

Louisville - Southern Indiana Ohio River Bridges Project
Progress Report Number 16
January 1, 2011 – June 30, 2011
Implementation of the Section 106 Memorandum of Agreement

The Section 106 Memorandum of Agreement (MOA)¹ for the Louisville – Southern Indiana Ohio River Bridges Project (Project) was executed on April 1, 2003. Attachment A provides a list of the signatories to the MOA and concurring parties. Included in the MOA was a stipulation providing for the preparation of a Progress Report (Stipulation IX). The following is Progress Report No. 16, which covers the January 1, 2011 – June 30, 2011 reporting period (Reporting Period).

Activity during the Reporting Period concentrated on implementation of mitigation measures in the MOA including preparing and convening meetings of the Indiana and Kentucky Historic Preservation Advisory Teams (IHPAT/KHPAT), continuing the Historic Preservation Plan (HPP) process for the Swartz Farm, the Utica Limekilns and the Country Estates of River Road/River Road Corridor (CE RR/RRC), coordinating the activities to prepare preservation easements for various properties, as well as treatment plans for other identified sites. Activities related to completion of these aforementioned tasks are described in more detail in later sections of this report.

PART I – OVERALL PROJECT STATUS

The Indiana Department of Transportation (INDOT) and the Kentucky Transportation Cabinet (KYTC) executed the prime contract for Community Transportation Solutions – General Engineering Consultant (CTS-GEC) on April 20, 2005. A description of each section and the progress of each Section Design Consultant (SDC) are provided in the following summary.

- Section 1** Kentucky Downtown Approach (including Kennedy Interchange) – No direct environmental or mitigation efforts were initiated by SDC 2 during this Reporting Period.
- Section 2** Downtown Bridge (using Alternative C-1, Three Tower Cable Stay) – No direct environmental or mitigation efforts were initiated by SDC 2 during this Reporting Period.
- Section 3** Indiana Downtown Approach – During this Reporting Period, development of a landscaping variance for the Spring Street Freight House (Freight House) was completed along with the construction plans for rehabilitating the structure. The 100% plans were finalized by SDC 3 and sent to the Procurement Section of the INDOT Division of Procurement, Project Accounting and Budget. The rehabilitation of the Freight House was bid on April 13, 2011.

¹ A copy of the Section 106 MOA can be obtained by accessing the Project Website; the URL address is located at http://www.kyinbridges.com/pdfs/rod_d.pdf

Section 4 Kentucky East End Approach – On February 28, 2011, a tornado struck the Rosewell property, including the historic mansion. As such, SDC 4 recommended that needed repairs occur at the same time as a portion of the proposed Rosewell Treatment Plan. KYTC requested concurrence from FHWA and the Kentucky SHPO (KY SHPO) to commence the repairs as noted. Final review is continuing with approval of the repairs and treatment plan anticipated in the ensuing Reporting Period.

Section 5 East End Bridge – No direct environmental or mitigation efforts were initiated by SDC 5 during this Reporting Period.

Section 6 Indiana East End Approach – East End Approach – No direct environmental or mitigation efforts were initiated by SDC 6 during this Reporting Period.

CTS-GEC worked during this Reporting Period with the BiState Management Team (BSMT), which consists of representatives from the INDOT, KYTC and the Federal Highway Administration (FHWA), in the project oversight requirements of the SDCs under contract by either INDOT and/or KYTC.

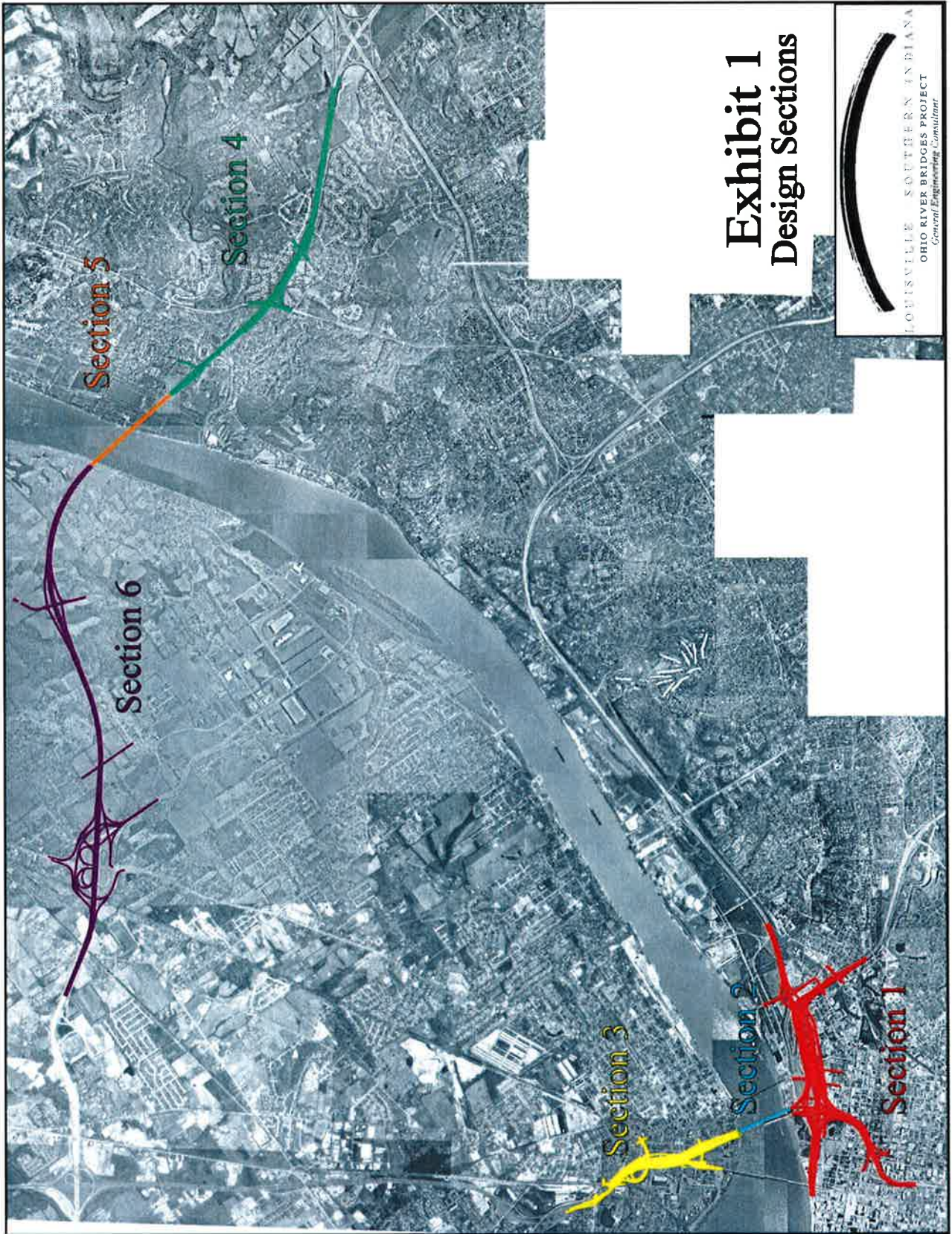


Exhibit 1

Design Sections



PART II – IMPLEMENTATION OF MITIGATION MEASURES CONTAINED IN THE MOA

Measures to mitigate adverse effects of the Project on historic properties are described in the MOA along with a number of activities to guide the development of project plans and provide for coordination of those activities through an historic preservation advisory team for the Indiana portion of the project and one for the Kentucky portion of the project.

The MOA is divided into the following fourteen (14) stipulations:

- I. Project Coordination
- II. Project Development
- III. Site Specific Mitigation
- IV. Archaeological Resources
- V. Unanticipated Discoveries
- VI. Additional Historic Properties and Effects
- VII. Excess Right of Way
- VIII. Performance Standards
- IX. Progress Reports
- X. Project Modification
- XI. Amendment
- XII. Failure to Comply/Termination
- XIII. Dispute Resolution
- XIV. Duration

An expanded version of this listing is included as Attachment B to serve as an outline in the preparation of the Progress Report. A complete definition of each of the specific MOA stipulations completed during the Reporting Period is contained in Attachment C. Activities completed toward satisfying the various stipulations of the MOA during the Reporting Period are described in the following information.

STIPULATION I: Project Coordination

Stipulation I.A.2. provides for the Historic Advisory Teams to assist the BiState Historic Consultation Team (BSHCT) and the BSMT in developing Project design details to implement the measures stipulated in the MOA. Work continued during the Reporting Period on this stipulation.

Stipulation I.A.3. provides for the Co-chairs to convene meetings of the Historic Preservation Advisory Teams (HPATs), prepare summaries of said meetings and prepare and submit HPAT recommendations to the BSHCT for further action. An IHPAT meeting was held on April 13, 2011. A KHPAT meeting was held on April 14, 2011. Summaries of each meeting were returned to HPAT members within a reasonable time following each meeting. HPAT meetings scheduled for February (IHPAT of February 16, 2011/KHPAT of February 17, 2011) and June (IHPAT of June 15, 2011/KHPAT of June 16, 2011) were postponed by the Co-chairs due to a lack of agenda items.

Stipulation I.A.10. provides for the distribution of materials needed for review by the advisory teams and comments following scheduled meetings. Meeting materials were provided at least 15 days prior to each scheduled meeting. Presentations and requests for input during the meetings were supplemented by a 15-day comment period following the meetings to obtain additional input and comment from the HPATs.

Stipulation I.A.11. provides for the development of recommendations by the Co-chairs based on comments provided by the advisory team, for consideration and action by the BSHCT. During the Reporting Period, there were no recommendations of the HPATs advanced from the Co-chairs to the BSHCT.

Stipulation I.B. provides for a BSHCT. The BSHCT is to consist of representatives of FHWA, INDOT, KYTC and the respective State Historic Preservation Officers (SHPOs). It defines the roles and responsibilities of the BSHCT, mandates the scheduling of BSHCT coordination meetings and provides a means to advance recommendations of the HPATs to the BSMT for final approval.

The BSHCT held two meetings during the Reporting Period on January 18, 2011 and March 15, 2011. The only recommendations elevated from the BSHCT to the BSMT (and the date of the respective BSHCT meeting) included the approval of Progress Report No. 15 (July 1, 2010 – December 31, 2010) for distribution (March 9, 2011), and the final approval of the CE RR/RRC HPP (January 12, 2011). The scheduled BSHCT meeting of May 17, 2011 was declined by the Co-chairs.

