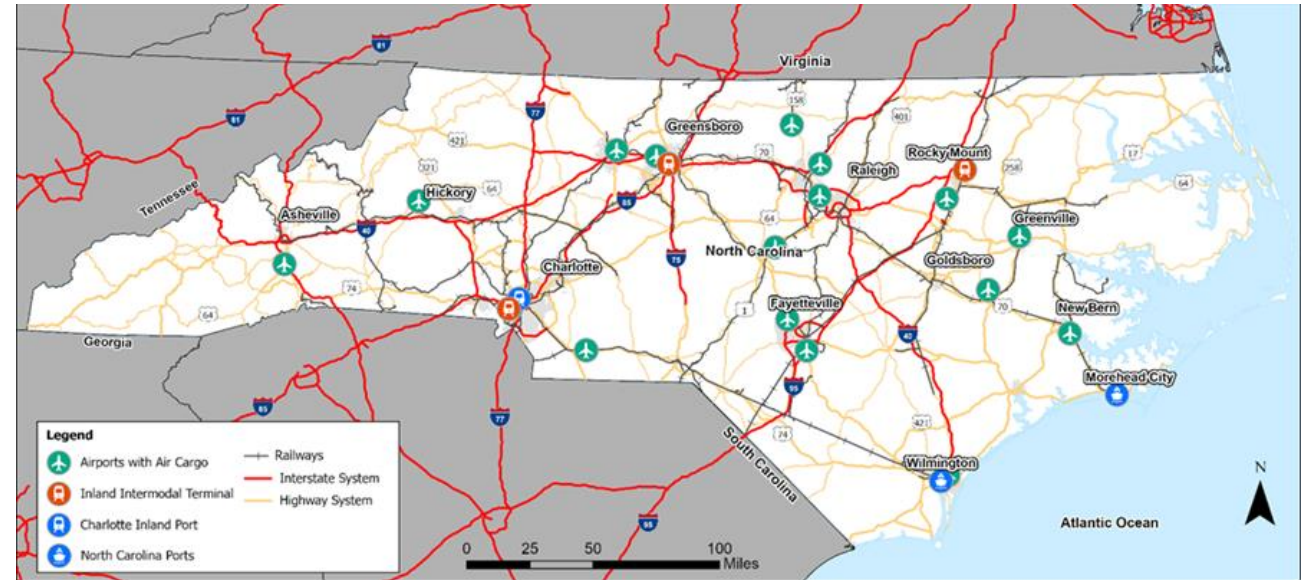
NORTH CAROLINA Statewide Multimodal Freight Plan

Inventory

- 2 deep water ports –
Wilmington and
Morehead City

Demand

- 7 million tons moved
- Top commodities-
chemicals, fertilizer,
coal



Air Cargo Profile

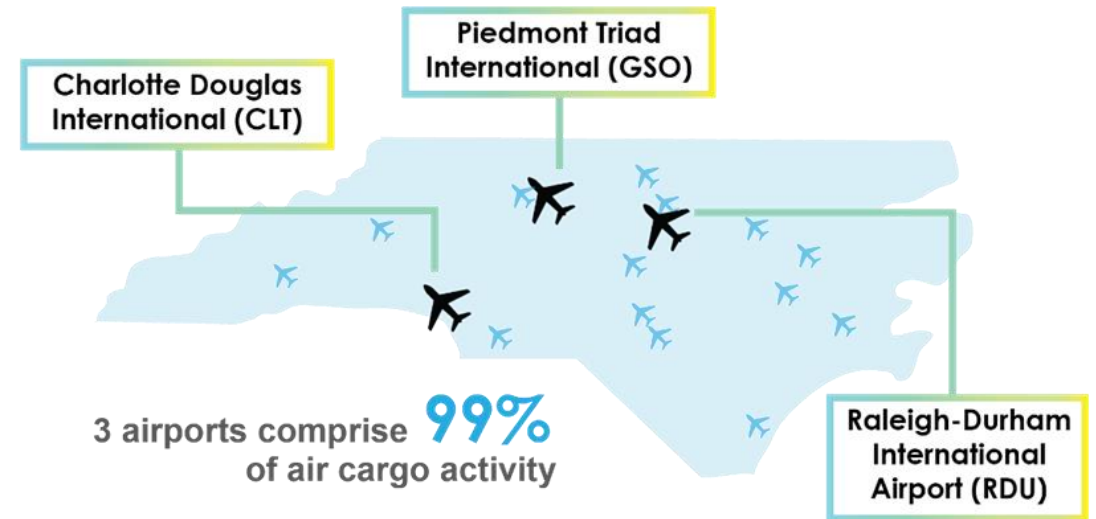
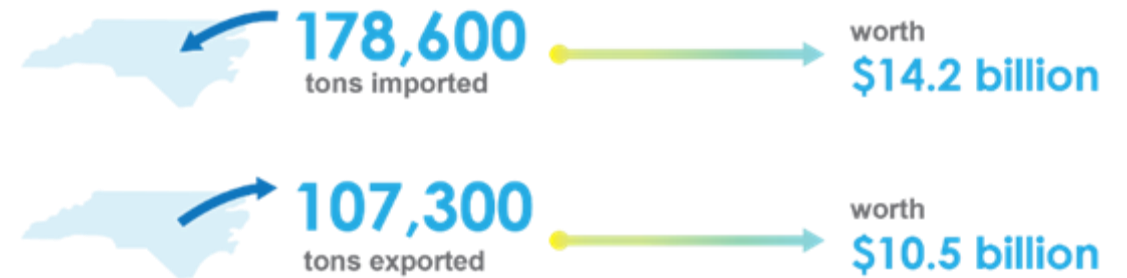
NORTH CAROLINA *Statewide Multimodal Freight Plan*

Inventory

- 17 freight airports
- 3 airports carry 99% of all air cargo

Demand

- 205,000 tons worth \$24.7 billion was moved via air
- Top commodities – machinery and electronics



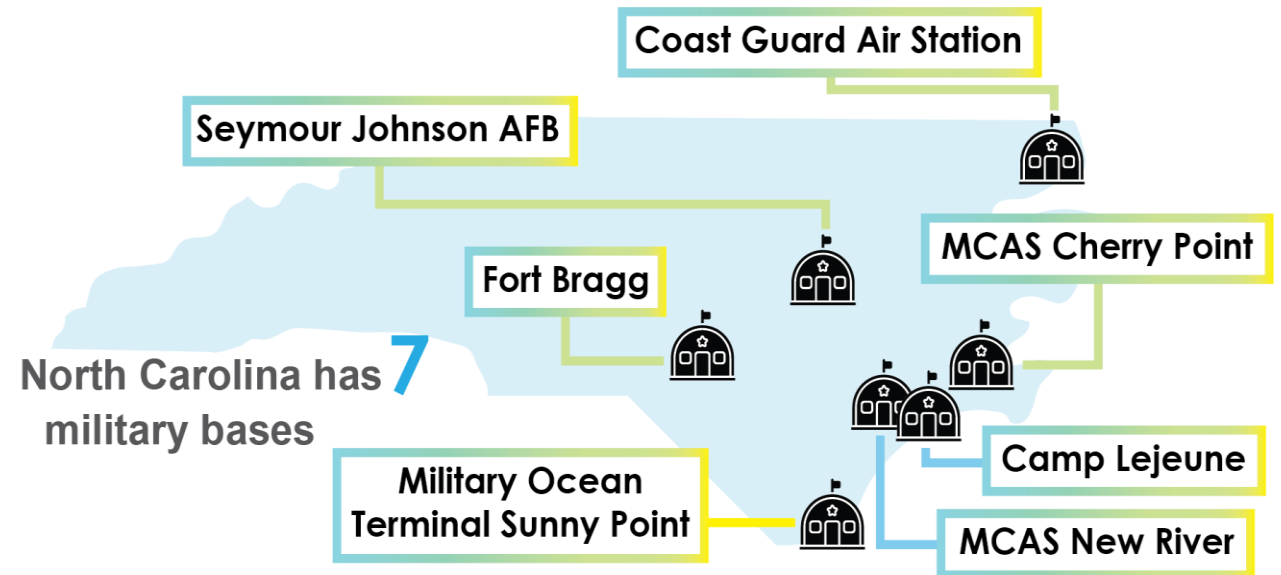
Military Profile

Inventory

- 7 military bases in NC
- 79 National Guard facilities

Key Findings

- 55% of fuel moved by rail
- U.S. 70, U.S. 17 and N.C. 24 are critical corridors
- Growth over last decade



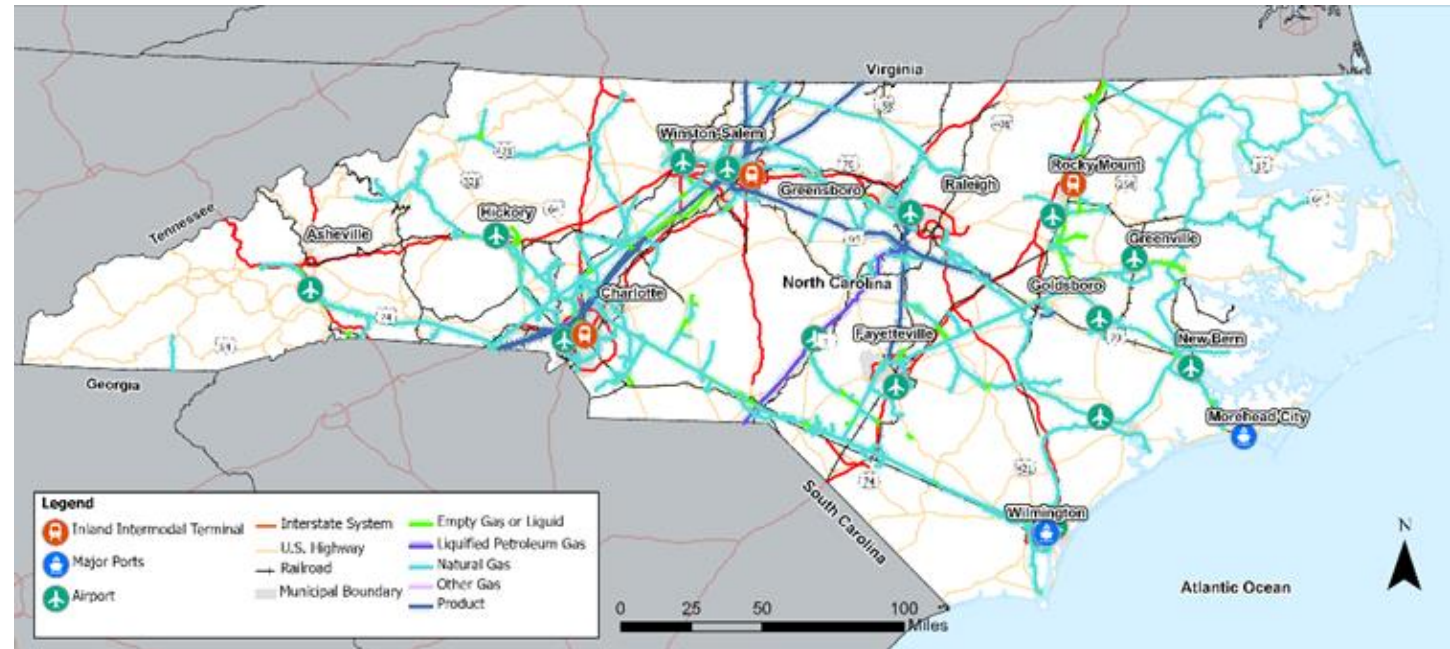
Hazardous Materials Profile

Inventory

- 5,400+ miles of pipeline
- 60 terminals

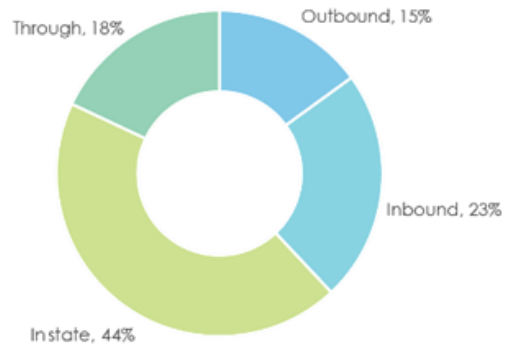
Demand

- Imports via ship, pipeline and rail
- Distributes via pipeline, rail and truck
- Pipelines at or near capacity

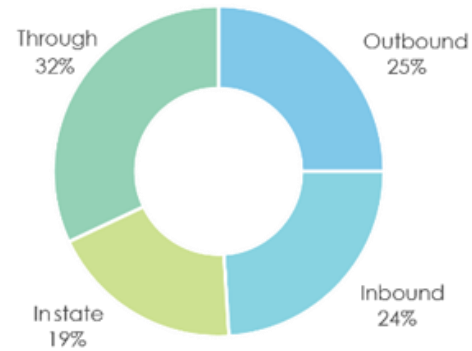


Commodity Flow Analysis

2017 Total Weight:
727.4 million tons



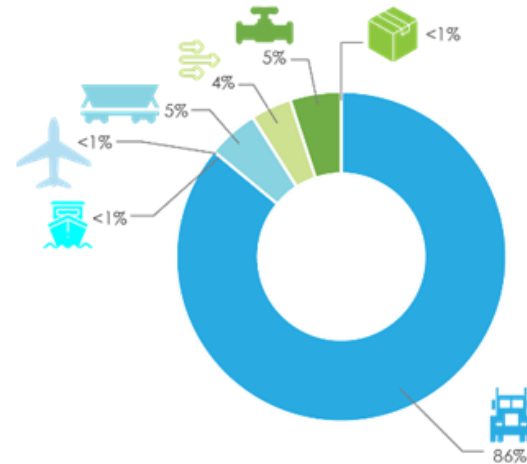
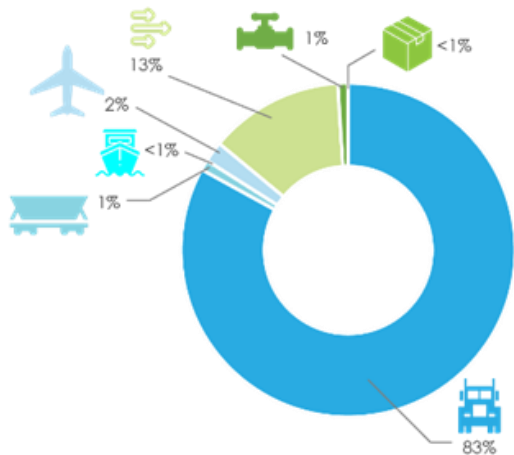
2017 Total Value:
\$956.4 million



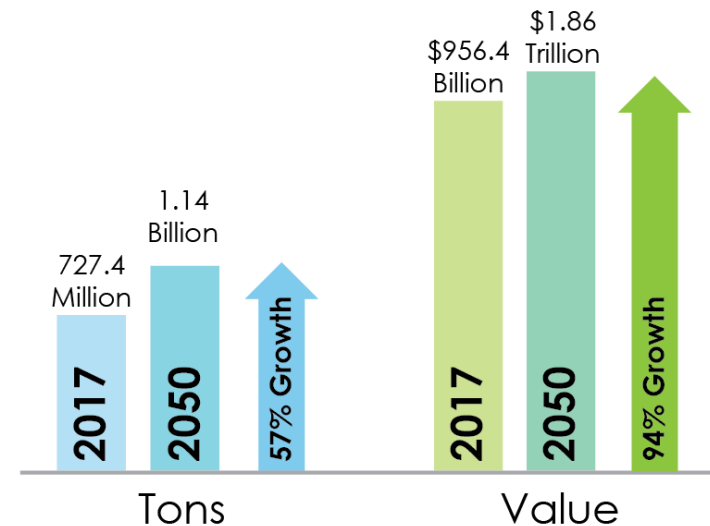
North Carolina's top trading partners include



Most are concentrated in the **Southeast** and **Mid-Atlantic** regions

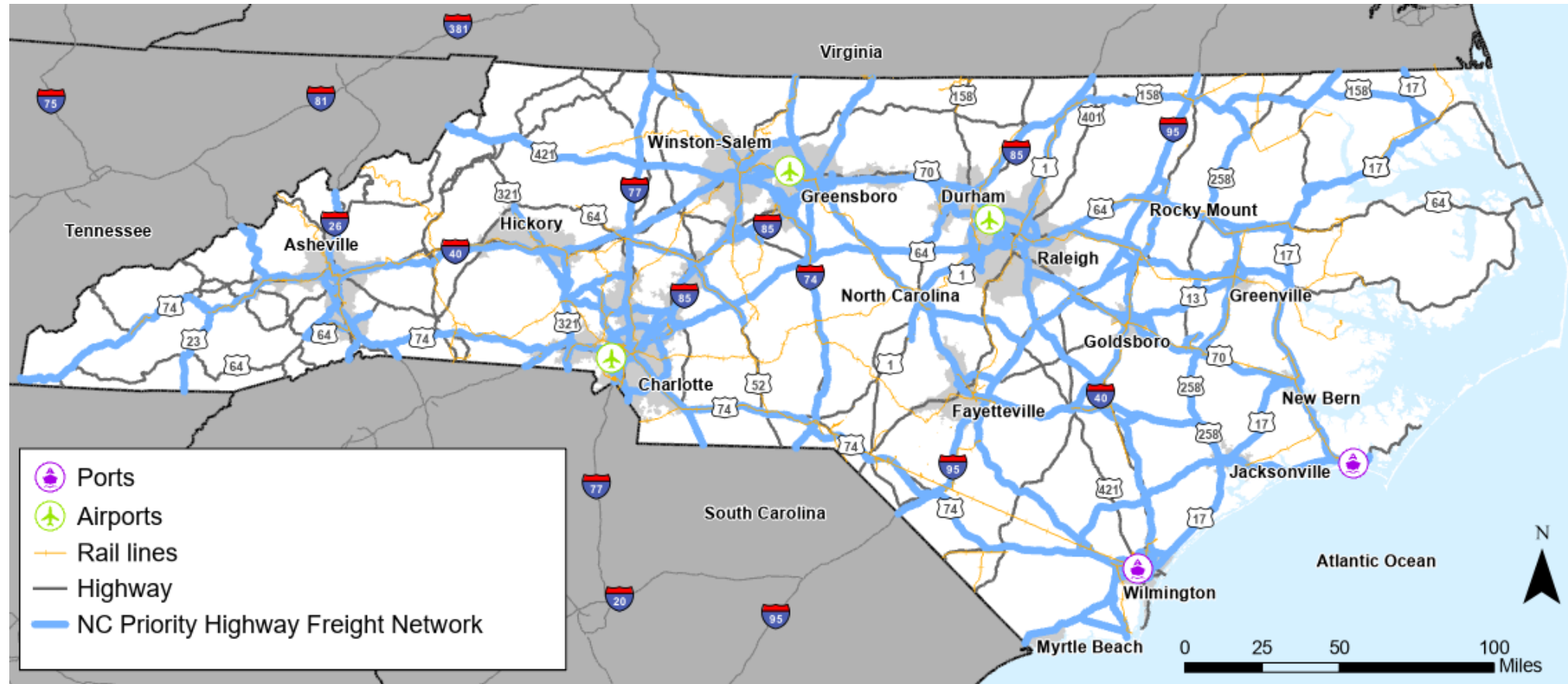


Truck Rail Water Air (Freight + Mail) Multiple Modes Pipeline Other & Unknown



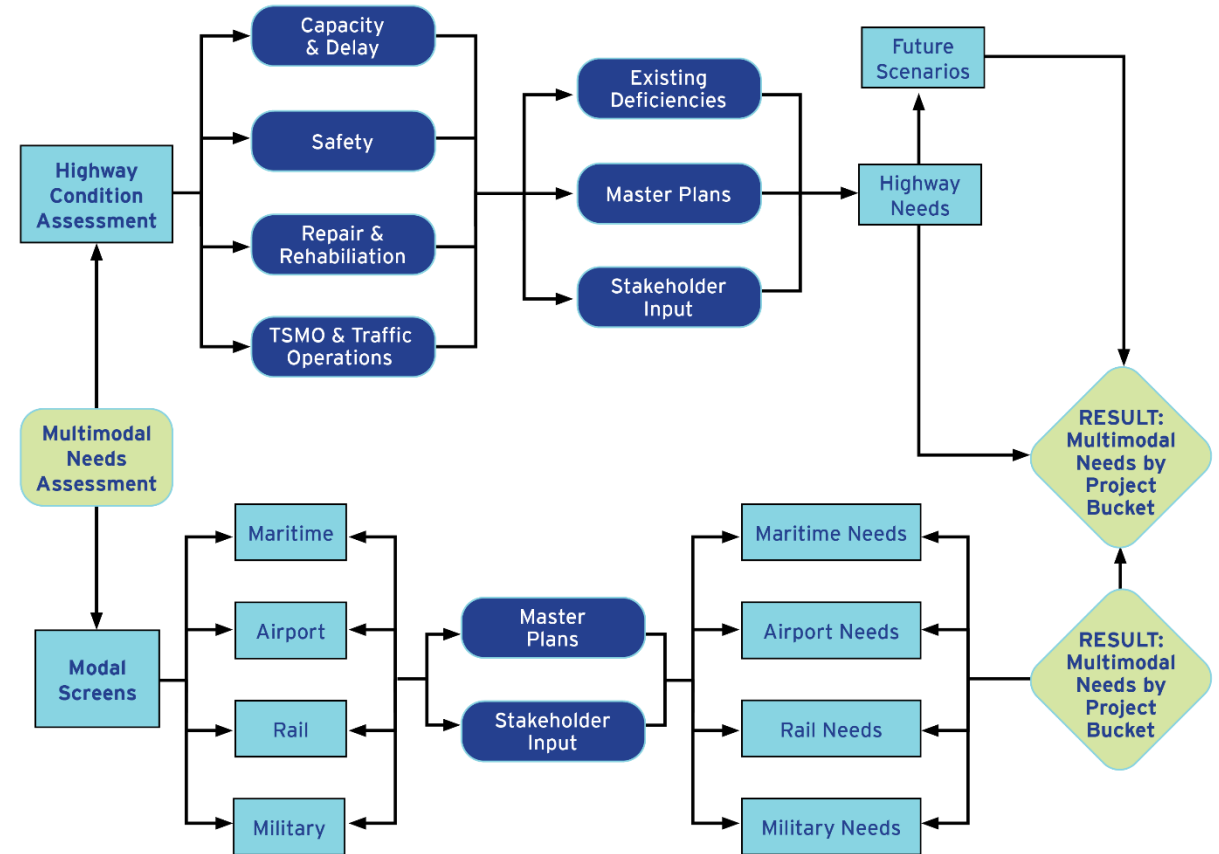
North Carolina Priority Freight Network (NCPFN)

NORTH CAROLINA *Statewide Multimodal Freight Plan*



Multimodal Needs

- **Highway**: congestion concentrated in urban areas; safe truck parking
- **Rail**: cost of railroad services; the need for intermodal bulk and container transfer facilities
- **Maritime**: improved connections with highway and rail facilities
- **Airport**: timeliness of air cargo service
- **Pipeline**: permitting processes, regulatory, and state government support



North Carolina Freight Network Needs Assessment Process

Drivers and Opportunities



COVID-19



Extreme weather events



Increase in e-commerce last mile impacts



Technology for efficiency and operations



Workforce and labor challenges



Supply chain impacts



Bipartisan Infrastructure Law





Climate Change & Stormwater



Emissions



Equity



Habitat Fragmentation

Project Prioritization - Approach

NORTH CAROLINA *Statewide Multimodal Freight Plan*

Review 2017 Freight Plan
Factors

Review Current STIP
Freight Factors and
Federal Freight Guidance

Recommend Freight
Prioritization Factors for
Future Consideration



Takeaways

- The 2017 freight plan provided a good foundation for freight planning in North Carolina.
- Since the last freight plan, various drivers and opportunities have had impacts on freight that have been incorporated into this plan update.
- The BIL established some new freight planning guidelines that have been incorporated into this plan update.
- Infrastructure in last plan and continued investments in freight related industries have increased.
- Truck parking continues to be an issue around the state.
- Freight surveys and analysis Identified future modal needs.

Next Steps

- Public Comment Period (July 22nd – August 22nd)
- Board of Transportation Review and Adoption (September 7th)
- FHWA Review
- Finalize Document
- FHWA Approval

Task	2021		2022											
	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
Notice to Proceed	★													
Kickoff Meeting		★												
State Freight Network Assessment														
Stakeholder Meetings														
Freight Advisory Committee					★									
Supply Chain and Logistics Profile														
Freight Advisory Committee						★								
Review of Analysis Results; Development of Goals														
Freight Advisory Committee								★						
Development of Strategies and Prioritization to Achieve Goals														
Truck Parking Study Update														
Draft Report														
FHWA Review 1														
Public Comment Period														
Board of Transportation Review														
Finalize Document														
Board of Transportation Adoption														
FHWA Review 2														
FHWA Approval														



NORTH CAROLINA
Department of Transportation

2024-2033 STIP Development Update

August 10, 2022

Today's Topics

- STIP Development
- SL 2022-74 (HB 103 – SFY 2023 Budget)
- 2024-2033 Draft STIP Schedule



2024-2033 STIP Development

Prioritization Workgroup Overall Goals

Develop trustworthy and dependable STIP (fiscally constrained)

Produce 2024-2033 STIP using current STIP project list with transparent process

Have an opportunity to fund new projects in P7 scoring (all 22 STI funding categories)

Ensure process is grounded in state/federal requirements

2024-2033 STIP Development (Framework)

Only includes projects funded in 2020-2029 STIP

Projects selected for funding using one of two approaches:

1. Delivery Projects – programmed first
 - Currently scheduled for construction in FY 2024-26; ROW underway; or has federal grant
2. P3-P4-P5 Evaluation (Seniority Approach) – programmed second

Opportunity to swap projects & project schedules

- NCDOT and MPO/RPO(s) must agree to swaps
- Cost of project(s) swapped in must be within 10% of those being swapped out
- Projects can swap to a lower STI category (cascade down only)

SL 2022-74 (HB 103 - SFY 2023 Budget)

Additional Funds for Highway Trust Funds

17	USE SALES TAX REVENUES FOR TRANSPORTATION NEEDS		
18	SECTION 42.3.(a) G.S. 105-164.44M reads as rewritten:		
19	"§ 105-164.44M. Transfer to Division of Aviation Highway Fund.		
26	(b) <u>Transportation Needs. – At the end of each quarter, the Secretary must transfer to the</u>		
27	<u>Funds listed below a percentage of the net proceeds of the tax collected under this Article at the</u>		
28	<u>State's general rate of tax set in G.S. 105-164.4(a). The percentages that must be transferred are</u>		
29	<u>as follows:</u>		
30	<u>Fiscal Year</u>	<u>Percentage to Highway Fund</u>	<u>Percentage to Highway Trust Fund</u>
31	<u>2022-23</u>	<u>2%</u>	<u>0%</u>
32	<u>2023-24</u>	<u>1%</u>	<u>3%</u>
33	<u>2024-25 and thereafter</u>	<u>1.5%</u>	<u>4.5%."</u>
34	SECTION 42.3.(b) This section is effective when it becomes law.		

Results in approximately \$5B in additional funding from sales tax revenues for programming over the 10-year STIP

2024-2033 Draft STIP Comparison

	Previous 2024-2033 Draft STIP (April 2022)	Current 2024-2033 Draft STIP (August 2022)
Available Funding for Programming	\$29.8B	\$37.0B*
Amount Reserved for Inflation	\$3.3B	\$4.2B
Amount Available for Programming Projects	\$26.5B	\$32.8B
Delivery Projects	83% Remained on schedule	92% Remaining on schedule**
Projects Subject to P3-P4-P5 Approach	33% Remained on schedule	56% Remaining on schedule

* Includes latest state consensus revenue forecast + additional sales tax revenue

** 8% of delivery projects delayed due to non-funding related issues

Additional Notes

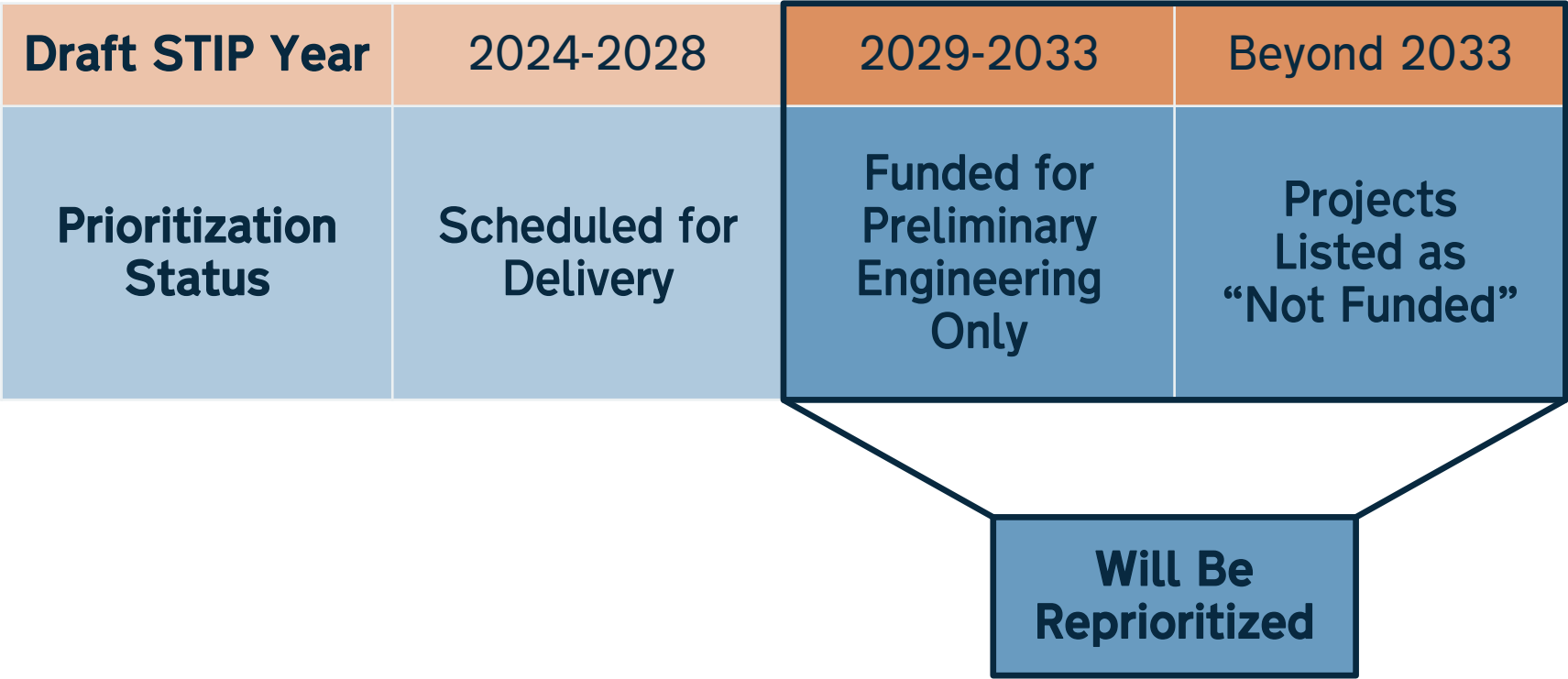
While additional funding (sales tax revenue) and the latest state consensus revenue forecast are both good news, the combination is not anticipated to provide enough funding for all previously committed projects

- Previously \$8B overprogrammed (committed projects only)
- Additional cost increases have occurred that affect available funds (specific to each STI category budget)

Current STIP ends on September 30, 2023

Final STIP needs approval by FHWA

Prioritization Status in 2024-2033 Draft STIP



STIP Comparison

	Previous 2024-2033 Draft STIP (April 2022)	Current 2024-2033 Draft STIP (August 2022)
From committed in current STIP to funded for Preliminary Engineering only in draft STIP	161	114
From committed in current STIP to not funded in draft STIP	68	24
From non-committed in current STIP to not funded in draft STIP	151	138

NOTE: The current STIP is 2020-2029

Draft STIP Schedule Update

Draft STIP Revised Schedule

Previous Schedule

- NCDOT holds public drop-in sessions Summer 2022
- Swap deadline September 30, 2022
- NCDOT releases revised Draft STIP December 2022
- NCDOT holds second comment period Winter/Spring 2023
- Final STIP goes to BOT for approval June 2023

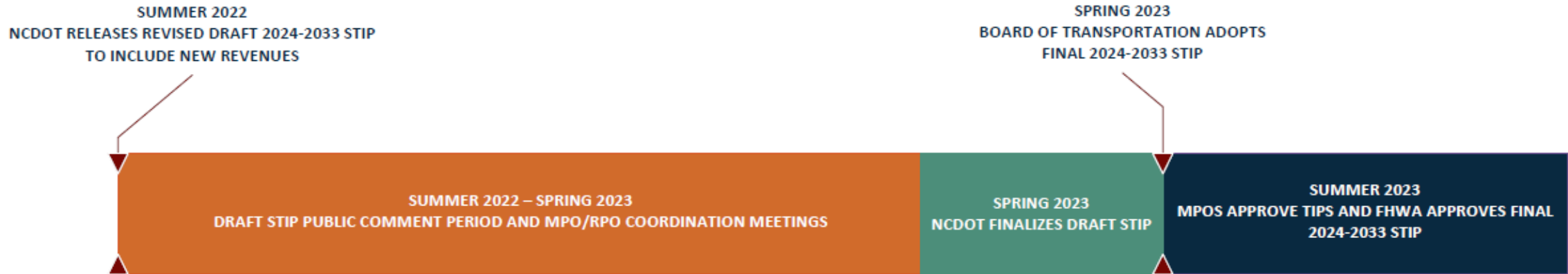
Revised Schedule

- Reprogramming Draft STIP with additional revenue – released early August 2022
- NCDOT holds public drop-in sessions in Fall 2022
- Swap deadline moves to March 17, 2023*
- Final STIP goes to BOT for approval in May 2023

*Metrolina MPO's swap deadline is October 28, 2022 due to air quality conformity analysis

2024-2033 STIP Programming/P7.0 Timeline

PROGRAMMING



PRIORITIZATION 7.0



Thank You!



ADVANCED TECHNOLOGIES COMMITTEE MEETING MINUTES

DATE: March 9, 2022

TIME: 2:30 PM

LOCATION: Joint Force Headquarters &
Microsoft Teams

MEETING CALLED BY	Vice-Chairman Wells
BOARD ATTENDEES	Chairman Landon Zimmer, Vice-Chairman Andy Wells, Billy Clarke, Dirk Cody, Tony Lathrop, Chuck McGrady, Pat Molamphy,

AGENDA TOPICS

1. Call to Order, Roll Call, Declaration of Quorum, Non-Conflict Statement and Consideration of the February 2, 2022 Meeting Minutes – Vice-Chairman Wells	
DISCUSSION SUMMARY	<p>Vice-Chairman Wells stated for members that given the circumstances surrounding COVID-19 and the change in law related to public meetings, the meeting will include the following:</p> <ul style="list-style-type: none">• <i>implementing a roll call voting system for all actions</i>• <i>ensuring that the meeting minutes of the remote meeting reflect that the meeting was conducted by use of simultaneous communication, denoting the name of members participating by simultaneous communication, and recording when members join or leave the remote meeting</i> <p>Additionally, Vice-Chairman Wells stated that he would like to take this time to also remind members that all chats, instant messages, texts, or other written communications between members of the Board regarding the transaction of the public business during this remote meeting are deemed a public record</p> <p>Vice-Chairman Wells called the meeting to order, conducted a roll call of members present, and declared a quorum was present.</p> <p>Vice-Chairman Wells read the non-conflict/ethics statement and asked if there were any known conflicts or appearances of conflicts of interest.</p> <p>Vice-Chairman Wells stated the meeting minutes were distributed prior to the meeting, and if there are no additions or corrections, the Chair would accept a motion that the minutes from the February 2, 2022 meeting be approved as submitted.</p>
ACTIONS TAKEN	<p>Vice-Chairman Wells asked for a motion to approve the February 2, 2022 meeting minutes.</p> <p>Board member Clark made the motion to approve the minutes and Board member McGrady provided the second.</p> <p>Vice-Chairman Wells took a roll call vote. Members Chairman Landon Zimmer, Vice-Chairman Andy Wells, Billy Clarke, Chuck McGrady, Dirk Cody,</p>



ADVANCED TECHNOLOGIES COMMITTEE MEETING MINUTES

	Pat Molamphy, Tony Lathrop individually voted in favor of approving the minutes and the February 2, 2022 minutes were approved unanimously.
2. The Future of Road Usage Charge – Sahas Katta, CEO, Smart Car	
DISCUSSION SUMMARY	<p>Introduced by NC Turnpike Authority Executive Director JJ Eden, Sahas Katta, Smart Car CEO provided the committee with a presentation on the future of Road Usage Charge.</p> <p>The presentation included highlights on</p> <ul style="list-style-type: none"> • Hardware Based Solutions • Software Based Solutions • Embedded Telematics explanation • SmartCar's involvement with eMovis
ACTIONS TAKEN	None Taken
3. Other Discussion	
DISCUSSION SUMMARY	Vice-Chairman Wells opened the floor for additional discussion.
ACTIONS TAKEN	None Taken
4. Adjournment	
ACTIONS TAKEN	<p>Vice-Chairman Wells asked for a motion to adjourn the March 9, 2022, meeting.</p> <p>Board member Clarke made the motion to adjourn the meeting and Board member Cody provided the second.</p> <p>Vice-Chairman Wells took a roll call vote. Members Chairman Landon Zimmer, Vice-Chairman Andy Wells, Billy Clarke, Chuck McGrady, Dirk Cody, Pat Molamphy, Tony Lathrop individually voted in favor of adjourning the meeting. The meeting was adjourned unanimously.</p>



ADVANCED TECHNOLOGY COMMITTEE MEETING AGENDA

BOARD OF TRANSPORTATION WEDNESDAY AUGUST 10, 2022

TIME: Immediately Following the Work Session

**LOCATION: NC DEPARTMENT OF TRANSPORTATION HIGHWAY BUILDING
ROOM 150**

Members of the Board will participate in person or via Microsoft Teams.

TOPIC	PRESENTER	TIME
Welcome Call to Order Roll Call Declaration of Quorum Approval of March 9, 2022, Meeting Minutes	Andy Wells, Vice Chair	2:30 PM
Opening Remarks	Andy Wells, Vice Chair	2:40 PM
Introduction	JJ Eden NC Turnpike Authority Executive Director	2:50 PM



ADVANCED TECHNOLOGY COMMITTEE MEETING AGENDA

Improving Safety, Mobility & Equitable MBUF through Connected Vehicle Data Analytics & Insights	<p>Craig Smith Executive V.P. Sales WEJO</p> <p>Carl Novelli Assistant V.P. Public Sector WEJO</p> <p>Bethany Haslam Senior Business Development Manager Public Sector WEJO</p>	
Other Discussion	Andy Wells, Vice Chair	3:00 PM
Adjourn	Andy Wells, Vice Chair	3:15 PM

An aerial photograph of a city skyline, likely Atlanta, Georgia, featuring several prominent skyscrapers and a construction crane. The sky is blue with scattered white clouds. A horizontal yellow line is drawn across the middle of the image, partially obscured by the text.

Improving Safety, Mobility & Equitable MBUF through Connected Vehicle Data Analytics & Insights

www.wejo.com

Agenda

Wejo and “Connected Vehicle Data”

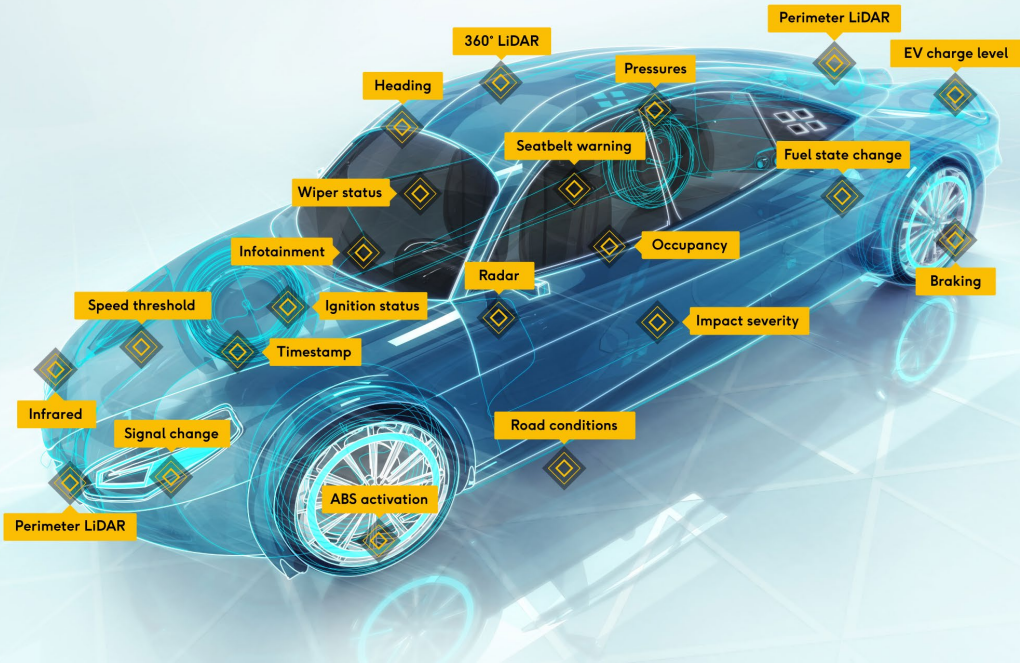
What this means for Safety & Mobility in
North Carolina

How can Wejo support MBUF Initiatives

The future of Connected Vehicles



AV, EV & Connected Vehicle Data



Wejo collects more data per day than
the New York Stock Exchange



WEJO MULTI-OEM DATA SUPPLY

16.4 BILLION

DATA POINTS INGESTED PER DAY

507 BILLION

MILES CURATED

8.1 PETABYTES

DATA INGESTED

62.6 BILLION

JOURNEYS

462 THOUSAND

DATA POINTS INGESTED PER SECOND

72.7 MILLION

JOURNEYS PER DAY

wejo At a Glance

DATA POINTS
INGESTED

13.2
TRILLION+

CONTINENTS

4

PENDING AND
GRANTED PATENTS

33+1

VEHICLES LIVE
ON US PLATFORM

12+
MILLION

OEMS, TIER 1s
AND FLEET

22

Wejo is committed to the highest standards of data security and privacy protection

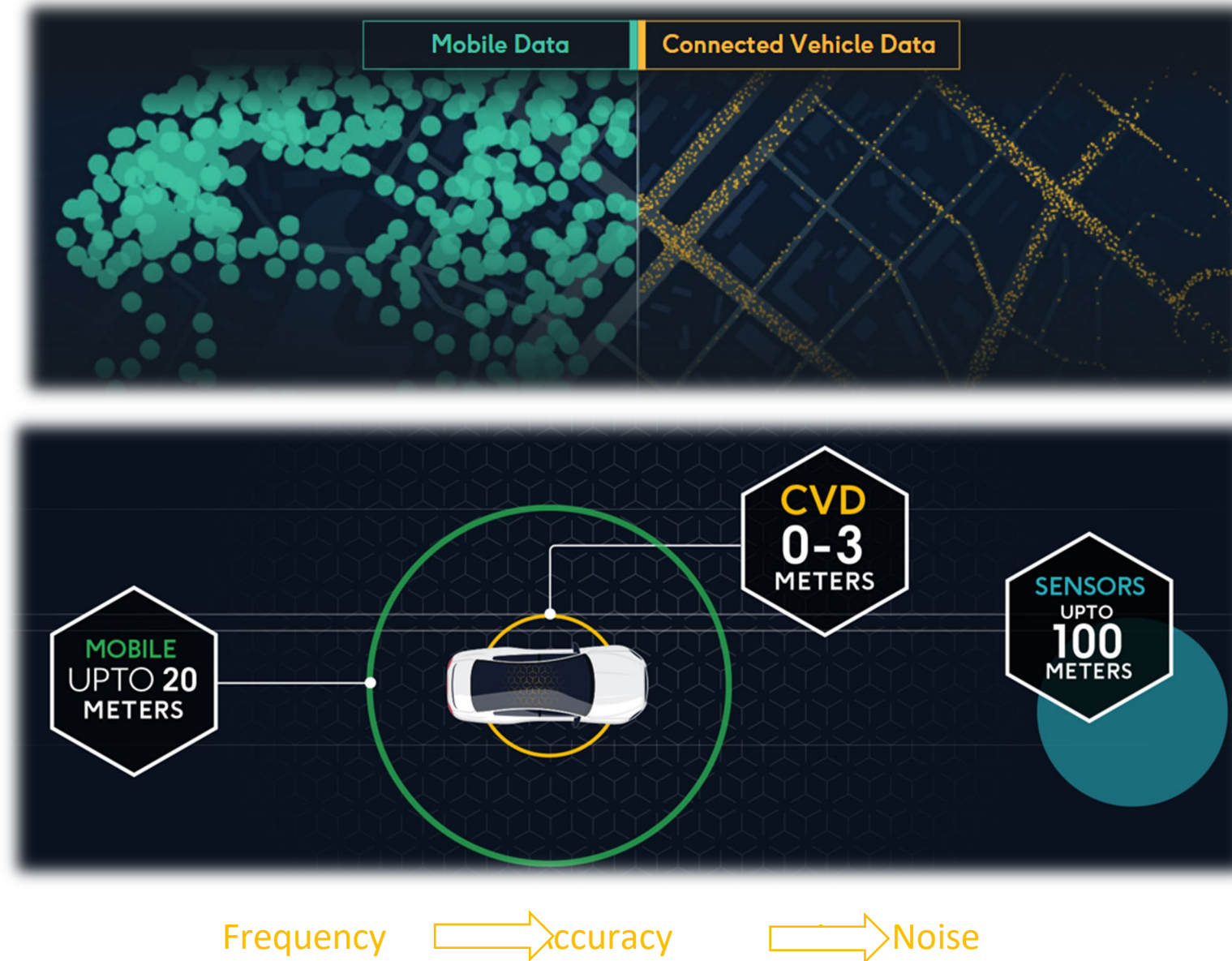
Wejo's Connected Vehicle Data is de-identified and anonymized to ensure no Personally Identifiable Information (PII) is revealed.

