



COMMONWEALTH of VIRGINIA

Commonwealth Transportation Board

W. Sheppard Miller, III
Chairperson

1401 East Broad Street
Richmond, Virginia 23219

(804) 482-5818
Fax: (804) 786-2940

Agenda item # 13

RESOLUTION OF THE COMMONWEALTH TRANSPORTATION BOARD

February 21, 2023

MOTION

Made By: Ms. Hynes, **Seconded By:** Mr. Brown,
Action: Motion Carried, Unanimously

Title:

Title: Arlington and Henrico Counties Maintenance Payments FY 2023 Update

WHEREAS, § 33.2-366 of the *Code of Virginia* provides for calculating annual maintenance payments to counties which have withdrawn from the secondary system of state highways and the method by which payment of these allocations are to be made; and

WHEREAS, Arlington and Henrico Counties have withdrawn from the secondary system of state highways; and

WHEREAS, one of the factors on which maintenance payments shall be based is the number of lane miles of such roads or streets accepted for maintenance by the local governing body; and

WHEREAS, the rate of payment for these lane miles is set forth in § 33.2-366 of the *Code of Virginia*; and

WHEREAS, the Department has determined that the release of certain fuel reserves for the use of the maintenance program is warranted, and a portion of which is available for Arlington and Henrico Counties through the quarterly street maintenance payments, and

WHEREAS, the CTB has approved such payments by Resolution for fiscal year 2023 payments on June 21, 2022; and

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WHEREAS, no payment shall be made without the approval of the Commonwealth Transportation Board.

NOW, THEREFORE, BE IT RESOLVED, that the maintenance payments for quarters three and four of Fiscal Year 2023 to Arlington and Henrico Counties are adjusted as indicated on Attachments A-1 and A-2.

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CTB Decision Brief

Arlington and Henrico Counties Maintenance Payments for FY 2023 - Update

Issue: Section 33.2-366 of the *Code of Virginia* directs the Commonwealth Transportation Board (CTB) to make payments to counties that have withdrawn or elect to withdraw from the secondary state highway system under the provisions of § 11 of Chapter 415 of the Acts of Assembly of 1932 and that have not elected to return. Each year the Virginia Department of Transportation (VDOT) distributes maintenance payments to Arlington and Henrico counties, each of which meets the forgoing criteria. CTB approval of the allocations/payments to localities calculated and proposed by VDOT for FY 2023 quarters three and four, as a result of additional allocations and pursuant to the above-referenced laws is sought.

Facts:

- Maintenance payments to Arlington and Henrico Counties are based upon lane-miles of qualifying roads and streets
- Per § 33.2-366 base rates of \$17,218 per lane-mile for Arlington and \$12,529 per lane-mile for Henrico were established for fiscal year 2014 with payment rates to be adjusted annually by the CTB in accordance with procedures established for adjusting payments to cities and towns under § 33.2-319
- Based on the additional mileage submitted by both Counties, VDOT has included the mileage in the calculation of the per lane rates in accord with §§ 33.2-366 and 33.2-319
- In FY 2023, the Department retained certain funding to account for unanticipated impacts from fuel pricing. After a review of the actual needs, the Department finds it warranted to release some of those fuel reserves to the Highway Maintenance and Operations Fund (HMOF). A portion of those released reserves \$3,716,781 will go to supplement the maintenance payments to Arlington and Henrico for the remainder of FY2023.

In accord with § 33.2-366, and with the inclusion of the supplemental funding for fiscal year 2023, VDOT proposes an adjusted FY2023 payment rate for fiscal year 2023 quarters three and four as follows:

- For Arlington, \$21,517 lane mile
- For Henrico, \$15,657 per lane mile

Recommendations: VDOT recommends that the payments as indicated above be approved for quarters three and four of fiscal year 2023.

Action Required by CTB: In order for VDOT to make these payments, CTB approval is required. The CTB will be presented with a resolution for a formal vote.

Results, if Approved: Approval will authorize VDOT to make fiscal year 2023 quarter three and four payments to specified localities.

Options: Approve, Deny, or Defer.

Public Comments/Reaction: None.

**ATTACHMENT A-1
ARLINGTON COUNTY
FY 2023
CONSTRUCTION AND MAINTENANCE ALLOCATION**

CONSTRUCTION PAYMENT

CONSTRUCTION ALLOCATION <i>(33.2-364)</i>	-	FEDERAL AID TO BE ESCROWED <i>(33.2-366)</i>	=	STATE FUNDS TO BE DISTRIBUTED
\$0.00		\$0.00		\$0.00

MAINTENANCE PAYMENT

<u>LANE MILES</u>	<u>RATE</u>	
1060.76	\$	20,499.9712

TOTAL MAINTENANCE PAYMENT	\$21,745,549.50
UPDATED MAINTENANCE PAYMENT	\$22,824,755.74
1ST AND 2ND QUARTERLY PAYMENT	\$5,436,387.38
3RD AND 4TH QUARTERLY PAYMENT	\$5,975,990.49

ATTACHMENT A-2
HENRICO COUNTY
FY 2023
CONSTRUCTION AND MAINTENANCE ALLOCATION

CONSTRUCTION PAYMENT

CONSTRUCTION ALLOCATION <i>(33.2-364)</i>	-	FEDERAL AID TO BE ESCROWED <i>(33.2-366)</i>	=	STATE FUNDS TO BE DISTRIBUTED
\$0.00		\$0.00		\$0.00

MAINTENANCE PAYMENT

<u>LANE MILES</u>	<u>RATE</u>	
3562.81	\$	14,916.8820

TOTAL MAINTENANCE PAYMENT		\$ <u>53,146,016.50</u>
UPDATED MAINTENANCE PAYMENT		\$ 55,783,591.26
1ST AND 2ND QUARTERLY PAYMENT		\$13,286,504.12
3RD AND 4TH QUARTERLY PAYMENT		\$14,605,291.50