Stipulation I.C. provides for a BSMT. The BSMT consists of representatives of INDOT, KYTC and FHWA. It defines the roles and responsibilities of the BSMT, mandates the preparation of Progress Reports as set forth in Stipulation IX of this MOA and provides a means to consider recommendations of the HPATs through the BSHCT for final approval. Biweekly meetings of the BSMT generally occurred on the Monday of every other week and items related to this MOA were brought forth. The BSMT approved Progress Report No. 15 (July 1, 2010 – December 31, 2010) for distribution on March 28, 2011. Following approval the Progress Report was distributed in accordance with Stipulation IX of the MOA on April 11, 2011. The CE RR/RRC HPP was approved by the BSMT on January 24, 2011 and distributed to the KHPAT members on February 7, 2011.

Progress Report Number 16 for the Reporting Period of January 1, 2011 – June 30, 2011 is provided in accordance with Stipulation IX.

Stipulation I.D. provides for an Ombudsman for the Indiana portion of the Project and one for the Kentucky portion of the Project. It defines the qualifications for performance as the Project Ombudsman, the roles and responsibilities of the Ombudsman and the location of the office of the Ombudsman for each state. During the Reporting Period, Mr. Carl Percy continued to serve as the Indiana Ombudsman. Mr. Lee Douglas Walker continued to serve as the Kentucky Ombudsman.

STIPULATION II: Project Development

Work initiated on implementation of mitigation measures identified in Stipulation II of the MOA during the Reporting Period follows.

Stipulation II.B. provides that the views of the public are important and will be solicited and considered at a minimum through the normal transportation project development process of each state through informal meetings to be convened by the respective State Transportation Agencies (STA). During the Reporting Period, no Area Advisory Team (AAT) or Regional Advisory Committee (RAC) meetings were convened. A Resource Agency coordination meeting was held on May 26, 2011 as part of the Supplemental Environmental Impact Statement (SEIS) process.

Stipulation II.C. provides that the roadways, bridges and other Project elements shall be designed and constructed with sensitivity to aesthetic values, historic cultural landscapes, and the historic context, utilizing services of professionals with experience in areas related to historic preservation. Due to the modification to the preferred alternate by the governors of Indiana and Kentucky, the coordination meeting scheduled for February 2011 to further discuss the logo options for the noise wall and gateways at Mellwood Avenue and Story Avenue were withdrawn. All of the concepts developed to date are to be reviewed.

Stipulation II.F. describes the actions for preparation of HPPs. The seven historic properties for which HPPs are to be developed were identified in Stipulation II.F.2 (a through g). During the Reporting Period, development of the HPPs for the Swartz Farm, the Utica Limekilns and the CE RR/RRC were placed on hold.

The first amendment to the MOA for the Swartz Farm was sent to the IN SHPO for comment on January 20, 2011. The amendment was being processed due to the razing of the farmhouse by the private owner. FHWA sent a follow-up letter advising IN SHPO that the amendment for the Swartz Farm will be included in the Section 106 Consultation Process for the SEIS. No further work was to continue on the amendment or the HPP.

On March 4, 2011, coordination was initiated with the IN SHPO to address the applicability of Section 4(f) to the Utica Limekilns. In a previous coordination meeting of March 22, 2010 with the IN SHPO, it was thought that the adjacent quarries could be eligible for the National Register of Historic Places (NRHP). The Section 106 process is to be followed to determine eligibility and effects on the site as part of the SEIS.

The final HPP for the CE RR/RRC was approved by the Co-chairs of the BSHCT at their meeting of September 14, 2010 with a recommendation to advance it to the BSMT for final review for approval. It was provided to the BSMT and approved on January 24, 2011. It was posted to the Project website and distributed to the KHPAT members on February 7, 2011.

The final draft of the HPP for Butchertown is on hold while the preparation of the SEIS is continuing.

Stipulation II.H. mandates that preservation easements shall be established on (those specific) properties identified in Stipulation III in perpetuity by INDOT or KYTC, and held by a local

government, local or state preservation organization or other entity as determined by INDOT or KYTC in consultation with the respective SHPO.

Representatives of CTS-GEC conducted field work at the Wesley House in February 2011 to visually observe, measure and photograph the gymnasium building (121 N. Shelby Street) and the red brick house (809 E. Washington Street). The site visit was facilitated by the property owner. The 30% plans for the exterior rehabilitation of both buildings were issued for review and comment on March 7, 2011. At the KHPAT meeting of April 14, 2011, KYTC advised that further work on the Wesley House was placed on hold per instructions from FHWA. All mitigation measures are to be reviewed as a part of the SEIS development, including a revised preservation easement.

A site visit was held on April 5, 2011 to identify a potential scope for the exterior rehabilitation of the Edison House. Based on the visual observations, CTS-GEC identified and developed a scope for the rehabilitation work. However, at the KHPAT meeting of April 14, 2011, KYTC advised that further work on the Edison House was placed on hold per instructions from FHWA. All mitigation measures are to be reviewed as a part of the SEIS development, including the preservation easement.

Coordination with the property owner is continuing for the placement of an easement on the tract of land within the NRHP boundary of the Allison-Barrickman house. The property owners are in receipt of the information requested from SDC 4. To date, no further coordination with the owners has taken place. It is probable that a meeting will be scheduled to further discuss the easement, as the right-of-way acquisition phase continues on the Kentucky East End Section.

Negotiations with the property owner were continuing for the placement of a preservation easement at Drumanard. If negotiations fail, KYTC is prepared to make an offer to acquire the entire property.

After rehabilitation, the INDOT will place a preservation easement on the Freight House and (most likely) offer the building for sale (as office space) through the Indiana Department of Administration (IDOA) state surplus property sale procedures. The disposition of the building would be in accordance with existing state law. It is probable that IHPAT members would assist FHWA, INDOT and CTS-GEC in defining the specific stipulations of the preservation easement.

Stipulation II.I. mandates that for specific properties identified in Stipulation III, documentation required for a NRHP nomination shall be prepared by a qualified historic preservation consultant selected by INDOT or KYTC, upon receipt of written consent from the property owner(s) and within the first three years following the ROD. Six properties were identified in the MOA requiring the preparation of a nomination form, all located in Indiana.

In this Reporting Period, the Utica Limekilns MPDF and NRHP nominations remain under FHWA review. On March 4, 2011, coordination was initiated with the IN SHPO to address the applicability of Section 4(f) to the Utica Limekilns. The Section 106 process is to be followed to determine eligibility and effects on the site as part of the SEIS.

Stipulation II.J. provides for streetscape improvements, such as landscaping, tree plantings, ornamental street lighting, fencing, curbing, pavements, sidewalks, traffic calming, or other similar work, when specified in Stipulation III, shall be designed in consultation with the respective SHPO and constructed within public rights of way unless otherwise provided for in this MOA or approved by the Bi-State Management Team. As stated, the coordination meeting scheduled for February 2011 to further discuss the logo options for the noise wall and gateways at Mellwood Avenue and Story Avenue were withdrawn. All of the concepts developed to date are to be reviewed.

Stipulation II.K. states that interpretative signage, when specified in Stipulation III, shall be placed within the right of way of public streets, or on easements, to explain the significance of the historic properties, their context, and their importance to the development of the area. As stated, the coordination meeting scheduled for February 2011 to further discuss the logo options for the noise wall and gateways at Mellwood Avenue and Story Avenue were withdrawn. All of the concepts developed to date are to be reviewed.

STIPULATION III: Site Specific Mitigation

Work continued on the implementation of mitigation measures identified in Stipulation III of the MOA during the Reporting Period.

Stipulation III.A.2.b. provides that any work to rehabilitate the Train Depot (Spring Street Freight House) shall be undertaken in consultation with the IN SHPO and in accordance with the Secretary's Standards. The 100% plans were finalized by SDC 3 and sent to the Procurement Section of the INDOT Division of Procurement, Project Accounting and Budget. The construction letting for the Freight House was held on April 13, 2011 with 100% state funds. Construction of the rehabilitation is underway with an anticipated completion date of April 2012.

As a part of the final plan development, it was determined that the removal of five proposed trees along Spring Street for better visibility of the Freight House would require a zoning variance from the Jeffersonville Planning Commission (JPC). The Co-chairs favored endorsement of the proposed variance by the IHPAT. As such, CTS-GEC prepared a resolution and it was signed by Ms. Kennedy (INDOT Co-chair) and Mr. Carr (IN SHPO Representative Co-chair) and sent to the IHPAT on January 18, 2011. Four IHPAT members signed the resolution and it was forwarded to SDC 3 on January 21, 2011. The application for the variance was prepared by SDC 3 and submitted to the JPC on January 21, 2011. On January 24, 2011, the variance with the IHPAT letter of endorsement was filed with the Development Plan Application by SDC 3. It was included on the JPC agenda for review and approved at the February 22, 2011 meeting of the JPC.

Stipulation III.A.2.c. provides that a preservation easement shall then be placed on the property consistent with Stipulation II.H and the property shall be sold at fair market value to a preservation organization or other party acceptable to the BSHCT or donated to a local government. After rehabilitation, the INDOT will place a preservation easement on the Freight House and (most likely) offer the building for sale (as office space) through the Indiana Department of Administration (IDOA) state surplus property sale procedures. The disposition of the building would be in accordance with existing state law. It is probable that IHPAT members

would assist FHWA, INDOT and CTS-GEC in defining the specific stipulations of the preservation easement.

Stipulation III.A.5. provides that in consultation with the IHPAT and the IN SHPO, the INDOT shall develop and place interpretative signage as set forth in Stipulation II.K near the facility to explain its historic significance. INDOT has contacted Mr. Chris Wahlman of the INDOT, Seymour District to obtain specifications from the Scenic Byway Project for possible use in developing signage at the Freight House.

Stipulation III.E.7 provides for INDOT, IN SHPO and the FHWA to make a reasonable effort to relocate the five contributing structures (residences) to available vacant lots within the Old Jeffersonville HD. The property owner at 116 Fort Street, which is one of the contributing properties in the Old Jeffersonville Historic District (HD) to be relocated by the Project, has inquired about hardship acquisition. This inquiry was made due to the potential foreclosure on the property. This request is pending.

Stipulation III.H.1. provides for the preparation of an HPP for the Utica Lime Industry Multiple Property Listing, including a Context Study focusing on the lime industry in the region. A pamphlet is to be produced, describing the results of such a study. In this Reporting Period, the Utica Limekilns MPDF and NRHP nominations remain under FHWA review. On March 4, 2011, coordination was initiated with the IN SHPO to address the applicability of Section 4(f) to the Utica Limekilns. The Section 106 process is to be followed to determine eligibility and effects on the site as part of the SEIS.

Stipulation III.H.8. requires the INDOT to develop and seek NRHP nomination for the Utica Lime Kiln Multiple Property Listing. As stated, the NRHP nomination remains under FHWA review. On March 4, 2011, coordination was initiated with the IN SHPO to address the applicability of Section 4(f) to the Utica Limekilns. The Section 106 process is to be followed to determine eligibility and effects on the site as part of the SEIS.