Data is treated fully in accordance with consumers' consent

Consent obtained by the Original Equipment Manufacturer (OEM)



How is Connected Vehicle Data different?



CVD Statistics:

Location accuracy of 6 decimal places

Breadcrumb trail trajectory
O-D analysis

Sample rate of every 1-3 seconds

Harsh Braking, Acceleration,
Seat Belt Latch, Seat
Occupancy

Near-real time feed of under
60 seconds.

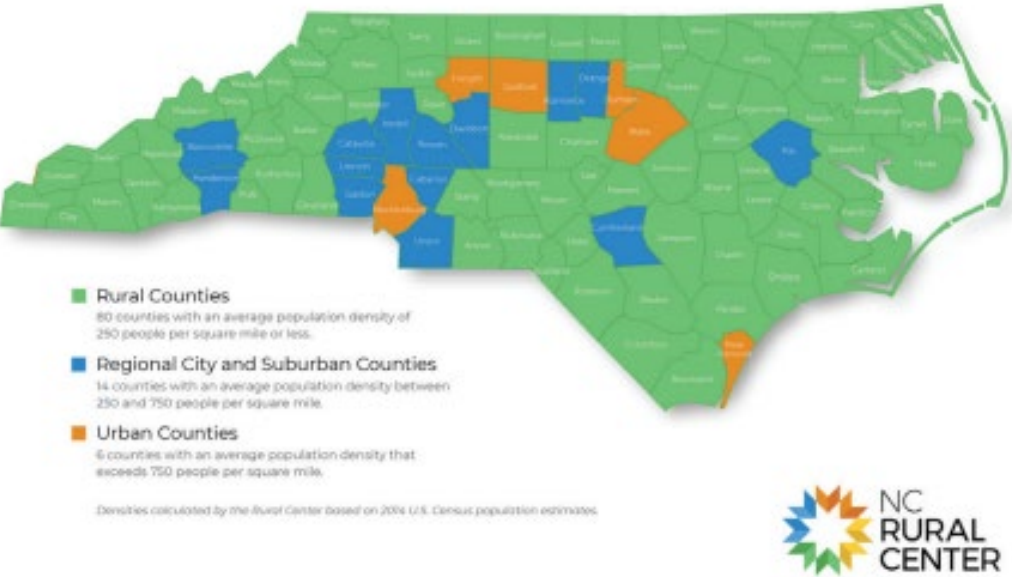
Access to Vehicle Body & Fuel
type

Access to VMT

Less post-processing

North Carolina Statistics:

Figure 2: North Carolina Counties by Population Density



Active Organizations using Wejo Data in NC:

North Carolina Turnpike Authority

North Carolina State University

Some key transportation issues in NC:

Rural Transportation

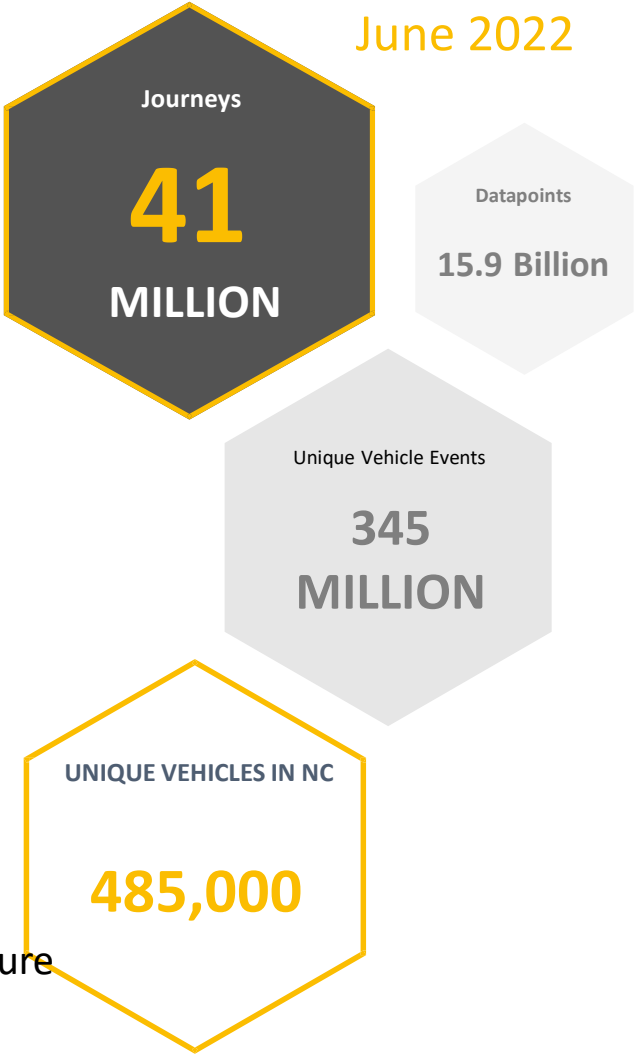
Road & Bridge Safety

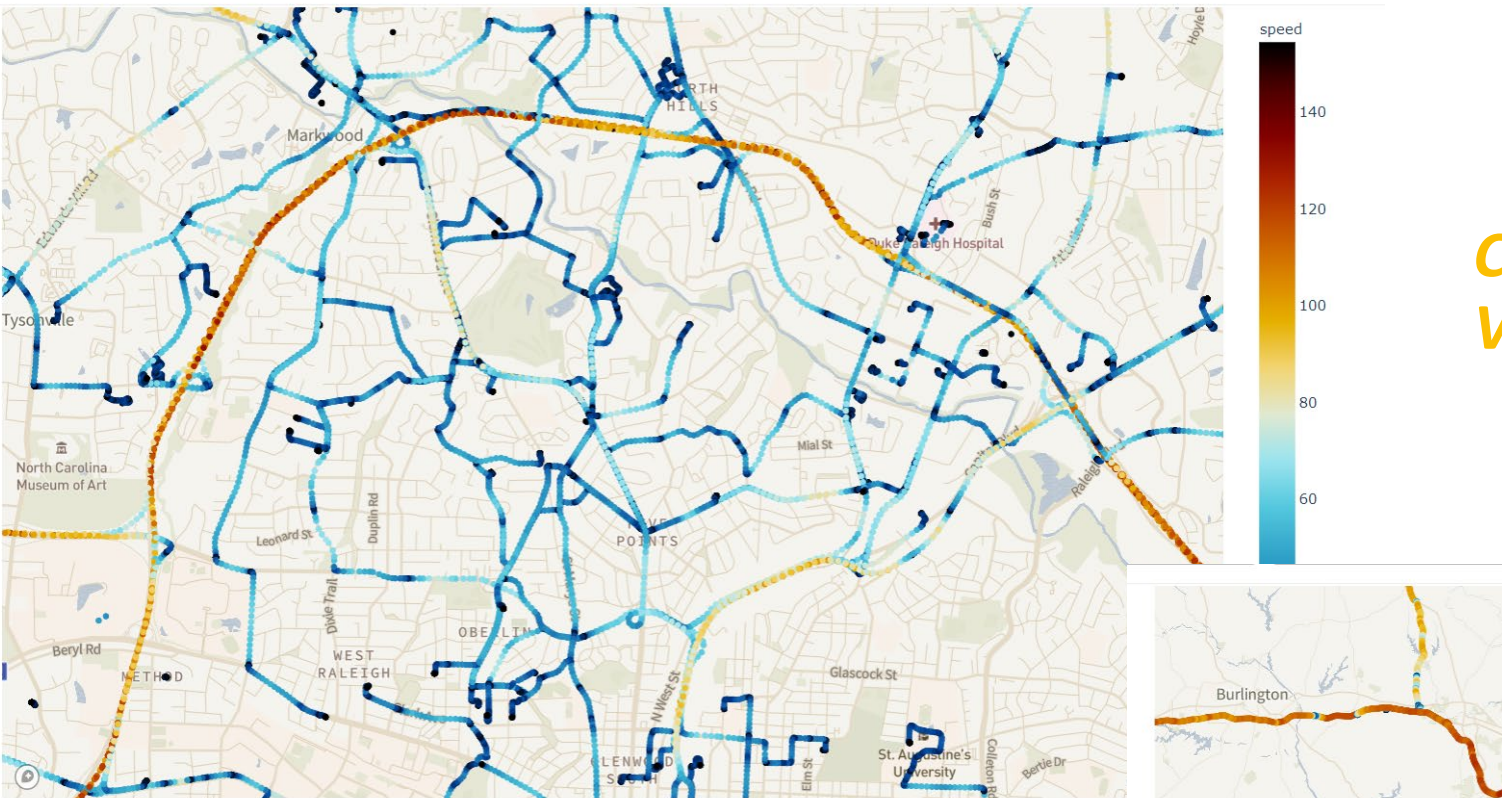
Strategic Highway Connectivity

Preservation of Infrastructure

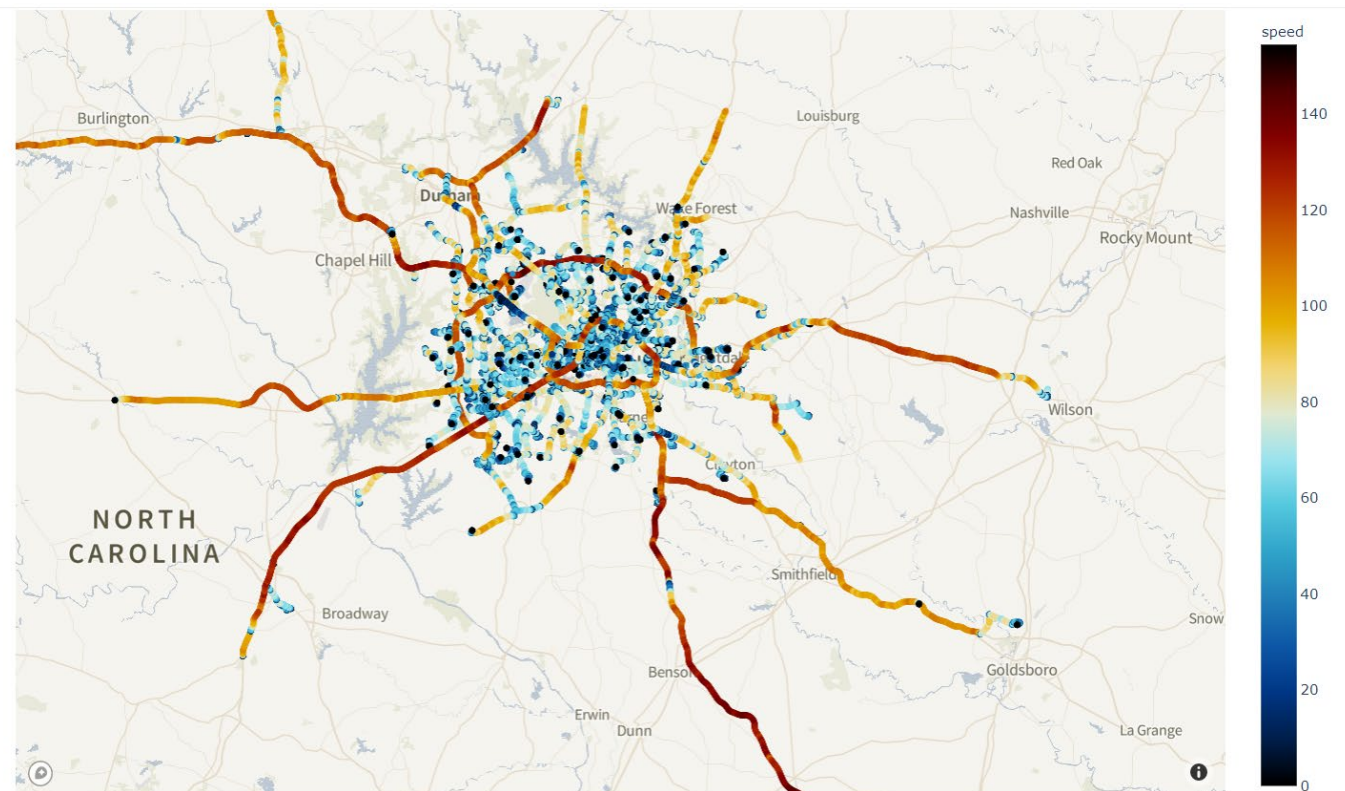
wejo

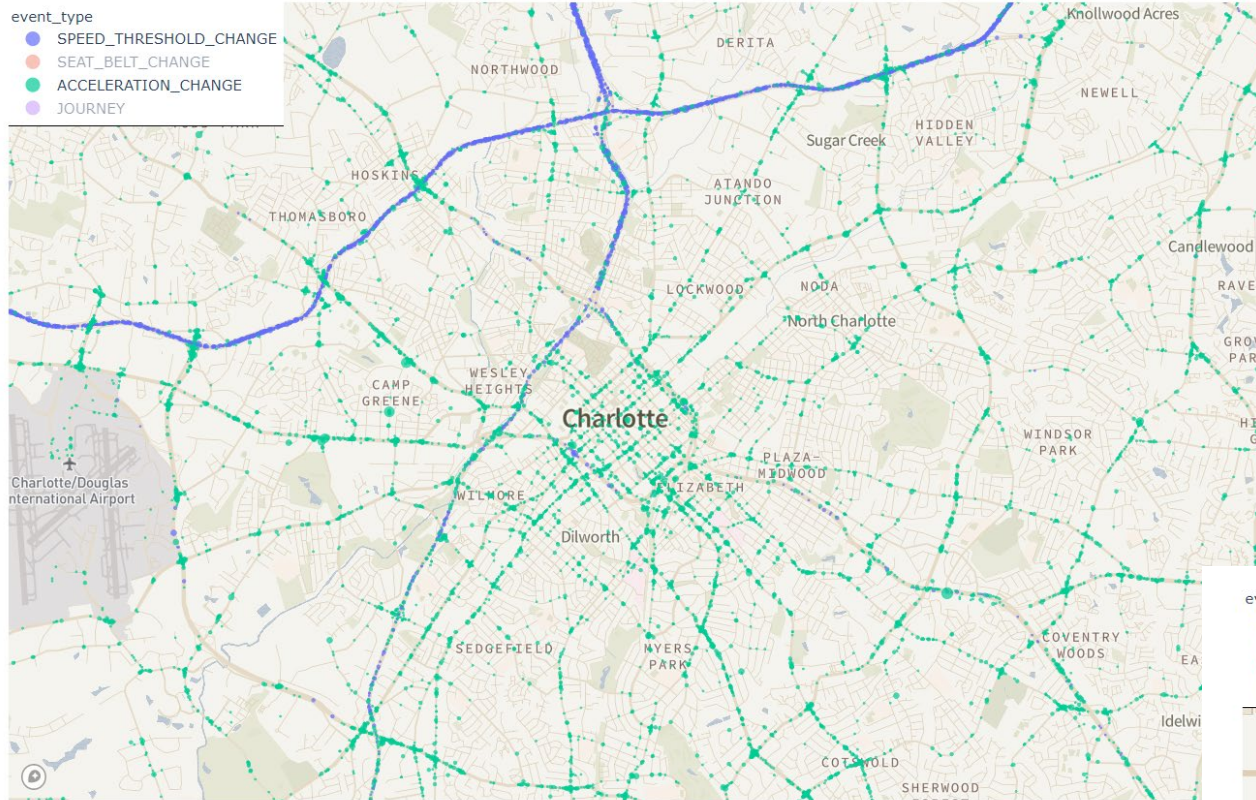
North Carolina
June 2022



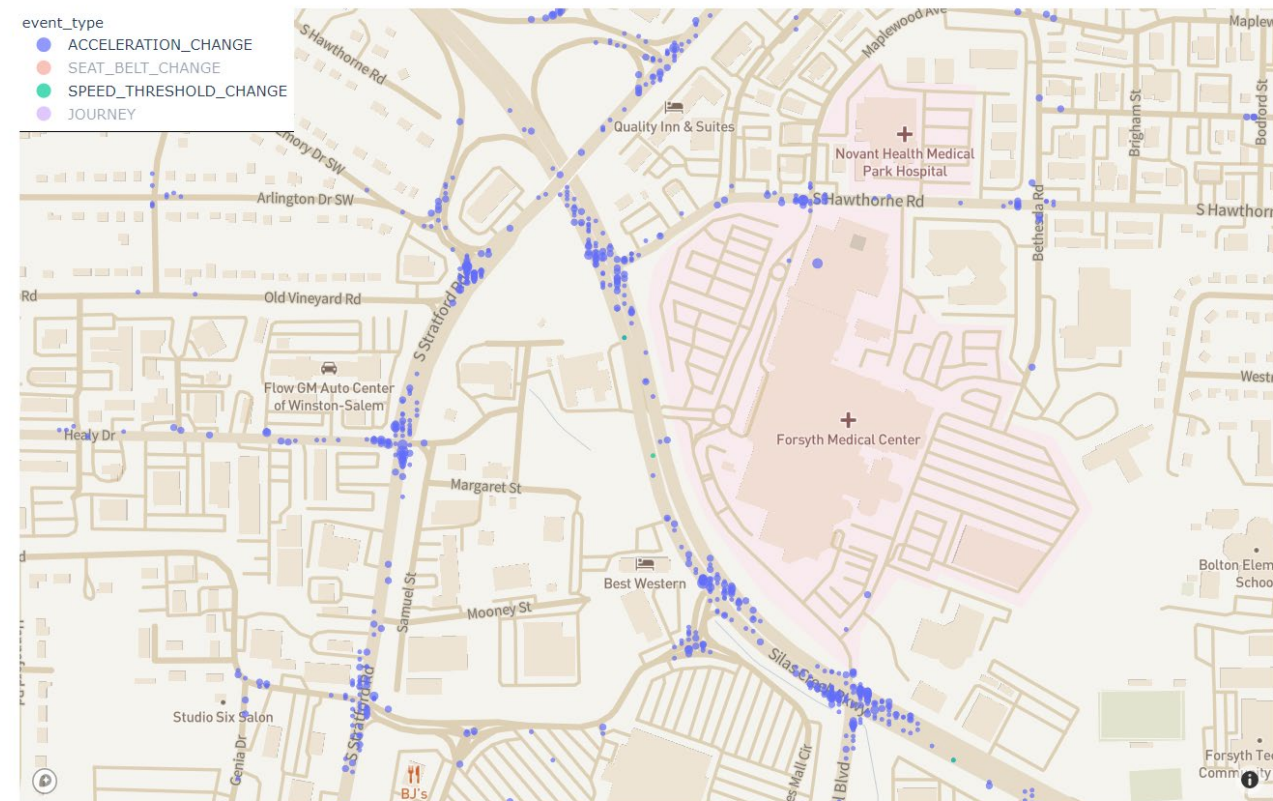


City of Raleigh – 06/04/2022
Vehicle Journeys: 109,129





Driving Events in key cities in North Carolina: Charlotte & Winston-Salem





Harsh Braking & Acceleration on Interstate 85, Charlotte, NC

 Harsh braking

 Harsh Acceleration



Harsh Braking & Acceleration on intersection Poole and New Hope Roads in Southeast Raleigh



Harsh braking



Harsh Acceleration

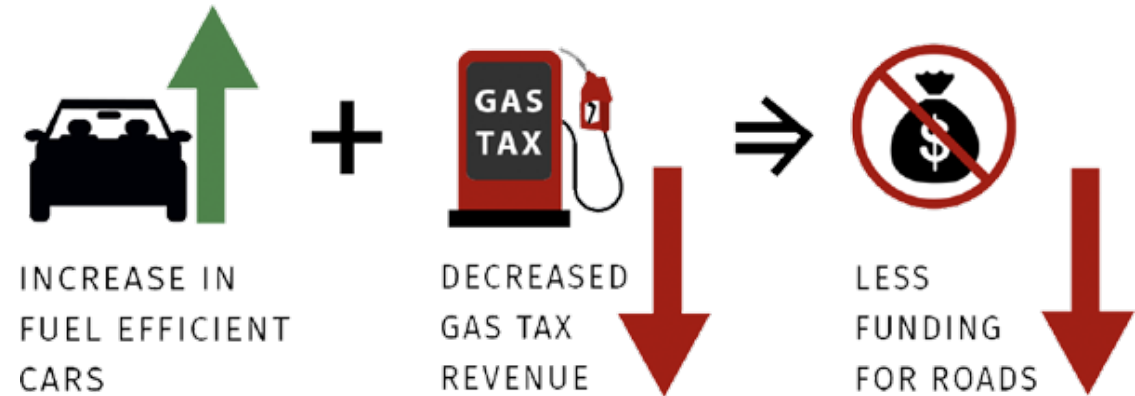
*Harsh Breaking Data –
Identifying Potential Accident
hotspots in Work Zones*



How can Wejo support MBUF Initiatives?

As traditional revenues such as gas taxes continue to decline, States across America are working to bridge the gap with forward-thinking solutions.

- The rise of Mileage Based User Fee (MBUF) and Vehicle Miles Travelled (VMT) based models are growing in traction as the introduction of electric vehicles grows in momentum across the US.
- With access to unique metrics such as VMT, Body Type & Fuel Type from Wejo Data, North Carolina will have access to insights, allowing them to understand the impact of MBUF initiatives.
- Wejo has data which will be key to monitoring a MBUF program. We will be working very closely with our OEM partners over the course of the coming years to help aid initiatives relating to privacy & compliance.



Conclusions

Big Data is already here

Connected Vehicle Data will be vital for
MBUF initiatives

Already making impacts: save lives, improve
transportation and the ecosystem

Be one step ahead





wejo

Thank you
www.wejo.com





FINANCE COMMITTEE MEETING MINUTES

DATE: June 8, 2022 **TIME:** 9:00am **LOCATION:** Virtual

MEETING CALLED BY	Chair Tony Lathrop
BOARD ATTENDEES	Chair Tony Lathrop, Vice Chair Chuck McGrady, Brad Lail, Lisa Mathis, Andy Wells, Stephen Rosenburgh, Cullie Tarleton, Landon Zimmer, and Grady Hunt

AGENDA TOPICS

1. Call to Order, Declaration of Quorum, Non-Conflict Statement and Approval of the May 4, 2022, Meeting Minutes – Chairman Tony Lathrop	
DISCUSSION SUMMARY	<p>Chairman Lathrop stated the meeting was virtual on Microsoft Teams. He called the meeting to order at 9:01am, took a roll call and declared a quorum.</p> <p>Chairman Lathrop read the non-conflict/ethics statement and asked if there were any known conflicts or appearances of conflicts of interest.</p> <p>Chairman Lathrop stated the meeting minutes were distributed prior to the meeting, and if there are no additions or corrections, the Chair would accept a motion that the minutes from the May 4, 2022 meeting be approved as submitted.</p>
ACTIONS TAKEN	<p>Chair Lathrop asked for a motion to approve the May 4, 2022 meeting minutes. Board Member Rosenburg made the motion to approve the minutes and Board Member Zimmer provided the second.</p> <p>Chair Lathrop took a roll call, and the May 4, 2022 minutes were approved unanimously.</p>
2. Financial Update – Stephanie King, CFO	
DISCUSSION SUMMARY	<p>Mrs. King started off with the Fast Five. Revenues continue to be strong, particularly in fuel tax and highway use tax. Expenditures are 7.3% lower than forecast: though 22.7% (\$915M) higher over last year. This shows an upward movement in our expenditure baseline, but not as much as we would like due to industry issues i.e., material and labor force shortages.</p> <p>CRISI Grant Awarded \$58M for Raleigh to Richmond (R2R) Corridor. Planning will be underway with updates to come as more information is available.</p> <p>Burt Tasaico will discuss the consensus revenue for the next two years (worked on by Amna Cameron, FRD, and OSBM). In addition, he will discuss the 10-year forecast which predicts growth. However, we need to keep looking at the economic indicators (unemployment, inflation, crude oil etc.) used in the 10-year forecast. Any changes in these indicators will impact the forecast.</p>



FINANCE COMMITTEE MEETING MINUTES

Michelle Overby will go over the updated Spend Plan with the consensus revenue numbers as well as the updated expenses for April. We received notification on May 31st that OSBM approved the FY23-FY24 Spend Plan.

Our Financial Team is getting ready for year-end close. The Annual Comprehensive Financial Report will be due to our Office of State Controller the end of August. This is important as it ultimately goes into the statewide financials which is what bond rating agencies look to when providing ratings. The State Auditor has informed us they will audit us. We will be working with them in the next couple of months.

Matt Lane will provide an update on Build NC.

Revenues for the month of April were lower. Fiscal year to date we are 1.7% lower than what we forecasted. However, MFT revenues and HUT revenues are higher.

We continue to catch up on our billings with federal aid. We anticipate continuing to bill them around \$25 million a week to use our full obligational authority. We continue to discuss our plan for August redistribution to get us extra billing authority. We hope to get at least \$100 million as illustrated in our Spend Plan.

There was a shortage of revenues coming in from billing our Build NC and GARVEE programs. This is due to expenditures not coming through in the system to get reimbursements from the Trustee. We are keeping an eye on this.

Expenses. Construction program continues to have actuals coming in significantly lower than forecasted. Maintenance, Modal and Other areas are close to what was forecasted in April. Fiscal year to date we are 7.3% lower than predicted. This is mainly due to construction. Our industry partners are still experiencing labor and material shortages.

We are actively working with SAS on providing another longer-term forecast adjustment that may be more indicative to our future planning, particularly our STIP projects. Mrs. King then pointed out that expenditure levels are greater than what they were this time last year.

Financial highlights. We have strong cash position within our Highway Fund, Trust Fund and Ferry Capital Fund. Combined this equates to about 139.7 days of cash on hand. Our commitments remain above \$8 billion, the vast majority of that is in the construction program (73%). Cash as a % of open commitments is at 31%, same as it was in 2015.

The liabilities of our outstanding commitments are increasing, our cash is increasing, and there is a slower spend due to labor shortage, material shortage etc. We let 84 new projects in the month of April and closed out 35.

Mrs. King then showed a chart showing what our cash will look like based on current information built in with the consensus revenue and the spend plan that will be voted on today we will reach \$1.5b in the next two years. There will be more of a decline in the Highway Fund and a higher cash baseline in the Trust Fund.

Mrs. King then mentioned that if the spend plan is approved today, please note we will be coming back with the first spend plan amendment when the General



FINANCE COMMITTEE MEETING MINUTES

	Assembly finalizes the budget. As you may know, we have a continuation budget which was a part of the second year of the biennium. However, we received expansion requests and there will be other factors in play at the General Assembly.
ACTIONS TAKEN	NONE TAKEN
3. New Revenue Estimates - Burt Tasaico, PE Director of Strategic Initiatives	
DISCUSSION SUMMARY	<p>Mr. Tasaico will discuss the New Revenue Estimates. Mr. Tasaico shows a matrix that looks at the different components. On the left-hand side, you have the three major revenue sources. The second column is some of the variables that we use to do the actual forecast. And then the far-right column has the different data sources.</p> <p>Mr. Tasaico then shows a table on consensus revenue forecast. The second column is all the agencies responsible for producing a revenue forecast: the Fiscal Research Division of the General Assembly, the Office State Budget and Management (OSBM) and NCDOT.</p> <p>For the third column labeled "Time Horizon," note that the consensus forecast only covers a one- or two-year time period depending on where we are in the budget cycle. Right now, since we are in the second year in the biennium, we are doing the revenue update for the current year and revising the second year of the biennium budget. MFT and HUT forecasts are completed by all three agencies. DMV Fee revenues are forecasted by NCDOT and OSBM.</p> <p>The "collaborative revenue" forecast stems from a word that was put back in the state budget that says OSBM and NCDOT are to work collaboratively to do a 10-year state revenue forecast</p> <p>"Consensus" refers to a one- or two-year time period. Mr. Tasaico then pointed out that this is one of the more difficult revenue forecasts that he has encountered due to current events and the fact that revenue forecasts rely heavily on historical information. A lot of these leading indicators changed due to the pandemic. Policy decisions came into place, such as the federal government providing assistance.</p> <p>Everything over the last 18 months says we're coming up on top. We're buying more cars, fuel consumption is starting to recover, people have started spending more money. And as the pandemic started to recede rates have moved even higher. There's been record growth on credit card expenditures. The number of jobs being created are coming back. So, as we start looking to the leading indicators for the future, things look very good because it's being based on that recent history. However, with current events (i.e., Ukraine), history is not a good indicator necessarily of what's going to happen in the future making this forecast one of the hardest to create.</p> <p>Mr. Tasaico shared some charts with the leading indicators that helped us look at a macro level of what's going on (slide 5). The bar line in gray is what we were assuming would happen in May based on May 2021 information. The green line is what is happening based on the information provided as of April 22, 2022.</p>



FINANCE COMMITTEE MEETING MINUTES

This information in the deck comes from S&P and IHS. The two companies just merged and is one of the sources that we use for leading indicators.

On slide 5, the chart on the left-hand side shows previously forecast US GDP versus the current forecast and there is not much of a difference. Last year the assumption on the price of crude oil was a steady price. Now (green line) crude oil prices have increased, which can be attributed to the geopolitical situation in other parts of the world.

Two other leading indicators are presented on slide 6: The Consumer Price Index and US Unemployment. The consumer price index is driven by energy prices and food prices. The chart on the right is the unemployment rate. You can see a big difference in what was being forecasted about a year ago and where we are going now. There are many more indicators that we follow, but we are presenting the indicators that are in the news.

The graph on slide 7 compares the revenues we were expecting last year vs this year. Based on this projection we will have more state revenues over the next 10 years.

The next series of charts on slide 8 show the three major revenue sources. The MFT are projected to be higher. Our variable gas tax rate is tied to the consumer price index (CPI) for energy with a weighted percentage of 25%.

Consumption is projected to increase during this period. A leading factor is the projected population growth in the state over the next 10 years.

The HUT shows an increase from last year's numbers. Per recent data, projections show an increase over the next 10 years. This is mainly due to the increased cost of automobiles for both new and used. Since HUT is a percentage of the vehicle transaction for both new and used vehicles, the revenue has increased.

The DMV fee shows an increase factoring population growth and the CPI 4-year adjustment. We do show a slightly lower growth than what was originally projected with last year's numbers.

The certificate of title fee is a fixed dollar amount that is due when you register your vehicle. Since there is a reduction of car sale transactions, fee revenue is lower. Although HUT has increased, that is due to the percentage of the sale verses a fixed fee for each sale transaction on a vehicle.

Slide 9 shows the two individual variables of the motor fuel tax. MFT accounts for a little over 50% of our total state revenue.

The MFT rate changed over time because of the assumption on crude oil prices. The Fuel Consumption measured in millions of gallons is still projected to have some growth.

In summary, our projections are based on data as of April, which shows us having a steady growth rate which is driven by the State itself growing.

Our fuel consumption levels have come to a pre-pandemic level. We are seeing higher vehicle prices. However, at the time of this forecast there was a low probability of a recession. Now, six weeks after the forecast, the fears of a



FINANCE COMMITTEE MEETING MINUTES

	recession have started to increase, and we will monitor our internal revenues from month to month as well as the leading indicators.
ACTIONS TAKEN	NONE TAKEN
4. SFY 2023 – 2024 Spend Plan - Michelle Overby, Director Cash Management & Forecasting	
DISCUSSION SUMMARY	<p>Ms. Overby started off stating that the state revenue forecast provided by Burt has been implemented in the spend plan that we are bringing before the board to vote on today. The major targets stated in last month did not change for Maintenance or Modal. There was a slight change in construction.</p> <p>Total revenues that we plan to receive in SFY 2023 is \$6.548B, and we are planning to spend \$7.196B with ending cash of \$1.761B.</p> <p>Total revenues that we plan to receive in SFY 2024 is \$6.406B, and we are planning to spend \$6.723B with ending cash of \$1.443B.</p> <p><u>FY 2023</u></p> <p>The State revenue forecast as of 5/2022 by OSBM and NCDOT is \$4.581B; Federal Aid as of 4/25/2022 is \$1.411B.</p> <p>There are no plans to issue GARVEE or Build NC in SFY 2023.</p> <p>Construction expenditures are forecasted at \$4.056B using SAS for the bulk of the program. Some big items to look at are STIP construction SAS expenditures \$1.079B; STIP preconstruction and holdouts \$1.079B; Build NC \$545M; and GARVEE \$605M.</p> <p>Maintenance expenditures are forecasted at \$2.072B. Major items are Other construction projected at \$151M; GMR at \$459M; contract resurfacing at \$604M and Bridge Program at \$383M.</p> <p>Other Modes expenditures are forecasted at \$396M. Major items are IMD projected at \$125M; Ferry Capital at \$3M; Ferry Operation is at \$57M; Railroad is at \$59M; and Aviation is at \$152M. The CRISI Grant is not included in this spend plan, however as we decide how it will be best used, we will incorporate it in a future amendment.</p> <p>Other Expenditures are forecasted at \$670M, the bulk of which is in Administration (\$378M).</p> <p><u>FY 2024</u></p> <p>The State revenue forecast as of 5/2022 by OSBM and NCDOT is \$4.669B; Federal Aid as of 4/25/2022 is \$1.498B.</p> <p>There are no plans to issue GARVEE in SFY 2024; there are plans to issue Build NC (\$300M) in SFY 2024.</p> <p>Construction expenditures are forecasted at \$3.927B using SAS for the bulk of the program. Some big items to look at are STIP construction SAS expenditures</p>



FINANCE COMMITTEE MEETING MINUTES

	<p>\$1.284; STIP preconstruction and holdouts \$1.283B; Build NC \$366M; and GARVEE \$523M.</p> <p>Maintenance expenditures are forecasted at \$1.738B. Major items are Other construction projected at \$77M; GMR at \$310M; contract resurfacing at \$445M and Bridge Program at \$484M.</p> <p>Other Modes expenditures are forecasted at \$374M. Major items are IMD projected at \$106M; Ferry Capital does not plan to spend any money in FY 24; Ferry Operation is at \$57M; Railroad is at \$56M; and Aviation is at \$154M.</p> <p>Other Expenditures are forecasted at \$685M, the bulk of which is in Administration (\$387M).</p>
ACTIONS TAKEN	<p>A vote was taken to present this to the full Board to vote. Board member Tarleton made a motion to present SFY 2023 – 2024 Spend Plan for consideration by the full Board of Transportation. Board member McGrady provided the second.</p> <p>Chair Lathrop took a roll call to vote on the motion, the motion passed unanimously.</p>
5. Build NC Bonds – Matt Lane Director of Finance	
DISCUSSION SUMMARY	<p>Mr. Lane provided a quick update on the successful sale of the Series 2022A Build NC Bond. This financing tool ensures NCDOT can continue to deliver projects at regional and divisional tiers, improving infrastructure throughout the state. To date, NCDOT has issued \$1.3B of Build NC funds (including the Series 2022A Bonds); with a weighted average All-In Total Interest Cost (TIC) of 2.12%.</p> <p>The series 2022A Bonds were priced on May 5th and issued on May 19th. The average coupon is 4.76% and the All-In TIC is 3.29% with a final maturity date of 5/1/2037.</p> <p>S&P, Fitch and Moody's all rated the 2022A Bonds, AA+ or Aa1, which is consistent with our prior Build NC issuances.</p> <p>The series 2022A proceeds will be used to fund 25 projects across 11 divisions throughout North Carolina, which include both the regional impact and division need projects. Net of the Debt Service Reserve Fund and issuance expenses, NCDOT received approximately \$304 million into a project fund to be used on these projects. The chart on the bottom of the screen represents the current contractual Build NC debt service by year through 2037; that is ~ \$120 million over the next 10 years. This does not include any other annual statutory commitments coming from the Trust Fund. This chart strictly reflects Build NC debt service and is intended to provide an alternative view of the size and scope of the program.</p> <p>Mr. Lane then gave a brief overview of the market conditions that NCDOT sold into. Generally, financial markets have been challenged in recent months and we've seen lower levels of liquidity and increased volatility. In fact, the day prior to pricing the Build NC Bonds, the Federal Reserve announced they will begin reducing their balance sheet by up to \$95 billion a month. In short, there's a supply and demand imbalance in the debt markets. This can be highlighted by the fact</p>



FINANCE COMMITTEE MEETING MINUTES

	<p>that we have seen a 4.1% growth year-to-date through April for tax free municipal debt issuances in a market where there has been \$41 billion of net outflows through April. Fortunately, the Build NC Bond were received very favorably in the market due to North Carolina's proactive fiscal management, broad strength of the dedicated revenue sources for the bonds, and the Build NC reputation in the marketplace. We also benefited from a shorter duration structure with the market.</p> <p>Interest rates have move up from the end of the year and they have moved sharply higher since the end of February. Look at the chart in the upper right-hand side on slide 4. This shows us a 10-year MMD rates up by about 1.7% through the first four months of 2022. Comparing this with 2021, the 10-year MMD increased by 0.3% for the entire year. The bottom chart highlights the percentage of time that MMD rates have been lower since 1990. The Series 2022A bonds carry maturity dates between 12 months and 15 years, over that time MMD rates have only been lower between 23% of the time (at 15 years) and 48% of the time (at 12 months). When we look at this in a historical perspective, we still have a very attractive interest rate environment.</p> <p>Mr. Lane then touched on the future of Build NC Bond and GARVEE Bond programs and highlight some key factors that will drive NCDOT's actions in the future. First, any issuances would be planned in accordance with statutory guidelines. There are a number of requirements in our enabling legislation and bond documents that must be followed at all times. These could include annual issuance limitations, threshold limitations and debt capacity restrictions.</p> <p>The spend plan for 2023 is a good example on requirements. There is a maximum cash balance threshold test for the Build NC program at \$2 billion for next year. This is a factor that we are considering when not planning a Build NC issuance in the next state fiscal year.</p> <p>Secondly, we will continue to have a collaborative approach between planning and programming and financial management in allocating bond proceeds to projects where they are most needed. We want to be intentional and selective about allocating bond proceeds to ensure that the dollars have the maximum impact. One example, our large mega highway projects can be difficult to program for without the use of bond proceeds. Thus, it's very likely that we would look to time our future GARVEE issuances with some of those projects and ensure we have adequate capacity under the GARVEE program.</p> <p>Finally, we've looked at prioritizing issuances and periods where interest rates remain low based on historical standards and when additional cash and or budget authority is needed to deliver projects.</p>
ACTIONS TAKEN	NONE TAKEN
6. Adjournment	
ACTIONS TAKEN	Chair Lathrop declared the June 8, 2022 meeting is concluded and adjourned with no objections.



FINANCE COMMITTEE MEETING AGENDA

BOARD OF TRANSPORTATION AUGUST 10, 2022

TIME: 10:45AM

LOCATION: ROOM 150 (BOARD ROOM), RALEIGH, NC 27601

Members of the Board will participate in-person or via Microsoft Teams.

TOPIC	PRESENTER	TIME
Welcome Call to Order Roll Call Declaration of Quorum Approval of June 8 th 2022 Meeting Minutes Opening remarks	Tony Lathrop, Chair	10:45am
Financial Update	Stephanie King, CFO	10:50am
Spend Plan Amendment 1	Michelle Overby, Director of Cash Management and Forecasting	11:10am
Discussion and Vote for Spend Plan 1	Tony Lathrop, Chair	11:15am
Revenue Update	Burt Tasaico, PE Director of Strategic Initiatives	11:25am
Adjourn		



NORTH CAROLINA

Department of Transportation



Financial and Spend Plan Update


As of June 2022

Stephanie King, Chief Financial Officer

August 2022


Executive Summary

The Fast Five




Financial Status

- FY21-22 Year End:**
- Revenue \$6.66B which is 1% less than the previous year and 2% less than the forecast.
 - Expenses \$6.3B which is over \$1.3B more than the previous fiscal year and 7% lower then forecast
 - Trust Fund expenses continue to lag due to industry issues (over 81% of June expenses were for construction contracts).
 - August Redistribution request was submitted for \$213M of additional billing authority.



FY23 State Budget


- Overall Highway Fund appropriations increased by \$334.8M and is \$2,938.2M.
- Increase in HF is due to the revised consensus forecast & additional revenue from the Sales Tax
- Highway Trust Fund increased \$107.2M for a total of \$1,835.5M.
- Budget certification with OSBM is underway though technical corrections are needed.



General Fund Sales and Use Tax Transfer


Fiscal Year	% to Highway Fund	% to HTF
2022-23	2%*	0%
2023-24	1%	3%
2024-25 & on	1.5%	4.5%

*The 2% Revenue Transfer is equivalent to \$193,100,000



Spend Plan Amendments

- FY23-24 Spend Plan Amendment 1
 - Session Law 2022-74 Section 42.3 for \$193M - inclusion of Sales Tax revenue.
 - Session Law 2022-74 Section 41.0 of \$135M - Time Limited Cost Escalation Adjustment.
- FY23-24 Spend Plan Amendment 2 – next month

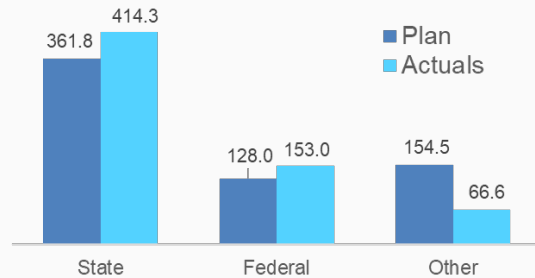


Audits

- EAGLE Internal Control Audit is complete
- Annual Comprehensive Financial Report audit is underway
- Preparing for Spend Plan Performance Audit Session Law 2022-74

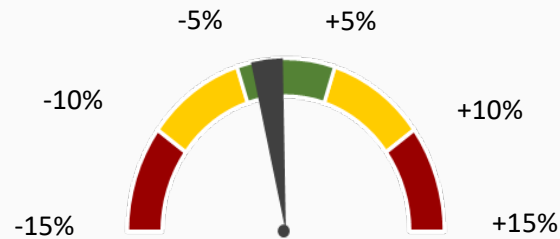
Revenues

June 2022 Spend Plan




(\$10.4M)
-1.6%
 Monthly Variance

Spend Plan FYTD Performance




(\$154.5M)
-2.3%
 FYTD Variance

FY 2022 Spend Plans and Actuals (\$M)

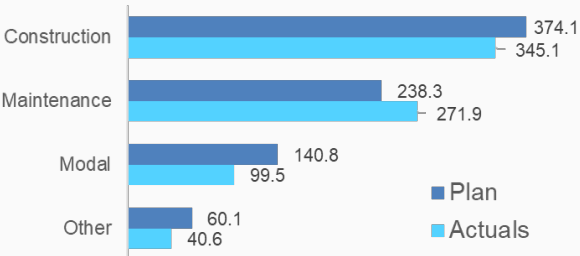


Revenue Commentary

- Negative monthly variance is primarily due to Modal Revenues - SCIF Aviation funds forecasted for June but received in February, S-Line acquisition being delayed, and government transfers.
- NCDOT intends to bill FHWA ~\$25M+ a week to fully bill by the end of the FFY.
 - Planning for August Redistribution that will be submitted to FHWA in July. Spend plan estimate is \$100M.
- June collections in MFT and HUT picked up from May with HF and HTF exceeding spend by 15.5% and 12.8%, respectively.
- FYTD HF and HTF revenues have grown by approximately 4.5% (~\$184M) on a combined basis as compared to SFY 2021.

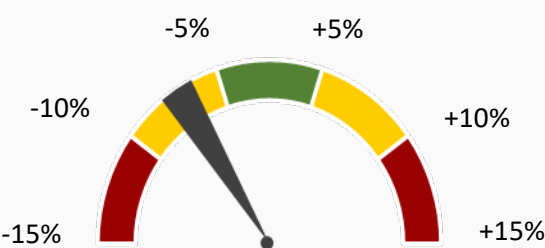
Expenses

June 2022 Spend Plan




(\$56.1M)
-6.9%
Monthly Variance

Spend Plan FYTD Performance




(\$512.2M)
-7.5%
FYTD Variance

Expense Commentary

- Monthly variance is primarily due to underspending in Rail and Construction.
 - Rail’s S-Line acquisition is delayed until SFY 2023.
 - Construction expenditures continue to fall behind forecast due to labor and material shortages.
- Labor and material issues are major issues.
- Continuing to work with SAS on another forecast adjustment that will be tested in September.
- FYTD expenditures have increased 24.8% from the prior year.