Stipulation III.I. The first amendment to the MOA for the Swartz Farm was sent to the IN SHPO for comment on January 20, 2011. The amendment was being processed due to the razing of the farmhouse by the private owner. FHWA sent a follow-up letter advising IN SHPO that the amendment for the Swartz Farm will be included in the Section 106 Consultation Process for the SEIS. No further work was to continue on the amendment or the HPP.

Stipulation III.I.4. requires the INDOT to develop and seek NRHP nomination for the portion of the Swartz Farm lying to the west of the Project, including the house, barn and associated outbuildings. The preparation of the NRHP nomination form is to be developed by CTS-GEC. FHWA has advised the IN SHPO that the amendment of the MOA for the Swartz Farm will be included in the Section 106 Consultation Process for the SEIS.

Stipulation III.I.7. requires archival documentation of the CPH prior to its demolition. FHWA has advised the IN SHPO that the amendment of the MOA for the Swartz Farm will be included in the Section 106 Consultation Process for the SEIS.

Stipulation III.K.1. provides for the preparation of an HPP for the Butchertown Historic District. The final draft HPP for Butchertown is pending completion of the dispute resolution.

Stipulation III.K.4. provides for the exterior rehabilitation of the Edison House if the owners agree to provide a preservation easement to ensure the long-term preservation of the exterior. A site visit was held on April 5, 2011 to identify a potential scope for the exterior rehabilitation of the Edison House. Based on the visual observations, CTS-GEC identified and developed a scope for the rehabilitation work. However, at the KHPAT meeting of April 14, 2011, KYTC advised that further work on the Edison House was placed on hold per instructions from FHWA. All mitigation measures are to be reviewed as a part of the SEIS development, including the preservation easement.

Stipulation III.K.5. provides for the exterior rehabilitation of the Wesley House if the owners agree to provide a preservation easement to ensure the long-term preservation of the exterior. Representatives of CTS-GEC conducted field work in February 2011 to visually observe, measure and photograph the gymnasium building (121 N. Shelby Street) and the red brick house (809 E. Washington Street). The site visit was facilitated by the property owner. The 30% plans for the exterior rehabilitation of both buildings were issued for review and comment on March 7, 2011. At the KHPAT meeting of April 14, 2011, KYTC advised that further work on the Wesley House was placed on hold per instructions from FHWA. All mitigation measures are to be reviewed as a part of the SEIS development, including a revised preservation easement.

Stipulation III.K.12. provides that KYTC shall design and construct streetscape improvements within the entire historic district as set forth in Stipulation II.J, in accordance with provisions of the HPP and the Kentucky Heritage Council's streetscape design guidelines. As stated, the coordination meeting scheduled for February 2011 to further discuss the logo options for the noise wall and gateways at Mellwood Avenue and Story Avenue were withdrawn. All of the concepts developed to date are to be reviewed.

Stipulation III.L.3. provides that the Project make a reasonable effort to relocate Baer Fabrics Company to another historic property within the Phoenix Hill neighborhood. The Baer Fabrics Building was acquired for demolition as it fell within the right-of-way of the Project. There has been no change in the status of this property. The timeline for the demolition is still deferred, as there is a hold on demolition.

Stipulation III.L.4. provides for the preparation of a treatment plan/reuse options for rehabilitation of the Vermont American Buildings affected by the Project. The building has been acquired by KYTC. An initial draft of the Treatment Plan (TP) was completed in July 2010, and a revised draft was submitted for BSHCT review in August 2010. Written review comments were issued by FHWA on January 5, 2011, which requested revisions and clarifications. The second draft of the TP is pending completion of the SEIS.

Stipulation III.M.1. provides for the preparation of an HPP for the CE RR/RRC. The final HPP for the CE RR/RRC was approved by the Co-chairs of the BSHCT at their meeting of September 14, 2010 with a recommendation to advance it to the BSMT for final review for approval. It was provided to the BSMT and approved on January 24, 2011. It was posted to the Project website and distributed to the KHPAT members on February 7, 2011.

Stipulation III.M.5. provides that prior to initiating construction activities, KYTC shall ensure that contractors shall develop and implement blasting/vibration plans to avoid damage to the listed and eligible properties. The blasting and vibration (BV) plans for the CE RR/RRC were a

topic of discussion at the Ohio River Bridges Industry Forum of February 16 and 17, 2011 in Louisville. Development of these plans would be coordinated with the contractors prior to construction. The BV plans could vary dependent on the contractor's intended method of construction. Basic specifications will provided to the contractors at the time of bid requiring development of the plans. Upon the preparation of the BV plans, additional coordination with the KHPAT would occur.

Stipulation III.N.2. provides that FHWA shall make every effort to acquire or otherwise establish an historic preservation easement for the entire Drumanard historic property. Baseline documentation was prepared by SDC 4 for use in preparing the easement for Drumanard. Negotiations with the property owner were continuing to place a preservation easement at Drumanard. If negotiations fail, KYTC is prepared to make an offer to acquire the entire property.

Stipulation III.O.1. provides that KYTC shall make a reasonable effort to acquire a preservation easement for the tract of land within the NRHP boundary of the Allison-Barrickman house. Coordination with the property owner is continuing for the placement of an easement. The property owners are in receipt of the information requested from SDC 4. To date, no further coordination with them has taken place. It is probable that a meeting will be scheduled to further discuss the easement as the right-of-way acquisition phase is proceeding in the Kentucky East End.

Stipulation III.P.1. provides for the preparation of a treatment plan for Rosewell to minimize damage to the historic property. On February 28, 2011, a tornado struck the Rosewell property, including the historic mansion. As KYTC owns the property, KYTC requested concurrence from FHWA and the KY SHPO to commence needed storm repairs at the same time as the work proposed in the treatment plan. SDC 4 defined the repairs and sent them to the KY SHPO for review and comment. The KY SHPO returned comments to the KYTC on the scope of the repairs on March 29, 2011. Final (100%) treatment plan development accommodated the needed repairs and was completed on June 30, 2011. Final review is continuing with the KY SHPO for approval of the treatment plan with repairs anticipated in the ensuing Reporting Period, leading to a construction letting.

Kentucky Division of Finance would be the lead agency in overseeing the completion of the construction activities and in the contractor prequalification process. A pre-qualification and bid package is under preparation to advertise for qualified contractors. A pre-bid meeting will be held at Rosewell prior to the acceptance of the pre-qualification packages. The KY SHPO would be engaged in the pre-qualification and bid package and construction letting processes.

Stipulation III.P.3. provides that KYTC shall place a preservation easement on the property and sell the property to a local preservation organization or other party acceptable to the BSHCT or donate the property to a local government. SDC 4 is working to prepare Rosewell for re-sale or public use as previously documented in Stipulation III.P.1.

STIPULATION IV: Archaeological Resources

The final identification, evaluation and determination of Project effects for archaeological resources were phased because alternatives consisted of large corridors where access was restricted during the FEIS phase.

Stipulation IV.A.1. states that FHWA may withhold or limit public disclosure of information about historic properties.

Stipulation IV.A.2. FHWA shall ensure that consultation with Indian Tribes is conducted in a manner consistent with 36 CFR 800.2. **Bridges Native American Consultation:** A Resource Agency coordination meeting was held on May 26, 2011 as part of the SEIS process.

Stipulation IV.A.3. In order to maximize the opportunity to avoid adverse effects, FHWA will make every effort to complete identification and evaluation of archaeological resources at the earliest possible time in Project Design. **Archaeological GIS:** A GIS database and accompanying document have been provided to KYTC and distributed to FHWA, SHPO, and CTS-GEC for review and comment in a prior Reporting Period. The database and document await final concurrence from FHWA and the SHPO. The database and document provide an assessment of archaeological potential by parcel and provide a base for decisions regarding archaeological investigations for the Section 1 portion of the project. **Geotechnical Monitoring for Archaeological Deposits (KY):** The information from any monitoring will be incorporated into the Archaeological GIS to inform both historic and prehistoric probability models. **Hazmat Area Archaeology (KY):** Additional information from geotechnical borings in areas with potential hazardous materials would be available following Phase II testing that will inform potential archaeological investigations in those areas. In some cases, it is likely that hazardous materials will prohibit archaeological testing or testing may need to wait until cleanup has been completed.

Stipulation IV.A.4. In implementing Stipulation IV, FHWA may consult with the parties listed in Attachment F [consulting parties list] and others identified in accordance with 36 CFR 800.2.

Stipulation IV.A.5. FHWA, in consultation with the SHPOs, Indian Tribes when appropriate and other parties deemed appropriate by FHWA, will take reasonable measures to avoid disinterment and disturbance to human remains and grave goods of religious and cultural significance to Indian Tribes, including modification of the Project. **Human Remains Protocol:** A step-by-step protocol for human remains encountered during archaeological testing was deemed prudent given the potential for human remains in the project setting.

Stipulation IV.B.1-2. States that before letting any type of Project construction in the APE or selecting sites for ancillary activities associated with the Project, FHWA shall complete the identification and evaluation of archaeological resources for inclusion in the NRHP in accordance with applicable Federal and state standards and guidelines listed in Stipulation VIII.B. and lists examples of ancillary areas. **Section 1A Archaeological Exploration:** A Phase 1 archaeological survey of the Project corridor in Downtown Louisville was conducted in 2006 and three previously unrecorded sites were found: 15JF716, 15JF717 and 15JF718. All three are comprised of the remains of historic occupations of the area from the mid-1800s to the present. Phase II Archaeology work was initiated beginning on November 6, 2006. Site 15Jf716 was

determined to not be eligible for listing on the NRHP; however, Sites 15Jf717 and 15Jf718 were found to be eligible for listing. Phase III data recovery was conducted in 2008 at both sites. At Site 15Jf717, the archaeological research potential had been exhausted. At Site 15Jf718, all available important information about local and regional history had been recovered. It was recommended that no further work be conducted at either site, and that clearance was warranted. Further disposition of these sites are a part of the development of the SEIS. **Section 4 Archaeological Exploration:** Due to lack of landowner permission, Phase II work at Sites 15JF678, 15JF679, and 15JF719 (Section 4) has been postponed until after property has been purchased. Phase II work at Site 15JF720 was completed and a report issued on July 29, 2008. The report recommended that the site was eligible for inclusion in the NRHP. The KY SHPO agreed with that conclusion; however, KYTC and FHWA disagreed. In a coordination meeting with FHWA, KYTC, SDC 4 and CTS-GEC on October 2, 2008, SDC 4 was tasked to redesign the section in order to avoid impacting this site. A preliminary design was developed to span the site and avoid an adverse effect. **Rosewell Treatment Plan Archaeology:** As a by-product of the structural assessment of the house, the entire basement of the house has been identified as a sensitive resource and no work can occur in the basement (not even concrete removal or repair) without prior archaeological review. The entire property is a NRHP listed resource and no work can occur without consulting KYTC and SHPO. **Section 1 Archaeological Database and Document:** A GIS database and accompanying document have been provided to KYTC and distributed to FHWA, SHPO, and CTS-GEC for review and comment in a prior Reporting Period. The database and document await final concurrence from FHWA and the SHPO. The database and document provide an assessment of archaeological potential by parcel and provide a base for decisions regarding archaeological investigations for the Section 1 portion of the project. **Freight House Archaeology:** On January 24, 2011, the Cultural Resources Office of INDOT submitted a draft archaeology monitoring plan for the proposed Freight House rehabilitation, including the required monitoring, to the IN SHPO. The IN SHPO approved the archaeological monitoring plan and report on February 8, 2011.

Stipulation IV.B.3. States that any human remains and grave goods encountered should be treated in a sensitive, respectful and careful manner, avoiding disinterment and photography, if at all possible. In addition, it states that the SHPOs, Indian Tribes, and any other party deemed appropriate by FHWA will be notified within 48 hours if remains that may be significant to Indian Tribes are identified. No human remains were identified during this period.

Stipulation IV.B.4. A Plan(s) for the identification and evaluation of archaeological resources will be developed by FHWA in consultation with the SHPOs, Indian Tribes and other parties deemed appropriate by FHWA. **Archaeological Plan:** After consultation, the Project team agreed that the plan should address auxiliary areas (waste, borrow, staging, and the like), the Archaeological GIS, SDC 2 and 5 underwater surveys and SDC 4 Phase II activities. The plan shall also include or make reference to the Human Remains Protocol developed for this Project and may address artifact conservation and final curation. **Artifact Curation Policy:** A final approved policy from the KY SHPO is pending. **Artifact Conservation:** Further information concerning potential conservation facilities and associated charges is pending.

Stipulation IV.B.5. FHWA shall prepare and distribute final Identification and Evaluation reports in accordance with Stipulation IV.F.

Stipulation IV.C.1-6. States that studies shall be completed with a level of effort consistent with 36 CFR 800.4 and provide enough information to determine which archaeological resources are eligible for the NRHP. Indian Tribes will be consulted for their special expertise and FHWA shall notify Indian Tribes and other parties, whom so request, of eligibility determinations. Provides mechanisms for dispute resolution regarding eligibility and states that any party notified of determinations have 15 days to object in writing. All studies conducted during this Reporting Period have been completed in compliance with 36 CFR 800.4 and have provided sufficient information to make decisions. No eligibility determination disputes have occurred during this period. **Section 4 Archaeological Exploration:** Due to lack of landowner permission, Phase II work at Sites 15JF678, 15JF679 and 15JF719 (Section 4) has been postponed until after property has been purchased. Phase II work at Site 15JF720 was completed and a report issued on July 29, 2008. The report recommended that the site was eligible for inclusion in the NRHP. The KY SHPO agreed with that conclusion; however, KYTC and FHWA disagreed. In a coordination meeting with FHWA, KYTC, SDC 4 and CTS-GEC on October 2, 2008, SDC 4 was tasked to redesign the section in order to avoid impacting this site. A preliminary design was developed to span the site and avoid an adverse effect. **Freight House Archaeology:** On January 24, 2011, the Cultural Resources Office of INDOT submitted a draft archaeology monitoring plan for the proposed Freight House rehabilitation, including the required monitoring, to the IN SHPO. The IN SHPO approved the archaeological monitoring plan and report on February 8, 2011.

Stipulation IV.D.1-3. FHWA shall, in consultation with SHPOs, Indian Tribes, and other parties deemed appropriate by FHWA, determine if the Project will adversely affect archaeological resources determined eligible for inclusion in the NRHP and, if adverse impacts cannot be avoided, shall develop a treatment plan in accordance with Stipulation IV.E. Any dispute regarding the determination of effects on eligible archaeological resources shall be resolved in accordance with Stipulation XIII Dispute Resolution. KYTC received an archaeological report detailing the data recovery efforts for sites determined to be eligible for the NRHP in Section 1A. The KY SHPO issued a conditional clearance letter on March 5, 2007 pending submittal of the final report. The final report was received by CTS-GEC for review and comment on December 19, 2007. A revised report was sent to KYTC on June 27, 2008, and is pending approval.

Stipulation IV.E.1-6. FHWA shall, in consultation with SHPOs, Indian Tribes and other parties deemed appropriate by FHWA, develop a treatment plan for NRHP eligible sites that cannot be avoided. Implementation of the treatment plan must be completed for each site prior to the initiation of any Project construction activities that could affect the site. Treatment of human remains will be determined by FHWA on a site-by-site basis through consultation with SHPOs, Indian Tribes and other parties deemed appropriate by FHWA. FHWA shall provide ACHP, SHPOs, Indian Tribes who have expressed interest in the site, and other parties deemed appropriate by FHWA 30 calendar days to review and provide comment on final Treatment Plans(s). Following the implementation of a treatment plan, FHWA may elect to monitor construction activities in selected portions of the right of way. No treatment plans were developed during this Reporting Period. In addition, no locations where treatment plans were implemented have gone to construction or been subjected to monitoring.

Stipulation IV.F.1-5. FHWA shall ensure that all archaeological work is performed or supervised by person(s) meeting the *Secretary of the Interior's Professional Qualification Standards* in archaeology and that the results of all work are reported in a professional manner consistent with SHPO standards for each state. Sensitive information regarding archaeological sites, human remains and grave goods shall be kept confidential from the public; the ACHP, SHPOs, Indian Tribes, and other parties deemed appropriate by FHWA shall have 30 days to comment on any such reports that are developed.

Stipulation IV.G.1-3. Upon completion of work, FHWA shall provide copies of final reports to SHPOs, State Transportation Agencies (STAs), and Indian Tribes when appropriate. In consultation with SHPO, FHWA shall prepare final reports for dissemination to the public libraries, educational institutions, and other repositories in Jefferson and Clark Counties and Indian Tribes as appropriate; however, FHWA will ensure disseminated reports do not contain sensitive information regarding human remains and grave goods, or the location, character and ownership of archaeological sites. In order to adhere to measures outlined in the MOA concerning the protection of detailed information about archaeological sites, only those reports detailing the results of treatment plans will be disseminated in accordance with this stipulation. The final report concerning the treatment of (Kentucky) Sites 15Jf716, 15Jf717 and 15Jf718 will be treated in accordance with this stipulation when ready. Sites 15Jf716, 15Jf717 and 15Jf718 have been excavated. The KYTC is completing review of the Phase I/salvage report for the three sites (15Jf716, 15Jf717, and 15Jf717) and for the accelerated I-65 (Kentucky) Downtown. The KYTC recommended substituting a general audience booklet and/or website in place of the technical archaeological report for sites 15Jf716, 15Jf717, and 15Jf718. The technical report is long and full of jargon. Materials aimed at the layperson would better fulfill the objective of the stipulation of the MOA. The BSMT approved the use of the booklet and/or website formats for these sites and KYTC identified a funding source. KYTC agreed to work with its archaeological consultants in developing the media and defining a schedule for completion. The materials could be made available to broad audiences.

STIPULATION V: Unanticipated Discoveries

No previously unidentified property was discovered during the Reporting Period nor was a previously identified historic property affected in an unanticipated manner.

STIPULATION VI: Additional Historic Properties and Effects

No sites for staging, wetland mitigation, borrow or waste, dredge disposal or other construction activities associated with the Project were identified during the Reporting Period.

STIPULATION VII: Excess Right of Way

No excess right of way was identified during the Reporting Period.

STIPULATION VIII: Performance Standards

The FHWA shall ensure that the performance of all cultural resources work required in implementing this MOA shall be performed by or under the supervision of individuals that meet the *Secretary of the Interior's Professional Qualification Standards*. All work performed during

this Reporting Period was performed or directly supervised by individuals who meet or exceed the *Secretary of the Interior's Professional Qualification Standards*.

STIPULATION IX: Progress Reports

Progress Report Number 16 for the Reporting Period of January 1, 2011 – June 30, 2011 was developed in accordance with Stipulation IX and will be sent to the signatories, concurring parties and HPAT members (identified in Attachment A). Prior to this Progress Report, the following Progress Reports have been provided:

Report No. 1 for April 1, 2003 – December 31, 2003 was sent on July 21, 2004
Report No. 2 for January 1, 2004 – June 30, 2004 was sent on September 20, 2004
Report No. 3 for July 1, 2004 – December 31, 2004 was sent on April 22, 2005
Report No. 4 for January 1, 2005 – June 30, 2005 was sent on October 10, 2005
Report No. 5 for July 1, 2005 – December 31, 2005 was sent on February 20, 2006
Report No. 6 for January 1, 2006 – June 30, 2006 was sent on November 28, 2006
Report No. 7 for July 1, 2006 – December 31, 2006 was sent on May 9, 2007
Report No. 8 for January 1, 2007 – June 30, 2007 was sent on December 17, 2007
Report No. 9 for July 1, 2007 – December 31, 2007 was sent on March 3, 2008.
Report No. 10 for January 1, 2008 – June 30, 2008 was sent on September 9, 2008
Report No. 11 for July 1, 2008 – December 31, 2008 was sent on March 2, 2008
Report No. 12 for January 1, 2009 – June 30, 2009 was sent on September 3, 2009
Report No. 13 for July 1, 2009 – December 31, 2009 was sent on April 6, 2010
Report No. 14 for January 1, 2010 – June 30, 2010 was sent on September 1, 2010
Report No. 15 for July 1, 2010 – December 31, 2010 was sent on April 11, 2011

STIPULATION X: Project Modification

The FHWA, INDOT and KYTC are in the process of preparing a Supplemental Environmental Impact Statement (SEIS) for the Project. A Notice of Intent (NOI) to prepare the SEIS was placed in the *Federal Register* on February 15, 2011. The NOI provided a short project description, a discussion of the proposed action, an expected project schedule, and contact information. The SEIS is under preparation because of the passage of time since the approval of the original FEIS/ROD, the present need for tolling revenues to assist in funding the project as determined through the Metropolitan Transportation Planning process, and the need to evaluate cost saving measures in the design of the Selected Alternative. As a part of the SEIS, the Section 106 process may result in an amended MOA.

STIPULATION XI: Amendment

The first amendment to the MOA for the Swartz Farm was sent to the Indiana SHPO (IN SHPO) for comment on January 20, 2011. The amendment was being processed due to the razing of the farmhouse by the private owner. FHWA sent a follow-up letter advising IN SHPO that the amendment for the Swartz Farm will be included in the Section 106 Consultation Process for the SEIS. No further work was to continue on the amendment or the HPP.