FY 2022 Spend Plans and Actuals (\$M)



Financial Highlights

Cash

Cash Balance

\$2,377M

Highway Fund:	Trust Fund:	Other*:
\$1,376m	\$979m	\$22m

FY22 FCST Avg. Monthly Expenditures

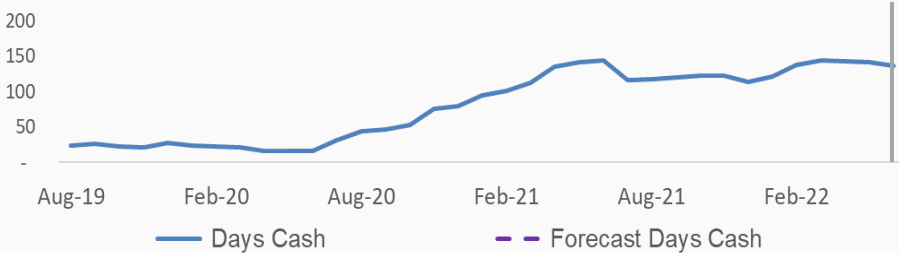
\$529M

Days Cash On Hand

136.8

Last Month: 141.4

Days Cash on Hand

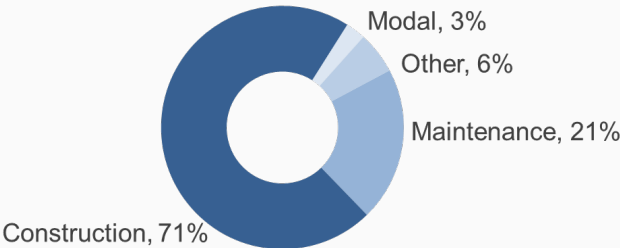


Commitments

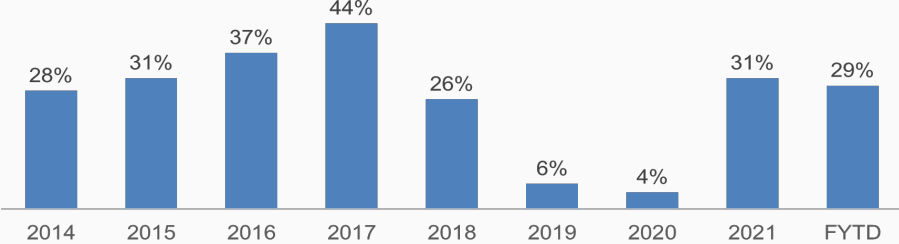
Open Commitments

\$8,131M

Last Month: \$8,007M



Cash as a % of Open Commitments

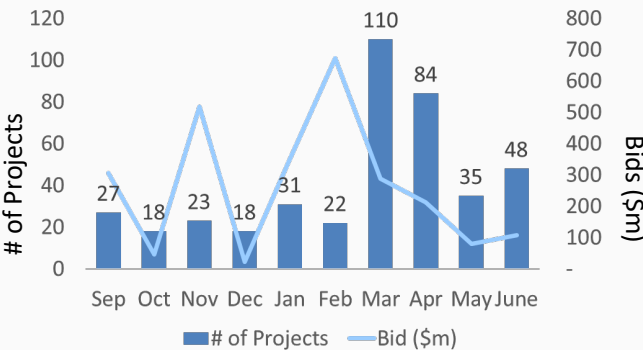


Project Activity

New Active Projects
June

48 Projects

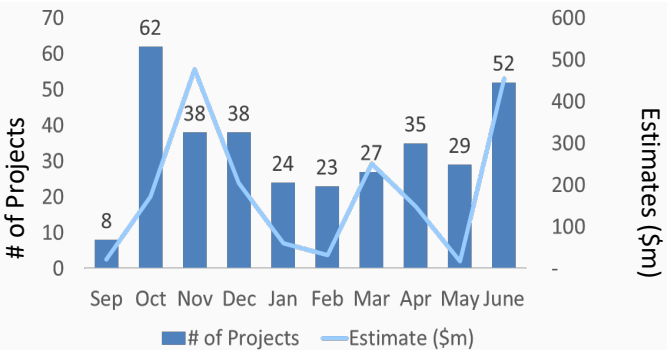
\$107.6M
(Bid Amounts)



Accepted Projects
June

52 Projects

\$454.2M
(Estimate to Date)



2022-23 Budget Overview



Highway Fund

- Overall Highway Fund appropriations increased by \$334.8M and is \$2,938.2M.
- Increase in HF is due to the revised consensus forecast & additional revenue from the Sales Tax Transfer from the General Fund estimated as \$193.1M for FY23.
- Provides \$135M in the HF for costs escalations (materials and supplies) on existing contracts
- Provides \$33.1M to General Maintenance Reserve (GMR)
- Provides \$25M for Commercial Services Airports
- Provides funds from Commerce for an Economic Development Liaison -\$160K
- State Employees - Legislative increase for employees of 3.5% instead of the original 2.5% for FY22-23



Highway Trust Fund

- Highway Trust Fund increased \$107.2M for a total of \$1,835.5M.
- Transfers \$109.8M from the HF to the HTF for STIP/Right of Way Acquisitions for Hardship Claims
- Increases STI funding by \$106.9M due to revised revenue estimates



Use Sales Tax Revenues Transfer

Fiscal Year	% to Highway Fund	% to HTF
2022-23	2%*	0%
2023-24	1%	3%
2024-25 & on	1.5%	4.5%

*The 2% Revenue Transfer is equivalent to \$193,100,000



Technical Correction Requests



- Included \$240K for visitor centers but did not direct the allocation of these funds to specific visitor centers nor amend the General Statute- asking for a technical correction
- We do not expect to see a correction bill.



Denied Requests



- DOT's request of \$5.6M for increase in mailing costs due to higher on-line renewals and plate replacements- in addition USPS has announced another increase in first class stamp prices due to inflation
- Ferry did not get state match request of \$250K for IJJA grant applications or \$2M for US Coast Guard required credit dry docks
- Does not include Office of Inspector General's (OIG) request for 6 additional positions



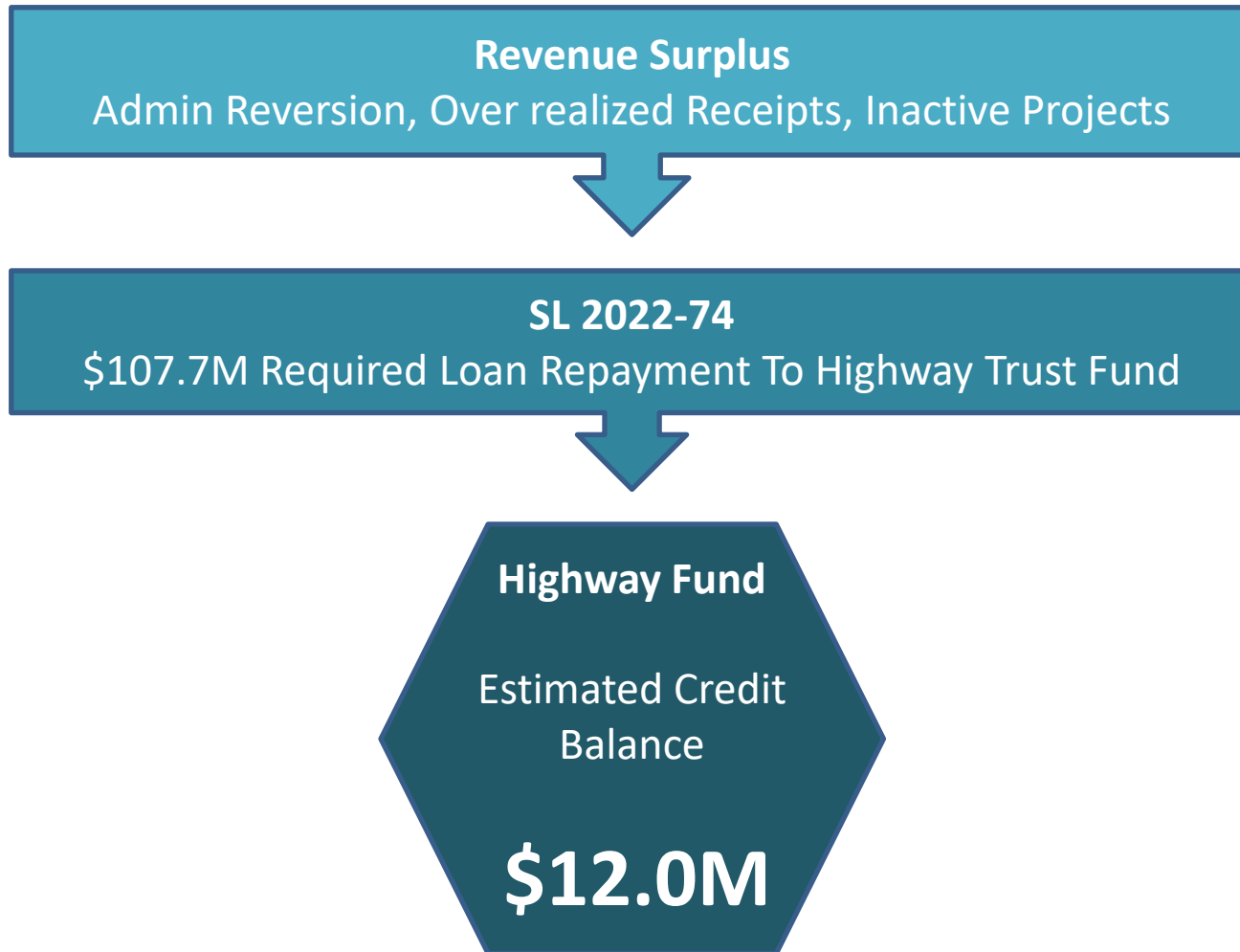
Areas of Concern



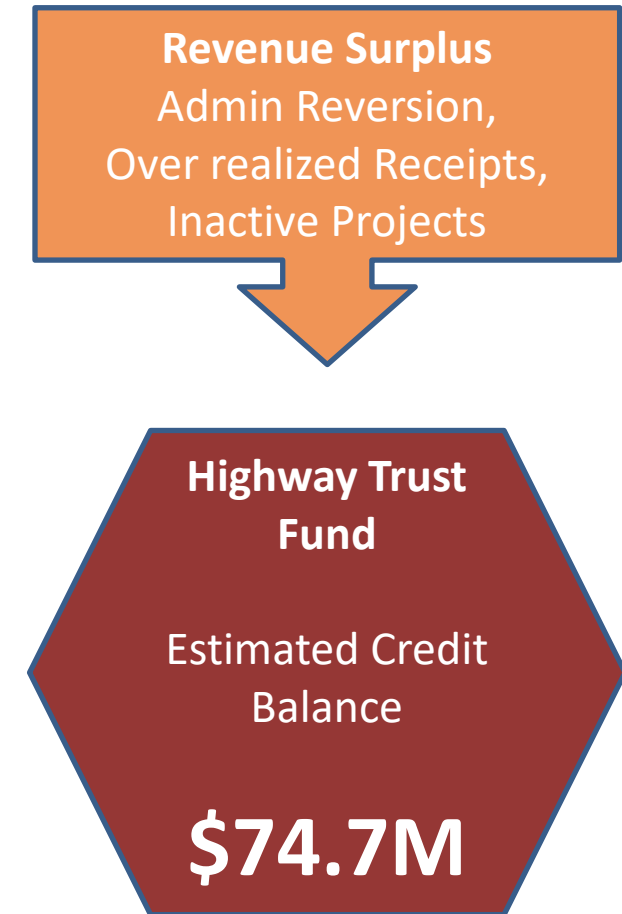
- Directs over-realized receipts in the HF to loan repayments in the amount of \$107.7M. This essentially writes off over-realized revenue that could be used for GMR. Same issue as last year with no resolution \$176M.

Estimated Credit Balances For HF and HTF

Highway Fund



Highway Trust Fund



Detailed Report

Financial Analysis

- **HF Cash** – Cash balance increased from \$1,201.2 million in June 2021 to \$1,375.6 million in June 2022. An increase of \$174.4 million or 12.7%. This increase in cash was primarily due to decreased expenditures during FY 2021 due to the cash shortage in early FY 2021.
- **HF Revenues & Expenses** – Revenues increased from \$231.6 million in June 2021 to \$265.4 million in June 2022. An increase of \$33.9 million or 14.6%. This increase was due to a \$14.3 million increase in motor fuel tax revenues and a \$23.6 million increase in highway use tax revenues which was offset by a \$4.8 million decrease in license & fee revenues in June 2022 compared to June 2021. Expenses (current accounts) increased by \$13.1 million, or 10.0% in June 2022 compared to June 2021.
- **HF YTD** – June 2022 YTD revenues exceeded June 2021 YTD revenues by \$122.4 million, and June 2022 YTD expenses (current accounts) were greater than June 2021 YTD by \$6.8 million.
- **HTF Cash** – Cash balance increased from \$811.8 million in June 2021 to \$979.2 million in June 2022. An increase of \$167.3M million or 20.6%. This increase in cash was primarily due to decreased expenditures in FY 2021 due to the cash shortage in early FY 2021.
- **HTF Revenues & Expenses** – Revenues decreased from \$157.4 million in June 2021 to \$148.8 million in June 2022. A decrease of \$8.6 million or 5.4%. This decrease was due to a \$5.7 million decrease in highway use tax revenue, a \$1.6 million decrease in fees revenue, and a \$1.8 million decrease in motor fuel tax revenue in June 2022 compared to June 2021. Expenses (current accounts) increased by \$11.3 million or 317.2% in June 2022 compared to June 2021.
- **HTF YTD** – June 2022 YTD revenues exceeded June 2021 YTD revenues by \$61.9 million, and June 2022 YTD expenses (current accounts) exceeded June 2021 YTD expenses (current accounts) by \$24.0 million.

Key monthly action:

On June 22, DOT repaid \$50M of the Highway Trust Fund loan to the Highway Fund. This repaid a portion of the loan made on November 15, 2018 for \$150M. The outstanding balance of the loans after this payment will be \$205,300,000.

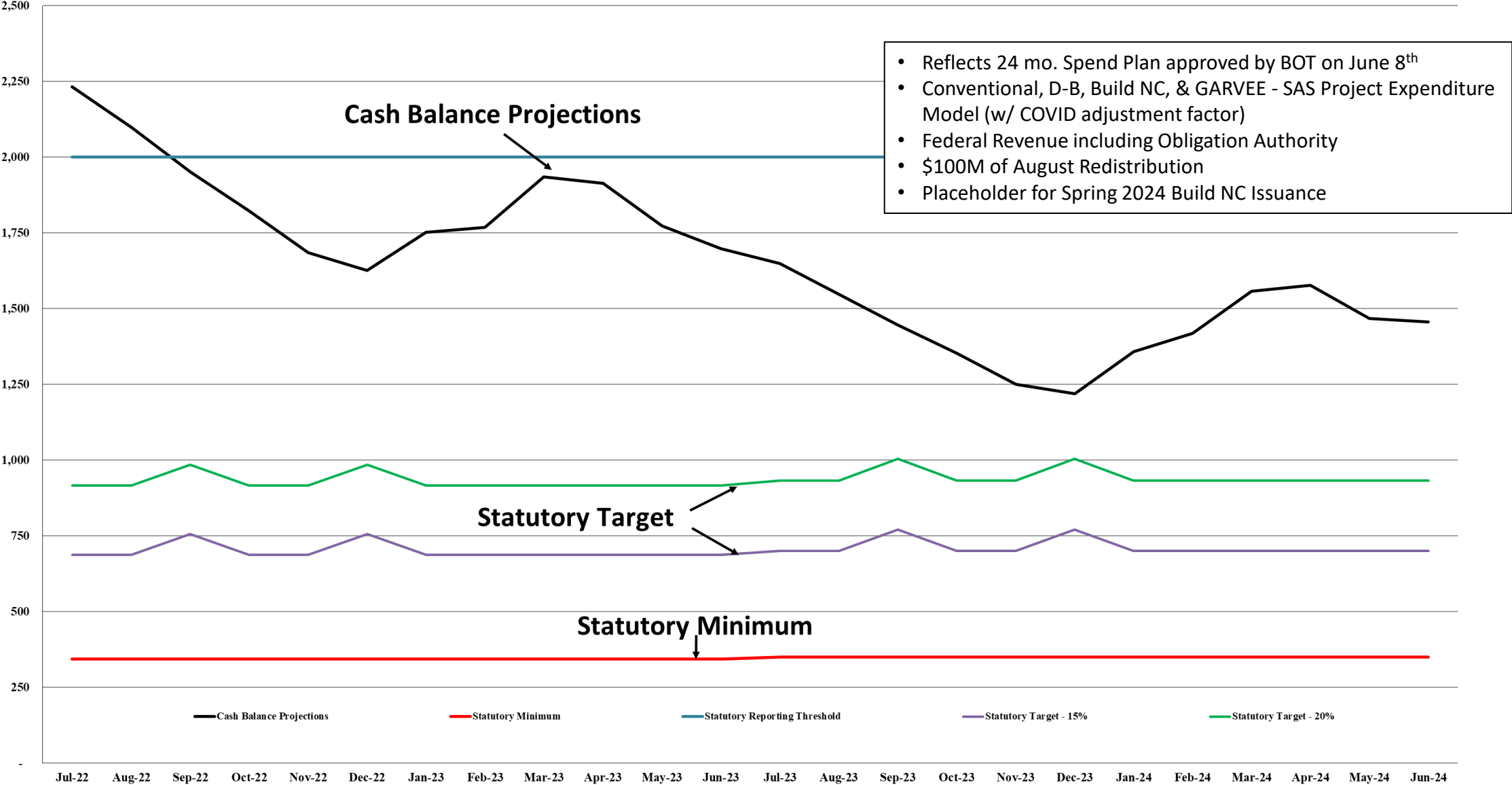
Financial Update

SFYTD 2022 as compared SFYTD 2021 (\$ in millions)

	Month over Month		Year to Date	
	June 2022	June 2021	YTD 2022	YTD 2021
<u>HF, TF, and Ferry Capital</u>				
Collections	\$ 634	\$ 562	\$ 6,659	\$ 6,740
Expenditures	<u>757</u>	<u>571</u>	<u>6,343</u>	<u>5,084</u>
Net Change	\$ (123)	\$ (9)	\$ 316	\$ 1,656
 Cash Balances:				
			June 2022	June 2021
Highway Fund *			\$ 1,376	\$ 1,201
Highway Trust Fund			979	812
Ferry Capital Fund			22	
Totals			<u>\$ 2,377</u>	<u>\$ 2,013</u>

*Excludes bond proceeds held by Trustee

24 Month Cash Forecast – SFY 23 / SFY 24 Spend Plan

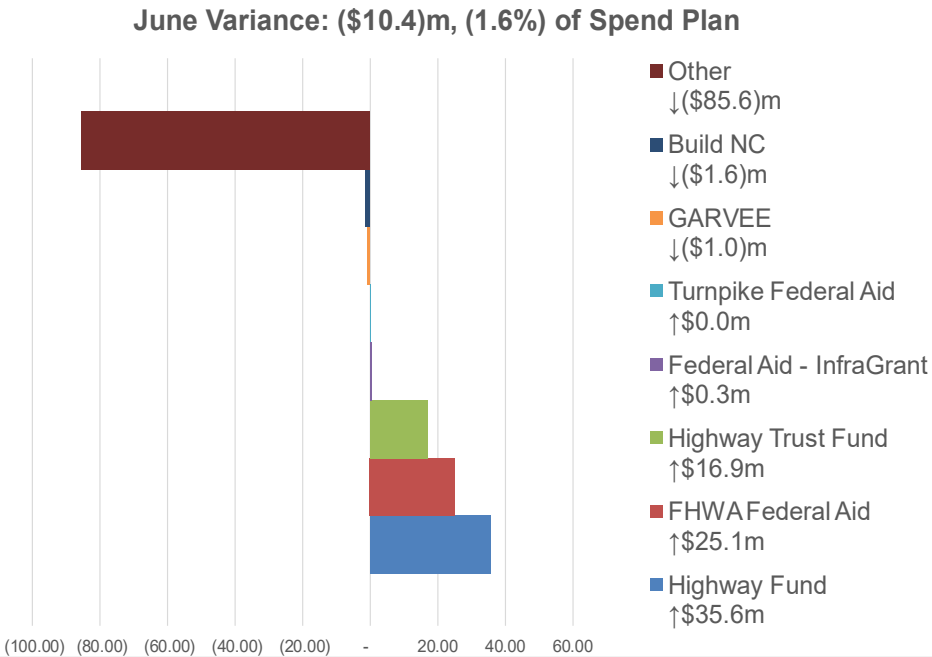


Actual
Revenues and
Expenditures
Compared to
Spend Plan

Actuals		Variance - Fiscal Year to Date				Track Against Full Year Spend Plan	
Description	Actuals As of 06/30	Fiscal YTD Spend Plan	\$ Variance, FYTD	% Variance, FYTD	Full Year Spend Plan (Mar 10, 2022)	% of SFY 2022 Spend Plan	
State revenues	4,324.61	4,234.09	90.52	2%	4,234.09	102%	<div></div>
Federal aid	1,253.12	1,298.29	(45.17)	-3%	1,298.29	97%	<div></div>
Federal aid - USDOT Discretionary Grants	26.48	36.14	(9.66)	-27%	36.14	73%	<div></div>
Turnpike Federal Aid	0.39	0.27	0.11	42%	0.27	142%	<div></div>
Other	476.63	553.64	(77.01)	-14%	553.64	86%	<div></div>
Garvee	286.32	328.18	(41.86)	-13%	328.18	87%	<div></div>
BuildNC	291.17	362.91	(71.74)	-20%	362.91	80%	<div></div>
Total Revenues & Other Receipts	6,658.72	6,813.52	(154.81)	-2%	6,813.52	98%	<div></div>
Garvee Expenditures	375.30	646.32	(271.02)	-42%	646.32	58%	<div></div>
Garvee Debt Service	154.33	131.63	22.70	17%	131.63	117%	<div></div>
Division of Mitigation Services (Formerly EEP)	(49.08)	(39.36)	(9.72)	25%	(39.36)	125%	<div></div>
BUILDNC Expenditures	519.83	569.30	(49.48)	-9%	569.30	91%	<div></div>
BUILDNC Debt Service	93.04	93.04	-	0%	93.04	100%	<div></div>
Strategic Transportation Initiative	1,391.20	1,025.79	365.41	36%	1,025.79	136%	<div></div>
NC Mobility Fund	0.00	0.00	0.00	120%	0.00	220%	<div></div>
TIP	695.44	966.36	(270.92)	-28%	966.36	72%	<div></div>
TIP - USDOT Discretionary Grants	181.05	288.80	(107.75)	-37%	288.80	63%	<div></div>
Turnpike Authority	7.71	4.75	2.95	62%	4.75	162%	<div></div>
Internal Orders	(47.52)	(4.21)	(43.31)	1029%	(4.21)	1129%	<div></div>
Congestion Mitigation & Air Quality (CMAQ)	31.16	40.92	(9.77)	-24%	40.92	76%	<div></div>
Total Construction	3,352.45	3,723.35	(370.90)	-10%	3,723.35	90%	<div></div>
Other Construction - Secondary Roads	10.40	15.00	(4.60)	-31%	15.00	69%	<div></div>
Other Construction - Spot Safety Improvements	15.99	15.00	0.99	7%	15.00	107%	<div></div>
Other Construction - Contingency	11.68	15.00	(3.32)	-22%	15.00	78%	<div></div>
Other Construction - Mobility/Modernization	217.57	149.57	68.00	45%	149.57	145%	<div></div>
General Maintenance Reserve	454.96	471.00	(16.04)	-3%	471.00	97%	<div></div>
Contract Resurfacing	544.86	524.00	20.86	4%	524.00	104%	<div></div>
Roadside Environmental	99.32	105.60	(6.28)	-6%	105.60	94%	<div></div>
Pavement Preservation	94.41	83.00	11.41	14%	83.00	114%	<div></div>
Bridge Program	211.58	250.00	(38.42)	-15%	250.00	85%	<div></div>
Bridge Preservation	64.39	72.00	(7.61)	-11%	72.00	89%	<div></div>
Undeclared Disasters including Snow & Ice	123.70	93.70	30.00	32%	93.70	132%	<div></div>
Disaster Funding - FEMA	(0.06)	66.90	(66.96)	-100%	66.90	0%	<div></div>
Total Maintenance	1,848.80	1,860.77	(11.97)	-1%	1,860.77	99%	<div></div>
Integrated Mobility Division	129.65	115.00	14.65	13%	115.00	113%	<div></div>
IMD - New Starts	26.03	26.00	0.03	0%	26.00	100%	<div></div>
Ferry Division	55.64	58.87	(3.22)	-5%	58.87	95%	<div></div>
Rail Division	45.21	106.40	(61.19)	-58%	106.40	42%	<div></div>
Aviation Division	238.21	257.40	(19.19)	-7%	257.40	93%	<div></div>
Total Other Modes	494.74	563.66	(68.92)	-12%	563.66	88%	<div></div>
Administration	290.25	347.71	(57.46)	-17%	347.71	83%	<div></div>
Transfers to Other State Agencies	66.26	67.78	(1.52)	-2%	67.78	98%	<div></div>
Transfers to General Fund/NCTA - GAP Funds	110.00	110.00	-	0%	110.00	100%	<div></div>
State aid to municipalities	159.21	159.21	(0.00)	0%	159.21	100%	<div></div>
Debt Service	-	-	-	na	-	na	<div></div>
Other Programs	21.16	22.57	(1.41)	-6%	22.57	94%	<div></div>
Total Other Expenditures	646.88	707.28	(60.40)	-9%	707.28	91%	<div></div>
Total Expenditures	6,342.88	6,855.06	(512.18)	-7%	6,855.06	93%	<div></div>

Revenue Summary and Variances – Monthly (\$M)

Variance to Spend Plan - Month of Jun



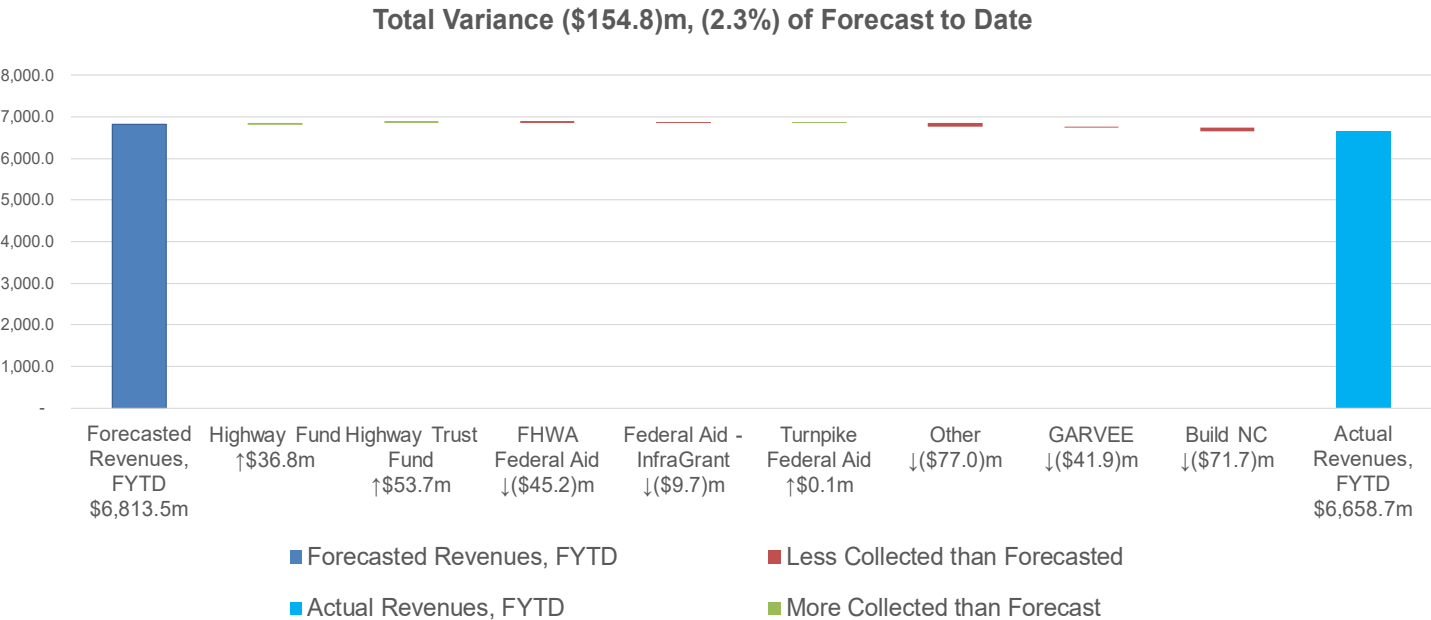
Commentary

- Overall negative monthly variance to plan of 1.6% (\$10.4M), largely due to Other revenues.
- Other revenue variance is due to SCIF Aviation funds being forecast for June (received in February), S-Line acquisition being delayed, and government transfers.
- June 2022 revenue receipts exceeded June 2021 by 12.7% (\$71.4M).
- NCDOT received obligation authority for IJJA and intends to bill FHWA ~\$25M+ a week to fully bill by the end of the FFY.
- There is very little variance from plan with regards to the Build NC and GARVEE reimbursements in June.

Actuals		Variance to Spend Plan - Monthly				Variance to Prior Year- Monthly			
Description	Actuals For Month Ending 06/30	Spend Plan	\$ Variance, Monthly		% Variance, Monthly	Prior Year	\$ Variance, Monthly		% Variance, Monthly
Highway Fund	265.45	229.88	35.56		15%	231.56	33.88		15%
Highway Trust Fund	148.81	131.94	16.87		13%	157.39	(8.57)		-5%
FHWA Federal Aid	153.04	127.98	25.05		20%	102.87	50.17		49%
Federal Aid - InfraGrant	1.51	1.16	0.35		30%	7.36	(5.85)		-79%
Turnpike Federal Aid	0.03	-	0.03		na	0.07	(0.03)		-50%
Other	17.97	103.61	(85.64)		-83%	17.67	0.30		2%
GARVEE	15.26	16.27	(1.01)		-6%	10.35	4.91		47%
Build NC	31.82	33.42	(1.60)		-5%	35.22	(3.40)		-10%
Total Revenues	633.89	644.27	-10.38		-2%	562.48	71.40		13%

Revenue Summary and Variances – Fiscal Year to Date (\$M)

Variance to Spend Plan - Fiscal Year to Date



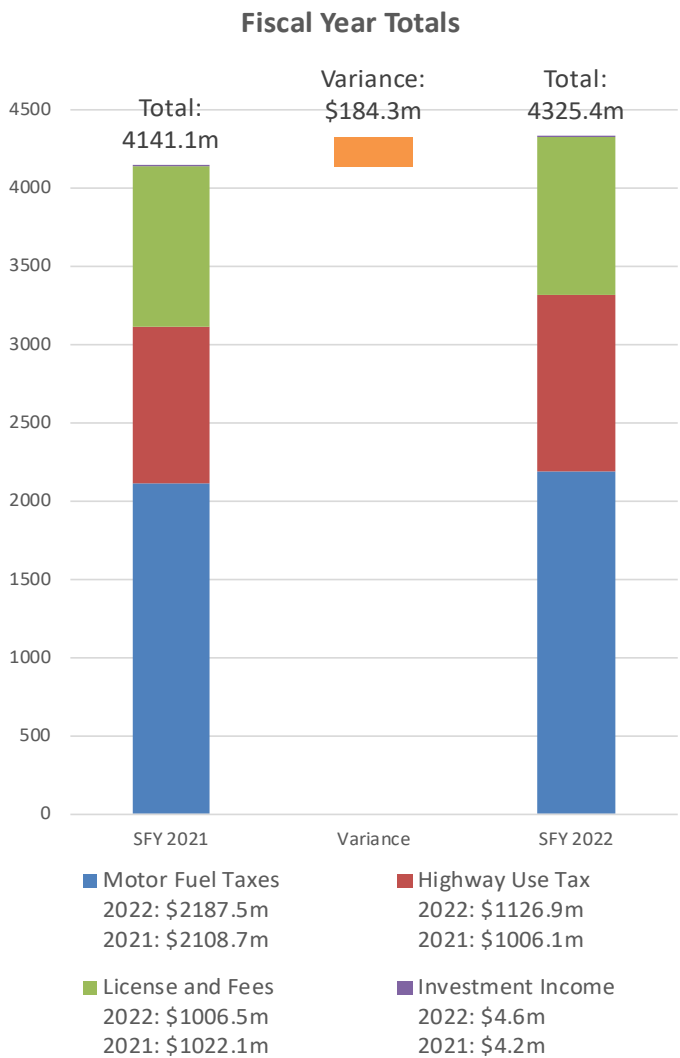
Commentary

- FYTD revenue receipts are roughly in line with plan (-2.3%) and prior year receipts (-1.2%).
- YOY growth in HF and HTF Revenues of 4.7% and 4.0% respectively.
- A slight YOY decrease in revenues, largely attributable to reduced receipts from FHWA Federal Aid and a slow down of reimbursements from Build NC.

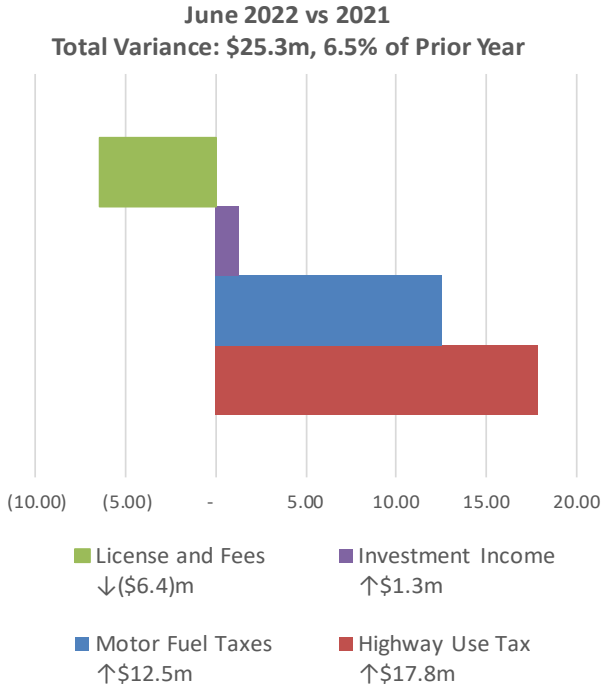
Actuals		Variance - Fiscal Year to Date				Track Against Full Year Spend Plan		Variance to Prior Year- FYTD		
Description	Actuals As of 06/30	Fiscal YTD Spend Plan	\$ Variance, FYTD	% Variance, FYTD	Full Year Spend Plan (Mar 10, 2022)	% of SFY 2022 Spend Plan		Prior Year	\$ Variance, FYTD	% Variance
Highway Fund	2,704.86	2,668.06	36.79	1%	2,668.06	101%		2,583.07	121.78	5%
Highway Trust Fund	1,619.75	1,566.03	53.72	3%	1,566.03	103%		1,557.89	61.86	4%
FHWA Federal Aid	1,253.12	1,298.29	(45.17)	-3%	1,298.29	97%		1,421.22	(168.10)	-12%
Federal Aid - InfraGrant	26.48	36.14	(9.66)	-27%	36.14	73%		72.31	(45.83)	-63%
Turnpike Federal Aid	0.39	0.27	0.11	42%	0.27	142%		23.33	(22.94)	-98%
Other	476.63	553.64	(77.01)	-14%	553.64	86%		190.11	286.53	151%
GARVEE	286.32	328.18	(41.86)	-13%	328.18	87%		296.32	(10.00)	-3%
Build NC	291.17	362.91	(71.74)	-20%	362.91	80%		596.05	(304.88)	-51%
Total Revenues	6,658.72	6,813.52	-154.81	-2%	6,813.52	98%		6,740.30	-81.58	-1%

Highway Fund & Trust Fund Details June 2022(\$M)

FYTD YoY Variance



Monthly YoY Variance



Commentary

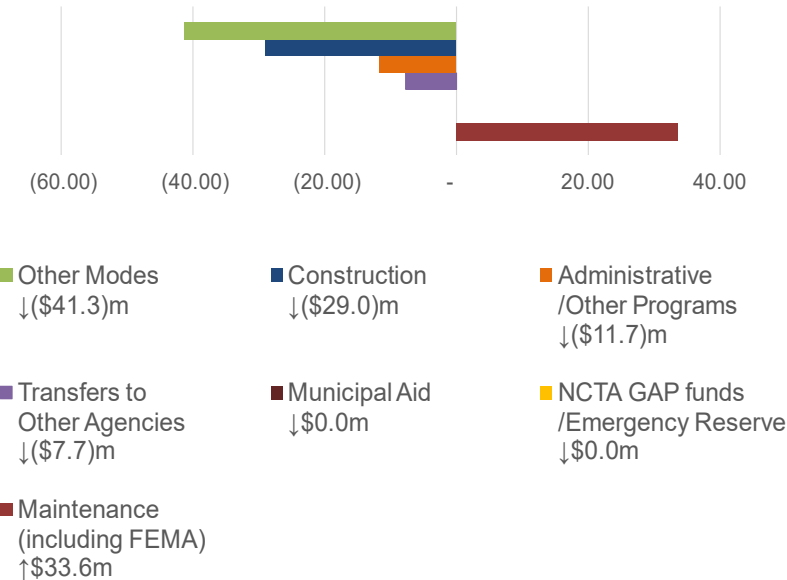
- FYTD Highway Fund and Trust Fund revenues have grown by approximately 4.5% on a combined basis as compared to SFY 2021.
- There has been broad strength in the major revenue sources of the department YTD with MFT up 3.7% and HUT up 12.0% YOY.
- License and Fees collections - for June fell 6.9% from 2021 to 2022 and for FYTD collections fell 1.5% YOY.

Prior Year Comparison						
Comparison to Prior Year - Month of June			Comparison to Prior Year - Fiscal Year to Date			
Revenue	June 2022	June 2021	Current FYTD Actual Revenue (Jul '21 - Jun '22)	Previous FYTD Actual Revenue (Jul '20 - Jun '21)	FYTD YoY \$ Δ	FYTD YoY % Δ
Motor Fuel Taxes	206.1	193.6	2,187.5	2,108.7	78.8	4%
Highway Use Tax	119.8	102.0	1,126.9	1,006.1	120.8	12%
License and Fees	86.3	92.7	1,006.5	1,022.1	(15.6)	-2%
Investment Income	2.0	0.7	4.6	4.2	0.4	9%
Total Revenue	\$414.2	\$389.0	\$4,325.4	\$4,141.1	\$184.3	4%

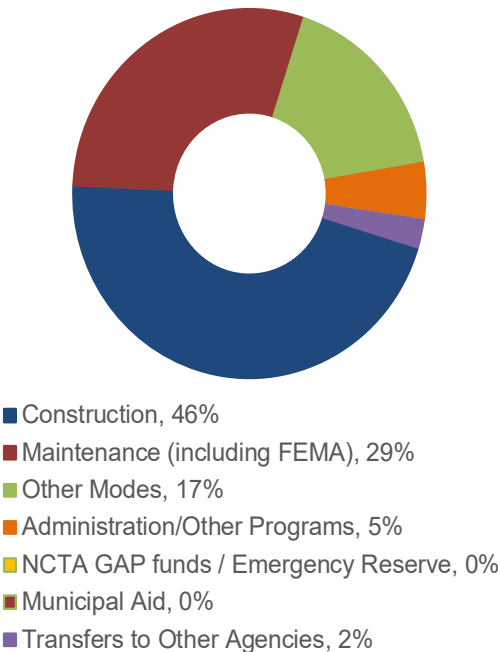
Overall Expenditure Variances – Monthly (\$M)

Variance to Spend Plan - Month of Jun

Jun Variance: (\$56.1)m, (6.9%) of Spend Plan



Monthly Expenditure Makeup*



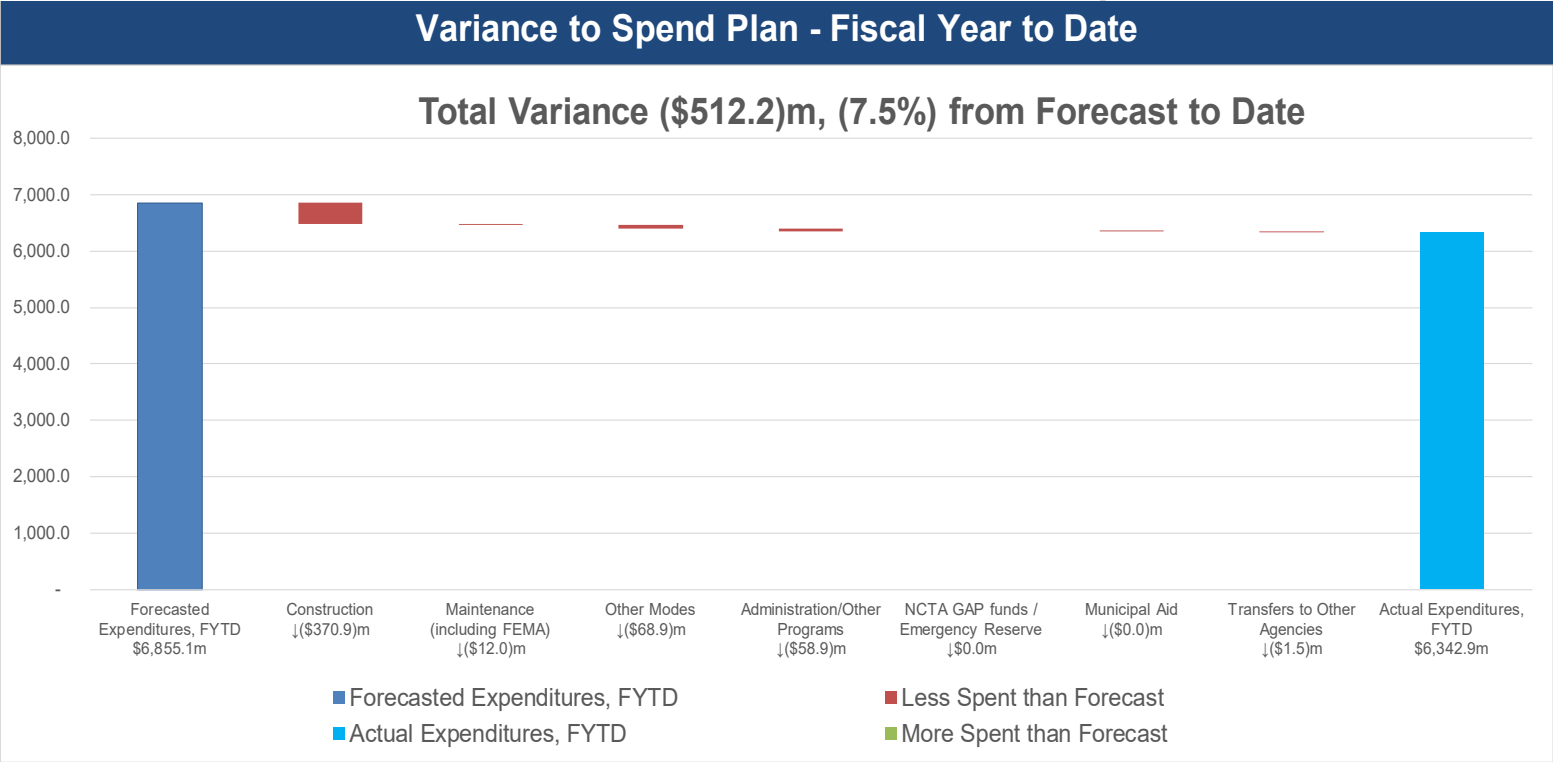
Commentary

- Negative variance to spend plan decreased from -10.4% in May to -6.9% in June.
- June variance is mainly due to decreased spend in Construction and Other Modes.
- Construction expenditures continue to fall behind due to labor and material shortages.
- Maintenance monthly expenditures exceeded forecast by 14.1%

Actuals		Variance - Monthly			Variance to Prior Year- Monthly		
Description	Actuals For Month Ending 06/30	Spend Plan	\$ Variance, Monthly	% Variance, Monthly	Prior Year	\$ Variance, Monthly	% Variance, Monthly
Construction	345.06	374.05	(28.99)	-8%	286.92	58.15	20%
Maintenance (including FEMA)	271.94	238.34	33.60	14%	178.61	93.33	52%
Other Modes	99.52	140.79	(41.27)	-29%	57.23	42.30	74%
Administration/Other Programs	28.69	40.38	(11.69)	-29%	47.77	(19.07)	-40%
NCTA GAP funds / Emergency Reserve	-	-	-	na	-	-	na
Municipal Aid	-	-	-	na	-	-	na
Transfers to Other Agencies	11.95	19.68	(7.73)	-39%	0.90	11.05	1229%
Total Expenditures	757.17	813.24	-56.07	-7%	571.42	185.74	33%

*Based on latest approved Spend Plan

Overall Expenditure Summary and Variances – Fiscal YTD (\$M)



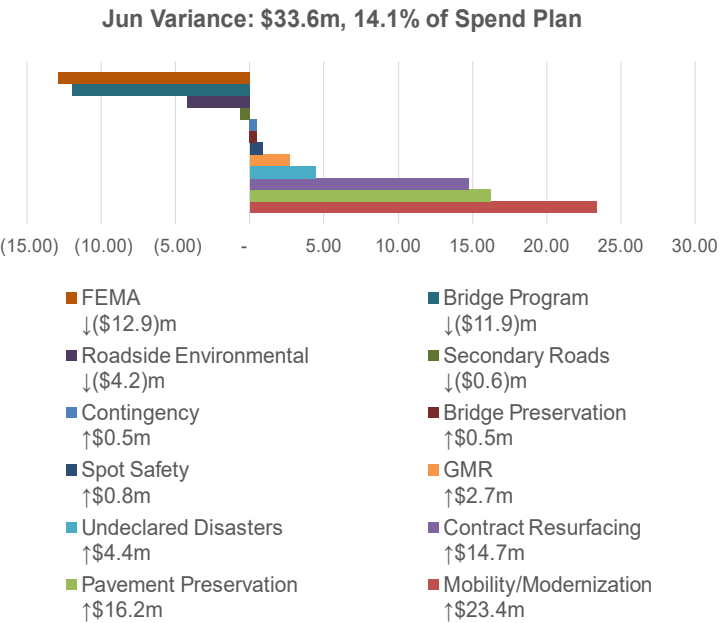
- Commentary
- SFY 2022 expenditures are -7.5% lower than SFY 2022 Spend Plan.
 - Construction variance to plan of \$370M FYTD is the main cause for the overall expenditure's variance, accounting for 72.4% of the total variance, with labor and material shortages continuing to be an issue.
 - SFY 2022 expenditures have increased 24.7% from the prior year.

Actuals		Variance - Fiscal Year to Date			Track Against Full Year Spend Plan		Variance to Prior Year- FYTD			
Description	Actuals As of 06/30	Fiscal YTD Spend Plan	\$ Variance, FYTD	% Variance, FYTD	Full Year Spend Plan (Mar 10, 2022)	% of SFY 2022 Spend Plan	Prior Year	\$ Variance, FYTD		% Variance
Construction	3,352.45	3,723.35	(370.90)	-10%	3,723.35	90%	2,972.38	380.07		13%
Maintenance (including FEMA)	1,848.80	1,860.77	(11.97)	-1%	1,860.77	99%	1,142.12	706.69		62%
Other Modes	494.74	563.66*	(68.92)	-12%	563.66	88%	405.61	89.14		22%
Administration/Other Programs	311.41	370.29	(58.88)	-16%	370.29	84%	319.41	(8.00)		-3%
NCTA GAP funds / Emergency Reserve	110.00	110.00	-	0%	110.00	100%	49.00	61.00		124%
Municipal Aid	159.21	159.21	(0.00)	0%	159.21	100%	132.62	26.59		20%
Transfers to Other Agencies	66.26	67.78	(1.52)	-2%	67.78	98%	63.22	3.04		5%
Total Expenditures	6,342.88	6,855.06*	-512.18	-7%	6,855.06	93%	5,084.36	1258.52		25%

*Ferry YTD Spend Plan reduced by amount of prior year Ferry overdrafts and movement of prior year receipts to Ferry Capital Fund.