STIPULATION XII: Failure to Comply/Termination

No signatories to the MOA identified any concerns during the Reporting Period that the terms of the MOA cannot be or are not being carried out.

STIPULATION XIII: Dispute Resolution

No written objections were filed during the previous Reporting Period. The Dispute Resolution for Butchertown is pending final resolution by the FHWA.

STIPULATION XIV: Duration

The MOA is in effect through April 1, 2023.

PART III – PROJECT MILESTONES

Coordination with the HPATs in the development of plan details to implement mitigation measures is identified in the MOA at a number of project milestones, including:

Preliminary Plans (about 30%),
Right of Way Plans (about 60%)
Final Plans (about 90%)

Attachment D (following) provides a schedule with milestones anticipated for the Project in the next Reporting Period. It has been developed in more detail and will continue to be revised as a part of the future preparation of this Progress Report.

ATTACHMENT A

SIGNATORIES:

Federal Highway Administration

Advisory Council on Historic Preservation

Indiana State Historic Preservation Officer

Kentucky State Historic Preservation Officer

INVITED SIGNATORIES:

Indiana Department of Transportation

Kentucky Transportation Cabinet

CONCURRING PARTIES:

American Indian Movement – Mobile Chapter (MO-AIM)

Butchertown Neighborhood Association

City of Prospect

The Eastern Band of Cherokee Indians

The Eastern Shawnee Tribe of Oklahoma

The Delaware Nation

Louisville Metro Government

ATTACHMENT B

SECTION 106 MEMORANDUM OF AGREEMENT OUTLINE OF DOCUMENT CONTENT

- I. Project Coordination
 - A. Advisory Teams
 - B. Bi-State Historic Consultation Team
 - C. Bi-State Management Team
 - D. Ombudsmen
- II. Project Development
 - A. Project Goals
 - B. Public Involvement
 - C. Context Sensitive Solutions
 - D. Roadway Lighting
 - E. Noise Abatement
 - F. Historic Preservation Plans
 - G. Survey Updates
 - H. Historic Preservation Easements
 - I. National Register Documentation and Nomination
 - J. Streetscape Improvements
 - K. Interpretative Signage
 - L. Blasting and Vibration
 - M. Timing of Construction Activities
 - N. No-Work Zones
 - O. Smart Growth Conference
 - P. Education and Interpretation
- III. Site Specific Mitigation
 - A. Train Depot – Indiana
 - B. Colgate-Palmolive Historic District
 - C. Ohio Falls and Locomotive Historic District
 - D. George Rogers Clark Memorial Bridge
 - E. Old Jeffersonville Historic District
 - F. INAAP Igloo Storage Historic District
 - G. Lentz Cemetery
 - H. Lime Kilns within the Utica Lime Industry Multiple Property Listing
 - I. Swartz Farm Rural Historic District
 - J. Trolley Barn
 - K. Butchertown Historic District
 - L. Phoenix Hill Historic District
 - M. Country Estates Historic District/River Road Corridor
 - N. Drumanard
 - O. Allison-Barrickman House
 - P. Rosewell
 - Q. Belleview
- IV. Archaeological Resources
 - A. Implementation Standards

- B. Identification
- C. Evaluation
- D. Assessment of Effects
- E. Treatment
- F. Qualifications and Reporting
- G. Distribution of Final Reports
- V. Unanticipated Discoveries
- VI. Additional Historic Properties and Effects
- VII. Excess Right of Way
- VIII. Performance Standards
- IX. Progress Reports
- X. Project Modification
- XI. Amendment
- XII. Failure to Comply/Termination
- XIII. Dispute Resolution
- XIV. Duration

**ATTACHMENT C
MOA COMMITMENT TRACKING TABLE**

(Note - the intent of Attachment C is to provide an summary of commitments made in the Project MOA and provide a status of each. For the complete description of each commitment, please refer to the Project MOA)

STIPULATION I - PROJECT COORDINATION																	
Status ¹	Taskmaster(s) ² & Lead					MOA Reference			Stakeholders & Commitment Description		Duration & Deadline			Product & Implementation			
	FHWA/ STA/ SHPO	GEC	Sub-consultant	SDC	Current Lead	Item	Sub Items	Pg. No.	Description	Identified Stakeholders	Anticipated Start Date	Anticipated Completion Date	MOA Deadline	Actual Completion Date	Product	Implementation Plan	Remarks & Comments
U		CTS	NR	NR	INDOT/ KYTC/ INSHPO/ KHC	A	1	3	Advisory Teams Convene IHPAT and KHPAT	HPATs	December 2003	December 2003	December 31, 2003 (to convene initial HPATs)	IHPAT - December 16, 2003 KHPAT - December 17, 2003	None	Bi-monthly HPAT meetings to be held in addition to special sessions, which are scheduled at the discretion of the BSHCT	During the Reporting Period, a meeting of the IHPAT was convened on 4/13/11. The KHPAT was convened on 4/14/11. No other meetings were held due to lack of agenda items.
D		CTS	NR	NR	INDOT/ KYTC/ INSHPO/ KHC		2	3	Advisory Teams will assist the BSHCT and BSMT in developing Project design details to implement measures stipulated in the MOA	HPATs	December 2003	December 2003	Duration	Ongoing	None	BSHCT to engage HPATs for recommendations. Recommendations considered by BSHCT at bi-monthly meetings and elevated to BSMT for final decision.	Work continued during the Reporting Period on the stipulation.
D		CTS	NR	NR	INDOT/ KYTC/ INSHPO/ KHC		6	4	Additional participants may be invited to participate on the Advisory Teams at the discretion of the Advisory Team Co-chairs.	HPATs	December 2003	December 2003	Duration	Ongoing	None	Formal requests made to be considered by the BSHCT with final decision made by the BSMT	There were no requests during the Reporting Period of additional participants on either the IHPAT or KHPAT.
D		NR	NR	NR	INDOT/ KYTC/ INSHPO/ KHC		7	4	ACHPP may participate as it sees fit on an ad-hoc basis.	HPATs	December 2003	December 2003	Duration	Ongoing	None	FHWA to engage, as appropriate by the BSHCT and BSMT.	No activity in this Reporting Period.
D	INDOT/ INSHPO/ KYTC/ KHC	CTS	NR	NR	INDOT/ KYTC/ INSHPO/ KHC		9	4	Co-chairs will convene additional meetings at the following times to review plans, comment & make recommendations	HPATs	December 2003	December 2003	Duration	Ongoing	None	Bi-monthly HPAT meetings to be held in addition to special sessions, which are scheduled at the discretion of the BSHCT	No activity in this Reporting Period.

STIPULATION I - PROJECT COORDINATION (Cont.)																	
Status ¹	Taskmaster(s) ² & Lead					MOA Reference			Stakeholders & Commitment Description		Duration & Deadline			Product & Implementation			
	FHWA/ STA/ SHPO	GEC	Sub-consultant	SDC	Current Lead	Item	Sub Items	Pg. No.	Description	Identified Stakeholders	Anticipated Start Date	Anticipated Completion Date	MOA Deadline	Actual Completion Date	Product	Implementation Plan	Remarks & Comments
U		CTS	NR	NR	INDOT/ KYTC/ INSHPO/ KHC		b	4	Prior to selection of contractors for preparation of HPPs and Treatment Plans	HPATs	December 2003	December 2003	None Established	HPPs - July 14-15, 2004 Rosewell Treatment Plan - December 8, 2005	None	HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision.	No activity in this Reporting Period.
U		CTS	R, GP	All	INDOT/ KYTC/ INSHPO/ KHC		d	4	Prior to the preliminary plan field check inspections (about 30%)	HPATs	Varies according to section	1) Section 1 - 9/22/05 2) Section 4 - 10/19/06 3) Section 4 (US 42 Ramp Relocation & Exploratory Tunnel) - 9/22/05 4) Section 6 - 12/16/09	None Established	1) Section 1 - 9/22/05 2) Section 4 - 10/19/06 3) Section 4 (US 42 Ramp Relocation & Exploratory Tunnel) - 9/22/05 4) Section 6 - 12/16/09	None	Plans to be presented to HPATs by SDCs. HPAT recommendation to be considered by BSHCT and elevated to BSMT for final decision.	No activity in this Reporting Period.
U		CTS	R, GP	All	INDOT/ KYTC/ INSHPO/ KHC		e	4	After preliminary plans are revised, to report on how comments were addressed (about 30%)	HPATs	Varies according to section	1) Section 1 - 10/25/05 2) Section 4 - 12/14/06	None Established	1) Section 1 - 10/25/05 2) Section 4 - 12/14/06	None	Plans to be presented to HPATs by SDCs. HPAT recommendation to be considered by BSHCT and elevated to BSMT for final decision.	No activity in this Reporting Period.
U		CTS	R, GP	All	INDOT/ KYTC/ INSHPO/ KHC		f	4	Prior to design approved (about 60%)	HPATs	Varies according to section	1) Section 1 - 3/28/07 2) Section 4 (US 42 Ramp Relocation & Exploratory Tunnel) - 2/16/06	None Established	1) Section 1 - 3/28/07 2) Section 4 (US 42 Ramp Relocation & Exploratory Tunnel) - 2/16/06	None	Plans to be presented to HPATs by SDCs. HPAT recommendation to be considered by BSHCT and elevated to BSMT for final decision.	No activity in this Reporting Period.
U		CTS	R, GP	All	INDOT/ KYTC/ INSHPO/ KHC		g	4	Prior to the final plan inspections (about 90%)	HPATs	Varies according to section	1) Section 4 (US 42 Ramp Relocation & Exploratory Tunnel) - 4/27/06	None Established	1) Section 4 (US 42 Ramp Relocation & Exploratory Tunnel) - 4/27/06	None	Plans to be presented to HPATs by SDCs. HPAT recommendation to be considered by BSHCT and elevated to BSMT for final decision.	No activity in this Reporting Period.
NI		CTS	R, GP	All	INDOT/ KYTC/ INSHPO/ KHC		h	4	After final plans are completed, to report on how comments were addressed	HPATs	Varies according to section	December 2003	None Established		None	Plans to be presented to HPATs by SDCs. HPAT recommendation to be considered by BSHCT and elevated to BSMT for final decision.	No activity in this Reporting Period.
						B		4	Bi-State Historic Consultation Team								
D	INDOT/ INSHPO/ KYTC/ KHC	CTS	NR	NR	INDOT/ KYTC/ INSHPO/ KHC		2	5	BSHCT will advise the Bi-State Management Team as to appropriate design & construction approaches so as to comply with the MOA	None identified	December 2003	December 2003	Duration	Ongoing	None	Bi-monthly BSHCT meetings held to ensure proper implementation of process.	Items were carried forward by the BSHCT to the BSMT as needed. Recommendations elevated from the BSHCT to the BSMT occurred on 3/9/11 to approve PR No. 15 for distribution and on 1/12/11 to advance the CE R/R/R/C HD HPP for final approval.
D	INDOT/ KYTC	NR	NR	NR	INDOT/ KYTC/ INSHPO/ KHC		3	5	BSHCT may make final decisions as delegated by the Bi-State Management Team	None identified	December 2003	December 2003	Duration	Ongoing	None	Bi-monthly BSHCT meetings held to ensure proper implementation of process.	Stipulation not implemented during the Reporting Period, but will be considered through the duration of the Project.

STIPULATION I - PROJECT COORDINATION (Cont.)																
Status ¹	Taskmaster(s) ² & Lead					MOA Reference			Stakeholders & Commitment Description		Duration & Deadline			Product & Implementation		
	FHWA/ STA/ SHPO	GEC	Sub-consultant	SDC	Current Lead	Item	Sub Items	Pg. No.	Description	Identified Stakeholders	Anticipated Start Date	Anticipated Completion Date	MOA Deadline	Actual Completion Date	Product	Implementation Plan

Status	FHWA/ STA/ SHPO	GEC	Sub-consultant	SDC	Current Lead	Item	Sub Items	Pg. No.	Description	Identified Stakeholders	Anticipated Start Date	Anticipated Completion Date	MOA Deadline	Actual Completion Date	Product	Implementation Plan	Remarks & Comments
D	INDOT/ INSHPO/ KYTC/ KHC	CTS	NR	NR	INDOT/ KYTC/ INSHPO/ KHC		4	5	BSHCT shall convene to consider recommendations provided by the HPATs and prepare recommendations to the BSMT.	None identified	December 2003	December 2023	Duration	Ongoing	None	Bi-monthly BSHCT meetings held to ensure proper implementation of process.	During the Reporting Period, a meeting of the HPAT was convened on 4/13/11. The HPAT was convened on 4/14/11. No other meetings were held due to lack of agenda items.
D	INDOT/ INSHPO/ KYTC/ KHC	CTS	NR	NR	INDOT/ KYTC/ INSHPO/ KHC		5	5	BSHCT to ensure comments & recommendations given full consideration in preparing its recommendations to the Bi-State Management Team	None identified	December 2003	December 2023	Duration	Ongoing	None	Bi-monthly BSHCT meetings held to ensure proper implementation of process.	Condition has been met and will continue to be met the duration of the Project.
						C		5	Bi-State Management Team								
D	INDOT/ KYTC/ FHWA	NR	NR	NR	INDOT/ KYTC/ FHWA		2	5	Bi-State Management Team to ensure consultant services procured include professionals with the appropriate experience to implement provisions of MOA.	None identified	December 2003	December 2023	Duration	Ongoing	None	Biweekly meetings of the BSMT to be held to ensure work is carried out by qualified professionals.	Condition has been met and will continue to be met the duration of the Project.
D	INDOT/ KYTC/ FHWA	CTS	NR	NR	CTS		3	5	Bi-State Management Team to prepare progress reports as set forth in Stipulation IX	None identified	December 2003	December 2023	Duration	Ongoing	None	BSMT to ensure consultant prepares regular progress reports every six months. Reports to be reviewed by BSHCT and elevated to BSMT for approval.	Condition to be met the duration of the Project. This is Progress Report No. 16 for the Reporting Period of 1/1/11 - 6/30/11.
D	INDOT/ KYTC/ FHWA	CTS	NR	NR	INDOT/ KYTC/ FHWA		4	5	Bi-State Management Team to give full consideration to recommendations of BSHCT for incorporation into final plans.	None identified	December 2003	December 2023	Duration	Ongoing	None	Biweekly meetings of the BSMT to be held to consider the recommendations of the BSHCT.	Condition has been met and will continue to be met the duration of the Project.
						D		5	Ombudsmen								
D	INDOT/ KYTC	CTS	NR	NR	INDOT/ KYTC		3	5	Ombudsmen will be responsible for communicating with the public and investigating reported problems on all aspects of the Project. Will report to the Bi-State Management Team	None identified	December 2003	December 2023	Duration	Ongoing	None	Ombudsmen will be involved with meetings of the HPATs and BSHCT to stay current with historic aspects of the Project. Ombudsmen will have regular office hours to facilitate public concerns.	The Ombudsmen continued to communicate with the public and investigate potential problems.

KEY:

1 - Status				
C - Completed	U - Underway	D - Duration of Project	NR - Not Required	NI - Not Yet Initiated
2 - Taskmasters				
BTAs	INDOT - Indiana Department of Transportation			KYTC - Kentucky Transportation Cabinet
Federal Agency	FHWA - Federal Highway Administration			
SHPOs	INSHPO - Indiana State Historic Preservation Office			KHC - Kentucky Heritage Council
GEC	SHPO - Historic Architects	CTC - Community Transportation Solutions		A - ACC/Onus
KY SDCs	L - HW Lochner	KTA - Q - Kentucky Transportation Associates		GP - Gray and Paele
IN SDCs	BFS - Butler, Falman and Sauter	IAP - Indiana Approach Partners		
SDCs 2 & 5	PS - Parson Brinkerhoff	MB - Michael Baker		
	NR - Not Required			

STIPULATION II - PROJECT DEVELOPMENT																	
Status ¹	Taskmaster(s) ² & Lead					MOA Reference			Stakeholders & Commitment Description		Duration & Deadline				Product & Implementation		
	FHWA/ STA/ SHPO	GEC	Sub-consultant	SDC	Current Lead	Item	Sub Items	Pg. No.	Description	Identified Stakeholders	Anticipated Start Date	Anticipated Completion Date	MOA Deadline	Actual Completion Date	Product	Implementation Plan	Remarks & Comments
D		CTS	R, GP	All	CTS	A		6	Project goal is to avoid adverse effects to the environment and historic properties to the maximum extent possible	HPATs, AATs, RAC, General Public	December 2003	December 2023	Duration	Ongoing		Continued coordination with HPATs, AATs, RAC and SDCs	Ongoing
D		CTS	R, GP	All	INDOT/ KYTC	B		6	Informational meetings convened by respective STAs for public views	City of Jeffersonville, Clark County Commissioners, Metro Government and General Public	December 2003	December 2023	None established	Ongoing		Public to be engaged at the discretion of the BSMT	No activity in this Reporting Period
D		CTS	R, GP	All	CTS/ SDCs	C		7	The roadway, bridges, and other Project elements shall be designed and constructed with sensitivity to aesthetic values, historic cultural landscapes and the historic context.	HPATs	September 2004	December 2012	None established	Ongoing		HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	Due to the modification to the preferred alternate by the governors of Indiana and Kentucky, the coordination meeting scheduled for 2/11 to discuss the logo options for the noise wall and gateways at Melwood Avenue and Story Avenue were withdrawn
D		CTS	R, GP	All	CTS/ SDCs	D		7	Roadway lighting within the viewshed of historic properties & navigational lighting designed and constructed to minimize dispersion of light beyond highway right-of-way and include state-of-the-art techniques and systems.	HPATs	September 2004	December 2012	None established	Ongoing		HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	No activity in this Reporting Period
D		CTS	R, GP	All	CTS/ SDCs	E		7	Design Project so as to minimize adverse noise effects on historic properties in accordance with state and federal noise regulations, policies, and guidance, including special consideration of enhanced noise abatement measures for historic properties	HPATs	September 2004	December 2012	None established	Ongoing		HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	No activity in this Reporting Period
						F		7	HPPs prepared for historic properties and districts	HPATs	July 2004	Continuous	Prior to Preliminary Field Check Plans	HPP	HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	To be established for site specific properties indicated in Supulation III	
U		CTS	R, GP	NR	CTS		1	6	HPPs to meet the following provisions	HPATs	July 2004	Continuous	None established		HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision		
C		CTS	R, GP	NR	CTS/ INDOT/ KYTC/ KHC/ INSHPO		a	6	Scopes of Work to be developed in consultation with the respective HPATs	HPATs	March 2004	July 2004	None established	July 2004		HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	
U		CTS	R, GP	NR	CTS		b	6	To be developed in consultation with owners of historic properties and/or related neighborhoods	HPATs	July 2004	Continuous				HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	Condition considered throughout development of the HPPs. Several meetings have occurred with stakeholders of historic properties where HPPs are being developed
U		CTS	R, GP	NR	CTS		c	6	Consent to be obtained prior to entry on privately owned property	HPATs	July 2004	Continuous				HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	Obtained as needed

STIPULATION II - PROJECT DEVELOPMENT (Cont.)																	
Status ¹	Taskmaster(s) ² & Lead					MOA Reference			Stakeholders & Commitment Description		Duration & Deadline				Product & Implementation		
	FHWA/ STA/ SHPO	GEC	Sub-consultant	SDC	Current Lead	Item	Sub Items	Pg. No.	Description	Identified Stakeholders	Anticipated Start Date	Anticipated Completion Date	MOA Deadline	Actual Completion Date	Product	Implementation Plan	Remarks & Comments
U		CTS	R, GP	NR	CTS		d	6	To consider and build upon existing studies and plans	HPATs, City of Jeffersonville, Clark County Commissioners and Metro Government	July 2004	Continuous				HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	Condition considered throughout development of the HPP
U		CTS	R, GP	NR	CTS		e	6	Be developed in cooperation with the appropriate local government and approved by the respective SHPO	HPATs, City of Jeffersonville, Clark County Commissioners and Metro Government	July 2004	Continuous				HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	Condition considered throughout development of the HPP. Louisville Metro Government & City of Jeffersonville have been involved in the development of the respective HPPs
U		CTS	R, GP	NR	CTS		f	6	To recognize the unique character, context, and historic significance of each resource/ area. Identify ways to protect and enhance the historic qualities	HPATs	July 2004	Continuous				HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	Condition considered throughout development of the HPP