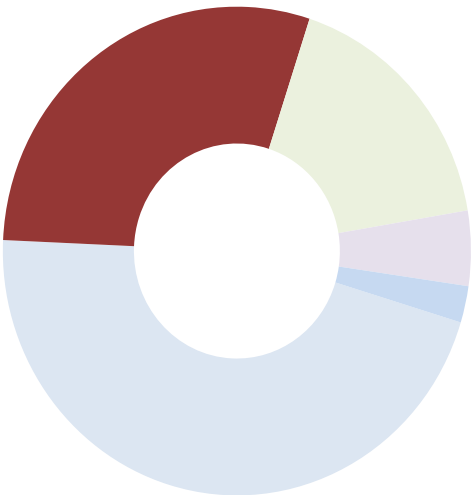
Maintenance Expenditure Variances – Monthly (\$M)

Variance to Spend Plan - Month of Jun



Monthly Expenditure

Maintenance is 29.3% of June Spend Plan



Commentary

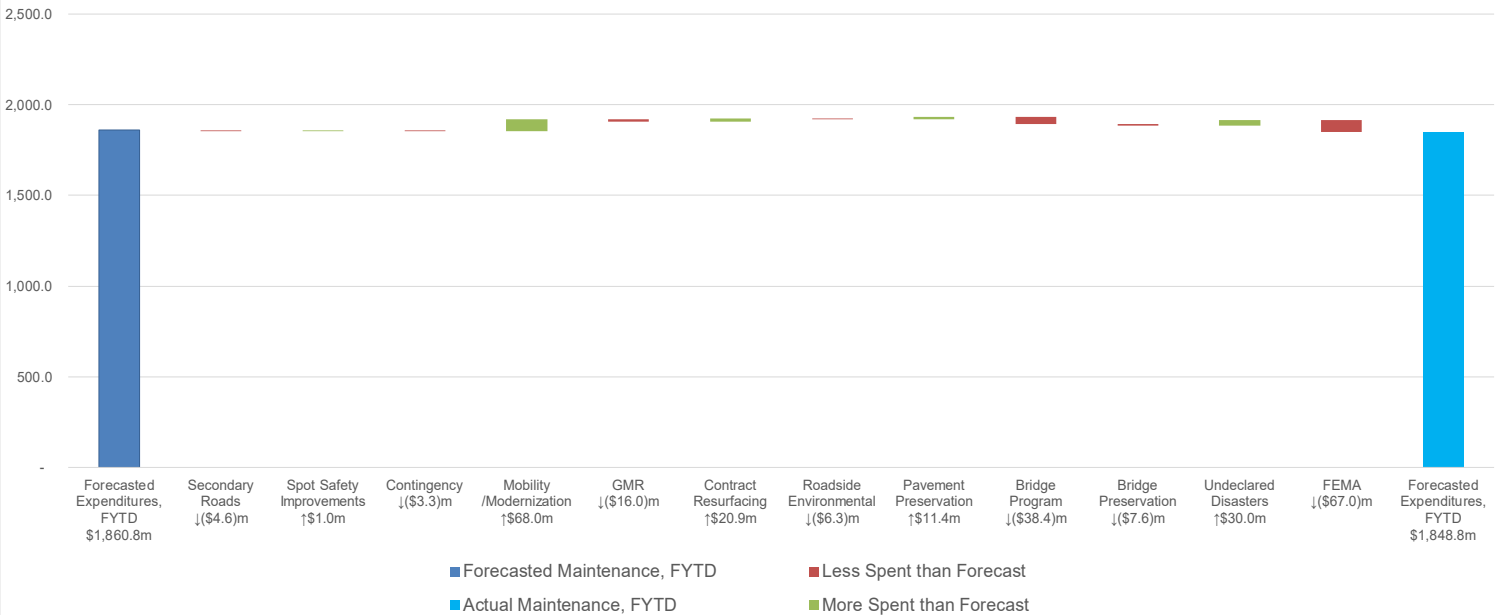
- Monthly variance to plan is at 14.1%
- FEMA expenses were reclassified to Maintenance funding to cover cost that will not be reimbursed.
- Contract Resurfacing and Mobility/Modernization categories have both exceeded plan for the last two months.

Actuals		Variance - Monthly				Variance to Prior Year- Monthly			
Description	Actuals For Month Ending 06/30	Spend Plan	\$ Variance, Monthly	% Variance, Monthly		Prior Year	\$ Variance, Monthly	% Variance, Monthly	
Secondary Roads	1.04	1.64	(0.59)	-36%		1.39	(0.35)	-25%	
Spot Safety Improve.	2.13	1.28	0.84	66%		1.01	1.12	111%	
Contingency	2.38	1.90	0.48	25%		0.72	1.66	232%	
Mobility/Modernization	42.12	18.75	23.37	125%		2.01	40.11	1999%	
GMR	66.36	63.66	2.70	4%		45.31	21.05	46%	
Contract Resurfacing	78.24	63.49	14.75	23%		62.01	16.23	26%	
Roadside Environmental	6.61	10.81	(4.20)	-39%		28.84	(22.23)	-77%	
Pavement Preservation	25.18	8.96	16.22	181%		10.10	15.07	149%	
Bridge Program	23.42	35.37	(11.95)	-34%		10.53	12.89	122%	
Bridge Preservation	9.39	8.91	0.48	5%		7.35	2.03	28%	
Undeclared Disasters	19.93	15.49	4.44	29%		20.59	(0.65)	-3%	
FEMA	(4.85)	8.07	(12.93)	-160%		(11.24)	6.38	-57%	
Total Maintenance	271.94	238.34	33.60	14%		178.61	93.33	52%	

Maintenance Expenditure Summary and Variances – FYTD (\$M)

Variance to Spend Plan - Fiscal Year to Date

Total Variance (\$12.0)m, (0.6%) from Forecast to Date



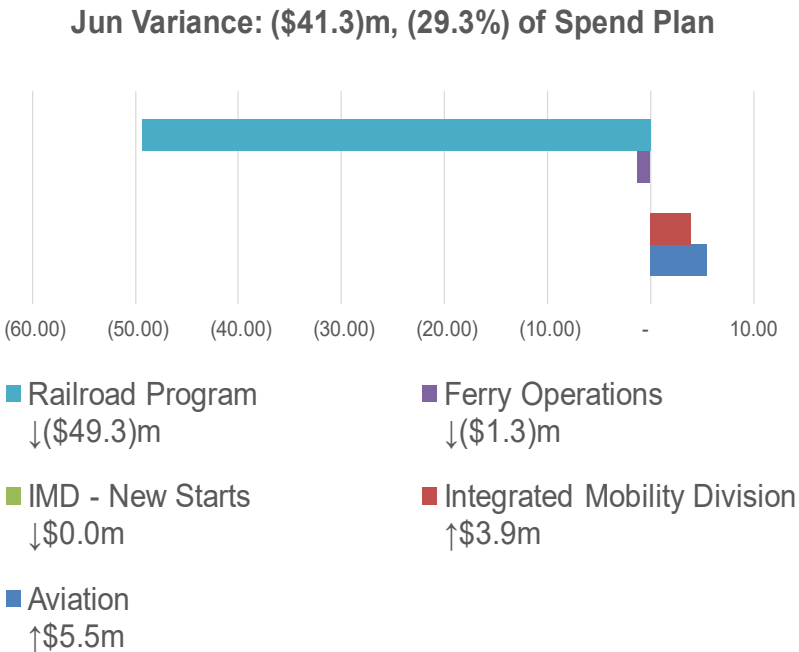
Commentary

- SFY 2022 maintenance expenditures tracked close to forecast with a variance of just 0.6%.
- FYTD spending on maintenance is up significantly YOY, increasing by 61.9% from \$1,142M in June 2021 to \$1,848M in June 2022.
- NCDOT received a total of \$39.8M in FEMA reimbursement for SFY 2022.

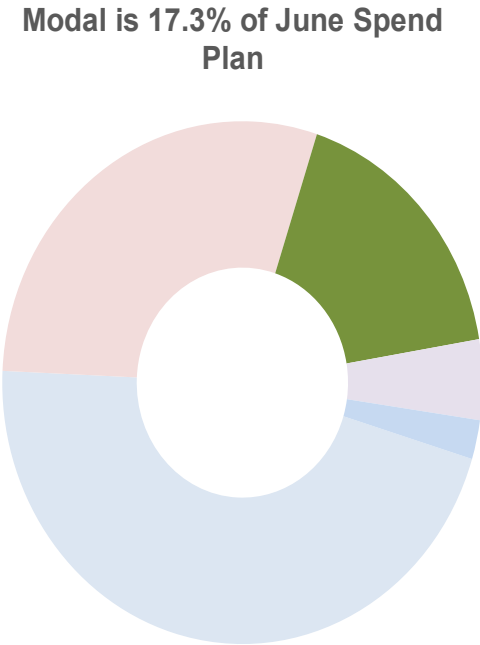
Actuals		Variance - Fiscal Year to Date			Track Against Full Year Spend Plan			Variance to Prior Year- FYTD		
Description	Actuals As of 06/30	Fiscal YTD Spend Plan	\$ Variance, FYTD	% Variance, FYTD	Full Year Spend Plan (Mar 10, 2022)	% of SFY 2022 Spend Plan		Prior Year	\$ Variance, FYTD	% Variance
Secondary Roads	10.40	15.00	(4.60)	-31%	15.00	69%	<div></div>	5.10	5.31	104%
Spot Safety Improve.	15.99	15.00	0.99	7%	15.00	107%	<div></div>	5.88	10.11	172%
Contingency	11.68	15.00	(3.32)	-22%	15.00	78%	<div></div>	4.75	6.94	146%
Mobility/Modernization	217.57	149.57	68.00	45%	149.57	145%	<div></div>	15.23	202.33	1328%
GMR	454.96	471.00	(16.04)	-3%	471.00	97%	<div></div>	369.81	85.15	23%
Contract Resurfacing	544.86	524.00	20.86	4%	524.00	104%	<div></div>	317.00	227.86	72%
Roadside Environmental	99.32	105.60	(6.28)	-6%	105.60	94%	<div></div>	112.39	(13.07)	-12%
Pavement Preservation	94.41	83.00	11.41	14%	83.00	114%	<div></div>	54.25	40.17	74%
Bridge Program	211.58	250.00	(38.42)	-15%	250.00	85%	<div></div>	99.89	111.69	112%
Bridge Preservation	64.39	72.00	(7.61)	-11%	72.00	89%	<div></div>	51.59	12.80	25%
Undeclared Disasters	123.70	93.70	30.00	32%	93.70	132%	<div></div>	86.66	37.03	43%
FEMA	(0.06)	66.90	(66.96)	-100%	66.90	0%	<div></div>	19.57	(19.63)	-100%
Total Maintenance	1,848.80	1,860.77	-11.97	-1%	1,860.77	99%	<div></div>	1,142.12	706.69	62%

Modal Expenditure Variances – Monthly (\$M)

Variance to Spend Plan - Month of Jun



Monthly Expenditure Makeup

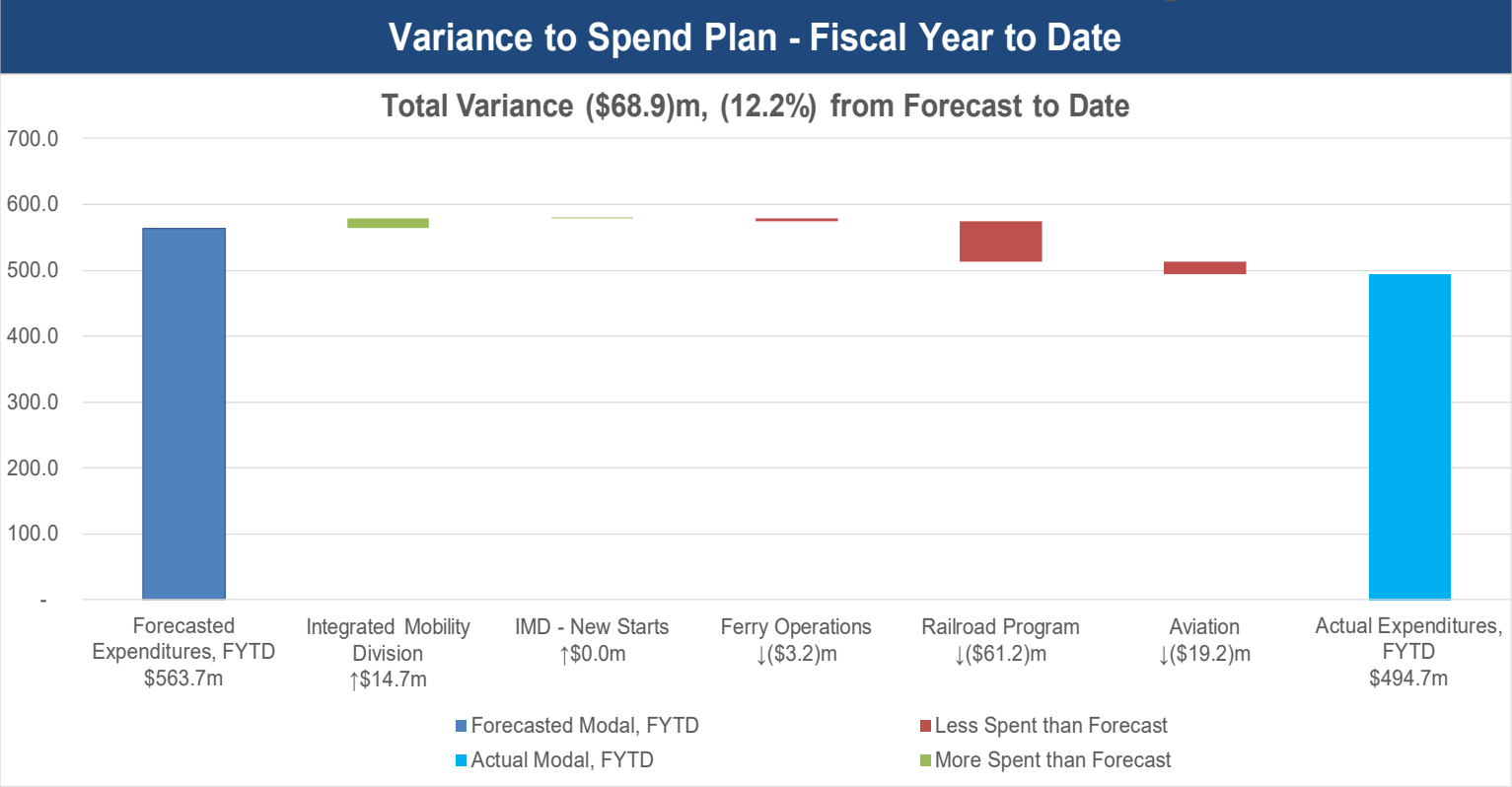


Commentary

- IMD’s June 2022 expenditures exceeded plan projections due to a faster than expected expenditure rate of federal CARES act funding, larger deliveries of FY20 & FY21 vehicles than expected.
 - 70% of variance is in federal expenditures.
- Local/Federal spend was significantly low due to the S-Line acquisition being delayed until SFY 2023.
 - 100% of the variance is federal funds.

Actuals		Variance - Monthly				Variance to Prior Year- Monthly			
Description	Actuals For Month Ending 06/30	Spend Plan	\$ Variance, Monthly	% Variance, Monthly		Prior Year	\$ Variance, Monthly	% Variance, Monthly	
Integrated Mobility Division	6.57	2.69	3.88	144%		7.67	(1.11)	-14%	
IMD - New Starts	-	-	-	na		-	-	na	
Ferry Operations	6.96	8.28	(1.31)	-16%		5.31	1.66	31%	
Railroad Program	14.63	63.94	(49.30)	-77%		18.80	(4.17)	-22%	
Aviation	71.36	65.89	5.47	8%		25.44	45.92	181%	
Total Modal	99.52	140.79	-41.27	-29%		57.23	42.30	74%	

Modal Expenditure Summary and Variances – FYTD (\$M)

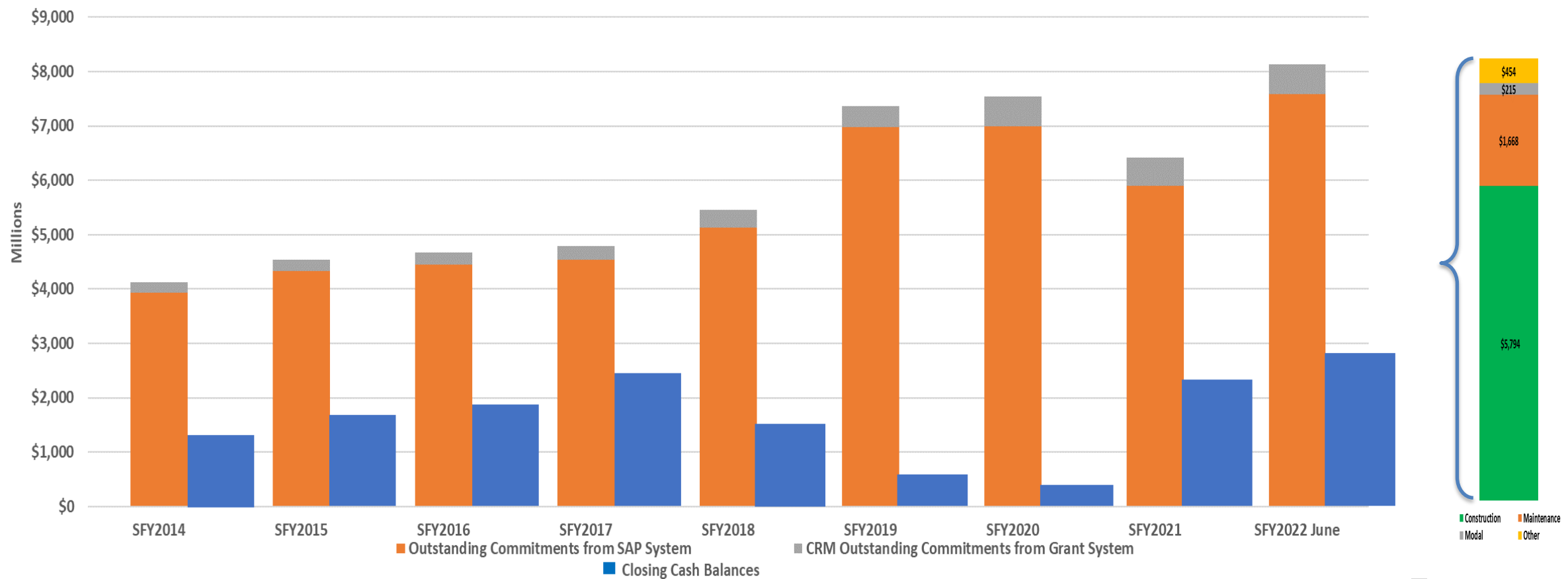


- Commentary
- IMD exceeded the spend target for SFY22 by 12.7% due to a faster than expected expenditure rate of federal CARES Act funds in Q3/Q4 22 and the unanticipated volume of (previously backordered) vehicle deliveries.
 - Rail expenditures are less than forecast because of FRRCSI expenditures, caused by delayed short-line railroad project timelines and invoicing.

Actuals		Variance - Fiscal Year to Date			Track Against Full Year Spend Plan		Variance to Prior Year - FYTD			
Description	Actuals As of 06/30	Fiscal YTD Spend Plan	\$ Variance, FYTD	% Variance, FYTD	Full Year Spend Plan (Mar 10, 2022)	% of SFY 2022 Spend Plan	Prior Year	\$ Variance, FYTD		% Variance
Integrated Mobility Division	129.65	115.00	14.65	13%	115.00	113%	78.88	50.77		100%
IMD - New Starts	26.03	26.00	0.03	0%	26.00	100%	37.26	(11.23)		-30%
Ferry Operations	55.64	58.87*	(3.22)	-5%	58.87	95%	49.78	5.87		12%
Railroad Program	45.21	106.40	(61.19)	-58%	106.40	42%	52.79	(7.58)		-14%
Aviation	238.21	257.40	(19.19)	-7%	257.40	93%	186.89	51.32		27%
Total Modal	494.74	563.66*	-68.92	-12%	563.66	88%	405.61	89.14		22%

*Ferry YTD Spend Plan reduced by amount of prior year Ferry overdrafts and movement of prior year receipts to Ferry Capital Fund.

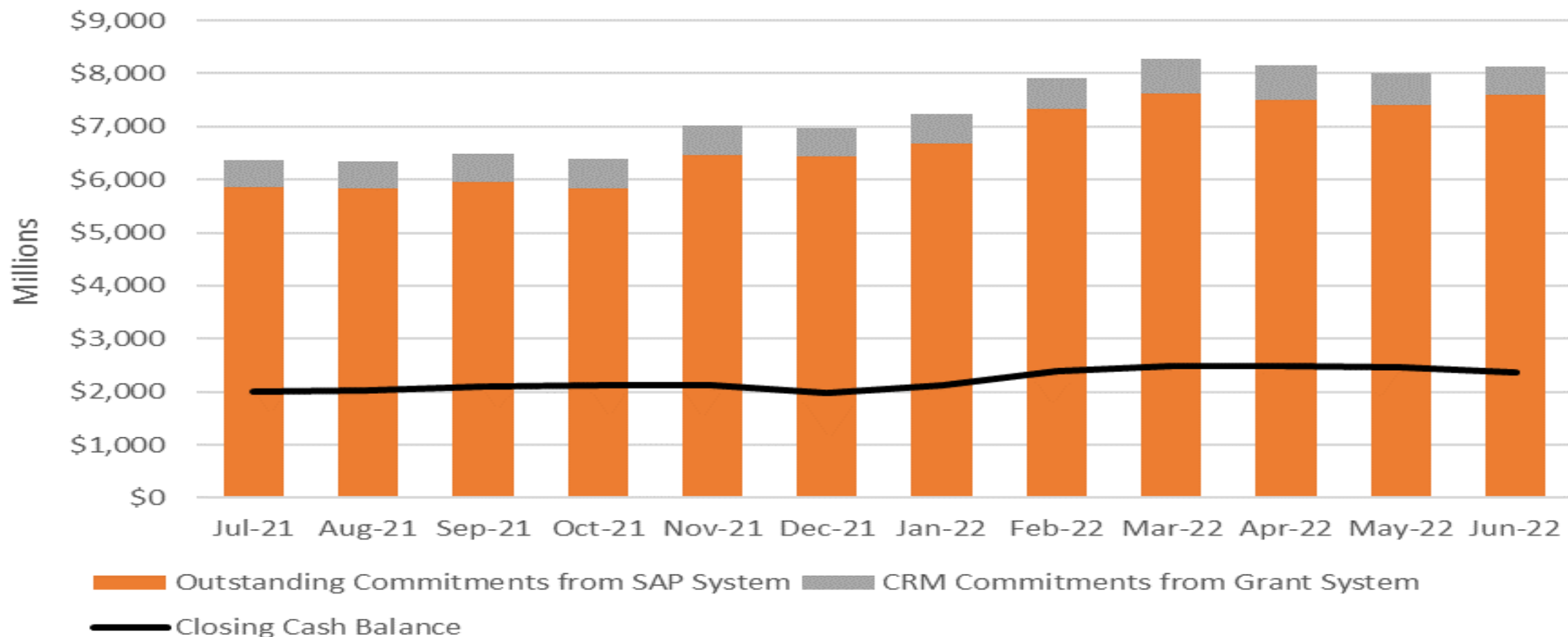
NCDOT Outstanding Commitments & Closing Cash Balances by State Fiscal Year



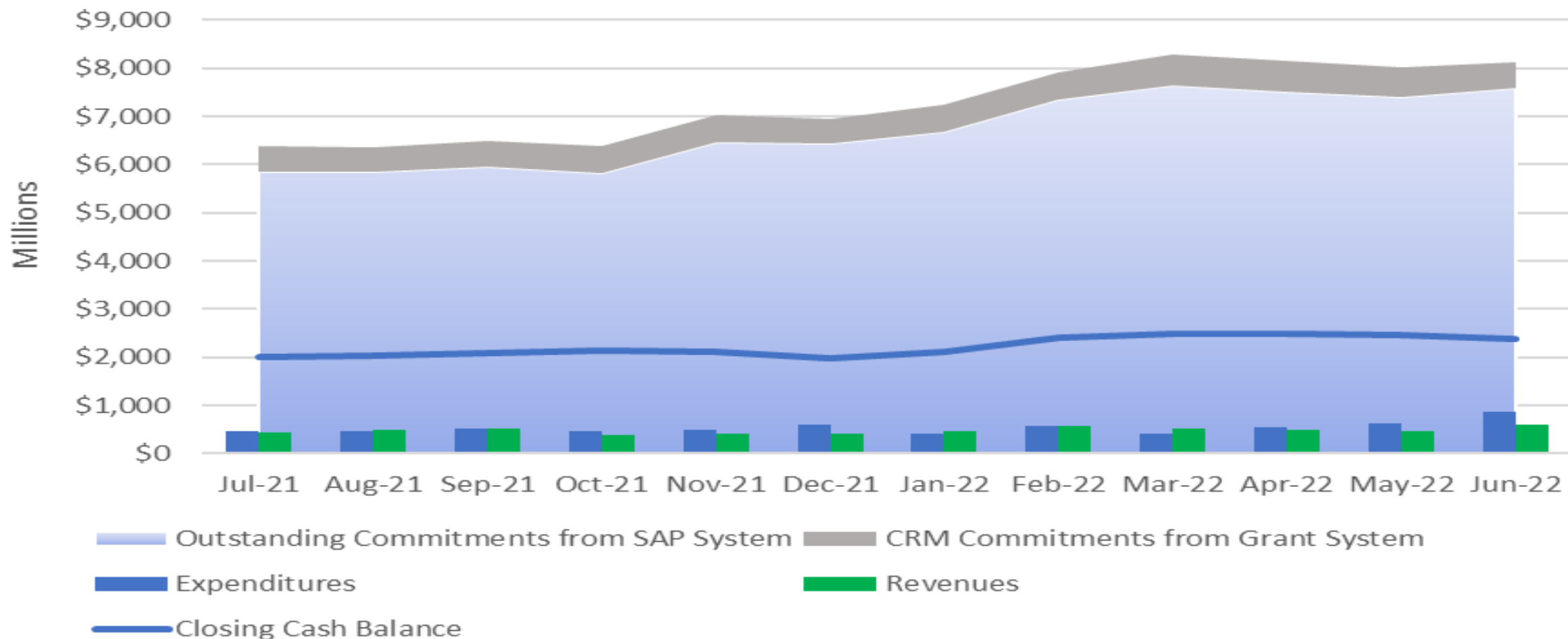
SFY 2022 Commitments
Contract/Agreement Origination Dates

SFY2022	50.72%
SFY2021	8.44%
SFY2020	18.05%
SFY2019	14.06%
SFY2018	4.20%
SFY2017 & Prior Years	4.53%

NCDOT Outstanding Commitments & Closing Cash Balances by Month



NCDOT Outstanding Commitments & Closing Cash Balances by Month



Cash Reporting

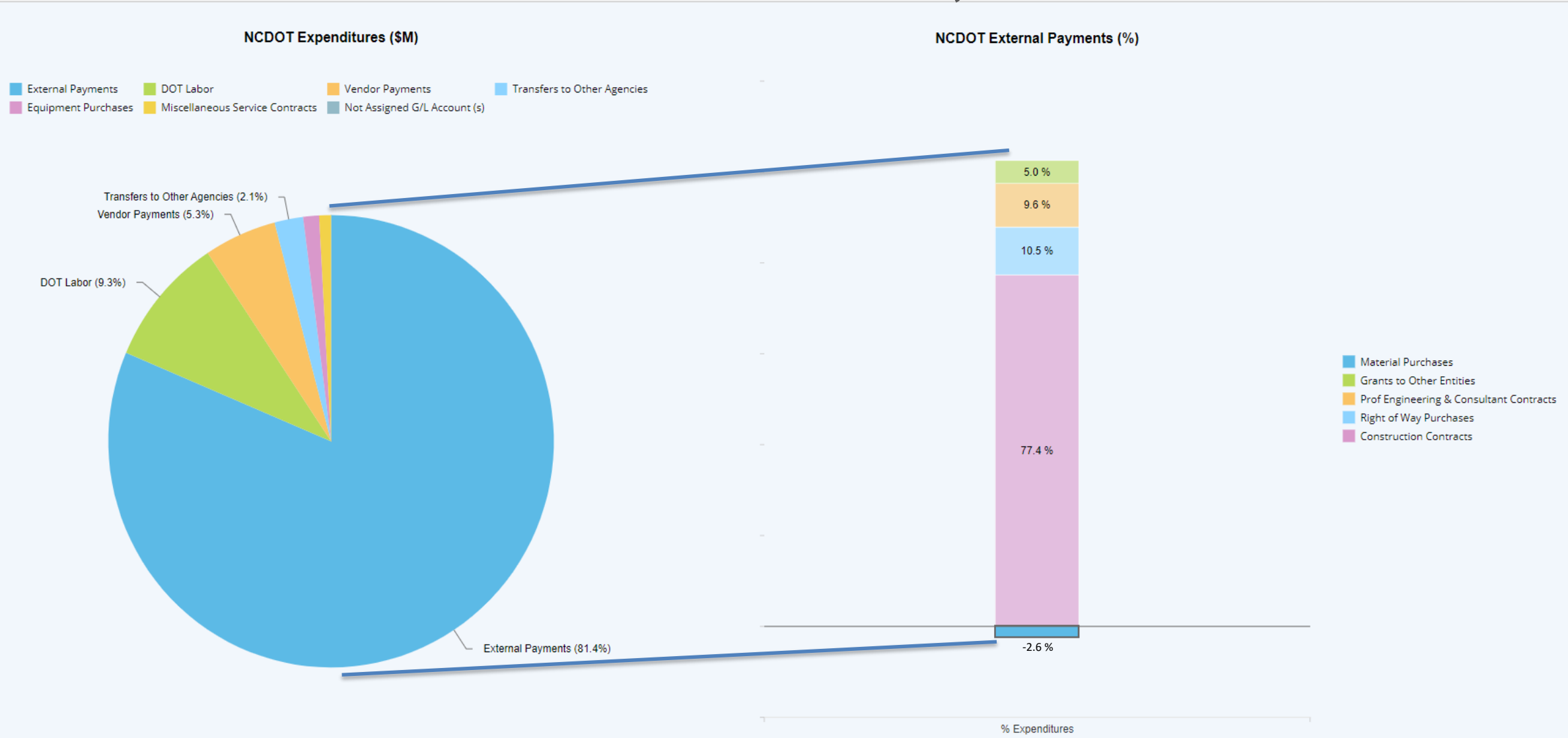
Joint Legislative Transportation Oversight Committee

June 2022 – Reporting Required

- N.C.G.S 143C-6-11(m) requires DOT to report each month when the department's combined average daily cash balance for the month is outside of the statutory target range.
- For June 2022, the **combined average daily cash balance** of the Highway Fund and the Highway Trust Fund was \$2.34 billion.
- The cash target amounts representing 15% and 20% of the total appropriations for the current fiscal year are \$627 million and \$836 million, respectively.
- The closing cash balance for June was \$2.37 billion which is above the target range and above the minimum cash balance requirement of \$313 million under N.C.G.S. 143C-6-11.

NCDOT Expenditures

SFY2022 as of June 30, 2022



Highway Fund Programs

Carry Forward Authority

2021-22

G.S. 136-44.2 (f1) (1-4) G.S. 136-16.10 Unexpended Allotments Unallotted Appropriations ==F+G+H+I

APPROVED 3/10/22

	SL 2021-180 Budget	SL 2021-180 Section 3.2	Credit Balance Legislation	FY21 Overdrafts Accounted By FY22 Approp Authority	State	Other	State	Other	Carry Forward Authority	FY22 Cashflow Payback	FY23 Cashflow	Net FY22 Appropriations	Federal Carry Forward	State Spend Plan	Federal Spend Plan	Total Spend Plan	State Total Spent thru 6/30/22	Federal Total Spent thru 6/30/22	Total Spent thru 6/30/22	Difference \$	Diff. %
																*Includes Federal \$					
DOT-General Administration	\$ 110,669,715			-	-				-			110,669,715	-	\$ 97,674,808		\$ 97,674,808	92,585,437.91		92,585,437.91	\$ (5,089,370)	-5%
Highway Division Administration	37,417,407			-					-			37,417,407	-	37,420,000		37,420,000	31,905,405.02		31,905,405.02	(5,514,595)	-15%
Total Admin	\$ 148,087,122	\$ -										\$ 148,087,122	\$ -	\$ 135,094,808	\$ -	\$ 135,094,808	124,490,842.93	-	124,490,842.93	\$ -	-8%
Construction Program																					
State Secondary System	12,000,000		(186,711)	(213,576)	52,316,031	7,496	3,425,367		55,748,895			67,348,607	-	15,000,000		15,000,000	10,403,538.18		10,403,538.18	(a) (4,596,462)	-31%
Spot Safety Improvements	12,100,000		-	(645,417)	39,055,712	6,571			39,062,283			50,516,866	-	15,000,000		15,000,000	15,993,141.57		15,993,141.57	993,142	7%
Contingency Funds	62,000,000		-	(1,324,867)	27,097,014	301,345	21,131,796		48,530,155		8,800,000	118,005,289	-	15,000,000		15,000,000	11,684,038.10		11,684,038.10	(3,315,962)	-22%
Mobility Modernization	41,443,078		(196,991)	(4,153,719)	71,880,530	659,618	-		72,540,148			109,632,516	-	149,570,000		149,570,000	217,566,739.88		217,566,739.88	(j) 67,996,740	45%
Total Construction Program	\$ 127,543,078	\$ -	(383,702)	(6,337,579)	190,349,286	975,031	24,557,164	-	215,881,480	-	8,800,000	345,503,277	-	\$ 194,570,000	\$ -	\$ 194,570,000	255,647,457.73	-	255,647,457.73	\$ 61,077,458	31%
Maintenance Program																					
General Maintenance Reserve	541,907,648		(2,567)	(2,140,707)	164,045,446	31,257,725	8,295,157	10,240,052	213,838,380	(215,489,911)	181,989,911	720,102,754	-	631,600,000		631,600,000	578,596,006.54		578,596,006.54	(53,003,993)	-8%
Contract Resurfacing	570,599,527		-	(318,485)	653,514,565	1,524,500	13,089,615		668,128,680	(405,211,553)	399,593,670	1,232,791,839	-	524,000,000		524,000,000	544,859,567.89		544,859,567.89	20,859,568	4%
Bridge Program	273,967,830		(161,702)	(79,083)	428,272,356	769,132	4,042,293		433,083,781	(15,188,916)	27,396,483	719,018,393	-	250,000,000		250,000,000	211,582,989.84		211,582,989.84	(38,417,010)	-15%
Bridge Preservation	69,899,551		-	-	40,568,488	(158)	2,989,133		43,557,462	(8,636,912)		104,820,101	-	72,000,000		72,000,000	64,388,966.84		64,388,966.84	(7,611,033)	-11%
Roadside Environmental	117,177,694		-	(240,421)	25,993,937	(2)	2,413,948		28,407,883	(48,813,029)	13,813,029	110,345,156	-	105,600,000		105,600,000	99,318,264.37		99,318,264.37	(6,281,736)	-6%
Pavement Preservation	85,358,348		-	(541,018)	95,765,475		2,892,379		98,657,854	(13,452,195)	47,764,540	217,787,529	-	83,000,000		83,000,000	94,411,229.90		94,411,229.90	11,411,230	14%
Total Maintenance Program	\$ 1,658,910,598	\$ -	(164,269)	(3,319,714)	1,408,160,266	33,551,196	33,722,525	10,240,052	1,485,674,040	(706,792,516)	670,557,633	3,104,865,772	-	\$ 1,666,200,000	\$ -	\$ 1,666,200,000	1,593,157,025.38	-	1,593,157,025.38	\$ (73,042,975)	-4%

Highway Fund Programs

Carry Forward Authority

2021-22

G.S. 136-44.2 (f1) (1-4)

G.S. 136-16.10

Unexpended Allotments

Unallotted Appropriations

=F+G+H+I

APPROVED 3/10/22

	SL 2021-180 Budget	SL 2021-180 Section 3.2	Credit Balance Legislation	FY21 Overdrafts Accounted By FY22 Approp Authority	State	Other	State	Other	Carry Forward Authority	FY22 Cashflow Payback	FY23 Cashflow	Net FY22 Appropriations	Federal Carry Forward	State Spend Plan	Federal Spend Plan	Total Spend Plan	State Total Spent thru 6/30/22	Federal Total Spent thru 6/30/22	Total Spent thru 6/30/22	Difference \$	Diff. %
Ferry Operations ¹	56,252,098	7,971,879		(7,971,879)	185,796	386,001	-	-	4	571,800		56,823,899	386,004	55,440,761		55,440,761	54,944,519.13	137,763.02	55,082,282.15 (b)	(358,479)	-1%
Ferry Capital Fund ¹		4,275,591			1,001,943	-	-	-	1,001,943			5,277,534		2,700,749		2,700,749	561,753.28		561,753.28	(2,138,996)	-79%
State Aid to Municipalities	159,194,350		(25,678)	-	500,000	-	25,678	-	525,678			159,694,350	-	159,209,370		159,209,370	159,208,139.53		159,208,139.53	(1,231)	0%
State Aid to Railroads	44,613,338		-	(332,823)	63,518,806	18,530,200	1,597,533	-	83,646,539			127,927,054	5,815,512	57,400,000	49,000,000	106,400,000	42,808,259.33	2,398,602.26	45,206,861.59 (c)	(61,193,138)	-58%
Integrated Mobility Division	97,421,832		(9,288)	(43,669)	43,664,051	124,826,875	9,288	19,145,767	187,645,982			285,014,857	138,493,613	88,517,216	52,479,880	140,997,096	86,963,097.64	68,716,619.86	155,679,717.50 (k)	14,682,622	10%
Airports	130,172,588		-	-	103,038,392	21,559,399	-	20,453,441	145,051,232			275,223,820	41,577,444	239,665,399	17,734,601	257,400,000	223,380,875.60	14,830,845.65	238,211,721.25 (k)	(19,188,279)	-7%
OSHA Program	358,030			(9)	474,671	-	114,917	-	589,588			947,609	-	358,030		358,030	433,820.18		433,820.18	75,790	21%
Governor's Highway Safety Program	305,546				(25,244)	15,313,153	271,663	22,646,647	38,206,220			38,511,766	37,959,451	305,546	13,534,454	13,840,000	402,343.15	13,794,589.94	14,196,933.09	356,933	3%
Division of Motor Vehicles	152,450,570				-	-	-	-	-			152,450,570	-	152,450,000		152,450,000	131,267,076.58		131,267,076.58	(21,182,923)	-14%
Performance Energy Debt									-			-	-			-	365,156.00		365,156.00	365,156	
Non-System Streets						8,049,731	-		8,049,731			8,049,731	-			-	4,885,653.58		4,885,653.58	4,885,654	
MCSAP/DMV Grants	2,196,571				2,086,737	11,006,539	1,257,014	10,943,471	25,293,761			27,490,332	21,950,010	2,196,571		2,196,571	2,184,424.57	566,514.43	2,750,939.00	554,368	25%
N.C.G.S 147-86.15 Cash Management									-			-		(280,000,000)		(280,000,000)	(395,000,000.00)		(395,000,000.00)	(115,000,000)	41%
Total Misc	642,964,923	12,247,470	(34,966)	(8,346,379)	214,445,153	199,671,698	3,276,093	73,189,329	490,582,474	-	-	1,137,411,521	246,182,034	478,243,643	132,748,935	610,992,578	312,405,118.57	100,444,935.16	412,850,053.73	\$ (165,838,524)	-27%
Transfers to Other State Agencies																				-	
Emergency Reserve per SL2019-251		61,000,000										61,000,000		61,000,000		61,000,000	61,000,000.00		61,000,000.00	-	0%
Agriculture	5,977,526								-			5,977,526	-	5,977,526		5,977,526	5,896,411.15		5,896,411.15	(81,115)	-1%
Revenue	6,091,861								-			6,091,861	-	6,091,861		6,091,861	4,947,481.32		4,947,481.32	(1,144,380)	-19%
OSC-BEST	557,395								-			557,395	-	557,395		557,395	579,303.24		579,303.24	21,908	4%
State Ethics Commission	56,816								-			56,816	-	56,816		56,816	64,828.00		64,828.00	8,012	14%
OSBM-Oversight Manager	163,384								-			163,384	-	163,384		163,384	122,938.08		122,938.08	(40,446)	-25%
DHHS - Chemical Test	674,363								-			674,363	-	674,363		674,363	628,018.00		628,018.00	(46,345)	-7%
Total Transfers to Other State Agencies	\$ 13,521,345	\$ 61,000,000	-	-	-	-	-	-	-	-	-	74,521,345	-	\$ 74,521,345	\$ -	\$ 74,521,345	73,238,979.79	-	73,238,979.79	\$ (1,282,365)	-2%

¹ January and February information provided for Ferry expenditures were overstated by \$7.4M due to adjustments for previous year activities not being calculated correctly.

Highway Fund Programs

Carry Forward Authority

2021-22

G.S. 136-44.2 (f1) (1-4) G.S. 136-16.10 Unexpended Allotments Unallotted Appropriations =+F+G+H+I												APPROVED 3/10/22									
Credit Y21 Overdrafts								Carry Forward		FY22 Cashflow Payback	FY23 Cashflow	Net FY22 Appropriations	Federal Carry Forward	State Spend Plan	Federal Spend Plan	Total Spend Plan	State Total Spent thru 6/30/22	Federal Total Spent thru 6/30/22	Total Spent thru 6/30/22	Difference \$	Diff. %
SL 2021-180 Budget	SL 2021-180 Section 3.2	Balance	ounted By FY22 Legislationprop Authori	State	Other	State	Other	Authority													
150,000				146,535			-	146,535			296,535	-	150,000		150,000			-	(150,000)	-100%	
158,000								-			158,000	-	158,000		158,000	158,000.00		158,000.00	-	0%	
500,000				2,527,248				2,527,248			3,027,248	-	500,000		500,000			-	(500,000)	-100%	
8,862,833								-			8,862,833	-	8,862,833		8,862,833	8,862,833.00		8,862,833.00	-	0%	
(581,441)								-			(581,441)	-	(581,441)		(581,441)			-	581,441	-100%	
2,300,000								-			2,300,000	-	2,300,000		2,300,000			-	(2,300,000)	-100%	
556,074								-			556,074	-	556,074		556,074			-	(556,074)	-100%	
11,226,983								-			11,226,983	-	11,226,983		11,226,983			-	(11,226,983)	-100%	
3,924,289								-			3,924,289	-	3,924,289		3,924,289			-	(3,924,289)	-100%	
-								-			-	-	-		-			-	-		
4,416,196								-			4,416,196	-	4,416,196		4,416,196			-	(4,416,196)	-100%	
\$ 31,512,934	\$ -	0	-	2,673,783	-	-	-	2,673,783	-	-	34,186,717	-	\$ 31,512,934	\$ -	\$ 31,512,934	9,020,833.00	-	9,020,833.00	\$ (22,492,101)	-71%	
2,622,540,000	73,247,470	(582,938)	(18,005,672)	1,815,628,489	234,198,125	61,555,782	83,429,381	2,194,811,777	(706,792,516)	679,357,633	4,844,575,754	246,182,034	2,580,142,730	132,748,935	2,712,891,665	2,367,960,257.40	100,444,935.16	2,468,405,192.56	-	(212,182,472)	
7,461,344			(547,313)	33,047,246	-	324,242	-	33,371,489			40,285,520		3,860,000		3,860,000	878,662.04		878,662.04	(d)	(2,981,338) -77%	
\$ 2,630,001,344	\$ 73,247,470	\$ (582,938)	\$ (18,552,985)	\$ 1,848,675,735	\$ 234,198,125	\$ 61,880,025	\$ 83,429,381	\$ 2,228,183,266	\$ (706,792,516)	\$ 679,357,633	\$ 4,884,861,274	\$ 246,182,034	\$ 2,584,002,730	\$ 132,748,935	\$ 2,716,751,665	2,368,838,919.44	100,444,935.16	2,469,283,854.60	\$ (215,163,810)		

Trust Fund Programs
2021-22

Trust Fund Programs 2021-22		G.S.136-186 (f)		FY21 Overdrafts Funded By FY22 Dollars		Unexpended Allotments		Unallotted Appropriations		State Carry Forward		FY22 Cashflow Payback	FY23 Cashflow	Net FY22 Appropriations	Federal Carry Forward	State Spend Plan		Federal Spend Plan	Total Spend Plan	State Total Spent thru 6/30/22	Federal Total Spent thru 6/30/22	Total Spent thru 6/30/22	Difference \$	Difference %
SL 2021-180 Budget		Credit Balance Legislation				State	Other	State	Other															
Program Administration	\$ 39,433,938		-					-				-		39,433,938	-	\$ 39,433,938		39,433,938	39,433,938	33,804,633.18		33,804,633.18	\$ (5,629,305)	-14%
Bond Redemption	49,795,000		-									-		49,795,000	-	49,795,000		49,795,000	49,795,000.00			49,795,000.00	-	0%
Bond Interest	43,247,400		-									-		43,247,400	-	43,247,400		43,247,400	43,247,400.00			43,247,400.00	-	0%
Turnpike Authority	49,000,000		-									-		49,000,000	-	49,000,000		49,000,000	49,000,000.00			49,000,000.00	-	0%
State Ports Authority	45,000,000		-									-		45,000,000	-	45,000,000		45,000,000	45,000,000.00			45,000,000.00	-	0%
FHWA State Match	5,104,440		-		43,672,339	-	16,157,487	-	59,829,826			-		64,934,266	-	5,104,440		17,627,326.99	17,627,326.99	(f)		12,522,887	245%	
Transfer to Visitor Center	400,000		-									-		400,000	-	400,000		400,000	400,000.00			400,000.00	-	0%
Strategic Prioritization & Other Capital Programs	1,320,019,222	-		(212,217,318)		3,078,391,974	2,601,071,765	66,484,334	4,890,408,845	10,636,356,917	(600,818,968)	1,777,418,580		12,920,758,433	-	1,320,019,222	2,305,580,524	3,625,599,746	1,860,168,171.04	1,330,768,694.16	3,190,936,865.20	(e)	(434,662,880)	-12%
N.C.G.S 147-86.15 Cash Management																280,000,000		280,000,000	395,000,000.00			395,000,000.00	115,000,000	41%
Total Trust Fund Appropriation	\$ 1,552,000,000	\$ -	\$ -	\$ (212,217,318)	\$ 3,122,064,312	\$ 2,601,071,765	\$ 82,641,821	\$ 4,890,408,845	\$ 10,696,186,743	\$ (600,818,968)	\$ 1,777,418,580	\$ 13,212,569,037	\$ -	\$ 1,552,000,000	\$ 2,305,580,524	\$ 3,857,580,524		2,099,042,531.21	1,330,768,694.16	3,429,811,225.37	\$ (427,769,298)			
	\$ 4,182,001,344	\$ 73,247,470	\$ (582,938)	\$ (230,770,304)	\$ 4,970,740,048	\$ 2,835,269,890	\$ 144,521,845	\$ 4,973,838,226	\$ 12,924,370,009	\$ (1,307,611,484)	\$ 2,456,776,213	\$ 18,097,430,312	\$ 246,182,034	\$ 4,136,002,730	\$ 2,438,329,459	\$ 6,574,332,188		4,467,881,450.65	1,431,213,629.32	5,899,095,079.97	\$ (642,933,108)			

(a) Actuals for Secondary Construction from the Trust Fund are included

(b) State Total Spent to Date has been reduced by the amount of prior year Ferry overdrafts and movement of prior year receipts to the Ferry Capital Fund.

(c) Actuals for Railroad Program from the Highway Trust Fund are included

(d) Actuals for Capital Improvement from the Highway Trust Fund are included, will also include expenditures from the State Capital Infrastructure Fund

(e) Capital Program includes both the Highway Trust Fund and FHWA Funds in the Highway Fund

(f) Carry Forward Authority includes state funding, federal grants and local participation funding.

(g) Other Funds includes local participation and federal grants.

(h) GMR carry forward authority includes funding from programs such as LOGO and TODS.

(i) FHWA State Match expenditures include HPR/SPR state match and STI state match.

(j) Mobility Modernization expenditures and Spend Plan includes \$185,000,000 in Dept. of Commerce funds and \$75,000,000 in participation funds from Toyota.

(k) Aviation expenditures and Spend Plan include \$115,111,494 in General Fund Capital and Infrastructure Fund for Directed Grants to Airports

Contingency Cash Flow was requested by Legislature for the Glen Laurel Road Project which is anticipated to be a 3 year project.

SFY 22 Approved Spend Plan Versus Adjusted Spend Plan

	Jul-21	Aug-21	Sep-21	Oct-21	Nov-21	Dec-21	Jan-22	Feb-22	Mar-22	Apr-22	May-22	Jun-22	SFY 2022	Approved 3/10/22	
	1	2	3	4	5	6	7	8	9	10	11	12	Adjusted Workplan	SFY 2022 Work Plan	Delta
OPENING CASH BALANCE	\$ 2,013	\$ 2,016	\$ 2,039	\$ 2,092	\$ 2,132	\$ 2,125	\$ 1,978	\$ 2,119	\$ 2,397	\$ 2,499	\$ 2,487	\$ 2,457			
REVENUES															
State revenues	\$ 342	\$ 343	\$ 388	\$ 331	\$ 325	\$ 354	\$ 396	\$ 316	\$ 400	\$ 376	\$ 339	\$ 414	\$ 4,325	\$ 4,234	91
Federal aid	66	141	115	62	64	51	63	229	111	108	90	153	1,253	1,298	(45)
Federal aid - USDOT Discretionary Grant	1	3	2	(0)	1	1	1	4	1	1	10	2	26	36	(10)
Turnpike Federal Aid	0	0	-	0	0	-	0	0	0	0	0	0	0	0	0
Other	16	12	19	6	11	31	201	127	9	11	16	18	477	554	(77)
	425	500	524	399	401	437	661	676	521	497	455	587	6,081	6,122	(41)
BOND PROCEEDS/GARVEE	8	17	21	69	23	59	22	4	25	5	17	15	286	328	(42)
BUILDNC REIMBURSEMENT FROM TRUSTEE	49	32	35	23	20	16	12	7	10	9	46	32	291	363	(72)
TOTAL REVENUES & OTHER RECEIPTS	\$ 481	\$ 549	\$ 581	\$ 491	\$ 444	\$ 513	\$ 694	\$ 687	\$ 555	\$ 511	\$ 518	\$ 634	\$ 6,659	\$ 6,814	(155)
CONSTRUCTION EXPENDITURES															
Garvee Expenditures	1	(40)	(81)	(25)	(94)	(13)	(22)	(17)	(22)	(14)	(23)	(23)	(375)	(646)	271
Garvee Debt Service	-	(22)	-	-	-	-	-	(132)	-	-	-	-	(154)	(132)	(23)
Division of Mitigation Services (Formerly EEP)	13	(0)	5	(0)	(0)	(0)	31	(0)	(0)	(0)	(0)	(0)	49	39	10
BUILDNC Expenditures	(35)	(43)	(47)	(40)	(53)	(39)	(40)	(24)	(31)	(46)	(57)	(65)	(520)	(569)	49
BUILDNC Debt Service	-	-	-	-	(22)	-	-	-	-	-	(71)	-	(93)	(93)	0
Strategic Transportation Initiative	(74)	(104)	(95)	(88)	(98)	(127)	(126)	(137)	(107)	(104)	(122)	(208)	(1,391)	(1,026)	(365)
NC Mobility Fund	(0)	(0)	(0)	(0)	(0)	(0)	(0)	(0)	(0)	(0)	(0)	(0)	(0)	(0)	(0)
TIP	(103)	(50)	(56)	(58)	7	(127)	(50)	(31)	(41)	(87)	(53)	(46)	(695)	(966)	271
TIP - USDOT Discretionary Grant	(1)	(16)	(11)	(17)	(10)	(23)	(7)	(9)	(24)	(9)	(34)	(20)	(181)	(289)	108
Turnpike Authority	(0)	(1)	(0)	(0)	(1)	(0)	(1)	(1)	(1)	(1)	(1)	(1)	(8)	(5)	(3)
Internal Orders	(7)	11	13	(22)	20	10	(16)	4	19	(1)	(7)	23	48	4	43
Congestion Mitigation & Air Quality (CMAQ)	(5)	(2)	(3)	(1)	(2)	(2)	(3)	(1)	(1)	(5)	(1)	(5)	(31)	(41)	10
Total Construction	\$ (210)	\$ (269)	\$ (276)	\$ (251)	\$ (253)	\$ (322)	\$ (233)	\$ (349)	\$ (208)	\$ (266)	\$ (370)	\$ (345)	\$ (3,352)	(3,723)	371
MAINTENANCE EXPENDITURES															
Other Construction - Secondary Roads	(1)	(1)	(1)	(2)	(1)	(1)	(1)	(0)	(1)	(1)	(1)	(1)	(10)	(15)	5
Other Construction - Spot Safety Improvements	(1)	(1)	(1)	(1)	(2)	(1)	(1)	(1)	(2)	(1)	(1)	(2)	(16)	(15)	(1)
Other Construction - Contingency	(1)	0	(1)	(2)	(1)	(1)	(0)	(1)	(0)	(2)	(0)	(2)	(12)	(15)	3
Other Construction - Mobility/Modernization	(1)	(4)	(1)	(3)	(2)	(1)	(2)	(66)	(18)	(54)	(23)	(42)	(218)	(150)	(68)
General Maintenance Reserve	(30)	(34)	(30)	(36)	(30)	(26)	(31)	(35)	(45)	(43)	(49)	(66)	(455)	(471)	16
Contract Resurfacing	(50)	(64)	(55)	(50)	(51)	(24)	(22)	(4)	(19)	(53)	(73)	(78)	(545)	(524)	(21)

SFY 22 Approved Spend Plan Versus Adjusted Spend Plan

Roadside Environmental	(6)	(9)	(12)	(10)	(11)	(9)	(6)	(6)	(7)	(7)	(10)	(7)	(99)	(106)	6
Pavement Preservation	(9)	(6)	(8)	(10)	(5)	(6)	(3)	(2)	(3)	(5)	(12)	(25)	(94)	(83)	(11)
Bridge Program	(11)	(13)	(14)	(17)	(18)	(19)	(17)	(15)	(21)	(21)	(23)	(23)	(212)	(250)	38
Bridge Preservation	(5)	(4)	(5)	(6)	(6)	(6)	(5)	(4)	(4)	(4)	(6)	(9)	(64)	(72)	8
Undeclared Disasters including Snow & Ice	(1)	(1)	(0)	(1)	(2)	(1)	(25)	(24)	(6)	(41)	(1)	(20)	(124)	(94)	(30)
Disaster Funding - FEMA	(2)	(6)	(8)	(7)	(4)	(3)	(4)	(2)	(3)	37	(2)	5	0	(67)	67
Total Maintenance	\$ (118)	\$ (143)	\$ (139)	\$ (145)	\$ (133)	\$ (98)	\$ (117)	\$ (160)	\$ (128)	\$ (195)	\$ (200)	\$ (272)	\$ (1,849)	(1,861)	12
OTHER MODES															
Integrated Mobility Division	(14)	(21)	(3)	(6)	(53)	(3)	(2)	(3)	(8)	(5)	(5)	(7)	(130)	(115)	(15)
IMD-New Starts	-	-	-	(24)	-	-	-	-	-	(2)	-	-	(26)	(26)	(0)
Ferry Division*	(4)	(4)	(5)	(5)	(4)	(4)	(3)	(4)	(5)	(4)	(6)	(7)	(56)	(66)	11
Rail Division	(3)	(1)	(2)	1	(2)	(8)	(3)	(1)	(6)	(2)	(4)	(15)	(45)	(106)	61
Aviation Division	(3)	(2)	(6)	(17)	(6)	(15)	(16)	(19)	(27)	(35)	(21)	(71)	(238)	(257)	19
													-		0
Total Other Modes	\$ (25)	\$ (28)	\$ (17)	\$ (51)	\$ (64)	\$ (29)	\$ (24)	\$ (27)	\$ (46)	\$ (48)	\$ (35)	\$ (100)	\$ (495)	(571)	76
OTHER EXPENDITURES															
Administration	(19)	(23)	(24)	(30)	(24)	(23)	(26)	(16)	(23)	(32)	(22)	(28)	(290)	(348)	58
Transfers to Other State Agencies	(13)	(0)	(0)	(2)	(0)	(12)	(11)	(0)	(12)	(3)	(0)	(12)	(66)	(68)	2
Transfers to General Fund/NCTA/ER Fund	(61)	(12)	-	-	(12)	-	-	(12)	-	-	(12)	-	(110)	(110)	0
State aid to municipalities	-	-	(72)	-	-	(88)	-	0	-	-	-	-	(159)	(159)	0
Debt Service	-	-	-	-	-	-	-	-	-	-	-	-	-	-	0
Other Programs	(1)	(2)	(1)	(2)	(2)	(3)	(1)	(1)	(1)	(3)	(3)	(1)	(21)	(23)	1
Total Other Expenditures	\$ (94)	\$ (37)	\$ (97)	\$ (34)	\$ (39)	\$ (125)	\$ (38)	\$ (30)	\$ (35)	\$ (38)	\$ (38)	\$ (41)	\$ (646)	(707)	61
TOTAL EXPENDITURES	\$ (447)	\$ (478)	\$ (528)	\$ (481)	\$ (489)	\$ (574)	\$ (413)	\$ (566)	\$ (418)	\$ (547)	\$ (643)	\$ (757)	\$ (6,342)	\$ (6,862)	520
OTHER CHANGES IN CASH															
N.C.G.S 147-86.15 Cash Management															
Highway Fund	(100)		(20)	-	(40)	-	(20)	(40)	(40)	(60)	(25)	(50)			
Highway Trust Fund	100		20	-	40	-	20	40	40	60	25	50			
Total Cash Management Transfers	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -			
Working capital changes	\$ (31)	\$ (48)	\$ 1	\$ 30	\$ 38	\$ (86)	\$ (140)	\$ 157	\$ (35)	\$ 24	\$ 95	\$ 43			
	\$ (31)	\$ (48)	\$ 1	\$ 30	\$ 38	\$ (86)	\$ (140)	\$ 157	\$ (35)	\$ 24	\$ 95	\$ 43			
NET CHANGE IN CASH	\$ 3	\$ 23	\$ 54	\$ 40	\$ (8)	\$ (147)	\$ 141	\$ 278	\$ 102	\$ (12)	\$ (30)	\$ (80)			
CLOSING CASH BALANCE*	\$ 2,016	\$ 2,039	\$ 2,092	\$ 2,132	\$ 2,125	\$ 1,978	\$ 2,119	\$ 2,397	\$ 2,499	\$ 2,487	\$ 2,457	\$ 2,377			
CLOSING CASH BALANCE (HF & TF)	\$ 1,956 \$ 2,098 \$ 2,376 \$ 2,478														

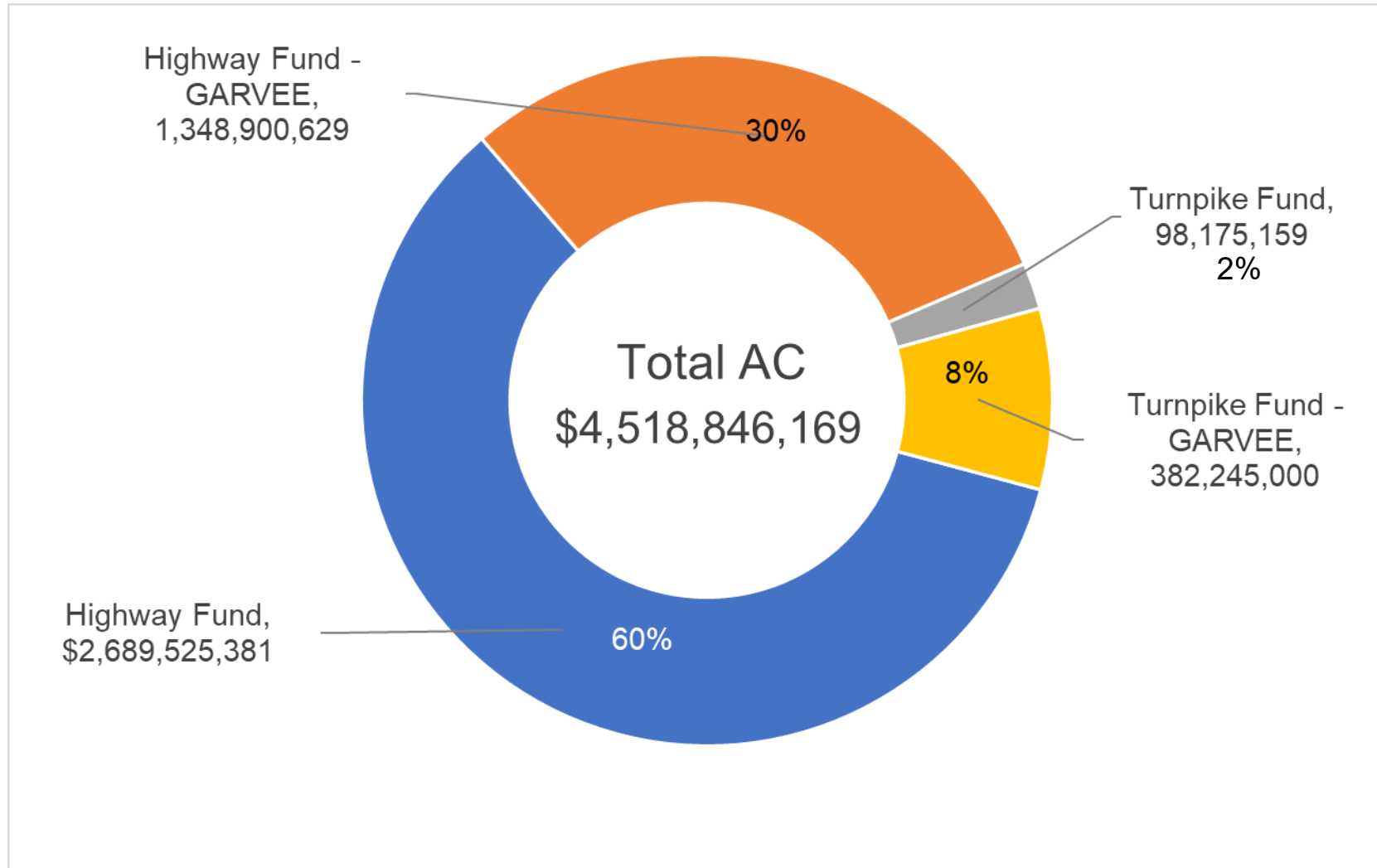
Advance Construction

Funding Source	Unreimbursed Expenditures as of July 22, 2022	Apportionment in FY 2022**	Within Prescribed Limit?
National Highway Performance Program (NHPP)	\$195,296,438	\$549,576,129	YES
Surface Transportation Block Grant (STBG)*	\$76,616,476	\$320,376,380	YES
Highway Safety Improvement Program (HSIP)	\$54,586,290	\$72,330,176	YES

* Includes bridge replacement balance

** Allowable AC amount is annual FY 2022 Apportionment less Projected GARVEE Obligations

Advance Construction Balance as of June 2022



Advance Construction

Funding Source	AC Amount - July 22, 2022	Allowable AC amount FY 2022**	Within Prescribed Limit?
National Highway Performance Program (NHPP)	\$1,916,131,473	\$2,198,304,516	YES
Surface Transportation Block Grant (STBG)*	\$633,042,577	\$1,281,505,520	YES
Highway Safety Improvement Program (HSIP)	\$166,466,727	\$289,320,704	YES

* Includes bridge replacement balance

** Allowable AC amount is 4 times FY 2022 Apportionment less Projected GARVEE Obligations

Questions?



Stephanie King
Chief Financial Officer

sjking@ncdot.gov



NORTH CAROLINA

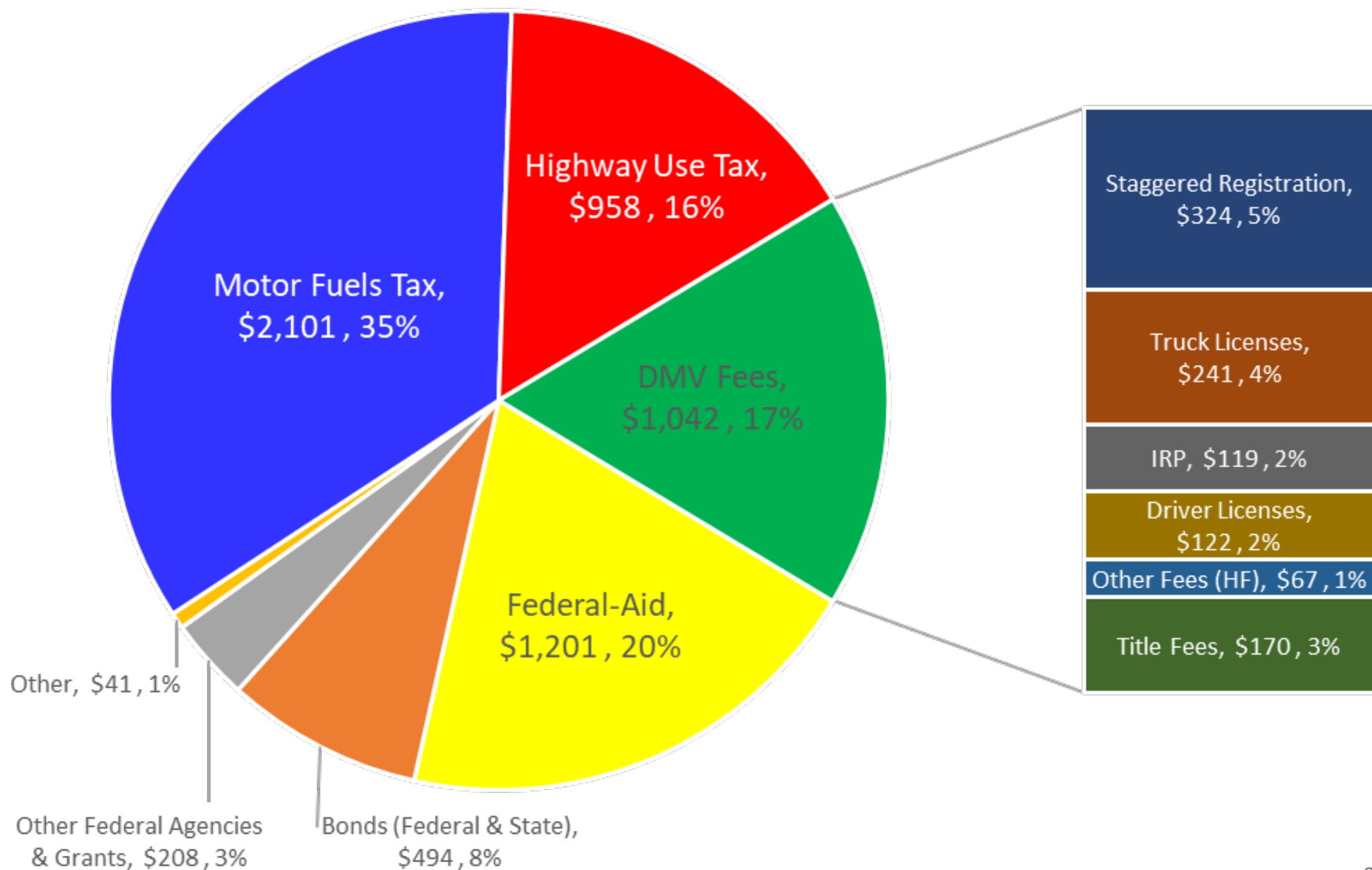
Department of Transportation



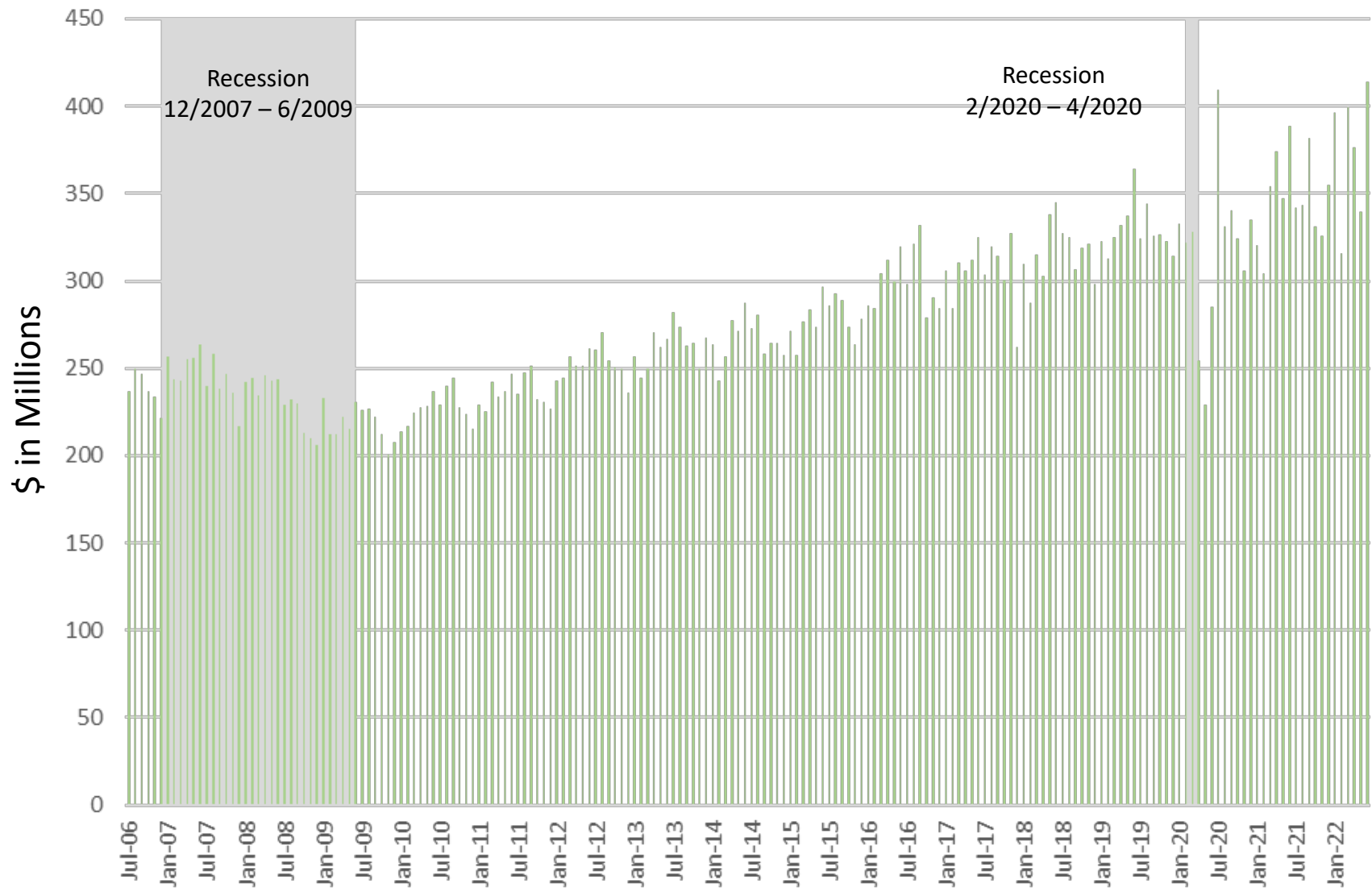
SFY 2022 State Revenue Comparison

H. Tasaico, PE
August 10, 2022

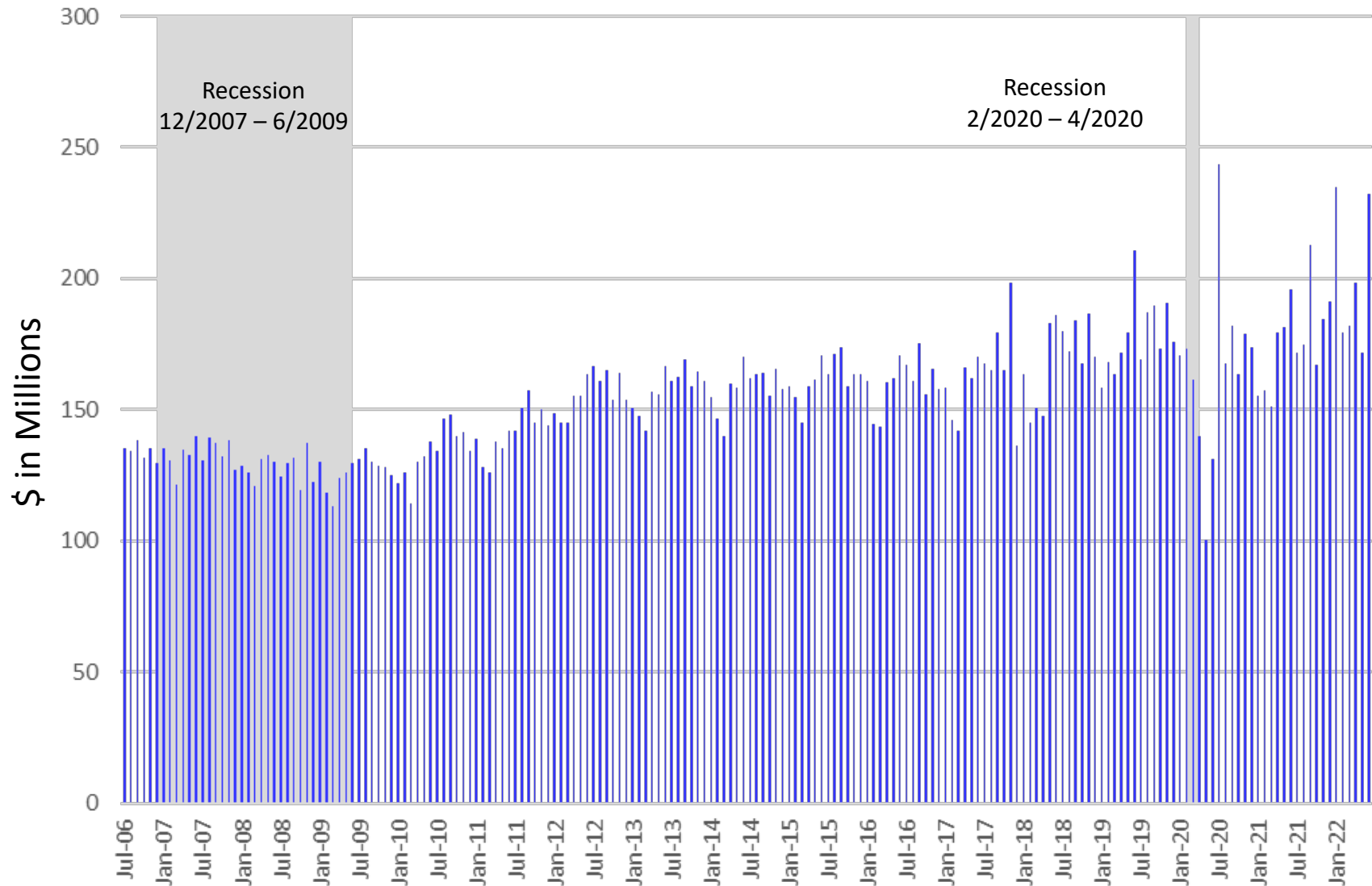
SFY 2022 Transportation Revenues Sources \$6 Billion



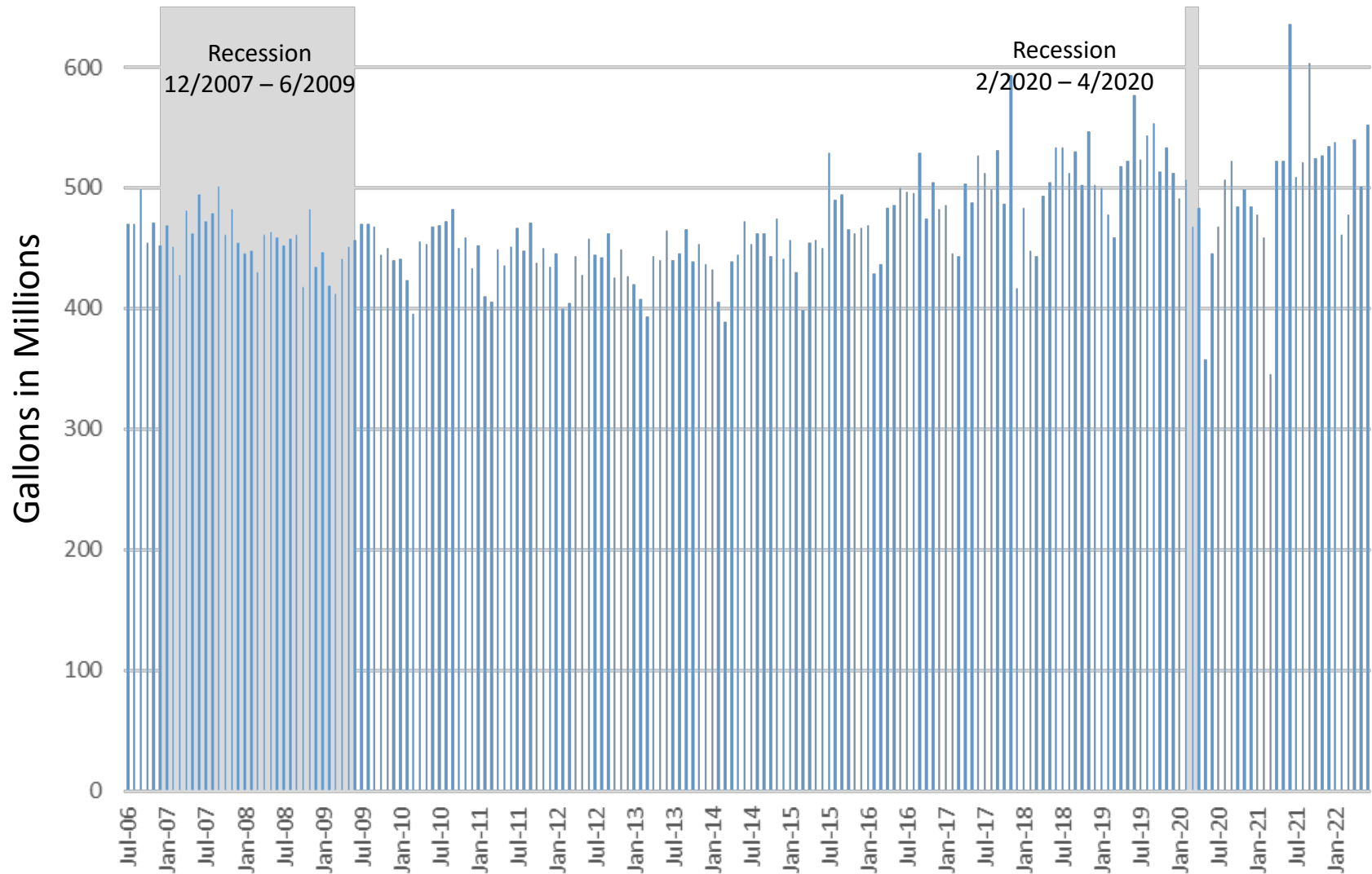
SFY 2007-2022 – Monthly Total State Revenues



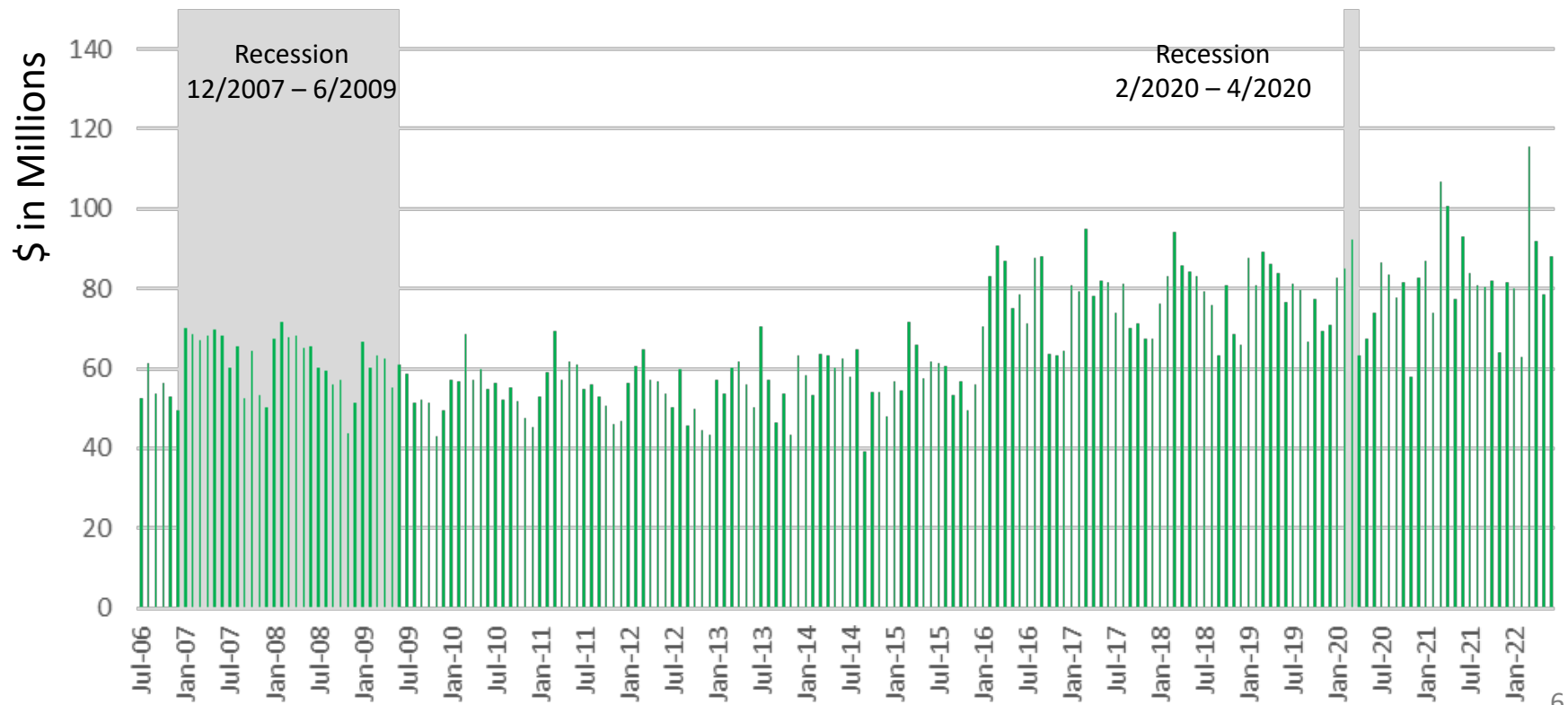
SFY 2007-2022 – Monthly Motor Fuel Revenues



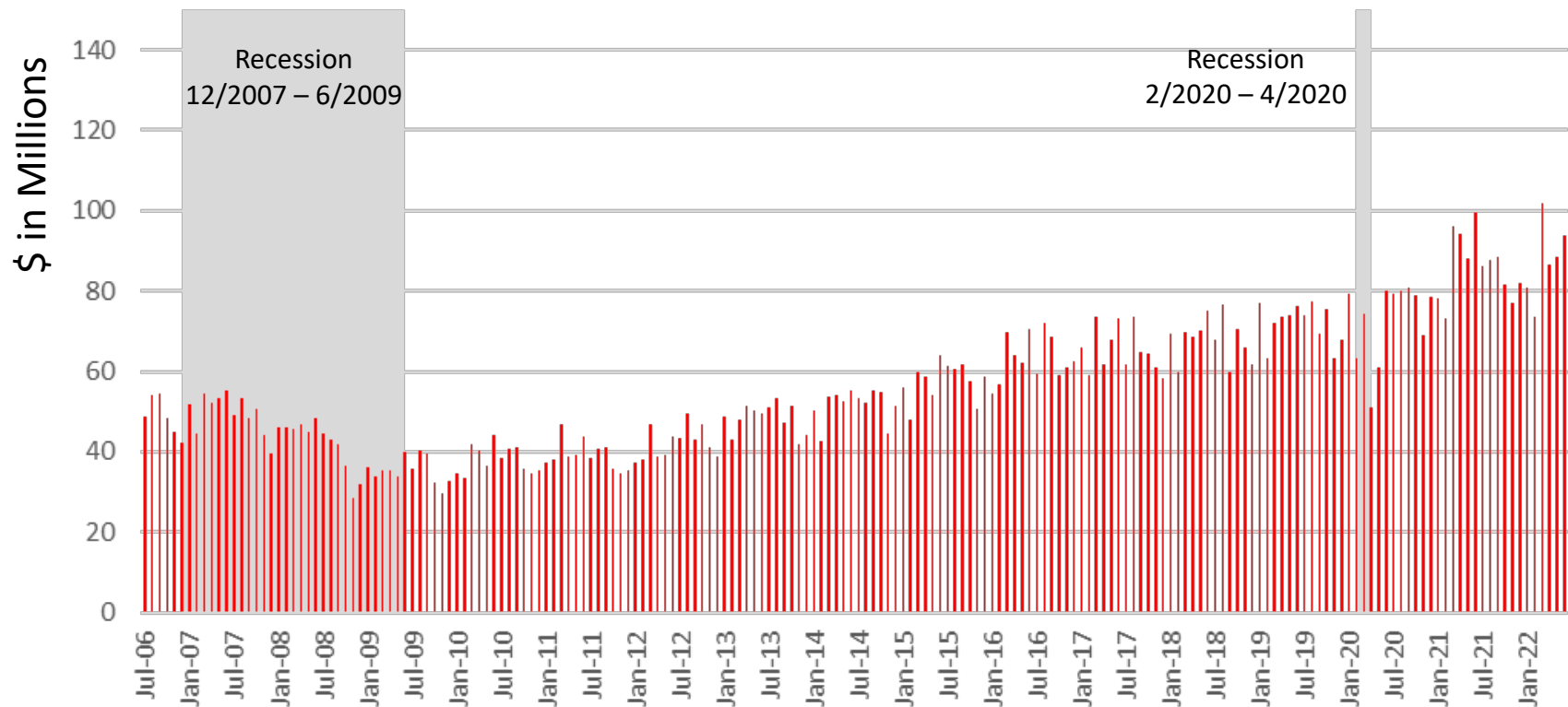
SFY 2007-2022 – Monthly Fuel Consumption



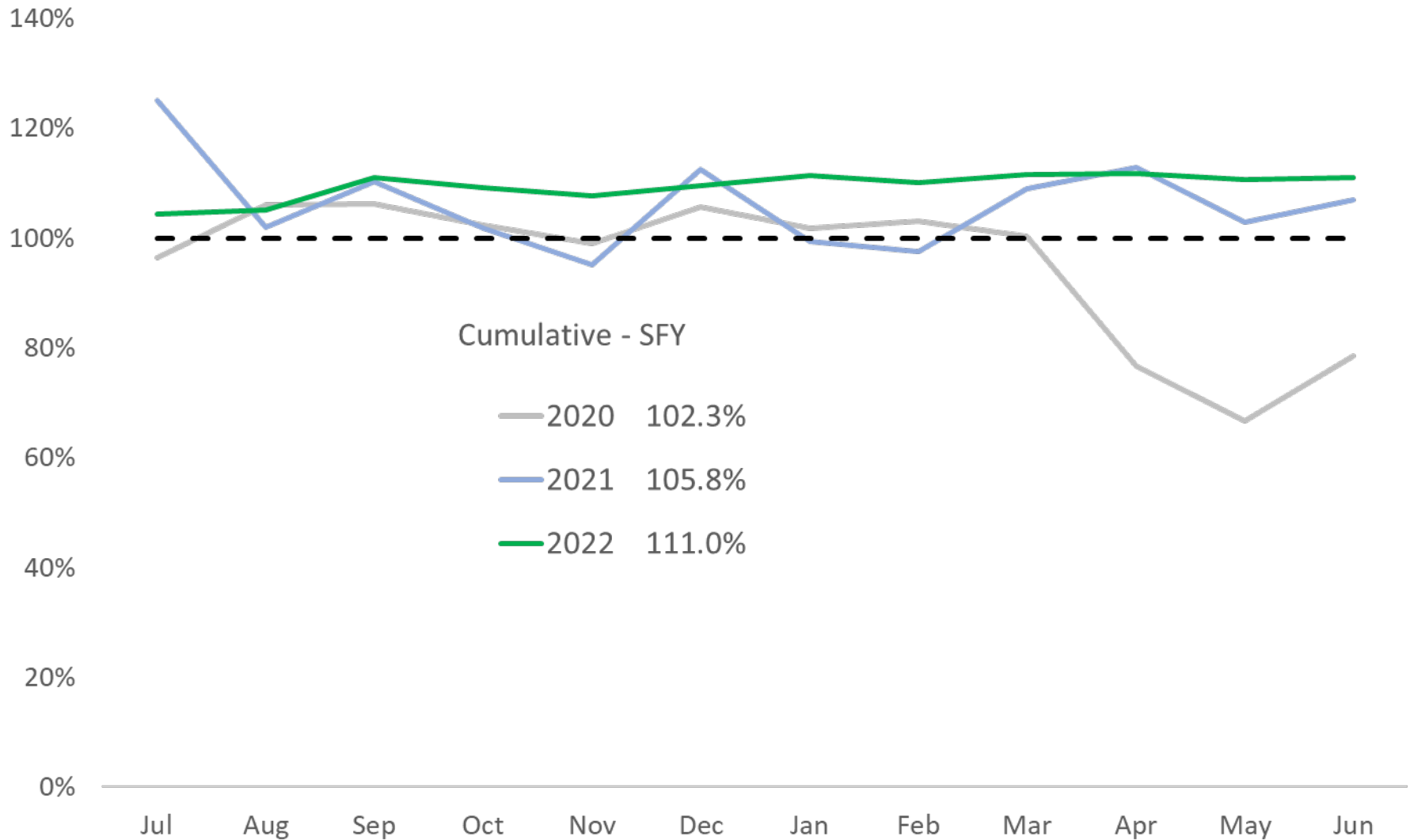
SFY 2007-2022 – Monthly DMV Fees Revenue