U		CTS	R, GP	NR	CTS		g	8	To consider land use, transportation patterns & other urban/suburban planning issues.	HPATs, City of Jeffersonville, Clark County Commissioners and Metro Government	July 2004	Continuous					HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	Condition considered throughout development of the HPP
NI		CTS	R, GP	NR	CTS		h	8	Present to relevant city/county governments & KIPDA for incorporation into local land use planning processes.	HPATs, City of Jeffersonville, Clark County Commissioners and Metro Government	July 2004	Continuous					HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision.	HPPs for Old Jeff, Phoenix Hill and the CE RR/RRC were presented to KIPDA on 4/7/11.
U		CTS	R, GP	NR	CTS		2	8	HPPs to be prepared for the following properties.				Prior to Preliminary Field Check Plans		HPP		HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	
U		CTS	R, GP	NR	CTS		a	8	Old Jeffersonville Historic District	IHPAT	March 2006	September 2009	Prior to Preliminary Field Check Plans	September 28, 2009	HPP		HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	Final HPP approved by the BSMT on 9/28/09
NI		CTS	R, GP	NR	CTS		b	8	Township of Utica Historic Lime Industry	IHPAT, Lime Kiln Owners	May 2006	June 2010	Prior to Preliminary Field Check Plans		HPP		HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision.	Draft HPP pending completion of the SEIS Section 106 process to be followed to determine eligibility and effects as part of the SEIS.
U		CTS	R, GP	NR	CTS		c	8	Swartz Farm Rural Historic District	IHPAT, Swartz Farm and Swartz-Voight-Marble House Owners	January 2006	Unknown	Prior to Preliminary Field Check Plans		HPP		HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	Possible amendment to MOA pending completion of the Section 106 process as a part of the SEIS
NR		CTS	R, GP	NR	CTS		d	8	James Smith Rural Historic Farmstead	IHPAT	October 2005	August 2006	Prior to Preliminary Field Check Plans	August 7, 2006	HPP		HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	Owners elected to not donate the portion of the property determined eligible for the NRHP by not responding by the established deadline, June 14, 2006
U		CTS	R, GP	NR	CTS		e	8	Butchertown Historic District	KHPAT, Butchertown Business Association	November 2004	December 2010	Prior to Preliminary Field Check Plans		HPP		HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	The Final HPP is pending completion of dispute resolution.
C		CTS	R, GP	NR	CTS		f	8	Phoenix Hill Historic District	KHPAT, Phoenix Hill Neighborhood Association	November 2004	November 2009	Prior to Preliminary Field Check Plans	November 23, 2009	HPP		HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	Final HPP approved by the BSMT on 11/23/09 HPP sent to City of Louisville on 1/20/10
U		CTS	R, GP	NR	CTS		g	8	Country Estates of River Road / River Road Corridor	KHPAT	April 2005	June 2010	Prior to Preliminary Field Check Plans		HPP		HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	Final HPP approved by BSMT on 1/24/11. HPP sent to City of Louisville and KIPDA on 4/7/11.
							G	9	Survey Updates				Within five years following ROD	Revised Clark County Interim Report and Jefferson County Inventory			HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	
U	INDOT	NR	NR	NR	INSHPO/INDOT		1	9	Clark County Interim Report and Indiana Historic Sites and Structures Inventory of Clark County	Clark County Commissioners and INSHPO	April 2009	February 2010	September 6, 2008		Revised Clark County Interim Report		HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	This task is complete

STIPULATION II - PROJECT DEVELOPMENT (Cont.)																	
Status ¹	Taskmaster(s) ² & Lead				MOA Reference			Stakeholders & Commitment Description		Duration & Deadline				Product & Implementation			
	FWWA/STA/SHPO	GEC	Sub-consultant	SDC	Current Lead	Item	Sub Items	Pg. No.	Description	Identified Stakeholders	Anticipated Start Date	Anticipated Completion Date	MOA Deadline	Actual Completion Date	Product	Implementation Plan	Remarks & Comments
NI	RYTC	NR	NR	NR	CTS		2	9	The Jefferson County Inventory and Survey of Historic Sites in Kentucky	Metro Government and KHC	October 2008	March 2010	September 6, 2008		Revised Jefferson County Inventory	HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	This task is complete

U		CTS	NR	BFS, IAP, KTA & HWL	INDOT/ KYTC	H		9	Historic Preservation Easements to be placed on properties identified in Stipulation III in perpetuity	INSHPO and KHC	January 2009	January 2011	None established		Preservation Easement	HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	For Wesley House and Edison House, KYTC advised that work on the easements was to be placed on hold per instructions from the FHWA. For Drumanard, negotiations with the property owner were continuing to place the easement. If negotiations fail, KYTC is prepared to make an offer to acquire the property. After rehabilitation, an easement is to be placed on the Freight House
U	INDOT	CTS	R, GP	NR	INDOT/ CTS	I		9	Preparation of NRHP documentation and nomination of properties identified in Stipulation III.	INSHPO	April 2006	November 2009	Within first three years following the ROD (September 2006)		Completed NRHP Form	HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	Refer to Stipulation III A.4, III B.1, III C.1 and III H.8
U		CTS	R, GP	All	KTA/ INDOT	J		10	Streetscape improvements to be designed in consultation with the respective SHPOs and occur within the public right-of-way. Obtain right-of-way title holder approval prior to use.	HPATs	March 2008	March 2012	None established			HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	To be established for site specific properties indicated in Stipulation III.
U		CTS	R, GP	All	INDOT/ KTA/ L/ IAP	K		10	Interpretative signage to be placed within the right-of-way of public streets or on easements to explain significance of the historic properties. Obtain right-of-way title holder approval prior to use.	HPATs	March 2008	March 2012	None established			HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	To be established for site specific properties indicated in Stipulation III.
						L		10	Blasting & Vibration								
U		CTS	NR	All	CTS			1	Ensure construction blasting/vibration plans and bridge pier construction plans are developed by the contractor(s)	Owners of properties identified in MOA for blasting and vibration plans	January 2006	December 2016	Prior to construction	US 42 Ramp Reloc - May 2006		Coordination with SDCs, STAs, INSHPO, KHC and HPATs	No blasting or vibration activities occurred during the period that required implementation of this stipulation
U				All	SDCs / CTS			2	Plans to be coordinated with the contract documents, special provisions and notes included in the construction plans.	HPATs	January 2006	December 2016		US 42 Ramp Reloc - May 2006		Coordination with SDCs, STAs, INSHPO, KHC and HPATs	No blasting or vibration activities occurred during the period that required implementation of this stipulation
U		CTS	NR	NR	INDOT/ KYTC/ FHWA			3	BSMT to determine whether damage has occurred as a result of Project activities.	Owners of properties identified in MOA for blasting and vibration plans	January 2006	December 2023	As needed	US 42 Ramp Reloc - April 2007		Coordination with SDCs, STAs, INSHPO, KHC and HPATs	No claims of blasting / vibration damage to historic properties occurred during the Reporting Period.
NI		CTS	NR	NR	INDOT/ KYTC			4	INDOT/KYTC shall be responsible for repair of any blast and vibration damage to historic properties. Repairs to be carried out in accordance with the Secretary's Standards	Owners of properties identified in MOA for blasting and vibration plans.	January 2006	December 2023	Prior to entry			Coordination with SDCs, STAs, INSHPO, KHC and HPATs.	Refer to Stipulation II L.3 above.
U		CTS	NR	All	INDOT/ KYTC			5	Obtain consent for entry of privately owned property to access monitoring equipment or damage repair	Owners of properties identified in MOA for blasting and vibration plans	January 2006	December 2023	Prior to entry			Coordination with SDCs, STAs, INSHPO, KHC and HPATs	No blasting or vibration activities occurred during the period that required implementation of this stipulation.
U		CTS	NR	All	SDCs	M		11	Include in the Project contracts provisions that limit construction activities and construction noise during specific periods of time	HPATs	January 2006	December 2016	None established	US 42 Ramp Reloc - May 2006		Coordination with SDCs, STAs, INSHPO, KHC and HPATs	None required this Reporting Period
U		CTS	NR	All	SDCs	N		11	Establish no-work zones on construction plans within the NRHP boundaries of properties identified in Stipulation III.	HPATs	January 2006	December 2012	None established	US 42 Ramp Reloc - May 2006		Coordination with SDCs, STAs, INSHPO, KHC and HPATs.	None required this Reporting Period
						P		12	Education & Interpretation								

STIPULATION II - PROJECT DEVELOPMENT (Cont.)																		
Status*	Taskmaster(s)* & Lead					MOA Reference			Stakeholders & Commitment Description			Duration & Deadline				Product & Implementation		Remarks & Comments
	FHWA/ STA/ SHPO	GEC	Sub-consultant	SDC	Current Lead	Item	Sub Items	Pg. No.	Description	Identified Stakeholders	Anticipated Start Date	Anticipated Completion Date	MOA Deadline	Actual Completion Date	Product	Implementation Plan		
	U	FHWA / INSHPO / KHC	NR	NR	NR	FHWA		1	12	Ensure that sensitive information about the location and nature of archaeological resources identified in the APE are not disclosed.	INSHPO and KHC	December 2003	December 2023	None established			Coordination with INSHPO, KHC and STAs to ensure sensitivity.	

NI		CTS	R, A, GP	NR	CTS		2	12	Develop a Popular Report, in plain English intended for general public, describing history, historic properties and archaeological resources identified in the APE. Draft copy to be provided to parties for 30-day review, comments to be considered in final report.	HPATs and Native American Tribes	June 2008	June 2010	None established				Consult with the BSHCT, HPATs and Native American Tribes to develop report. HPAT recommendations considered by BSHCT and elevated to BSMIT for approval. Copies distributed to SHPOs, stakeholders, libraries and museums in Broad APE.	Work activity has not been initiated
----	--	-----	----------	----	-----	--	---	----	--	----------------------------------	-----------	-----------	------------------	--	--	--	---	--------------------------------------