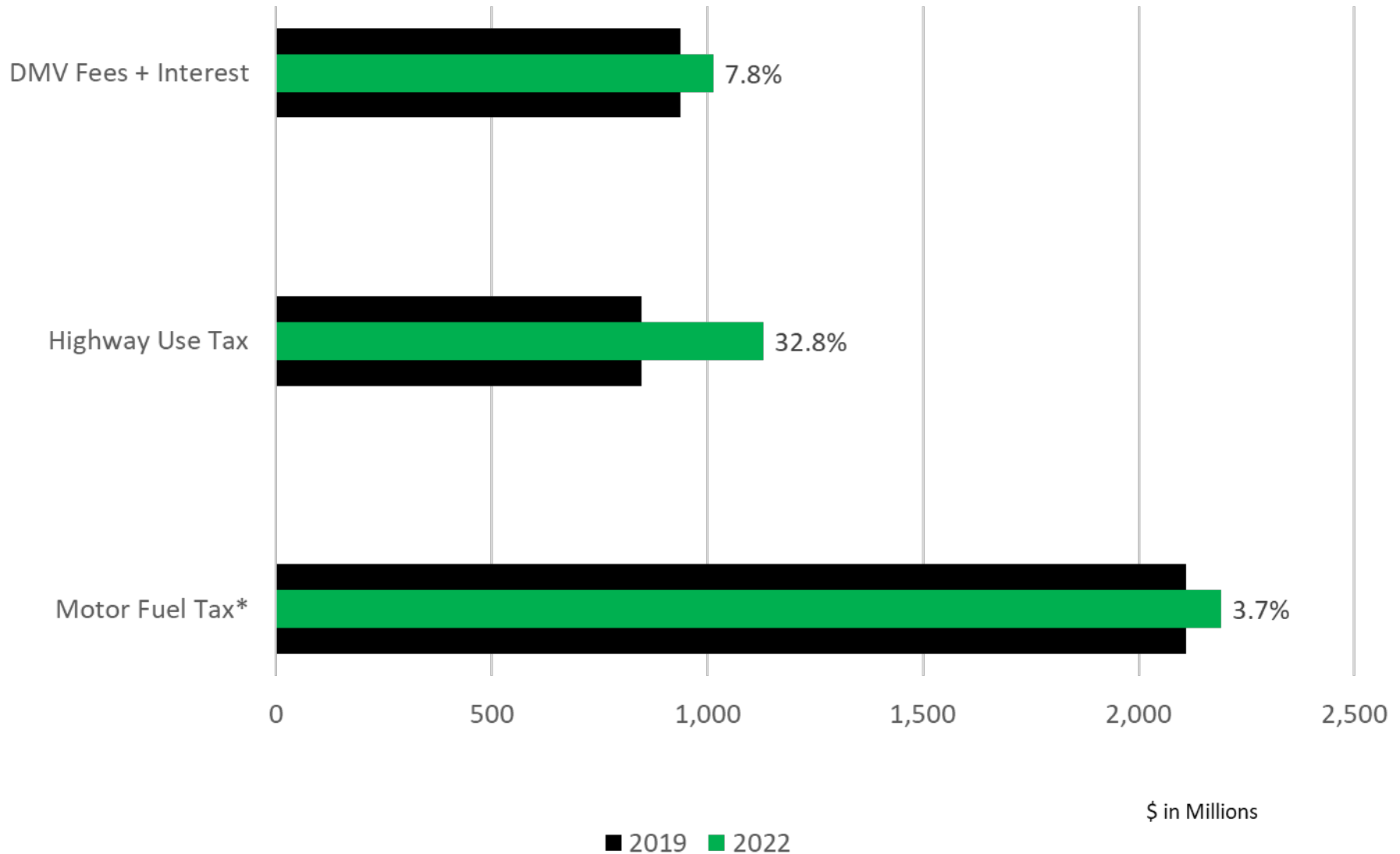
SFY 2007-2022 – Monthly Highway Use Tax



SFY 2019 Comparisons – Total State Revenue




SFY 2019 Comparison – Major State Revenue



SFY 2022 –Year-end State Revenues Comparison

Good News

- Forecast 4,178M
- Actual 4,325M

 \$147M (3.5%)

Details

Motor Fuel Taxes

- Forecast 2,091M
- Actual 2,187M

Funding Impact

 \$97M (4.6%)
80% Highway Fund


DMV Fees

- Forecast 1,050M
- Actual 1,011M

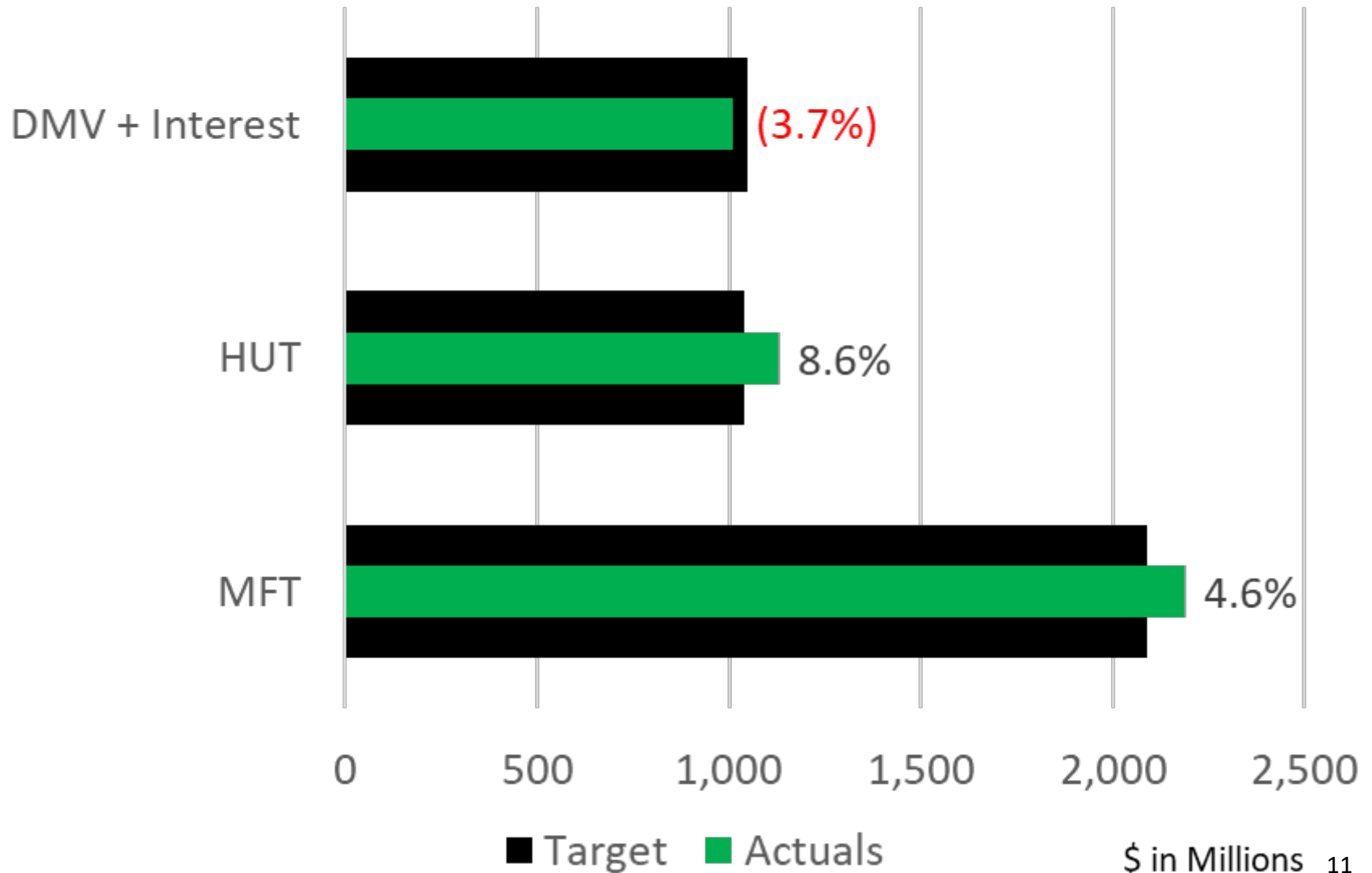
 \$39M (3.7%)
≈85% Highway Fund

Highway Use Tax

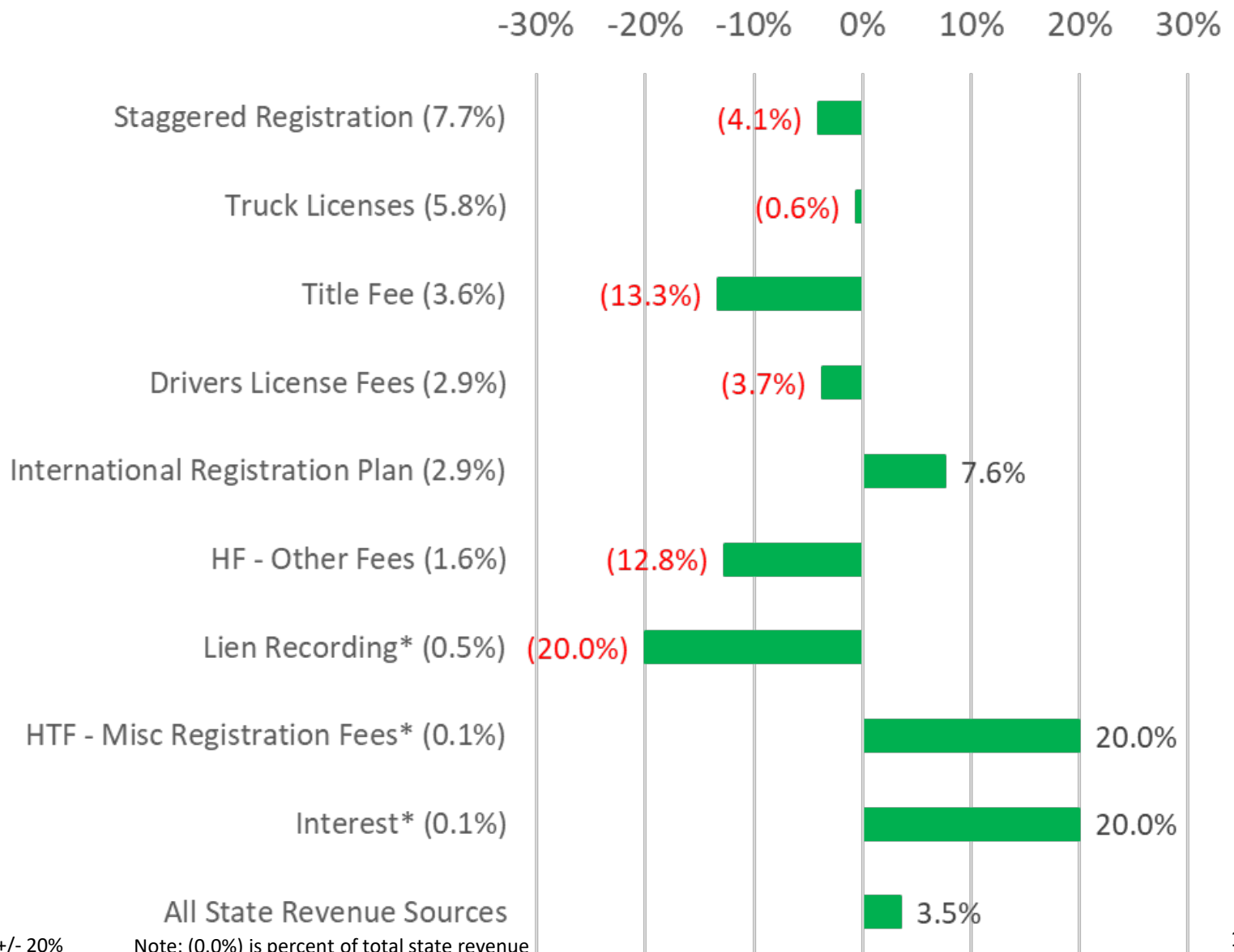
- Forecast 1,038M
- Actual 1,127M

 \$89M (8.6%)
≈92% Trust Fund

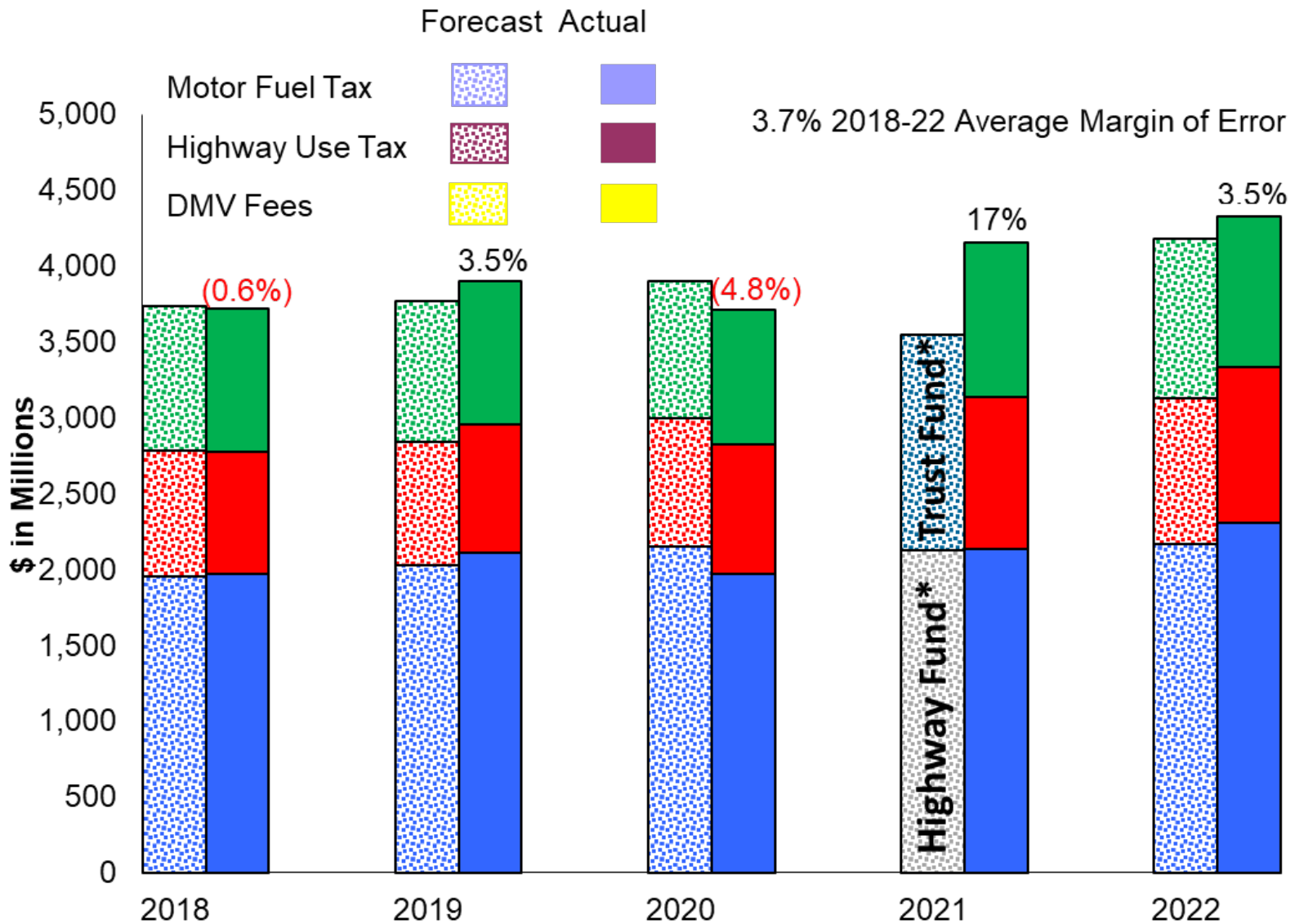
SFY 2022 Comparison – Major State Revenue



SFY 2022 Comparisons – DMV Fees



5 Year Annual Comparison Forecast vs Actual

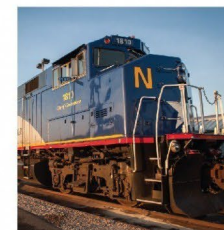
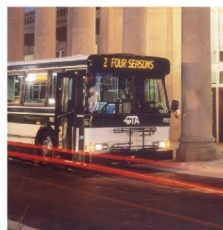
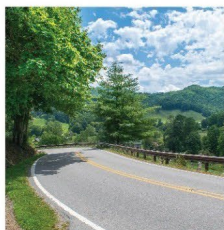


*Due to unprecedented uncertainty no line-item estimates were produced



NORTH CAROLINA

Department of Transportation



Board of Transportation Meeting - Spend Plan Amendment # 1

Michelle Overby, Director of Cash Management and Forecasting

August 10, 2022

Executive Summary

Financial Highlights

Proposed Amendment 1 Impact on SFY 2023

As part of the proposed amendment to the FY23-24 Spend Plan (Amendment 1), NCDOT is seeking to increase total expenditures by \$135 million.

Proposed Amendment 1 Financial Impact			
(\$ in millions)			
	Original Spend Plan	Spend Plan Amendment #1	Difference Original vs. Amendment #1
Revenues	6,148	6,341	193
Garvee Reimbursement	150	150	-
BuildNC	250	250	-
Total Revenue	6,548	6,741	193
Construction	(4,056)	(4,191)	135
Maintenance Expenditures	(2,072)	(2,072)	-
Other Modes	(396)	(396)	-
Other Expenditures	(670)	(670)	-
Total Expenditures	(7,196)	(7,331)	135
Working Capital Changes	-	-	-
Net Change in Cash	(647)	(589)	(58)
Ending Cash	1,761	1,788	(27)

- Proposed Amendment 1 Line Detail
- 1

The revenue outlook has increased by \$193 million between the original spend plan and Amendment 1 due to inclusion of Sales Tax Revenue per Session Law 2022-74 Section 42.3
- 2

Total expenditures increased by \$135 million due to inclusion of Session Law 2022-74 Section 41.9 Time-Limited Cost Escalation Adjustment. Vendors shall make claims within 60 days of the enactment of the act, (July 11, 2022) and the Department shall issue a written decision within 30 days of a claim.

Financial Highlights

Proposed Amendment 1 Impact on SFY 2024

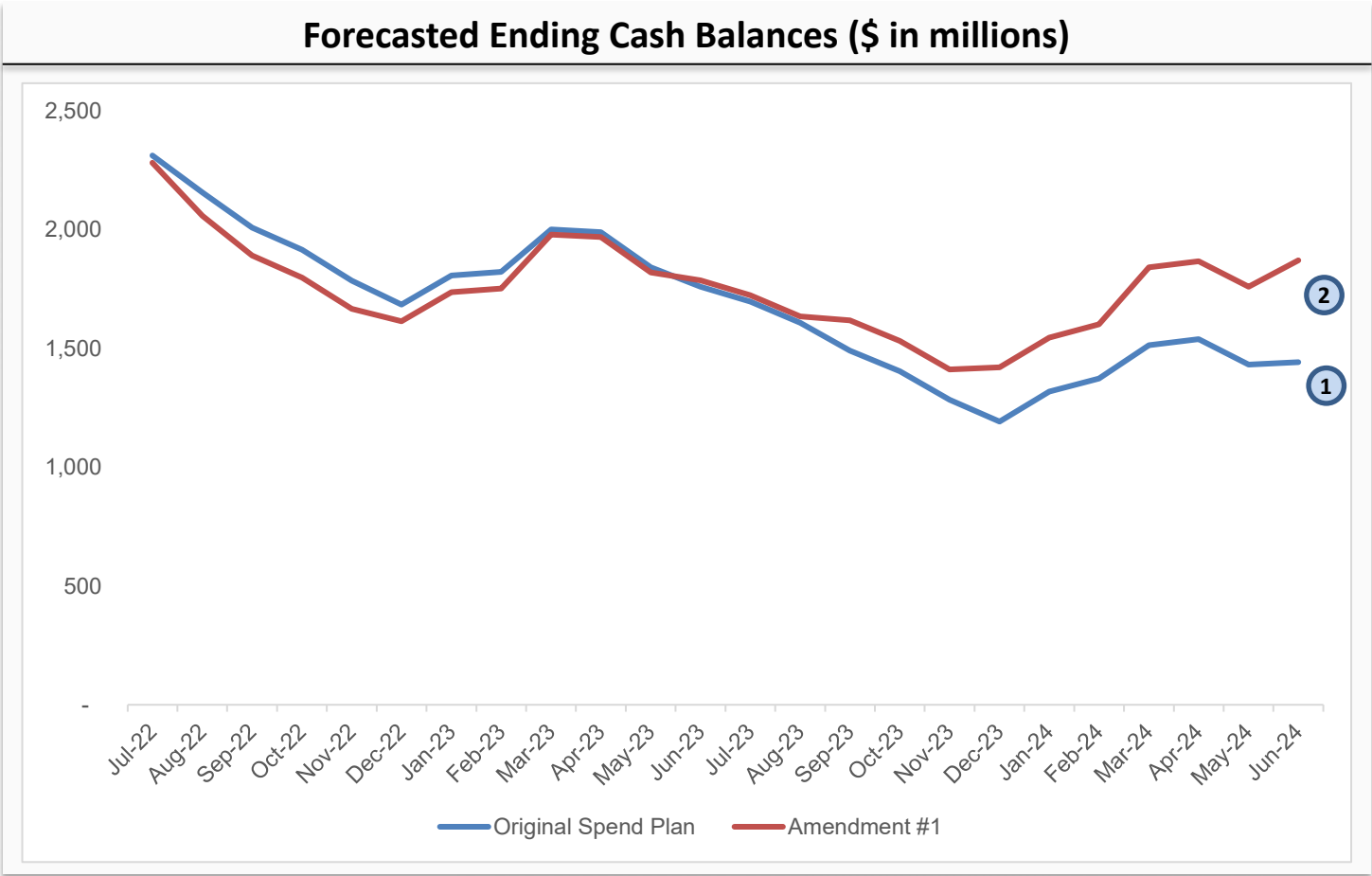
As a result of the SFY23 Spend Plan Amendment 1, the following changes have occurred to the SFY 24 financials

Proposed Amendment 1 Financial Impact			
(\$ in millions)			
	Original Spend Plan	Spend Plan Amendment #1	Difference Original vs. Amendment #1
Revenues	6,292	6,693	① (401)
Garvee Reimbursement	23	23	-
BuildNC	92	92	-
Total Revenue	6,406	6,807	(401)
Construction	(3,927)	(3,927)	-
Maintenance Expenditures	(1,738)	(1,738)	-
Other Modes	(374)	(374)	-
Other Expenditures	(685)	(685)	-
Total Expenditures	(6,723)	(6,723)	-
Working Capital Changes	-	-	-
Net Change in Cash	(317)	84	(401)
Ending Cash	1,443	1,871	(428)

Proposed Amendment 1 Line Detail	
①	The revenue outlook has increased by \$401 million between the original spend plan and Amendment 1 due to inclusion of Sales Tax Revenue per Session Law 2022-74 Section 42.3

Financial Highlights

The ending cash balance for SFY23 has increased by \$27 million from the original Spend Plan to Amendment 1. The change is largely due to the inclusion of Sales Tax Revenue and considerations for Session Law 2022-74 Section 41.9 Time-Limited Cost Escalation Adjustment.



Proposed Amendment 1 Line Detail

- ① The original spend plan had SFY23 ending cash at \$1,761 million and SFY24 ending cash balance at \$1,443 million
- ② Amendment 1 had SFY23 ending cash at \$1,788 million and SFY24 ending cash balance at \$1,871 million

SFY 2023

*Detailed Changes Between
the Original Spend Plan & Spend Plan Amendment #1*

Financial Highlights

Proposed Amendment 1 Impact on SFY 2023

Under NCDOT’s Amendment 1, Total Revenue is set to increase by \$193 million from the Original Spend Plan. This is driven solely by the inclusion of Sales Tax Revenue.

Amendment 1 Impact on Forecasted Revenue			
(\$ in millions)			
	Original Spend Plan	Spend Plan Amendment #1	Difference Original vs. Amendment #1
Revenues			
State revenues	4,581	4,581	-
Federal aid	1,411	1,411	-
Federal aid - InfraGrant	26	26	-
Turnpike Federal Aid	-	-	-
Sales Tax	-	193	193
Other	130	130	-
Total Revenue	6,148	6,341	193
Trustee Reimbursements			
GARVEE Reimbursement	150	150	-
BuildNC Reimbursement	250	250	-
Total Trustee Reimbursements	401	401	-
Total Revenue & Other Receipts	6,548	6,741	193

Proposed Amendment 1 Line Detail

1

The revenue outlook has increased by \$193 million between the original spend plan and Amendment 1 due to inclusion of Sales Tax Revenue per Session Law 2022-74 Section 42.3

SFY 2023 Proposed Construction Expenditure Changes

Construction expenditure guidance increased by a total of \$135m in SFY 2023. This is more than the approved plan based on revised project contractor costs

Amendment 1 Impact on Forecasted Construction Expenditures			
(\$ in millions)			
	Original	Spend Plan	Difference
	Spend Plan	Amendment #1	Original vs. Amendment #1
Construction Expenditures			
Garvee Expenditures	(605)	(605)	-
Garvee Debt Service	(154)	(154)	-
Division of Mitigation Services (Formerly EEP)	(33)	(33)	-
BUILDNC Expenditures	(545)	(545)	-
BUILDNC Debt Service	(121)	(121)	-
STI	(1,079)	(1,079)	-
NC Mobility Fund	-	-	-
TIP	(1,285)	(1,420)	1 135
TIP - InfraGrant	(190)	(190)	-
Turnpike Authority	(2)	(2)	-
Internal Orders	(12)	(12)	-
Congestion Mitigation & Air Quality (CMAQ)	(30)	(30)	-
Total Construction Expenditures	(4,056)	(4,191)	135

Proposed Amendment 1 Line Detail

1 The increase in TIP expenditures of \$135 million is due to inclusion of Session Law 2022-74 Section 41.9 Time-Limited Cost Escalation Adjustment. Vendors shall make claims within 60 days of the enactment of the act, (July 11, 2022) and the Department shall issue a written decision within 30 days of a claim.

SFY 2023 Proposed Maintenance Expenditure Changes

No Change to the Original Spend Plan

Amendment 1 Impact on Forecasted Maintenance Expenditures			
(\$ in millions)			
	Original Spend Plan	Spend Plan Amendment #1	Difference Original vs. Amendment #1
Maintenance Expenditures			
Other Construction - Secondary Roads	(20)	(20)	-
Other Construction - Spot Safety Improvements	(14)	(14)	-
Other Construction - Contingency	(10)	(10)	-
Other Construction - Mobility/Modernization	(107)	(107)	-
General Maintenance Reserve	(459)	(459)	-
Contract Resurfacing	(604)	(604)	-
Roadside Environmental	(112)	(112)	-
Pavement Preservation	(107)	(107)	-
Bridge Program	(383)	(383)	-
Bridge Preservation	(96)	(96)	-
Undeclared Disasters including Snow & Ice	(94)	(94)	-
Disaster Funding - FEMA	(67)	(67)	-
Total Maintenance Expenditures	(2,072)	(2,072)	-

Note: 12 Month

Proposed Amendment 1 Line Detail	
1	No Changes

SFY 2023 Proposed Other Modes & Expenditures Changes

There were no changes to the Mode or Other Expenditures programs.

Amendment 1 Impact on Forecasted Other Modes Expenditures			
(\$ in millions)			
	Original	Spend Plan	Difference
	Spend Plan	Amendment #1	Original vs. Amendment #1
Other Modes Expenditures			
Integrated Mobility Division (Includes Federal)	(125)	(125)	-
Integrated Mobility Division - New Starts	(3)	(3)	-
Ferry Operations	(57)	(57)	-
Railroad program (Includes Federal)	(59)	(59)	-
Airports (Includes Federal)	(152)	(152)	-
Total Other Modes Expenditures	(396)	(396)	-

	Original	Spend Plan	Difference
	Spend Plan	Amendment #1	Original vs. Amendment #1
Other Expenditures			
Administration	(378)	(378)	-
Transfers to Other State Agencies	(67)	(67)	-
Transfers to General & Emergency Fund/NCTA -	(49)	(49)	-
State aid to municipalities	(155)	(155)	-
Debt Service	-	-	-
Other Programs	(21)	(21)	-
Total Other Expenditures	(670)	(670)	-

Proposed Amendment 1 Line Detail	
①	No Changes

SFY 2024

*Detailed Changes Between
the Original Spend Plan & Spend Plan Amendment #1*

SFY 2024 Proposed Revenue Changes

Under NCDOT’s Amendment 1, Total Revenue is set to increase by \$401 million from the Original Spend Plan. This is driven solely by the inclusion of Sales Tax Revenue.

Amendment 1 Impact on Forecasted Revenue (\$ in millions)			
Revenues	Original Spend Plan	Spend Plan Amendment #1	Difference Original vs. Amendment #1
State revenues	4,669	4,669	-
Federal aid	1,498	1,498	-
Federal aid - InfraGrant	14	14	-
Turnpike Federal Aid	-	-	-
Sales Tax	-	401	① 401
Other	111	111	-
Total Revenue	6,292	6,693	401
Trustee Reimbursements			
GARVEE Reimbursement	23	23	-
BuildNC Reimbursement	92	92	-
Total Trustee Reimbursements	114	114	-
Total Revenue & Other Receipts	6,406	6,807	401

Proposed Amendment 1 Line Detail

① The revenue outlook has increased by \$401 million between the original spend plan and Amendment 1 due to inclusion of Sales Tax Revenue per Session Law 2022-74 Section 42.3

SFY 2024 Proposed Construction Expenditure Changes

No Change

Amendment 1 Impact on Forecasted Construction Expenditures			
(\$ in millions)			
	Original	Spend Plan	Difference
	Spend Plan	Amendment #1	Original vs. Amendment #1
Construction Expenditures			
Garvee Expenditures	(523)	(523)	-
Garvee Debt Service	(118)	(118)	-
Division of Mitigation Services (Formerly EEP)	(20)	(20)	-
BUILDNC Expenditures	(366)	(366)	-
BUILDNC Debt Service	(121)	(121)	-
STI	(1,284)	(1,284)	-
NC Mobility Fund	-	-	-
TIP	(1,283)	(1,283)	-
TIP - InfraGrant	(168)	(168)	-
Turnpike Authority	(2)	(2)	-
Internal Orders	(12)	(12)	-
Congestion Mitigation & Air Quality (CMAQ)	(30)	(30)	-
Total Construction Expenditures	(3,927)	(3,927)	-

Proposed Amendment 1 Line Detail	
1	No Change

SFY 2024 Proposed Maintenance Expenditure Changes

No Change

Amendment 1 Impact on Forecasted Maintenance Expenditures (\$ in millions)			
	Original Spend Plan	Spend Plan Amendment #1	Difference Original vs. Amendment #1
Maintenance Expenditures			
Other Construction - Secondary Roads	(12)	(12)	-
Other Construction - Spot Safety Improvements	(12)	(12)	-
Other Construction - Contingency	(12)	(12)	-
Other Construction - Mobility/Modernization	(41)	(41)	-
General Maintenance Reserve	(310)	(310)	-
Contract Resurfacing	(445)	(445)	-
Roadside Environmental	(96)	(96)	-
Pavement Preservation	(79)	(79)	-
Bridge Program	(484)	(484)	-
Bridge Preservation	(85)	(85)	-
Undeclared Disasters including Snow & Ice	(94)	(94)	-
Disaster Funding - FEMA	(67)	(67)	-
Total Maintenance Expenditures	(1,738)	(1,738)	-

Proposed Amendment 1 Line Detail	
1	No Change

SFY 2024 Proposed Other Modes & Expenditures Changes

There were no changes to the Mode or Other Expenditures programs.

Amendment 1 Impact on Forecasted Other Expenditures			
(\$ in millions)			
	Original	Spend Plan	Difference
	Spend Plan	Amendment #1	Original vs. Amendment #1
Other Modes Expenditures			
Integrated Mobility Division (Includes Federal)	(106)	(106)	-
Integrated Mobility Division - New Starts	-	-	-
Ferry Operations	(57)	(57)	-
Railroad program (Includes Federal)	(56)	(56)	-
Airports (Includes Federal)	(154)	(154)	-
Total Other Modes Expenditures	(374)	(374)	-
	Original	Spend Plan	Difference
	Spend Plan	Amendment #1	Original vs. Amendment #1
Other Expenditures			
Administration	(387)	(387)	-
Transfers to Other State Agencies	(69)	(69)	-
Transfers to General & Emergency Fund/NCTA -	(49)	(49)	-
State aid to municipalities	(159)	(159)	-
Debt Service	-	-	-
Other Programs	(22)	(22)	-
Total Other Expenditures	(685)	(685)	-

Proposed Amendment 1 Line Detail	
1	No Changes



HIGHWAYS COMMITTEE MEETING MINUTES

DATE: 5/4/2022 TIME: 4:00 PM LOCATION: Room 150 (Board Room)

MEETING CALLED BY	Committee Vice Chair Dirk Cody
BOARD ATTENDEES	Members Grady Hunt, Melvin Mitchell, Patrick Molamphy, Steven Rosenburgh, and Andy Wells.

AGENDA TOPICS

1. Call to Order, Roll Call, Declaration of Quorum, Non-Conflict Statement and Consideration of the March 9th Meeting Minutes – Committee Vice Chair Cody	
DISCUSSION SUMMARY	Vice Chair Cody called the meeting to order and declared a quorum was present. Vice Chair Cody stated that the minutes were distributed prior to the meeting, and if there are no additions or corrections, he would accept a motion that the minutes from the March 9, 2022 meeting be approved as submitted.
ACTIONS TAKEN	Vice Chair Cody asked for a motion to approve the March 9, 2022 meeting minutes. Board Member Hunt made the motion to approve the minutes and Board Member Molamphy provided the second. Members voted in favor of approving the minutes and the March 9, 2022 minutes were approved unanimously.
2. Non-State Maintained Roads: An Overview of Orphan Roads and other Non-System Roads. Presented by Mr. Greg Burns, PE, Eastern Deputy Chief Engineer, NCDOT Chief Engineer's Office	
DISCUSSION SUMMARY	<p>The Highways Committee heard one presentation on May 4, 2022.</p> <p>Mr. Greg Burns, Eastern Deputy Chief Engineer, provided a presentation on Orphan Roads and other Non-System Roads. Mr. Burns began the presentation with an overview of road systems: (1) state-maintained roads, (2) municipal roads, and (3) non-system roads. Mr. Burns explained that non-system roads are privately maintained. No government entity is responsible for the maintenance of non-system roads.</p> <p>Many non-system roads are successfully maintained by property owners or HOAs and do not desire state maintenance. However, other property owners want their roads to be added to the state system and maintained by NCDOT. Mr. Burns outlined the minimum requirements for adding roads to the state system, which are set out in North Carolina Administrative Code (19A NCAC 02C.0103).</p> <p>“Orphan roads” are a specific type of non-system road.</p>



HIGHWAYS COMMITTEE

MEETING MINUTES

	<p>DOT defines orphan roads as roads that are recorded as public, designed to city or NCDOT standards, but never added to either system. Following this definition, there are two types of orphan roads: (1) annexation-related and (2) developer-related.</p> <p>Annexation-related orphan roads are located in extraterritorial jurisdictions (ETJ) of municipalities. They were designed to city standards (not state standards). The intent was for the subdivision to be annexed and the road maintained by the municipality. However, they were never annexed.</p> <p>Developer-related orphan roads are located in counties (outside of municipal boundaries). They were designed to state standards. The intent was for the road to be added to the state system and maintained by NCDOT. Mr. Burns reviewed several examples of orphan roads. He detailed various reasons why orphan roads are not added to the system. He discussed potential solutions for existing orphan roads, as well as strategies to prevent new orphan roads from occurring.</p> <p>Mr. Burns provided non-system road mileage and cost data, and concluded the presentation by highlighting ongoing efforts with the Joint Legislative Commission on Governmental Operations (Gov Ops) to address the topic of orphan roads.</p> <p>Discussion followed.</p>
ACTIONS TAKEN	NONE TAKEN
3. ADJOURNMENT	Committee Vice Chair Cody adjourned the meeting.



HIGHWAYS COMMITTEE AGENDA

BOARD OF TRANSPORTATION AUGUST 10, 2022

TIME: Immediately following the Workforce and ATC Committees

LOCATION: Room 150 (Board Room)

Members of the Board will participate in person or via Microsoft Teams.

TOPIC	PRESENTER	TIME
Call to Order Roll Call Declaration of Quorum Approval of the May 4, 2022 Meeting Minutes	Mr. Dirk Cody, Committee Vice Chair	5 min.
Severe Weather Preparedness and Financial Recovery	Ms. Emily McGraw, PE, CPM State Maintenance Engineer Mr. Joshua Kellen, PE Training and Development Engineer State Maintenance Operations	30 min.
Asset Management: Total Cost of Ownership	Ms. Kristin Barnes, PE Director of Highway Operations NCDOT Office of the Chief Engineer	30 min.
Other Discussion	Committee Vice Chair Cody	10 min.
Adjourn	All	



NORTH CAROLINA
Department of Transportation

Asset Management Total Cost of Ownership

ArTEMIS – 'for the field, by the field'

AUGUST 2022

ArTEMIS Asset Management Transformation

For the field, by the field

Opportunities to enhance service delivery

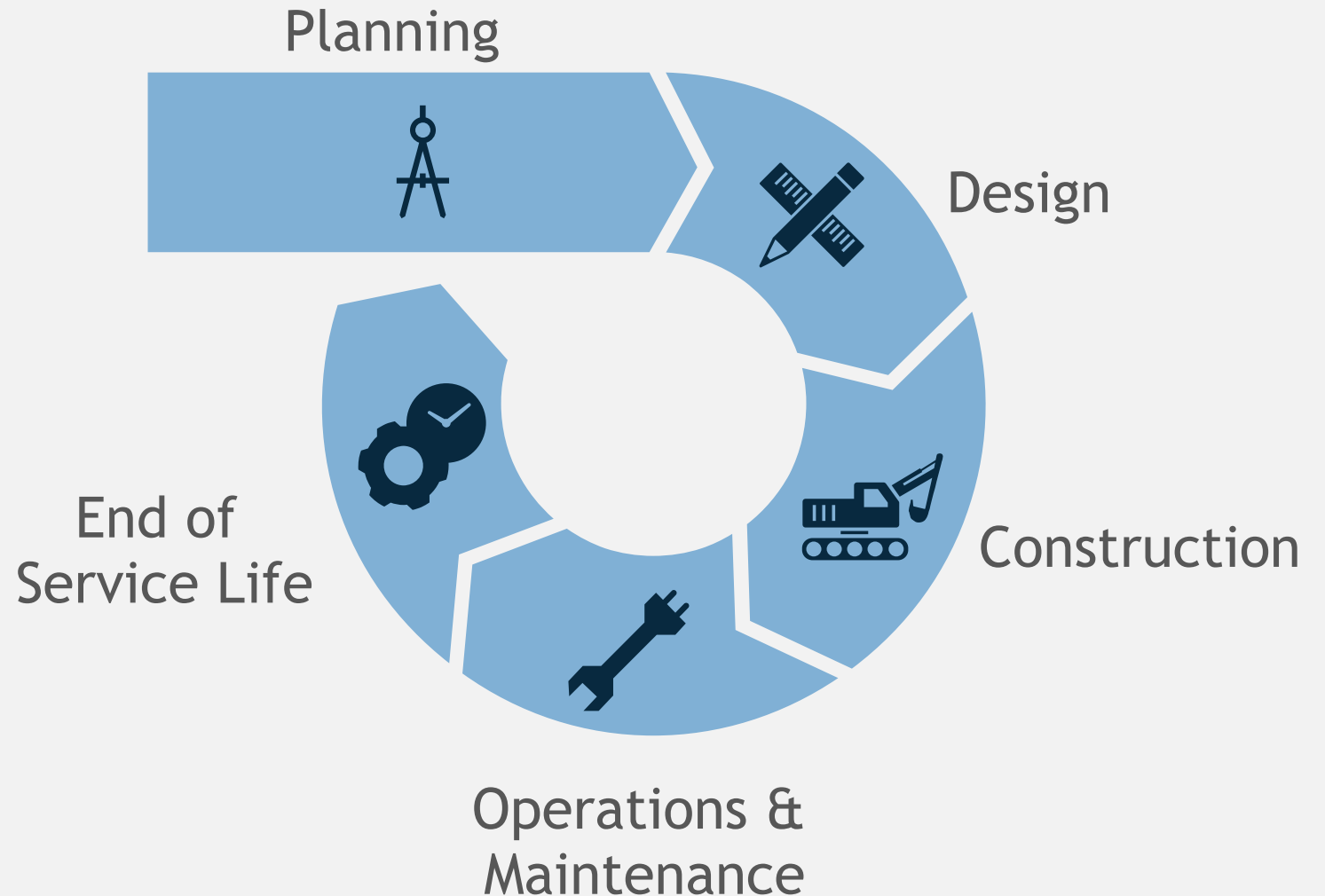
- Legislative and stakeholder requirements
- FHWA emphasis on how to best manage assets for long term
- Changing market/economic conditions

Focus on Total Cost of Ownership (TCO)—How to preserve, maintain and optimize the operations of what we have—80,000 miles?


- Impact to motorists
- Whole-lifecycle perspective of condition and performance
- Efficient and cost-effective planning and work
- Risk-based resource allocation (constrained/unconstrained budget)


What does it cost
to own and
operate 80,000
miles?

Total Cost of
Ownership
considers the
whole-life of an
asset



Conducted workshops to understand end-to-end process across units and highlight interaction points & pain points to better enable integrated solution

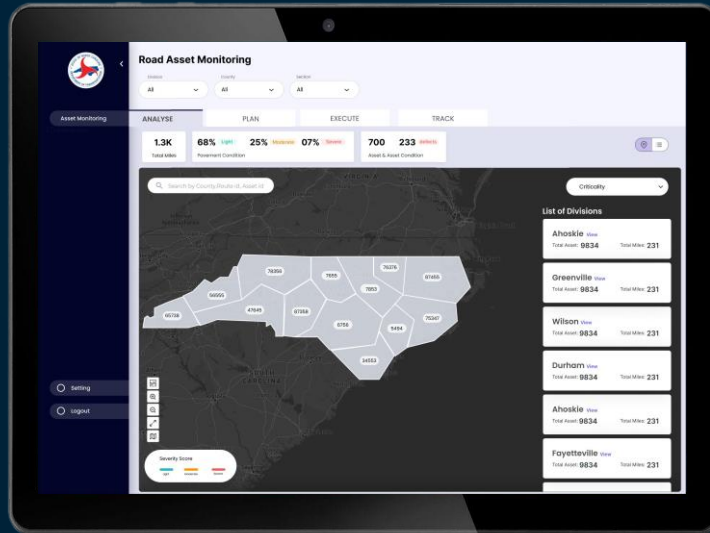
Gathered 45+ "users" and  identified 19 potential project champions

 Prioritized 70+ pain points and 24 use cases



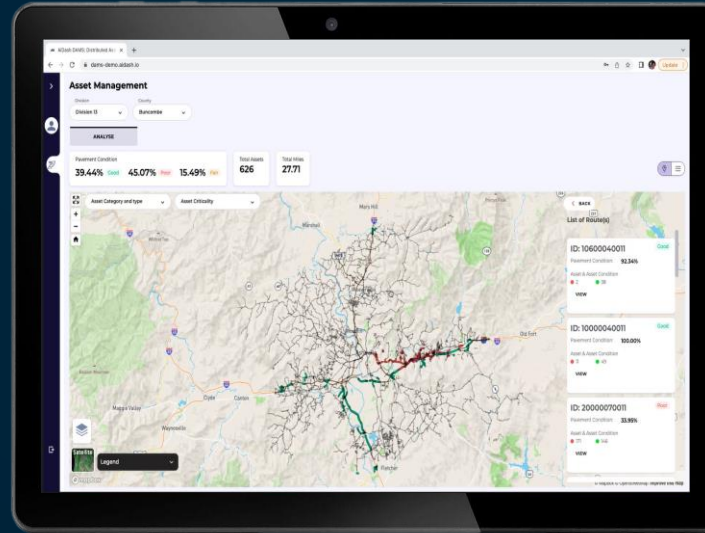
Views in ArTEMIS

State / division



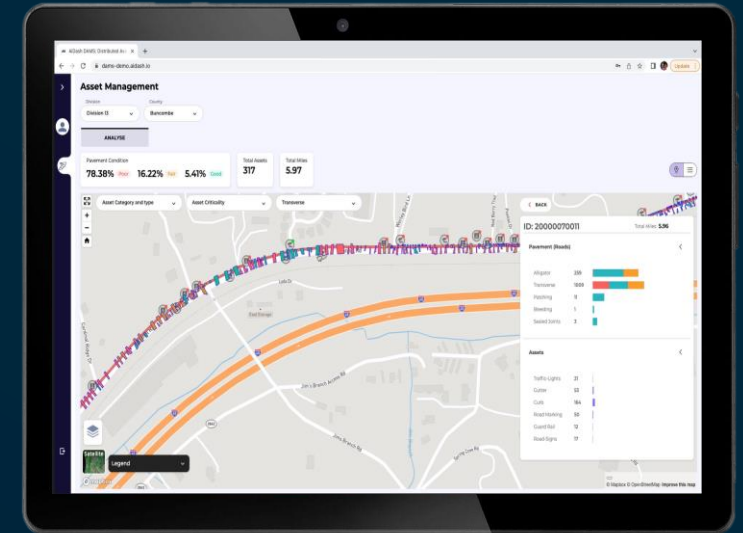
See an aggregated view of NCDOT assets and their criticalities at the state or division level

County



Discover and manage the statuses of the pavement and roadside assets in your county

Individual defects



Dive deeper into the individual pavement defects and assets to learn more about their condition

Thank you!



NORTH CAROLINA Department of Transportation



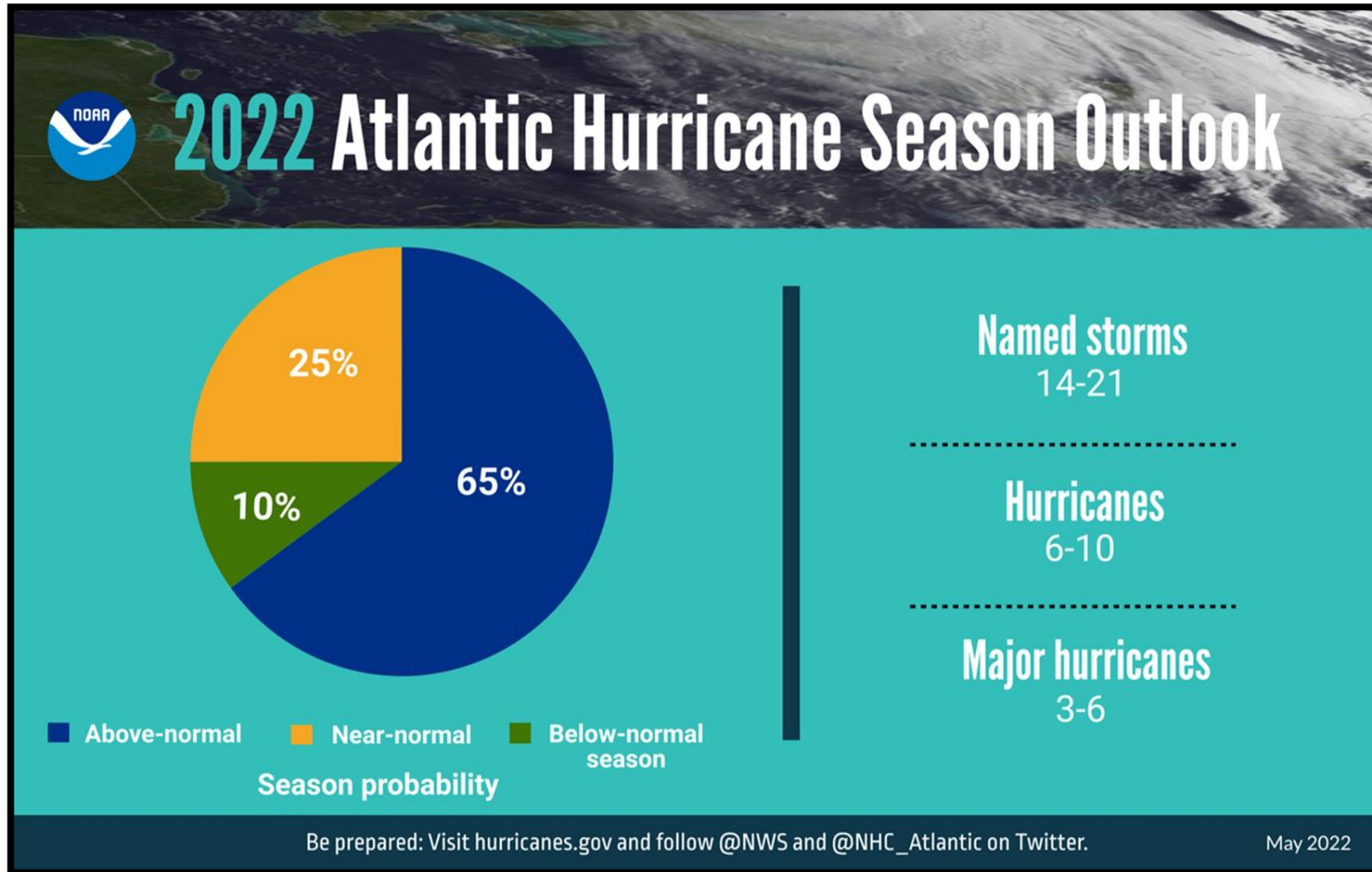
Severe Weather Preparedness and Financial Recovery

Emily McGraw, PE, CPM

Josh Kellen, PE

August 10, 2022 – BOT Highway Committee

Severe Weather Preparedness and Financial Recovery



Preparedness

- Tools
- Plans
- Drills

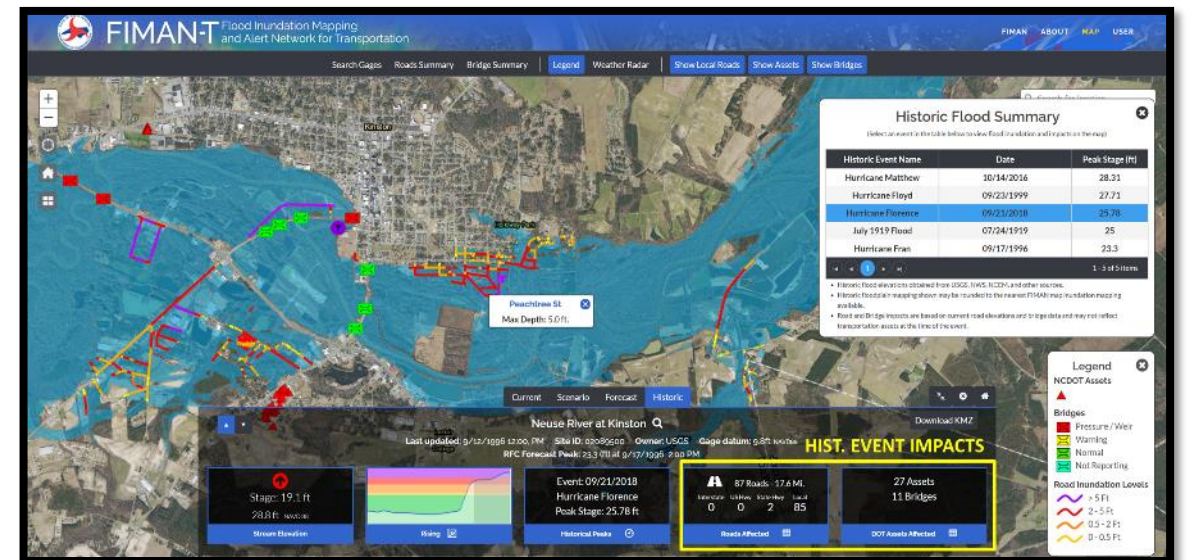
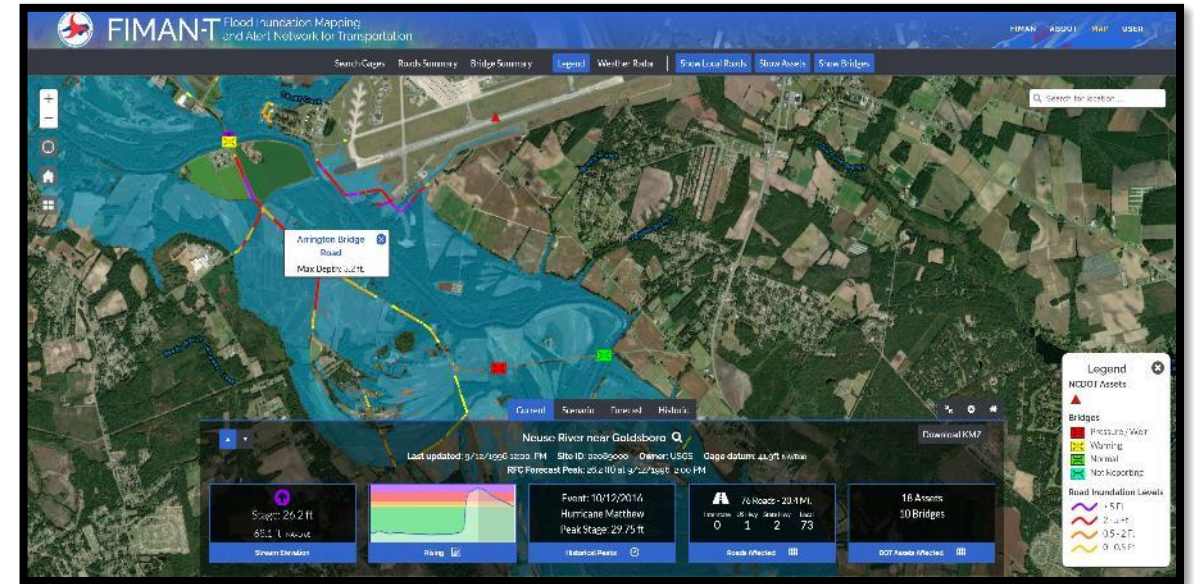
Recovery

- Agencies
- Processes
- Status

Tools: FIMAN

Forecast and Real-time road inundation as well as predicts coastal surge and wave height.

- Leverages North Carolina's 15-year investment in flood warning gauges and geospatial data.
- Provides real time and forecasted inundation depths for 2,700 miles of road.
- Visualized current and forecasted road flooding both upstream and downstream of gauged sites (riverine and coastal)
- Visualize NCDOT asset impacts.
- Provides bridge hydraulic performance (freeboard and overtopping) for over 100 bridges.
- Advanced reporting tools.

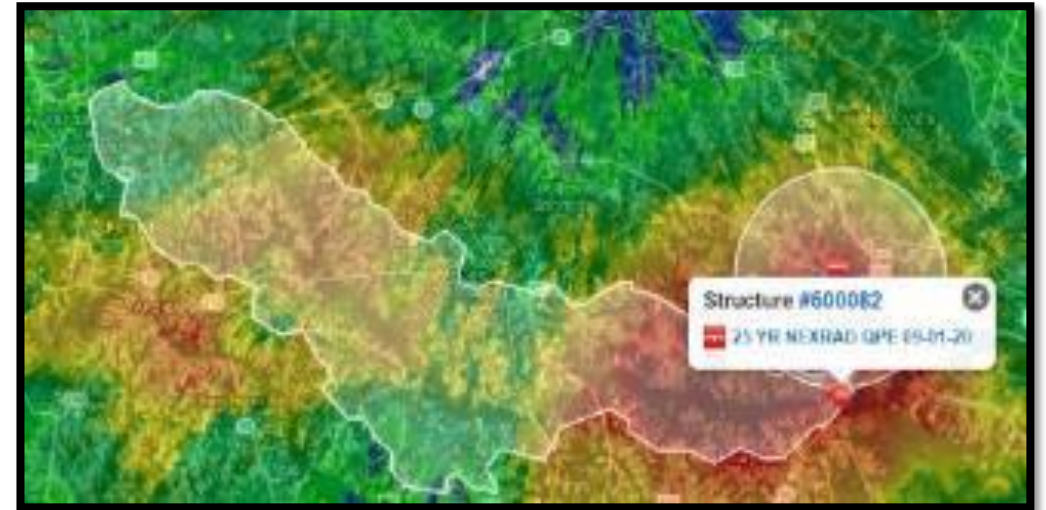


Tools: Bridge Watch



- Real-time monitoring for structures over water.
 - 3,000 BridgeWatch Structures
 - 395 Gage Sites
- Alerted immediately when levels exceed set threshold.
 - Rainfall
 - Surge
 - Monitored stage (river /coast)
- Alerts help identify flooded roadways and scour critical structures impacted by hazards.

NEXRAD




Tools: SharePoint

Connect NCDOT
BUSINESS PARTNER RESOURCES

HomeHelpTeam SitesSite Map

DisasterSevere Weather EventWinter Weather EventContactsAdminWeather Totalsmobile

Search...



NCDOT Disaster Recovery

Disaster Recovery Announcements

Welcome to the NCDOT Disaster Recovery Site.

Weather Updates

NCEM Hazardous Weather Update (May 26, 2022) - AM

NCEM Hazardous Weather Update (May 27, 2022) - AM

Tools

ArcGIS Dashboard

ArcGIS Map

DOT Emergency Response Site

SMO Disaster Recovery

SMO Disaster SharePoint

Survey123

TIMS

Resources

SEVERE WEATHER

COUNTIES ACTIVE
0
PRE-STORM OPERATIONS

COUNTIES ACTIVE
0
POST-STORM OPERATIONS

Statewide Severe Weather Summary

WINTER WEATHER

COUNTIES ACTIVE
0
ANTI-ICING OPERATIONS

COUNTIES ACTIVE
0
DE-ICING OPERATIONS

Statewide Winter Weather Summary

Manuals

A.S.S.I.S.T. Survey123 - Create pdf of existing Site Pictures and Location

Disaster Liason Guide

Disaster SAP Guide

Disaster Time Coding Guide

Emergency Response and Procedure Manual

Site Video Guides

Disaster Home

Severe Weather Event

Winter Weather Event

Contact

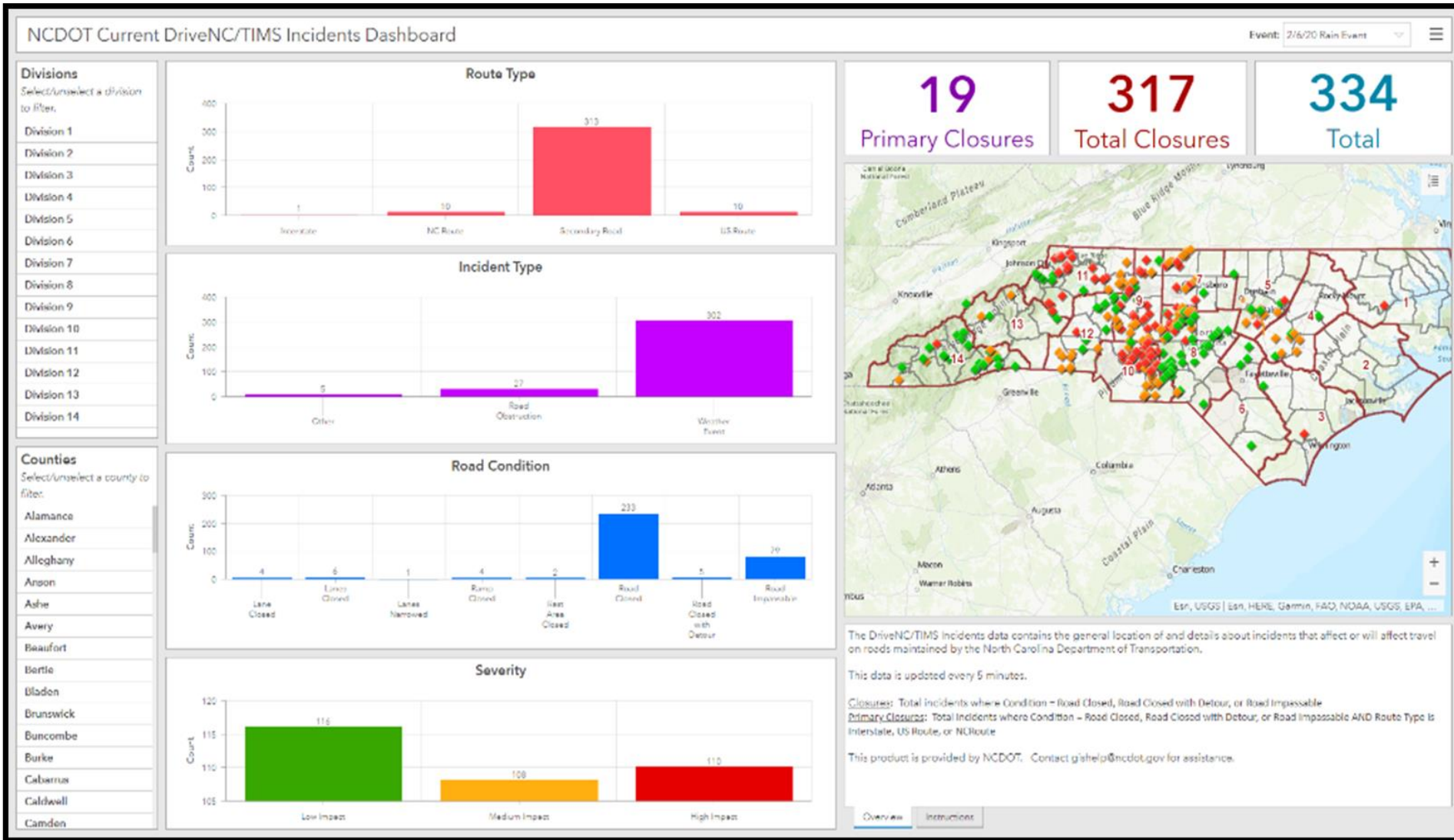
Josh Kellen	919-835-8491	Training & Development Engineer	jikellen@ncdot.gov
Keith Billy	919-835-8420	Disaster Recovery Engineer	kpbbilly@ncdot.gov
Sherri Overby	919-835-8439	Disaster Recovery Specialist	sboverby@ncdot.gov
Massiel Perez	919-835-8433	Staff Engineer	mperez26@ncdot.gov
Lee Thomas	919-835-8427	Technical Trainer II	ldthomas2@ncdot.gov

Emergency Contacts

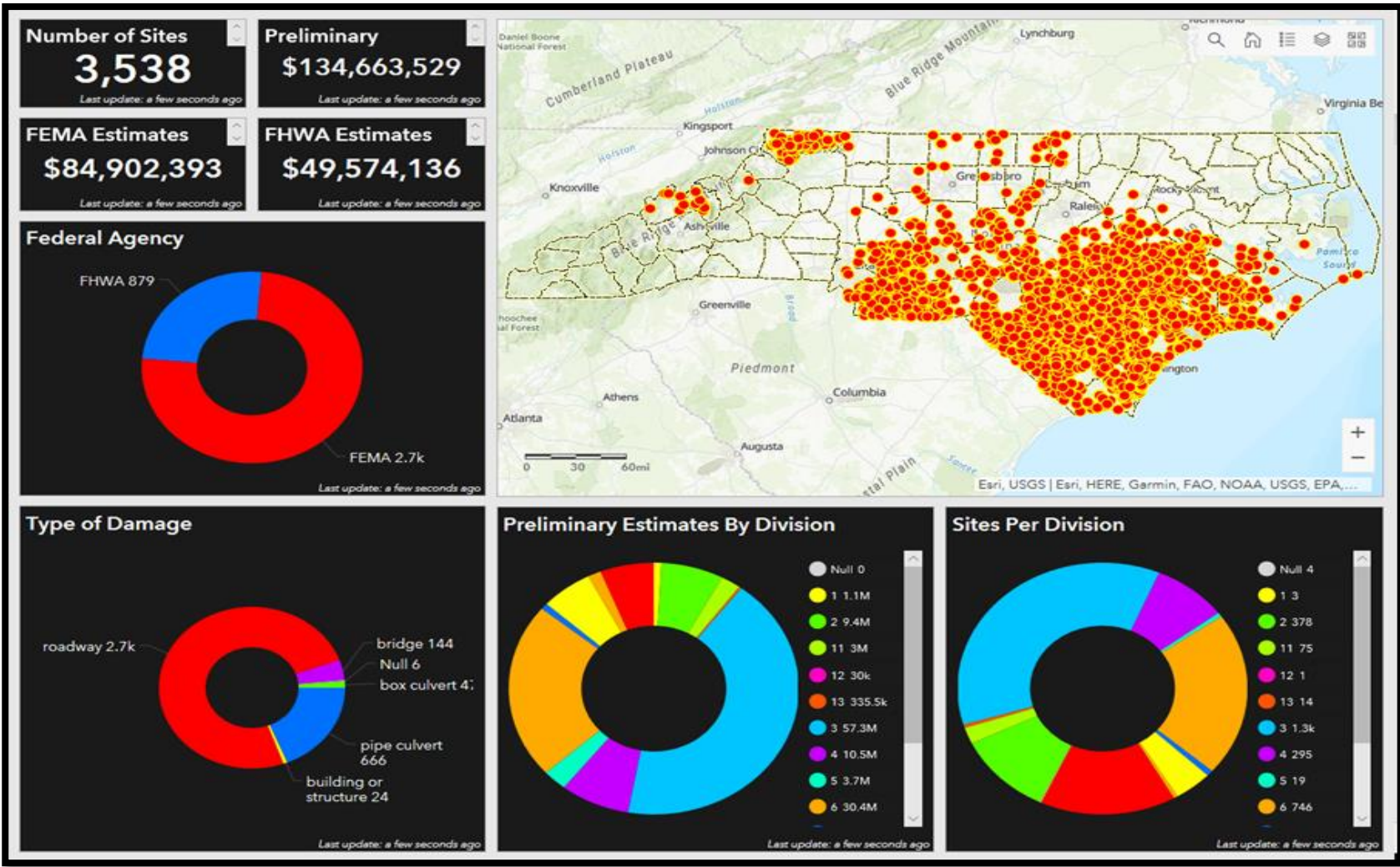
NCDOT Help Desk	919-707-7000
NCDOT EOC Emergency Info Center	919-715-5689
NCDOT NCEM Desk	919-825-2434
NCDOT NCEM Desk	919-825-2597
STOC	919-627-7862

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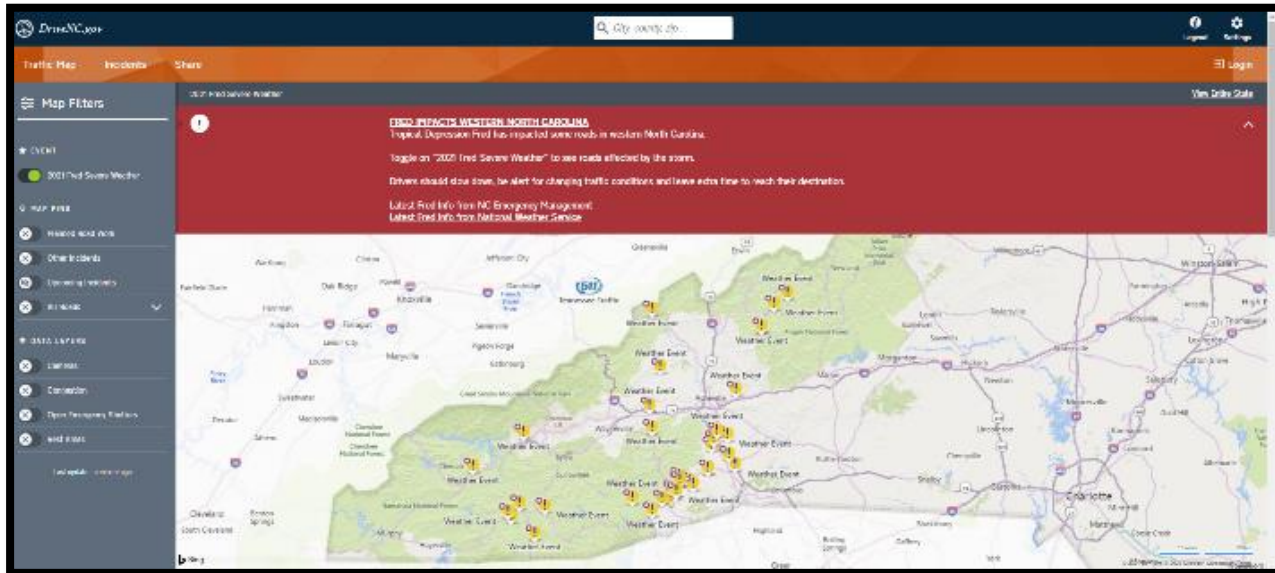
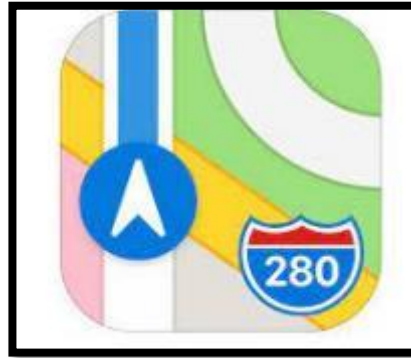
Tools: Drive NC



Tools: Survey123



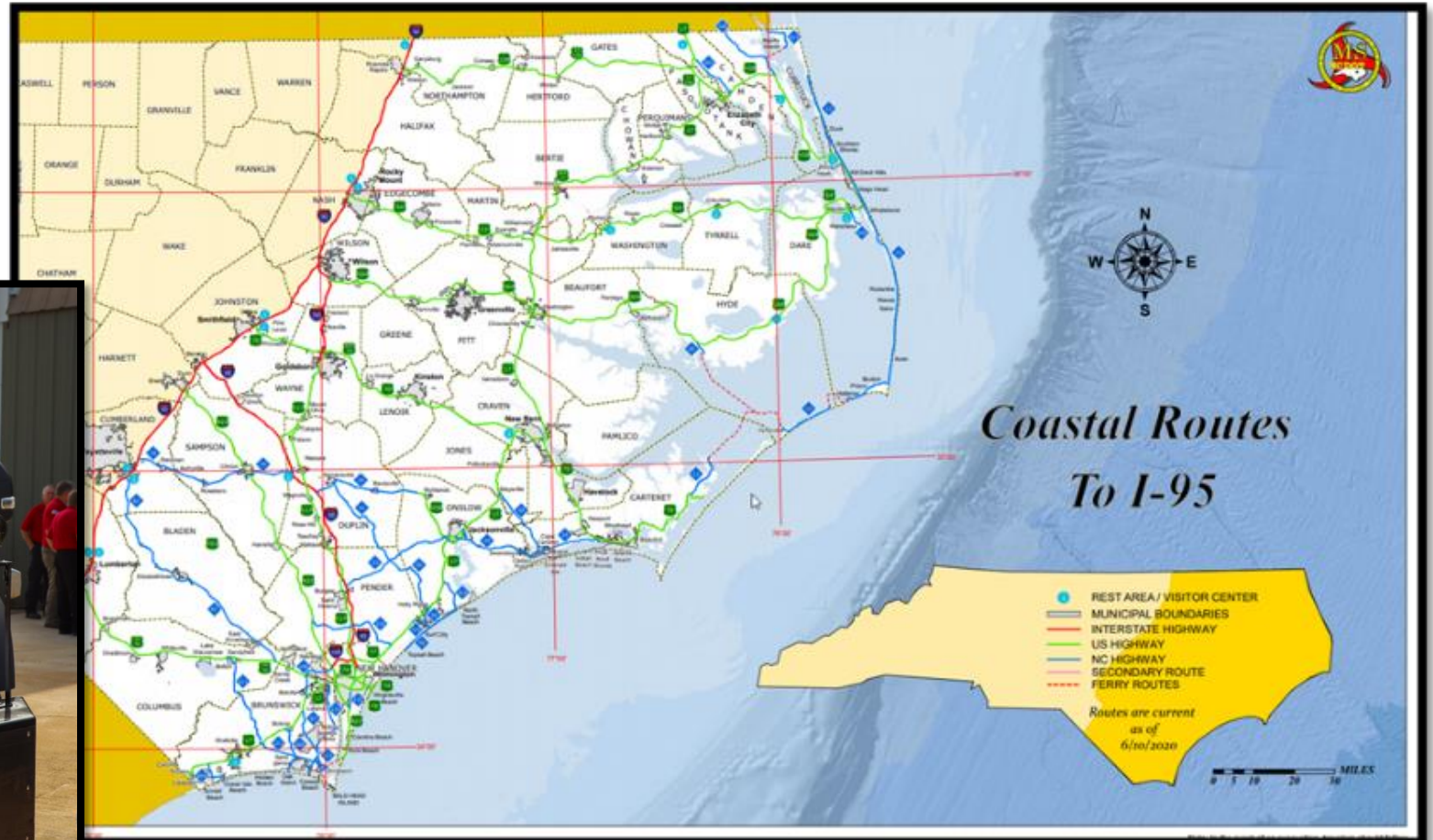
Tools: Public Information



Plans

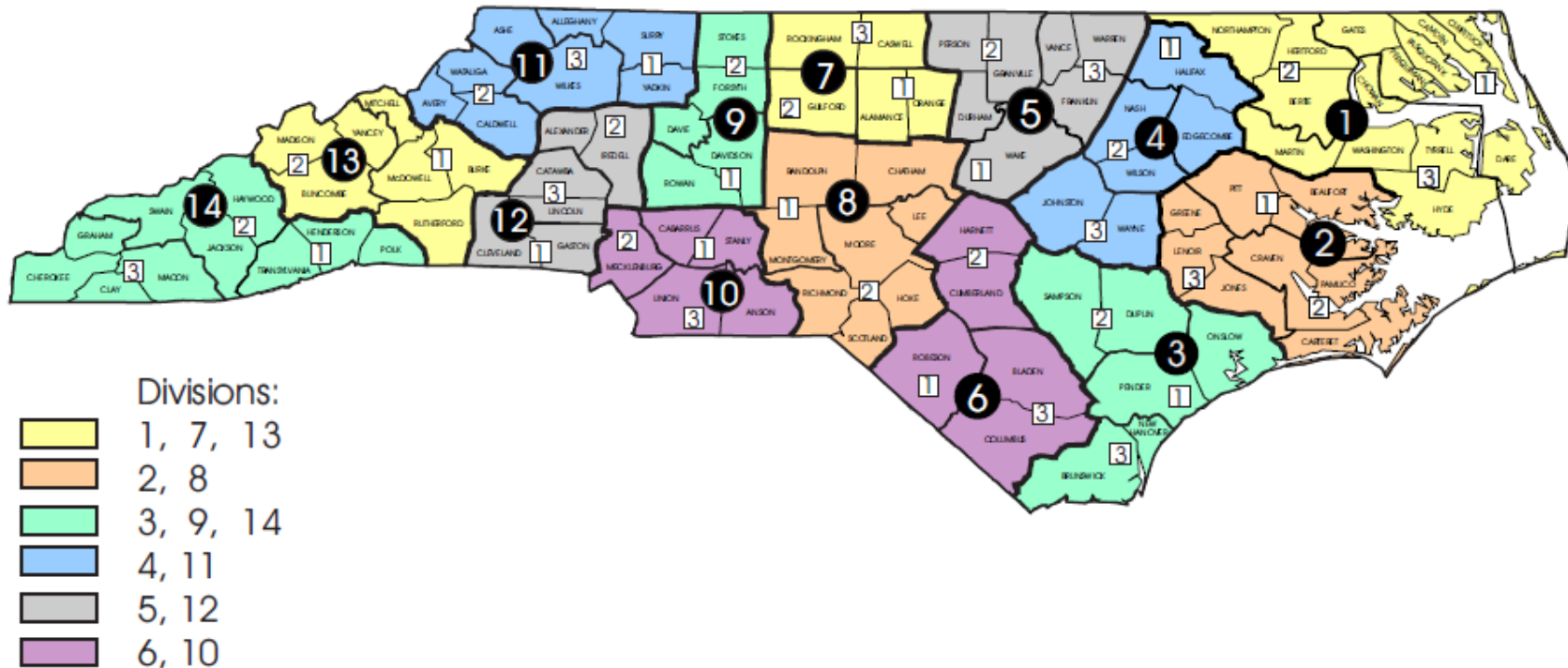
Traffic Operations Focus on Key Routes: I-40, US 70, US 64, US 74 & I-95

- Immediate Tow
- IMAP
- Signal Timing



Plans

NCDOT Sister Divisions



Rev. 07/18/17

Drills

- Department Executive Management Tabletop Exercise
- Department participated in NCEM Tabletop
- Mobility and Safety Tabletop Exercise
- State Emergency Response Team Training
- Maintenance Engineer Technical Training Sessions
- Survey123 Training
- Technical Disaster Training
- Disaster Liaison Training



Agencies



- Provides reimbursement for damages to Federal Aid routes, typically US, NC, and Interstate routes.
- ~\$700,000 DOT Statewide Declaration Threshold for Emergency Reimbursement Eligibility
- \$5,000 Minimum project threshold
- Eligible Work:
 - Emergency Repairs (First 180 Days)
 - (100% reimbursement)
 - Permanent Repairs
 - (90% reimbursement on Interstates)
 - (80% reimbursement on other Federal Aid routes)





FEMA

Agencies

- Provides reimbursement for damages to state maintained secondary routes.
- ~ \$17M Statewide Declaration Threshold for Reimbursement Eligibility
- \$3,500 Minimum project threshold
- Eligible Work:
 - Cat A – Debris Removal
 - (~80% reimbursement)
 - Cat B – Emergency Protective Measures
 - (75% reimbursement)
 - Cat C – Roads/Bridges
 - (75% reimbursement)
 - Cat E – Buildings/Equipment
 - (75% reimbursement)



* Timeframes are from when the event occurs.

** Timeframes provided are indicative of larger storms such as Hurricanes Matthew and Florence. Influencing factors include size of the storm, type of damages accrued, and the number of ongoing events both in NC and nationally.



Processes



FEMA



- Damage Description:
- Scope of Work
- Pictures
- Engineer's Estimate
- Environmental Permits
- Hydraulic Recommendations
- GPS Coordinates
- Location Map
- Timesheets
- Equipment Logs
- Material Receipts/Purchase Orders
- Contracts
- Etc.



Status

Event	FHWA and FEMA (Event Reimbursement Totals)				
	Total Expenditures to Date* ⁽¹⁾	Eligible Expenditures to Date ⁽²⁾	Eligible Expenditures Submitted for Reimbursement ⁽³⁾	Anticipated Reimbursement ⁽⁴⁾	Reimbursement Received to Date*
2021 Fred Severe Weather	\$ 25,785,647	\$ 16,998,027	\$ 7,031,646	\$ 15,298,225	\$ -
2020 TS Eta (Nov 11 Rains)	\$ 31,729,259	\$ 27,239,771	\$ 25,864,642	\$ 24,515,794	\$ (3,063,675)
2020 TS Isaias	\$ 4,913,013	\$ 3,085,724	\$ 3,085,724	\$ 2,777,152	\$ -
2020 COVID-19	\$ 1,286,424	\$ 158,531	\$ 129,864	\$ 129,864	\$ -
2020 February 6 Rains	\$ 22,139,592	\$ 16,645,204	\$ 15,095,201	\$ 14,615,171	\$ (3,196,346)
2019 Hurricane Dorian	\$ 28,554,346	\$ 19,211,701	\$ 6,733,520	\$ 15,065,663	\$ (4,746,902)
2018 Hurricane Michael	\$ 17,467,147	\$ 12,139,713	\$ 10,986,234	\$ 9,518,531	\$ (8,191,789)
2018 Hurricane Florence	\$ 247,646,141	\$ 238,121,657	\$ 175,339,864	\$ 176,879,561	\$ (147,286,648)
2016 Hurricane Matthew	\$ 203,219,112	\$ 194,777,828	\$ 186,121,838	\$ 144,716,552	\$ (118,957,946)
Total	\$ 582,740,682	\$ 528,378,155	\$ 430,388,534	\$ 403,516,512	\$ (285,443,306)



Questions?

Emily McGraw, PE, CPM
Maintenance Operations and Fleet Management
emcgraw@ncdot.gov
(919)835-8445

Joshua Kellen, PE
Maintenance Operations and Fleet Management
jlkellen@ncdot.gov
(919)835-8491



INSPECTOR GENERAL COMMITTEE MEETING MINUTES

DATE: 05-04-22 TIME: 2:30pm LOCATION: Microsoft TEAMS or EIC Room

MEETING CALLED BY	Chair Perkins
BOARD ATTENDEES	Andy Perkins, Pat Molamphy, Billy Clarke, Dirk Cody, Hugh Overholt, Melvin Mitchell

AGENDA TOPICS

1. Call to Order, Roll Call, Declaration of Quorum, Non-Conflict Statement and Consideration of the INSERT DATE Meeting Minutes – Chair Perkins

DISCUSSION SUMMARY	<p>Chair Perkins called the newly named <i>Inspector General Committee Meeting</i> to order informing there were no votes today and declared a quorum present.</p> <p>Chair Perkins recognized Pat Molamphy to the committee.</p> <p>Chair Perkins addressed the non-conflicts of interest statements and asked if there were any known conflicts to please make them known for the record.</p> <p>Chair Perkins stated there were no minutes from 2021 due to transitions from August 2021 until today.</p> <p>Name change from <i>Audit Committee</i> to <i>Inspector General Committee</i> for the following reasons:</p> <ul style="list-style-type: none">• Not just an audit agency• We evaluate risk management• Accountable for efficiency and integrity in our operations• Ensure compliance with laws and regulations• Minimize fraud, waste and abuse <p>Chair Perkins also noted the Inspector General audits the following:</p> <ol style="list-style-type: none">1. Internally2. Single audits3. Consultants, Utilities, Railroad, Turnpike4. Investigations <p>Chair Perkins recognized the newly appointed Inspector General – Lonnetta Raynor and asked Lonnetta to tell how she plans to move forward.</p>
ACTIONS TAKEN	NONE TAKEN
2. OIG Updates – Lonnetta Raynor	
DISCUSSION SUMMARY	<p>Lonnetta Raynor gave a brief introduction of her work history with NCDOT.</p> <p>Lonnetta Raynor provided the Committee the following updates:</p>



INSPECTOR GENERAL COMMITTEE MEETING MINUTES

	<p><u>Overall Structure of OIG: Staffing Levels:</u></p> <p><u>OIG Org Chart</u> – shows all the various audit units within OIG along with the number of filled positions as well as vacancies within each unit. Lonnetta gave a summary of each audit unit.</p> <p>Chair Perkins reminded of the severe cut about six years ago due to legislative action. OIG lost several positions.</p> <p>Committee Member Hugh Overholt asked if OIG was adequately staffed at the present. Lonnetta Raynor informed that we are not.</p> <p>Chair Perkins stated we need to organize and prioritize and be able to work with what we have. We can also look at outsourcing. However, all final decision will be determined by the Inspector General's office.</p> <p>Committee Member Pat Molamphy asked if the salaries we are offering are noncompetitive with other state agencies. How do we change this? Chair Perkins stated this is something that needs to be addressed with the Secretary and HR. Committee Member Melvin Mitchell stated that there is something wrong if NCDOT is losing employees to other state agencies due to salary inadequacies.</p> <p><u>Current State of OIG</u> – we are in the rebuilding stages. Current vacancies need to be filled. A plan is being developed for corrections and moving forward.</p> <p><u>Future State of OIG</u> – discussion regarding highway division auditors: one auditor for every two divisions. OIG is trying to build a rapport and having an open dialog with internal and external staff and stakeholders. OIG is having periodic meetings with Barbara Baldwin (Internal Audit Council). Attend internal and external training, workshops, meetings with other state agencies and professional organizations. Outsourcing may be utilized to assist in meeting obligations.</p>
ACTIONS TAKEN	NONE TAKEN
3. Adjournment - Chair Perkins	
ACTIONS TAKEN	<p>Chair Perkins asked for a motion to adjourn the May 4, 2022 meeting.</p> <p>Board member Hugh made the motion to adjourn the meeting and Board member Melvin provided the second.</p>



INSPECTOR GENERAL COMMITTEE MEETING AGENDA

BOARD OF TRANSPORTATION AUGUST 10, 2022

TIME: 10:45AM -11:45AM

LOCATION: EIC ROOM OR MICROSOFT TEAMS MEETING

Members of the Board will participate in-person or via Microsoft Teams.

TOPIC	PRESENTER	TIME
Welcome Call to Order Roll Call Declaration of Quorum Approval of May 4, 2022, Meeting Minutes	Andy Perkins, Chair	5 Minutes
<ul style="list-style-type: none">• Status of OIG (May 2022- Present)• Staffing Updates• Audit Report Status• Upcoming Action Items	Lonnetta Raynor, Inspector General	35 Minutes
<ul style="list-style-type: none">• Auto Audit Software Demo	Wayne Davenport, Internal Audit Manager	15 Minutes
<ul style="list-style-type: none">• Adjourn	Andy Perkins, Chair	5 Minutes



MULTI-MODAL TRANSPORTATION COMMITTEE MEETING MINUTES

DATE: March 9, 2022

TIME: 3:46 PM

LOCATION:

Joint Force Headquarters 1636 Gold Star,
Raleigh, NC Virtual / Microsoft Teams

MEETING CALLED BY	Vice Chair Valerie Jordan
BOARD ATTENDEES	Board Member Billy Clarke, Board Member Brad Lail, Board Member Chuck McGrady, Board Member Landon Zimmer, Board Member Hugh Overholt, Board Member Lisa Mathis, and Board Member Tony Lathrop

AGENDA TOPICS

1. Call to Order, Roll Call, Declaration of Quorum, Non-Conflict Statement and Consideration of the February 2, 2022, Meeting Minutes – Vice Chair Jordan	
DISCUSSION SUMMARY	Vice Chair Jordan called the Multi-Modal Committee to order and asked for a motion to approve the February 2, 2022, minutes as distributed.
ACTIONS TAKEN	A motion to approve February 2, 2022, minutes as distributed was made by Board Member Clarke and seconded by Board Member Mathis. The Committee approved the meeting minutes unanimously.
2. Multi-Modal Updates – Julie White, Deputy Secretary for Multi-Modal Transportation	
DISCUSSION SUMMARY	Julie shared updates on federal funding opportunities for the modes through the Bipartisan Infrastructure law. She stated that very few programs are as ready and prepared as the NCDOT. In addition, Congress made changes to the federal ferry funding regulations that have made the NCDOT Ferry Division eligible to apply for ferry discretionary funding.
ACTIONS TAKEN	None Taken
Presentations – CSX Corporation	
DISCUSSION SUMMARY	John Dillard CSX Director – NCDOT Aviation Disaster Response CSX Director summarized the overview of the company. CSX delivers innovative freight transportation solutions that move America forward- safely, efficiently, reliably, and sustainably. Norris Tolson CEO Carolina Gateway Partnership Mr. Tolson provided an update on the status of the Carolina Connector Intermodal Project.
ACTIONS TAKEN	None Taken



MULTI-MODAL TRANSPORTATION COMMITTEE MEETING MINUTES

3. Adjournment – 4:32 PM

ACTIONS TAKEN

A motion to adjourn was made to adjourn by Board Member Clarke and seconded by Board Member McGrady.



MULTI-MODAL COMMITTEE MEETING AGENDA

BOARD OF TRANSPORTATION AUGUST 10, 2022

TIME: Immediately Following the Workforce and ATC Committees

LOCATION: NCDOT HIGHWAY BUILDING 1 SOUTH WILMINGTON STREET, RALEIGH

EIC BOARD ROOM

Members of the Board will participate in Room EIC or via Microsoft Teams.

TOPIC	PRESENTER	TIME
Welcome Call to Order Roll Call Declaration of Quorum Approval of March 9, 2022, Meeting Minutes	Chair Lisa Mathis	5 Mins
Funding Items	Multi-Modal Directors	5 Mins
Multi-Modal Updates	Julie White Deputy Secretary for Multi-Modal Transportation	5 Mins
IMD FY2023 Funding Overview	Ryan Brumfield	15 Mins
Rail Division Initiatives and Services	Jason Orthner	15 Mins
Ferry Initiatives and Services	Harold Thomas	15 Mins
NCDOT Aviation Services for North Carolina Communities	Bobby Walston	15 Mins
Q & A	Multi-Modal Committee Members	10 Mins
Adjourn	Chair Lisa Mathis	5 Mins



NORTH CAROLINA
Department of Transportation



NCDOT Aviation Services for North Carolina Communities

Bobby Walston, P.E., Director, NCDOT Division of Aviation
August 10, 2022



Two Core Service Areas

- Supporting Public Airport Facility Development and Expanding Airport Impacts
 - Airport Infrastructure Development
 - Grant Funds Tracking and Reporting
 - Safety Enhancements and Hazard Mitigation
 - Economic & Workforce Development
 - Training and Professional Development
- Air Transportation Innovation and Support for Government and Business
 - Unmanned Aircraft Systems Integration
 - Passenger and Photogrammetry Flights

Airport Infrastructure Development

*Developing the state's
72 public airports*

- **Awarding and managing state and federal airport grants** for planning, design and construction projects
- **Planning and technical assistance** that optimize public investments



Grant Funds Tracking and Reporting

Ensuring compliance and responsible stewardship of public investments

- **Online grants administration system**
- **Grant funds tracking and reporting**
- **Training and guidance** on state and federal grant administration system
- **Minority spending** goals reporting
- **Financial risk assessment** and guidance

Safety Enhancements and Hazard Mitigation

Enhancing and maintaining airport assets and technologies



- **Safety inspections** and reports
- **Airport pavement and asset assessments** and reports
- **Automated weather observing** system installation and maintenance
- **Navigational aids** maintenance
- **Aircraft operations counting products** quality control and cost share
- **Wildlife hazard** assessment, mitigation and training
- **Airfield windsocks**
- **Airport/airspace charts** and guides

Economic & Workforce Development

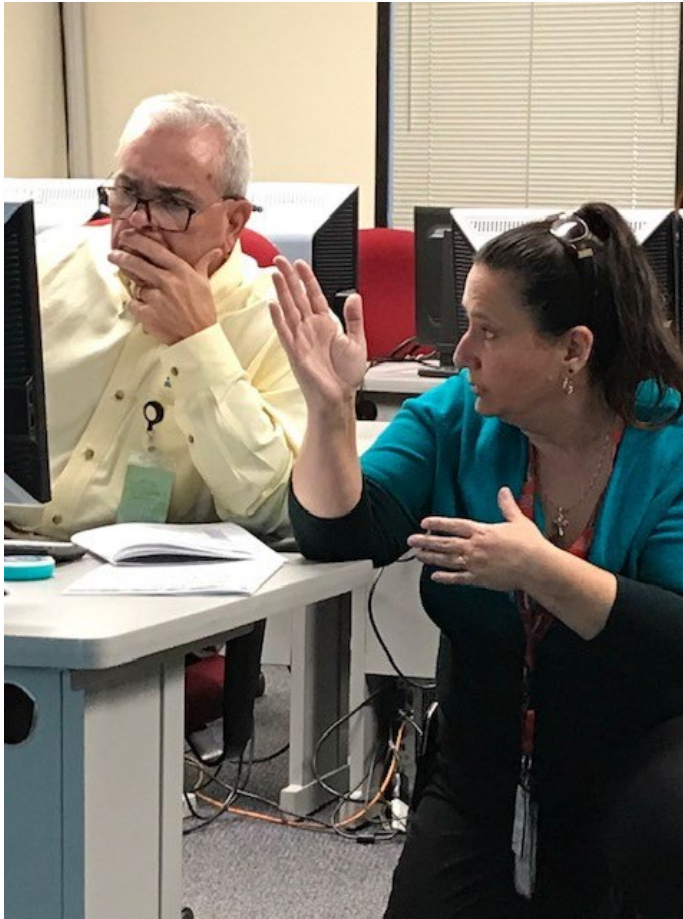
Expanding the economic benefits air transportation offers



- **State champion, expert, marketer** for aviation and airport-related economic and workforce development
- **Biennial economic impact study** and state aviation assets report
- **General aviation airport economic development grants**
- **Business recruiting** consulting and technical assistance
- **Community engagement** training, materials and support
- **Online data tools** for business recruitment planning and marketing
- **Five-year strategic planning** for airport boards/commissions
- **Summer youth aviation academy** grants
- **Youth tours**, presentations and hands-on demonstrations

Training and Professional Development

Strengthening the capacity of North Carolina's airport community



- **Airport staff training** on all aspects of N.C. airport management and operations
- **Consultant training** on airport development, compliance, grants management, project tracking and reporting
- **Local airport board member training** on public airport system and their role (*Coming 2023*)

Unmanned Aircraft Systems Integration

Ushering in air transportation's new frontier



- **N.C. knowledge test and permitting** of government and commercial operators of unmanned aircraft systems (UAS, or drones)
- **Government and commercial training** on enhancing services and operations using UAS
- **Government and commercial drone operations** use and technical assistance
- **Federal Aviation Administration liaison** for novel UAS use approvals
- **Advanced air mobility infrastructure** planning and development
- Data, reconnaissance and operational support for **statewide disaster emergency response**

Passenger and Photogrammetry Flights

Supporting state agency missions



- **Transporting state officials** on agency business
- **Conducting photos missions** to support state agency missions
- **Data, reconnaissance** and operational support for statewide disaster emergency response

Team Leads



Rachel Bingham
Deputy Director &
Manager of Aviation Development



Amanda Conner
Aviation Business
Development Manager



Riley Beaman
UAS Program Manager



Leah Roberts
Interim Finance &
Grants Manager



Raj Kondapalli
Statewide Program
Manager



Thad Howell
Chief Pilot &
Flight Operations Manager

Questions? Comments?

North Carolina

Forever First in Flight



Bobby Walston, P.E.

Director, NCDOT Division of Aviation

o 919.814.0559 | bwalston@ncdot.gov

www.ncdot.gov/aviation



NORTH CAROLINA

Department of Transportation



Ferry Initiatives and Services

Harold Thomas
Ferry Division Director

August 2022



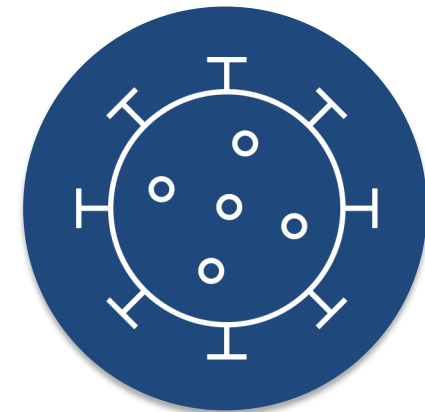
75th Anniversary

- Communications organized a successful and well attended 75th Anniversary celebration at the Hatteras Terminal on May 16th.
- The event was coupled with the 2022 passenger ferry season kick-off.
- The celebration continues with a website dedicated to outlining the history of service, a photo contest, and gathering of stories (“Ferry Tales”) from riders about their experiences and memories with the system. Submit your NC ferry stories/photos to: ferrytales@ncdot.gov



Service Impacts Due to COVID19 & High Vacancy Rate

- COVID19 continues to cause impacts to departure schedules throughout the Ferry Division.
 - As of 07/12 there were a total of 123 total positives since the beginning of the year.
 - The peak in positives occurred in January (54) with another increase in May (24).
 - Where resulting absences occurred, either sailings were missed, or personnel had to be utilized in overtime status to address schedule.
- Eighty-six departures were missed due to staffing shortages.



Workforce Development

- Efforts are underway to grow our own workforce by sending existing employees to USCG exam preparation training to allow them to advance their license.
- The below staff have recently attended the required review courses in order to test for their higher license:
 - Four (4) captains with three (3) pass results.
 - Three (3) engineers with all three (3) passing.
 - Five (5) oilers with all five (5) passing.



Ocracoke Express Passenger Ferry 2022 Season

- In May and June, the passenger ferry shuttled 10,063 people between Hatteras and Ocracoke, nearly matching the prepandemic 2019 season (10,152 passengers).
- Reminder: the leased ferry utilized from 2019 – 2021 had a capacity of 149 as compared to the NCDOT passenger ferry with a capacity of 129.



Shipyard Modernization

- Over the next 12 months the Ferry Division will be investigating various modernization ideas that would improve the efficiency and productivity of the Shipyard.
- This project is anticipated to be completed by July 2023 and will result in a report that outlines findings, recommendations, cost estimates, and potential funding sources for improvements



Vessel Construction Projects

- M/V Salvo is ~98% complete.
 - Contractor schedule is showing delivery in August 2022.
- M/V Avon – Hull is ~ 85%complete
 - Contractor schedule is showing delivery late November 2022.

Nine Foot Channel, Pamlico Sound

- The project to obtain dredging permits for Nine Foot Shoal Channel has started.
- Dredging in Nine Foot Shoal will allow the Ferry Division to use a different channel, compared to Big Foot Slough, to access Ocracoke Island from Cedar Island and Swan Quarter.

Shoreside Infrastructure

Ocracoke Comfort Center and Crew Dormitory damaged by Hurricane Dorian – As of 06/17/2022

Ferry was granted beneficial occupancy of both buildings and our teams have moved in. All life safety inspections have been passed but contractor has not fulfilled all contract requirements and is continuing to work on both buildings.



NORTH CAROLINA Department of Transportation



Integrated Mobility Division FY2023 Funding Overview

Ryan Brumfield, Director

August 11, 2022

IMD GOALS



Increase Access

Eliminate transportation barriers and ensure all North Carolinians have equal access to opportunities and services.



Enhance Quality of Life

Offer a convenient network of multimodal choices to enhance the quality of life for North Carolinians.



Ensure Safety

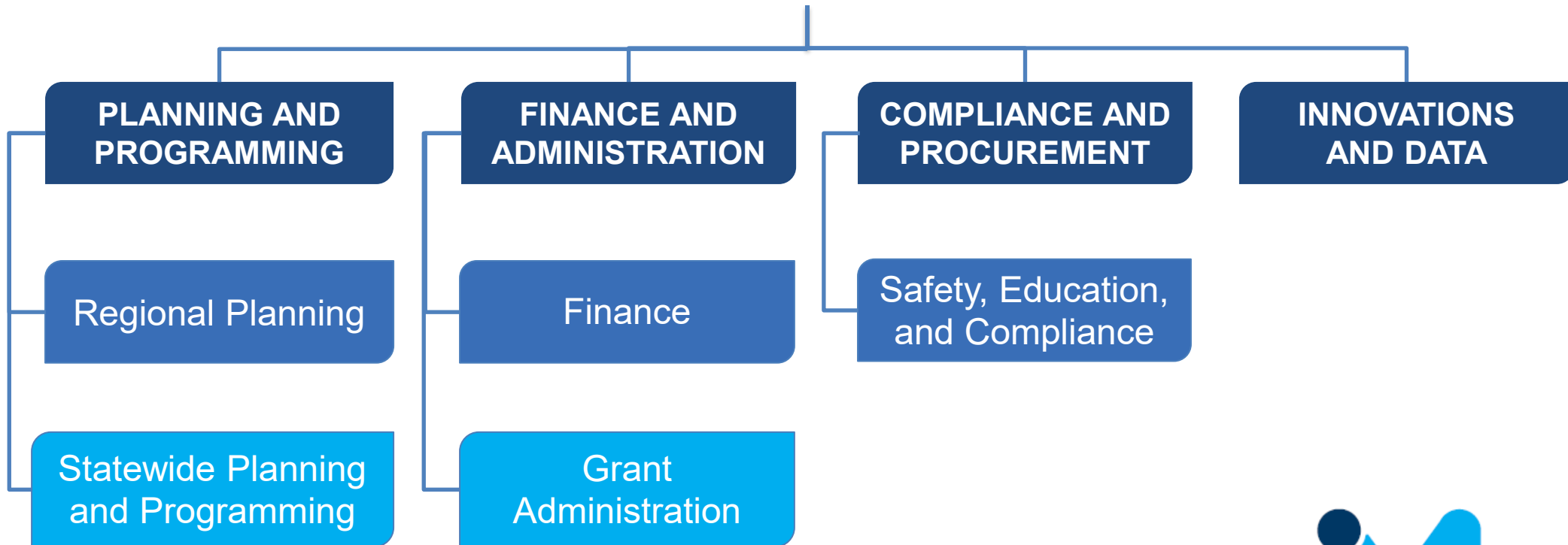
Ensure all road users can travel safely by building complete streets and proactively correcting areas susceptible to crashes involving vulnerable road users.



MISSION

Provide leadership for safe, affordable, and innovative multimodal transportation throughout North Carolina

DIRECTOR



Integrated Mobility Division

N.C. DEPARTMENT OF TRANSPORTATION

IMD Funding Overview FY2023

Funding Opportunities



\$57M
FEDERAL

FTA 5303/5304: Metropolitan & Statewide Planning

FTA 5310: Enhanced Mobility of Seniors & Individuals with Disabilities

FTA 5311: Formula Grants for Rural Areas

FTA 5339: Grants for Buses and Bus Facilities

\$72M
STATE

Combined Capital

ConCPT

Rural Operating Assistance Program (ROAP)

Rural State Operating

Urban Advanced Technology

Safe Routes to School

Share the Road License Plate Proceeds

State Maintenance Assistance Program (SMAP)

State Planning & Research Funds

Transportation Demand Management (TDM)

Travelers' Aid

\$49M *potential to date*
COMPETITIVE GRANTS

5339(b) Bus and Bus Facilities

Combatting Human Trafficking

Helping Obtain Prosperity for Everyone (HOPE)

Integrated Mobility Innovation

Low or No Emissions

Rebuilding American Infrastructure with Sustainability and Equity (RAISE)

Rural Surface Transportation Grant

Transit Service & Planning Initiatives



Transit Services



Transit Capital Projects



Innovations



Multimodal Planning Grants



Regional Transit Plans



Visioning Workshops



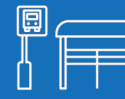
Paved Trails Feasibility Studies



Statewide LCP



Microtransit Feasibility Studies



Access to Transit



Bike Helmet Initiative

Achieving IMD Goals

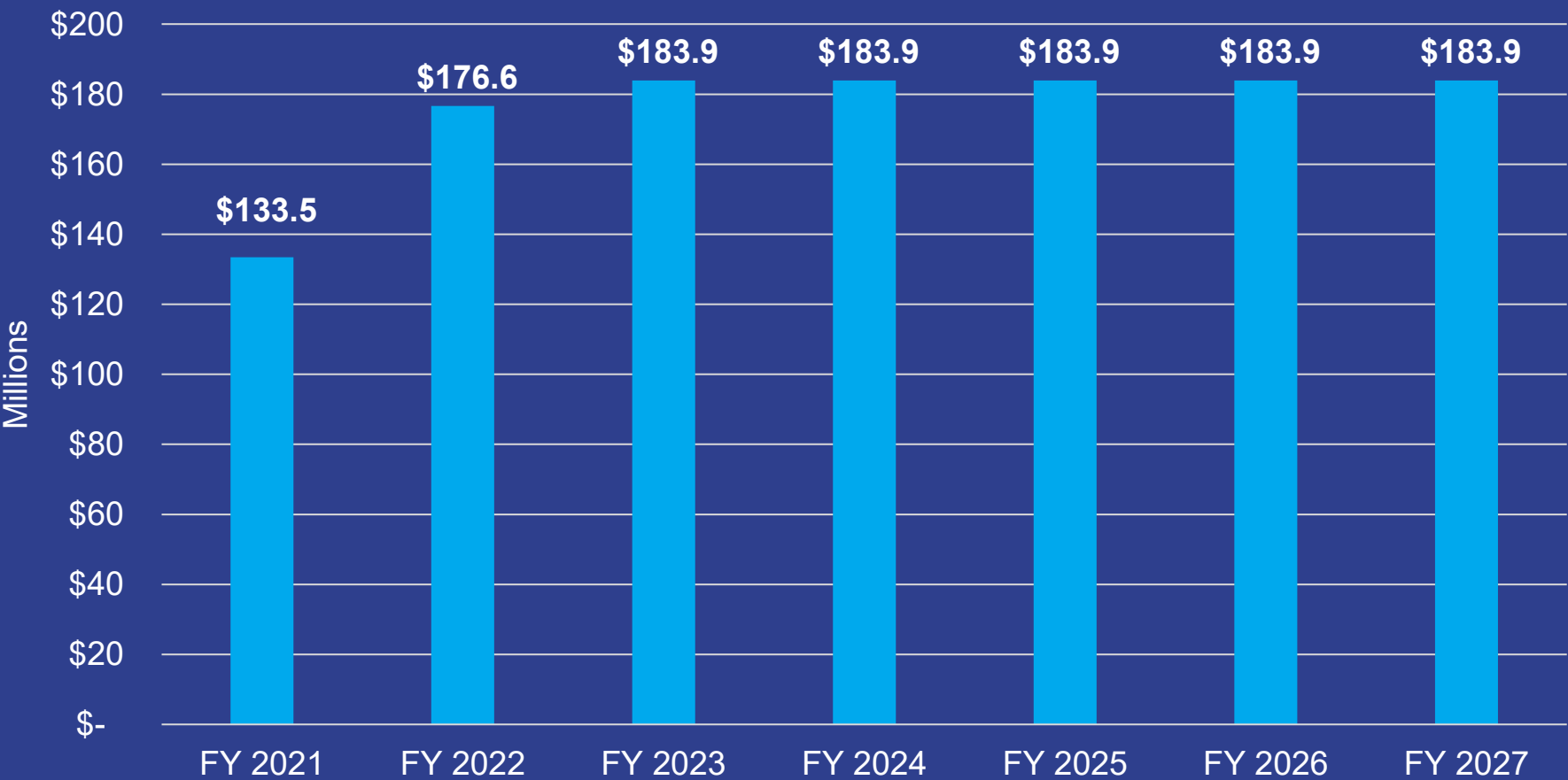


	Operations and Construction			Planning		Research & Pilots
Funding Source	Rural Transit	Urban Transit	Transit Capital	Multimodal Planning	Feasibility Studies	Innovations
Federal						
FTA 5303/5304: Metropolitan & Statewide Planning and Non-Metropolitan Transportation Planning				•		
FTA 5310: Enhanced Mobility of Seniors & Individuals with Disabilities	•	•				
FTA 5311: Formula Grants for Rural Areas	•					
FTA 5339: Grants for Buses and Bus Facilities			•			
State						
Combined Capital			•			
ConCPT	•	•				•
Rural Operating Assistance Program (ROAP)	•					
Rural State Operating	•					
Urban Advanced Technology			•			
Safe Routes to School				•	•	
Share the Road License Plate Proceeds				•	•	
State Maintenance Assistance Program (SMAP)	•	•				
State Planning & Research Funds				•	•	•
Transportation Demand Management (TDM)	•	•				
Travelers' Aid	•	•				
Competitive Grants						
Federal Discretionary Grants (e.g., RAISE)	•	•	•	•	•	•

● Eligible projects vary by competitive grant. Refer to the individual Notice of Funding Opportunities for eligible recipients, project types, and expenditures.

Funding Opportunities

Projected Transit Formula Apportionments for North Carolina



NORTH CAROLINA



\$252.4M

5-year increase

32%

Increase from
FY21 to FY22

Data Notes
FY 2021 – FY2022: Actuals, FTA
FY2023 – FY2027: Transit
formula funding amounts are
subject to changes resulting from
the 2020 census or from annual
transit service data reported to
FTA's National Transit Database.

Sources: APTA: Bipartisan Infrastructure Law State-by-State Public Transit Formula Apportionments As of November 18, 2021
FTA: Fiscal Year 2022 Full Year Apportionments/Allocations

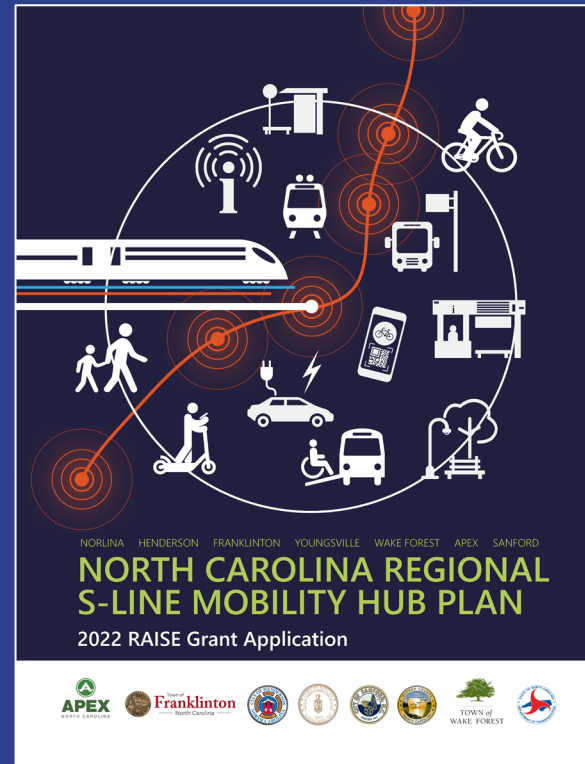
Selected Competitive Grant Opportunities in FY22

\$49M potential to date

PARTNERS RAISE Grant
\$20M federal / \$24.4M total

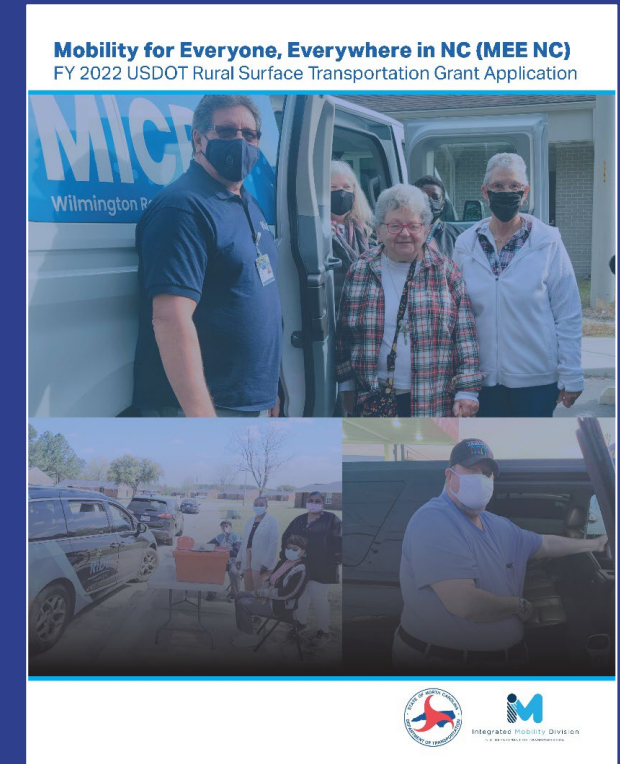


S-Line Mobility Hub RAISE Grant
\$3.4M federal / \$4.3M total



Selections Expected Fall 2022

Microtransit Rural Surface Transportation Grant
\$25.6M federal / \$32M total



Planning and Safety Initiatives



Visioning Workshops

7 workshops across the state

August 2022 – September 2022

Prepares agencies to leverage IIJA funding and provides resources for visioning, prioritizing goals, and ongoing support for implementation



Multimodal Planning Grants

244 grants + \$7.5M

Awarded since 2004

Develops comprehensive bicycle plans and pedestrian plans with an added transit component



Paved Trails Feasibility Studies

\$2M available

Call for projects Summer 2022

Complements planning studies and supports local governments in the implementation of projects



Microtransit Feasibility Studies

150% ridership increase

RIDE microtransit compared to Wilson's previous fixed-route system

Assesses the feasibility of introducing microtransit to complement or replace fixed-route and demand response services throughout the state



Statewide LCP

Improve mobility for seniors and individuals with disabilities

January 2024 anticipated completion

Provides a statewide Locally Coordinated Plan (LCP) broadly adopted by agencies to meet their needs for coordinating public transit and human services



Regional Transit Plans

Upper Coastal Plain + High Country + Land of Sky RPO

Summer 2022 Pilot Projects

Promotes coordinated regional planning across agency boundaries, consolidating requirements for state and federal funding programs



Access to Transit

New grant program emphasizing a multimodal approach

Integrates transportation modes by inventorying transit facilities and analyzing bike/ped connectivity



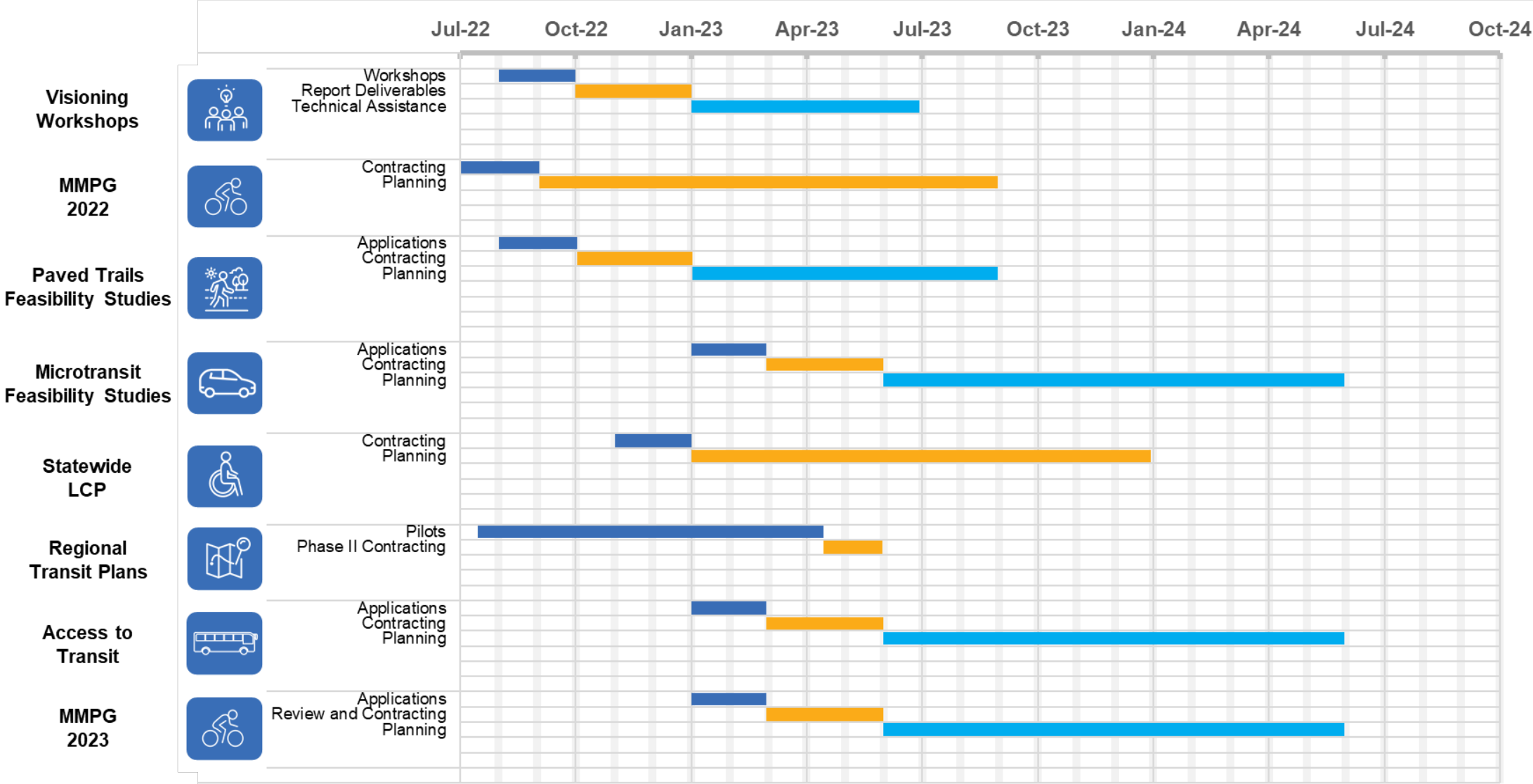
Bike Helmet Initiative

19,900 Helmets + 256 Organizations

Reducing severe brain injuries by 90%

Distributes helmets to underprivileged children by government and non-government agencies since 2007

IMD Planning Calendar FY23



IMD Staff Contacts

Discretionary Grants

Ryan Brumfield

Director

rmbrumfield@ncdot.gov

919-707-2601

Planning Initiatives

Bryan Lopez

Regional Planning Manager

balopez@ncdot.gov

919-707-2606

Innovations

Sarah Searcy

Deputy Director for Innovations and Data

sesearcy1@ncdot.gov

919-707-4694

Bicycle Helmet Initiative

Joe Furstenberg

Statewide Planning and Programming Manager

jcfurstenberg@ncdot.gov

919-707-2603



NORTH CAROLINA Department of Transportation



Rail Division Initiatives and Services

Jason Orthner, P.E., CPM
Rail Division Director

August 2022

Freight Rail & Rail Crossing Safety Improvement Fund (FRRCSI)

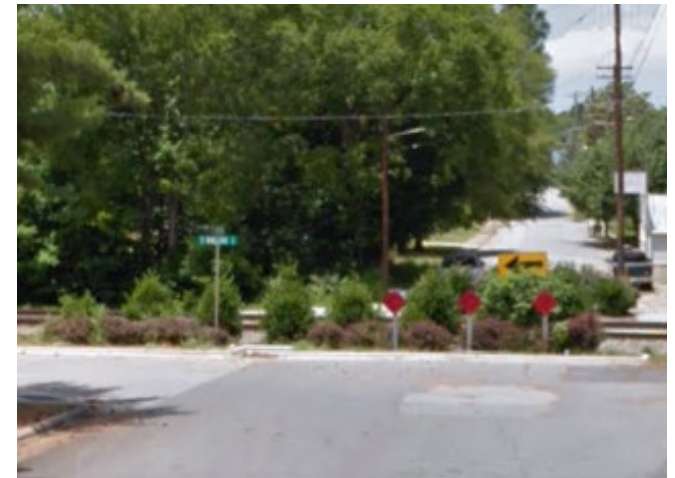


- Grants for short line infrastructure funded at 50/50
- Improvements to rail crossing roadway surfaces prioritized with support of Highway Divisions
- New industries needing rail access; funds rail siding infrastructure to serve industries
- Other freight improvements including truck-rail transload facilities
- Can provide matching dollars for federal crossing safety programs
- Funds rail corridor preservation



Crossing Safety

- FHWA Section 130 crossing hazard elimination funding
- Statewide prioritization of crossing warning devices by formula
- Municipal crossing improvements require local community engagement and ongoing O&M
- Studies of comprehensive rail corridor safety in a community (Traffic Separation Studies, TSS)
- Funds implementation of TSS including crossing closure and access roadways





- Rail Division's comprehensive rail safety outreach to citizens, schools, first responders and law enforcement
- Raise awareness and development of solutions to improve of traffic safety at rail crossings and dangers of trespassing on rail corridors



Strategic Rail Projects

- Strategic Transportation Investments (STI) process is applicable for rail infrastructure projects; STI can leverage federal discretionary grants
- S-Line; development of this strategic connection serves as a backbone to a Southeast network, making proposed new statewide passenger rail services more viable



CSX Carolina Connector Intermodal Facility
Rocky Mount



Charlotte Gateway Station – Phase 1

Freight and Logistics Program

- Comprehensive analysis of freight trends and supply chain issues; develops solutions for how rail and other modes work together to move freight in our state more effectively.
- Evaluates economic impact of rail and other modal solutions.



NC By Train Passenger Rail Service



- NC By Train provides eight daily passenger trains that stop at 16 stations across North Carolina – including nine in the busy I-85/40 corridor between Charlotte and Raleigh.
 - The service provides convenient, reliable and safe travel options to our passengers, as well as excellent customer service.
 - Services available to events such as the NC State Fair, Lexington BBQ festival, Panthers and other sports events, etc.





ROAD, BRIDGE & FERRY NAMING COMMITTEE MEETING MINUTES

DATE: May 5, 2022 **TIME:** 10:15AM **LOCATION:** EIC and Microsoft Teams

MEETING CALLED BY	Chairman Fox
BOARD ATTENDEES	Mike Fox, Andy Perkins, Valerie Jordan, Dirk Cody, Hugh Overholt & Thomas Taft

AGENDA TOPICS

1. Call to Order, Roll Call, Declaration of Quorum, Non-Conflict Statement and Consideration of the March 9, 2022, Minutes – Chairman Fox	
DISCUSSION SUMMARY	<p>Chairman Fox called the meeting to order, conducted a roll call of members present, and declared a quorum was present.</p> <p>Chairman Fox read the non-conflict/ethics statement and asked if there were any known conflicts or appearances of conflicts of interest.</p> <p>Chairman Fox stated the March 9, 2022, meeting minutes were distributed prior to the meeting, and if there are no additions or corrections, the Chair would accept a motion that the minutes from the March 9, 2022, meeting be approved as submitted.</p>
ACTIONS TAKEN	<p>Chairman Fox asked for a motion to approve the March 9, 2022, meeting minutes.</p> <p>Vice Chair Perkins made the motion to approve the minutes and Board Member Cody provided the second.</p> <p>Members Mike Fox, Andy Perkins, Valerie Jordan, Dirk Cody, Hugh Overholt and Thomas Taft voted in favor of approving the minutes and the March 9, 2022, minutes were approved unanimously.</p>
2. Andrea L. Harris Highway – Shelly Heath	
DISCUSSION SUMMARY	<p>Interstate 85 in Vance County between exit 220 (Flemingtown Road) to the Vance/Warren County line</p>
3. Road/Bridge/Ferry Naming Committee Packets Vote – Mike Fox	
DISCUSSION SUMMARY	<p>Chairman Fox stated the committee will take a single vote on all the packets being brought before the committee today if there were no objections. There were none.</p>



ROAD, BRIDGE & FERRY NAMING COMMITTEE MEETING MINUTES

4. Lou Donaldson Boulevard – Shelly Heath	
DISCUSSION SUMMARY	NC 740 through Badin from Kirk Road to Barnhardt Road
ACTIONS TAKEN	<p>Board Member Jordan made the motion to approve both honorary designations and Board Member Perkins provided the second.</p> <p>Members Mike Fox, Andy Perkins, Valerie Jordan, Dirk Cody, Hugh Overholt and Thomas Taft voted in favor.</p> <p>Motion to approve passed unanimously.</p>
5. Vetting process for honorary designations and namings – Kevin Lacy	
DISCUSSION SUMMARY	For the committee's information, Kevin discussed the vetting process for honorary designations and namings. We are communicating to applicants that they should consider the Road Naming application as an introduction to the Board of Transportation of their proposed honoree. They need to provide details of their community service.
ACTIONS TAKEN	None
6. Upcoming Events – Sazia	
DISCUSSION SUMMARY	<ul style="list-style-type: none"> On May 16th, there is a NC Ferry System 75th Anniversary Launch Event in Hatteras On May 31st, there is the James C Batchelor Jr Bridge dedication event in Elizabethtown
ACTIONS TAKEN	None
Adjournment	
ACTIONS TAKEN	<p>Chairman Fox asked for a motion to adjourn the May 5, 2022, meeting.</p> <p>Vice Chair Perkins made the motion to adjourn the meeting and Board Member Cody provided the second.</p> <p>Members Mike Fox, Andy Perkins, Valerie Jordan, Dirk Cody, Hugh Overholt and Thomas Taft voted in favor.</p> <p>Motion to approve passed unanimously.</p>



ROAD/BRIDGE/FERRY NAMING COMMITTEE AGENDA

BOARD OF TRANSPORTATION AUGUST 10, 2022

TIME: 10:15AM – 10:45AM

LOCATION: Room 150

Members of the Board will participate in person or via Microsoft Teams. Members of the public may view the meeting by clicking on the following link: <https://livestream.com/nc-dot>

TOPIC	PRESENTER	TIME
Call to Order Roll Call: Chairman Michael Fox, Vice Chair Andy Perkins, Dirk Cody, Valerie Jordan, Hugh Overholt, Thomas Taft Present Declaration of Quorum Approval of May 5, 2022, Road/Bridge/Ferry Naming Committee Meeting Minutes	Mike Fox, Chair	10:15AM
Review of Submitted Applications	Shelly Heath	10:20AM
Trooper Samuel N Bullard Bridge – The bridge on CC Camp Road (SR 1138)/NC 268 Bypass between Collins Road and Pleasant Hill Road southwest of Elkin	Shelly Heath	10:20AM
Kel Landis III Interchange – Interchange on US-64 at Church Street, Exit 469	Shelly Heath	10:30AM
Upcoming Events	Sazia Bashar	10:40AM
Adjourn	Mike Fox	10:45AM



WORKFORCE DEVELOPMENT COMMITTEE MEETING MINUTES

DATE: 03-09-2022 TIME: 2:30 PM LOCATION: JFHQ / Microsoft Teams

MEETING CALLED BY	Chair Hunt
BOARD ATTENDEES	Vice Chair Lisa Mathis, Board Members Melvin Mitchell, Cullie Tarleton, Stephen Rosenburgh, Valerie Jordan, and Brad Lail

AGENDA TOPICS

1. Call to Order, Roll Call, Declaration of Quorum, Non-Conflict Statement and Consideration of the February 2, 2022, Meeting Minutes – Chair Hunt	
DISCUSSION SUMMARY	<p>Chair Hunt called the meeting to order, conducted a roll call of members present, and declared a quorum was present.</p> <p>Chair Hunt read the non-conflict/ethics statement and asked if there were any known conflicts or appearances of conflicts of interest.</p> <p>Chair Hunt stated the meeting minutes were distributed prior to the meeting, and if there are no additions or corrections, the Chair would accept a motion that the minutes from the February 2, 2022, meeting be approved as submitted.</p>
ACTIONS TAKEN	<p>Chair Hunt asked for a motion to approve the February 2, 2022, meeting minutes.</p> <p>Board Member Tarleton made the motion to approve the minutes and Board Member Mitchell provided the second.</p> <p>Motion to approve the February 2, 2022, minutes were approved unanimously.</p>
2. Disparity Study Update, Rodney K. Strong, CEO, Griffin & Strong P.C.	
DISCUSSION SUMMARY	<ul style="list-style-type: none"> • What is a Disparity Study: An objective research tool that determines whether an inference of active or passive discrimination can be made with regard to a governmental agency's contracting or contracting in the agency's marketplace. • Study Parameters: Study Period 7-1-13 to 6-30-18; Procurement Areas: Construction, Architecture & Engineering, Professional Services, Goods and Other Services; Relevant Market: State of NC; Transportation Modes Covered: Aviation, Bicycle & Pedestrian, Ferry, Highway, Public Transportation, Rail, and Turnpike Authority. • Overall Findings: A regression analysis found that disparities by race, ethnicity, or gender status of the firm owners remained after controlling for capacity and other race and gender-neutral factors. This statistical evidence found support in the anecdotal evidence of the experiences of firms in NCDOT's marketplace.



WORKFORCE DEVELOPMENT COMMITTEE

MEETING MINUTES

	<ul style="list-style-type: none"> • Recommendations: Contract by Contract DBE Goals for all Ethnic/Gender Groups; DBE Goals on Architecture & Engineering Services; Good Faith Efforts & DBE Replacement; Small Business Bid Reserves; Prompt Payment; Relax Prequalification Requirements; Review Insurance Requirements; Enhance DBE Supportive Services; Increase Outreach & Engagement to American Indian Owned Businesses; Promote Path to Prime Contracting; Reform Data Policy & Infrastructure; Increase OCR Budget, Staffing & Organizational Role & Enhance OCR Involvement. <p>Discussion concerning the Disparity Study continued with processes that have been put in place such as training and Outreach on Saturday. Insurance and Bonding are two main hurdles. We now have all the players at the table working together on this important initiative such as DOH, OCR, Executive Leadership, Fiscal, Purchasing, and our NCDOT Contractors.</p>
ACTIONS TAKEN	<p>Board Member Tarleton made a motion to submit the NCDOT 2021 Disparity Study to Secretary Boyette and Executive Leadership and to report back to the full Board of Transportation with initiatives that have been put in place and updates.</p> <p>Board Member Rosenburgh provided the second and the motion was passed unanimously.</p>
3. Adjournment 3:38 PM	
ACTIONS TAKEN	<p>Chair Hunt asked for a motion to adjourn the March 9, 2022, meeting.</p> <p>Board Member Rosenburgh made the motion to adjourn the meeting and Vice Chair Mathis provided the second.</p> <p>Motion to adjourn the March 9, 2022, meeting was passed unanimously.</p>



WORKFORCE DEVELOPMENT COMMITTEE MEETING AGENDA

BOARD OF TRANSPORTATION AUGUST 10, 2022

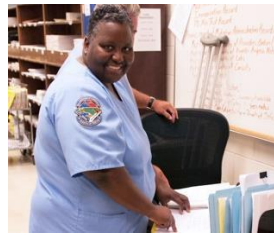
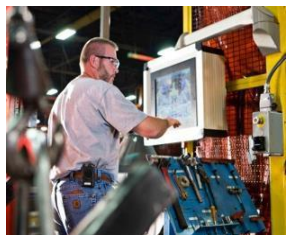
TIME: IMMEDIATELY FOLLOWING THE WORK SESSION

Members of the Board will participate in Room EIC or via Microsoft Teams

TOPIC	PRESENTER	TIME
Welcome Call to Order Roll Call Declaration of Quorum Approval of March 9, 2022, Meeting Minutes	Grady Hunt, Chair	5 minutes
Opening Remarks	Grady Hunt, Chair	5 minutes
Enhanced Statewide Compensation System Overview	Paul Boyles, NCDOT Manager Classification & Compensation	25 minutes
Adjourn	Grady Hunt, Chair	Adjourn



NORTH CAROLINA Department of Transportation



Enhanced Statewide Compensation System Overview

Presentation to NC Board of Transportation Workforce Development Committee

Paul Boyles, NCDOT Manager
Classification & Compensation

August 10, 2022

Key Partners

- Mercer - longtime partner and a global leader in HR and rewards consulting
- ISG - global technology and research firm focused on data-driven change management
- HR Leaders at every state agency and the UNC System
- Executive Steering Committee, which met nearly monthly since May 2021
 - Secretaries Eric Boyette, Eddie Buffaloe, Pamela Cashwell, Ronald Penny, and James Weaver
 - State Auditor Beth Wood
 - State Budget Director Charlie Perusse
 - State Controller Linda Combs
 - Chief Deputy Commissioner David Smith from Dept. of Agriculture
 - Dr. Cardra Burns from NCDHHS
 - Deputy Chief of Staff Noelle Talley from Governor Cooper's Office.
- OSHR Leadership Team and Division Staff



Project History and Goals

History of State of North Carolina Compensation

- Basics of current graded system date back to 1949
- Career Banding (2006-2017) created two parallel systems – difficult to administer
- Legislative mandate to develop a new Statewide Compensation System
 - 2018 rollout (under development for five years prior)
 - Put all employees in one graded system, rather than former two systems (graded and banded)
 - 2019 – new pay administration guidelines provided interim improvements
- OSHR hired Mercer in 2019 to respond to implementation concerns
 - Third-party expert for determining compensation levels, salary structures

Project History and Goals

Top 3 Objectives of the State of NC Compensation Project

1. Updated labor market data and structures
2. More flexibility and options for competitive pay
3. Data to validate funding needs

Ultimate Goal

Partner with agencies with recruitment, retention, compression, and complex equity challenges in the constantly evolving labor market through one contemporary, market-aligned, and defensible Statewide Compensation System.

Critical Need for One Unified, Defensible System

Why One HR System is Important

Legal

- Chapter 126 – Establishes Classification and Compensation System, as well as employees' legal rights and grievance process
- Title VII of the Civil Rights Act, Fair Pay Act and Lilly Ledbetter Act
- State and federal court cases view equity across agencies
- OSHR must review data in context of the impact on 25 major agencies plus several boards and commissions

Fiscal

- Employee pay is a significant portion of state operating budget
- Pay appropriate salaries for work needed
- Maximize state funding to recruit and retain
- OSHR's range and salary administration is needed by OSBM, NCGA, and key state decision-makers

Good Business and HR Practice

- Maintain equity
- Maintain employee morale
- Strategic
- Consistent pay philosophy
- Pay market rates to attract and retain employees
- One system for employees and job applicants

Checks and Balances in the System

Without a unified, defensible system that is implemented consistently across all state agencies:

- **Grievance Process:** May result in more contested cases before Office of Administrative Hearings
- **Courts:** Financial/legal liability resulting from adverse court decisions
- **SEANC:** Advocates for all employees to be paid fairly
- **State Auditor:** Seeks consistent practices across state government
- **Turnover Costs:** Even before the Great Resignation, the turnover rate was around 12% annually, costing the State tens of millions in recruitment, training and other expenditures
- **Customer Service Delivery and Employee Morale:** Impacted when a reduced staff of experienced employees must manage a full team's workload while new employees are continually recruited and trained

Mercer Process Overview

Baseline Statistics about Mercer's Process	Total Classification Count	1,371
	Total # of Classifications Benchmarked	620
	Total Employee Count	54,818
	Total # of Employees Benchmarked	37,990
	% of Total Employees Benchmarked	69%

Based on pay plans (including General, IT, Legal, Sworn Law Enforcement, Medical) calibration effective January 2022.

- Labor market data based on 620 benchmarked classifications
 - New pay range midpoints aligned to market 50th percentile pay levels
 - Benchmarking provides data comparable to the duties of the classification in market surveys
 - Slotting delivers direct comparisons to agency classifications not easily be found in market data
- Standard data-aging process to update pay ranges to January 2022
 - Recent labor markets have been so volatile that this is the most accurate way to project valid midpoints
- Held multiple agency data validation sessions (late 2021 and January-May 2022) to further improve data

Mercer Process Overview - continued

- Many classifications gain wider ranges to reflect labor market; higher grades reflect the widest ranges to be consistent with labor market.
- 83% of classification range maximums are increasing, as are 78% of the midpoints, and 77% of the minimums.

Old System	Lowest pay grade in general pay plan: GN01 (\$20,500 minimum - \$30,367 maximum) Highest pay grade in general pay plan: GN25 (\$108,311 minimum - \$206,284 maximum)
New System	Lowest pay grade in general pay plan: NC01 (\$25,434 minimum - \$44,509 maximum) Highest pay grade in general pay plan: NC30 (\$142,232 minimum - \$331,273 maximum)

Note: lowest pay grades are overridden by statute requiring agencies to pay at least a state worker minimum wage. Pay grades shown here are based on the labor market, rather than reflecting the statutory minimum.

- Structures will be periodically updated to reflect continued market movement.

Mercer Process Overview - continued

Below Final Grade Minimum	Employees Below Grade Minimum (before scheduled 2.5% legislative increase in July 2022)	2,938 (5% of workforce)
	Employees Below Grade Minimum (after scheduled 2.5% legislative increase in July 2022)	1,185 (2% of workforce)
	Total Cost to Bring All Employees to Grade Minimums (before scheduled 2.5% legislative increase in July 2022)	\$7.4M plus benefits
	Total Cost to Bring All Employees to Grade Minimums (after scheduled 2.5% legislative increase in July 2022)	\$6.6M plus benefits

Based on pay plans (including General, IT, Legal, Sworn Law Enforcement, Medical) calibration effective January 2022.

Note: Data is based on January census; changes in workforce and in salaries will have changed the numbers since January 2022.

- 2,938 employees, 5% of total workforce, are under new range minimums.
 - The number of employees below the minimum will drop significantly after the next legislative increase.
- Salaries will not automatically increase to new minimum – funding is required.

Mercer Process Overview - continued

Above Final Grade Maximum	Employees Above Grade Maximum (before scheduled 2.5% legislative increase in July 2022)	526 (1% of workforce)
	Employees Above Grade Maximum (after scheduled 2.5% legislative increase in July 2022)	1,767 (3% of workforce)

Based on pay plans (including General, IT, Legal, Sworn Law Enforcement, Medical) calibration effective January 2022.

Note: Data is based on January census; changes in workforce and in salaries will have changed the numbers since January 2022.

- 526 employees, 1% of total workforce, are over new range maximums.
- **No salaries will decrease.**
 - No change to salaries of existing employees above the maximum.
 - Those above maximum are scheduled to get the full legislative increase.

Years of Funding Challenges

Aging Workforce Meets the Great Resignation

- Between 2012-2021
 - Total NC legislative increase: 17.8%
 - Labor Market increase: 33.7%

Note: Includes compounding
- NCDOT Retirement Eligibility
 - 2022: 9% of NCDOT employees eligible to retire with unreduced benefits
 - 2027: 29% of NCDOT employees eligible to retire
- The Great Resignation
 - Turnover for all agencies averaged 11% in CY2019 and CY2020 – but increased to 16% in CY2021.
 - Number and percentage of filled positions compared to baseline:
 - CY 2019 and CY 2020: 14% of all positions were vacant
 - CY2021: 19% of all positions were vacant

Pay Administration Policy Updates

- Big Picture

- Power Tools enables greater flexibility in setting pay within the salary range and is useful for career development.
- Revises and enhances Interim Salary Administration Guidelines in effect since May 15, 2019.

- Process

- First: the traditional New Hire Calculator (now called the Baseline Salary Calculator)
- Next: easier-to-use, more flexible pay factors
- Final: measure documented qualifications and capabilities against quartile description

- Equity

- Must be considered at all stages of pay administration – hiring, raises, and (if applicable) bonuses.
- To have equity, you must have a baseline and a system to explain differences.
- Key concept: “**Similarly situated**”
 - Definition: “Employees in the same job classification or in closely related job classifications at the same agency who have comparable levels of education and experience; duties and responsibilities; productivity; and knowledge, skills, and abilities.”
- Documentation form requires a stated consideration of equity and, if necessary, an action plan.

Power Tools: Ways to Address Needs



1. Using salary flexibility Pay Administration Policy range
2. Sign-On Bonuses
3. Retention Bonuses
4. Add further verified labor market data
5. Examine position job descriptions and classifications
6. Strategies for recruitment
7. Data analysis
8. Employee surveys and talking points
9. Employee training
10. Reviewing agency's processes for use of salary reserve

Steps Underway

- **Finalize Frequently Asked Questions (FAQs)** (Ongoing)
- **Agency Allocation Lists** to Agencies to review for receipt funding (April)
- **Agency Compensation System Update** meetings with Mercer (April/May)
- **Salary Administration Policy Training**
 - Introductory Overview for HRDs (March - complete)
 - Policy Training includes HRDs, SMEs, Agency HR, ER, Recruiters, Classification and Technicians (April)
- **New Class & Comp System – Manager’s Toolkit**
 - Train-the-Trainer – Manager’s Toolkit (May)
 - Mercer facilitating two sessions for HRDs to prepare for agency manager training
- Design and Development of **Employee Guide and Personalized Statement**

What Employees Can Expect

- What will stay the same:

- Same classification
- Same salary

- What will change

- Grade name and number may change (for example, GN to NC)
 - A higher number is not a promotion or reclassification, and a lower number is not a demotion.
 - This is a new system.
- Our manager toolkit helps managers message changes with employees
 - Will address “personas” (specific situations) and give managers support on how to frame those situations with employees for consistency

Continuing Work: OSHR and Agencies

- Ensure Agencies and Managers embrace new tools for modern and effective HR system
- Reinforce the Mercer study is Labor Market Only
 - Labor Market is the “North Star” vs. hierarchy only, but there is recognition when appropriate
- Unified message that adequate funding for salary adjustments improves chances of success
- HR systems work if implemented consistently, equitably and adequately funded
- Support and communicate importance of Agency training sessions and applying enhanced and revised processes, including Power Tools
- Continued cross-agency collaboration, championing and support for project and Labor Market Adjustment (SAF) with General Assembly
- Assistance in ensuring message consistency
- Contact OSHR with agency needs



Questions?