STIPULATION III - SITE SPECIFIC MITIGATION																	
Status*	Taskmaster(s) & Lead					MOA Reference			Stakeholders & Commitment Description		Duration & Deadline				Product & Implementation		
	FHWA/ STA/ SHPO	GEC	Sub-consultant	SDC	Current Lead	Item	Sub Items	Pg. No.	Description	Identified Stakeholders	Anticipated Start Date	Anticipated Completion Date	MOA Deadline	Actual Completion Date	Product	Implementation Plan	Remarks & Comments
						A		13	Train Depot								
NI		CTS	R	BFS	INDOT		1	13	Streetscape improvements within the limits of the Spring Street frontage	City of Jeffersonville and IHPAT	January 2010	January 2011	None Established		SDC 3 to develop plan and coordinate with IHPAT and general public	Work activity has not been initiated	
NI	INDOT	CTS	NR	BFS	INDOT		2	a	13	Make available during the construction period to house personnel assigned to the Project & the Indiana Ombudsman	None Identified	January 2010	December 2023	None Established	SDC 3 to develop rehabilitation plan and coordinate with IHPAT and general public	Work activity has not been initiated	
NI	INDOT	CTS	NR	BFS	INDOT		b	13	Any work to rehabilitate to be done in accordance with the Secretary of Interior Standards	INSHPO, IHPAT	January 2010	January 2012	None Established		Construction to occur in accordance with the Secretary of Interior Standards	The 100% plans were finalized by SDC 3 and sent to the Procurement Section of the INDOT Division of Procurement, Project Accounting and Budget. The construction letting for the Freight House was held on April 13, 2011 with 100% state funds. Construction of the rehabilitation is underway with an anticipated completion date of April 2012	
NI	INDOT	CTS	NR	BFS	INDOT		c	13	Place preservation easement on property and sell at fair market value or donate to a local government.	INSHPO and IHPAT	January 2012	January 2013	None Established	Preservation Easement	INDOT to place preservation easement on property & sell at fair market value or donate to a local government	Development of an easement to be completed prior to the completion of construction	
NI	INDOT	CTS	NR	BFS	INDOT		4	13	Seek NRHP nomination for depot	INSHPO and IHPAT	January 2012	January 2013	None Established			This activity has not yet begun	
NI		CTS	R	BFS	INDOT		5	13	Develop and place interpretative signage	INSHPO, IHPAT and City of Jeffersonville	March 2010	March 2012	None Established		SDC will develop signage plan as part of the construction documents	Development of interpretative signing to be completed as part of the SDC 3 contract	
						B		13	Colgate-Palmolive Historic District								
NI		CTS	R	BFS	INDOT		2	14	Develop and place interpretative signage	INSHPO, IHPAT and town of Clarksville	March 2010	March 2012	None Established		SDC will develop signage plan as part of the construction documents	Development of interpretative signing to be completed as part of the SDC 3 contract	
						C		14	Ohio Falls Car and Locomotive Company Historic District								
U		CTS	R	NR	CTS		1	14	Document and seek NRHP nomination	INSHPO, IHPAT and town Clarksville	July 2007	June 2009	September 2006	June 22, 2009	Completed NRHP Nomination Form	CTS-GEC to develop NRHP Nomination for review and approval for listing by the INSHPO and the Keeper of the Register	NRHP Nomination Form prepared and submitted to the IN SHPO. The Nomination passed the technical review on 6/22/09. Property owner objections have precluded listing
NI		CTS	R	BFS	INDOT		2	14	Develop and place interpretative signage	INSHPO, IHPAT and Town of Clarksville	March 2010	March 2012	None Established		SDC will develop signage plan as part of the construction documents	Development of interpretative signing to be completed as part of the SDC 3 contract	
NI		CTS	R	BFS	INDOT		3	14	Develop and implement a blasting/vibration plan as set forth in Stipulation II.L	INSHPO, IHPAT and town of Clarksville	March 2012	December 2023	Complete prior to initiation of construction	Blasting/Vibration Plan to be included in the Final Construction Documents	Coordination with SDCs, STAs, INSHPO, KHC and HPATs	Work activity has not been initiated	
						D		14	George Rogers Clark Memorial Bridge								
NI	INDOT	CTS	R	BFS	INDOT		1	14	Avoid displacement of the historic bridge pylons on the IN approach to the bridge	IHPAT and City of Jeffersonville	January 2010	January 2012	None Established		Avoid displacement of the historic bridge pylons on the IN approach to the bridge	Work activity has not been initiated	
NI		CTS	NR	BFS	INDOT		2	14	If displacement cannot be avoided, develop and implement a Treatment Plan to minimize damage to the original contributing elements	IHPAT and City of Jeffersonville	January 2012	January 2014	None Established		If displacement cannot be avoided, develop and implement a Treatment Plan to minimize damage to the original contributing elements	Work activity has not been initiated	
NI		CTS	NR	BFS	INDOT		3	15	Relocate pylons in a way to ensure protection of the NRHP designation	IHPAT and City of Jeffersonville	January 2014	January 2023	None Established		Relocate pylons in a way to ensure protection of the NRHP designation	Work activity has not been initiated	
						E		15	Old Jeffersonville Historic District								
U		CTS	R	NR	CTS		1	15	Develop a HPP	City of Jeffersonville, INSHPO and IHPAT	March 2008	October 2009	Prior to Preliminary Field Check Plans	September 28, 2009	HPP	HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	Final HPP approved by BSMT on 9/28/09

STIPULATION III - SITE SPECIFIC MITIGATION (Cont.)																	
Status*	Taskmaster(s) & Lead					MOA Reference			Stakeholders & Commitment Description		Duration & Deadline				Product & Implementation		
	FHWA/ STA/ SHPO	GEC	Sub-consultant	SDC	Current Lead	Item	Sub Items	Pg. No.	Description	Identified Stakeholders	Anticipated Start Date	Anticipated Completion Date	MOA Deadline	Actual Completion Date	Product	Implementation Plan	Remarks & Comments

NI	INDOT	CTS	R	NR	CTS	2	15	Present HPP to the City of Jeffersonville for potential use as a component of the City's Comprehensive Plan.	City of Jeffersonville	November 2007	January 2010	None Established	November 23, 2009		Upon approval by the BSMT, HPP to be presented to City of Jeffersonville for consideration and adoption	Sent to City of Jeffersonville for use and reference on 11/23/09
NI		CTS	R	BFS	INDOT	3	15	Design and construct streetscape improvements within the HD between Spring Street and the Project.	City of Jeffersonville and IHPAT	January 2010	January 2012	None Established		Streetscape Plan for improvements to the designated areas	SDC 3 to develop plan and coordinate with IHPAT and general public.	Work activity not yet begun
U		CTS	R	BFS	INDOT	4	15	Design and construct pedestrian friendly facilities within IN ROW under the new bridge and existing I-65 bridge	City of Jeffersonville	January 2010	December 2023	None Established			Coordination with City of Jeffersonville and the Indiana Greenway Commission, if required.	The Ohio River Greenway in the Project area was recently completed by the City of Jeffersonville. Project will include these improvements where appropriate
U		CTS	R	MB	MB	5	15	Minimize spacing between the existing bridge and the proposed downtown bridge consistent with prudent engineering principles	City of Jeffersonville and IHPAT	September 2007	January 2010	None Established			SDC 2 to coordinate with the IHPAT and City of Jeffersonville during the design process to ensure distance between the two bridges is minimized.	To be evaluated further in future advancement of the bridge design
NI		CTS	R	BFS	INDOT	6	15	Develop and implement highway signage plan that minimizes the number of overhead directional signs on the approaches.	City of Jeffersonville and IHPAT	January 2010	January 2011	None Established			Signage plan to be presented to IHPAT during development of the design. IHPAT recommendation to be considered by BSHCT and elevated to BSMT for approval.	Work activity not yet begun
NI		CTS	R	BFS	CTS	7	15	Relocate five contributing structures (115 Fort St., 116 Fort St., 502 W. Market St., 432 W. Riverside Dr. and 502 W. Riverside Dr.) that would otherwise be demolished by the Project.	City of Jeffersonville and IHPAT	May 2007	December 2023	None Established			IHPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision.	Additional work to initiate the relocation process is anticipated to begin during the right-of-way acquisition phase. The property owner at 116 Fort Street has inquired about hardship acquisition. This inquiry was made due to the potential foreclosure on the property. This request is pending.
NI	INDOT	CTS	R	BFS	CTS	a	16	Make a reasonable effort to purchase vacant lots within the district from a willing seller at fair market value. House to be moved & placed on new foundations in accordance with approaches recommended in Moving Historic Buildings. Relocated houses to be sold at fair market value.	INSHPO	January 2011	January 2012	During the Acquisition Phase			IHPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision.	Work activity has not been initiated
NI	INDOT	CTS	NR	BFS	INDOT	b	16	Place preservation easement on relocated houses	INSHPO and IHPAT	January 2011	January 2012	None Established		Preservation Easement	IHPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision.	Work activity has not been initiated
NI	INDOT	NR	NR	NR	INDOT	c	16	Stipulate through a covenant the purchaser must occupy house for five years and maintain in accordance with preservation standards	INSHPO and City of Jeffersonville	January 2011	January 2012	None Established			INDOT to coordinate with INSHPO to establish covenant language. Once agreed upon, covenant with City of Jeffersonville	Work activity has not been initiated
NI	INDOT	CTS	R	NR	INDOT	8	16	If unable to obtain suitable property within the district, prepare & implement a marketing plan for relocation by others at a nominal fee.	INSHPO	January 2011	January 2012	None Established		Marketing Plan	If necessary, plan to be developed in consultation with INSHPO	Need to invoke stipulation not yet determined
NI	INDOT	CTS	NR	BFS	INDOT	a	16	Plan to include information about the buildings	continued	continued	continued	continued	continued	continued	continued	Work activity has not been initiated
NI	INDOT	CTS	NR	BFS	INDOT	b	16	Upon INSHPO agreement, INDOT to implement for a minimum of six months.	continued	continued	continued	continued	continued	continued	continued	Work activity has not been initiated
NI	INDOT/INSHPO	NR	NR	NR	INDOT	c	16	INDOT to review with INSHPO all offers prior to acceptance	continued	continued	continued	continued	continued	continued	continued	Work activity has not been initiated
NI	INDOT	CTS	R	NR	INDOT	9	16	If no acceptable offer made that conforms to the requirements for rehabilitation & maintenance, may donate property to a local government	INSHPO and IHPAT	January 2011	January 2012	None Established			If no acceptable offer made that conforms to the requirements for rehabilitation & maintenance, may donate property to a local government	Implementation of activity not yet warranted
NI		CTS	R	BFS	INDOT	10	16	Design and construct roadway lighting in the viewshed of district as set forth in Stipulation II D.	IHPAT	January 2010	January 2012	None Established			IHPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision.	Work activity has not been initiated
NI		CTS	R	BFS	INDOT	11	16	Implement noise abatement measures as set forth in Stipulation II E.	IHPAT	January 2010	January 2012	None Established			IHPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision.	Work activity has not been initiated
NI	INDOT	CTS	R	BFS	INDOT	12	16	Timing of construction activities shall be scheduled to limit construction activities which may result in additional impacts to the district.	IHPAT	January 2011	January 2012	None Established			Provision to be included in the construction specs for the contractor	Work activity has not been initiated

STIPULATION III - SITE SPECIFIC MITIGATION (Cont.)		MOA Reference	Stakeholders & Commitment Description	Duration & Deadline	Product & Implementation
Taskmaster(s) & Lead					

Status	FHWA/ STA/ SHPO	GEC	Sub-consultant	SDC	Current Lead	Item	Sub Items	Pg. No.	Description	Identified Stakeholders	Anticipated Start Date	Anticipated Completion Date	MOA Deadline	Actual Completion Date	Product	Implementation Plan	Remarks & Comments
NI		CTS	R	BFS	INDOT		13	17	Develop and implement a blasting/vibration plan as set forth in Stipulation II L.	INSHPO, IHPAT and City of Jeffersonville	January 2012	December 2016	Complete prior to initiation of construction		Blasting/Vibration Plan to be included in the Final Construction Documents	Coordination with SDCs, STAs, INSHPO, KHC and HPATs	Work activity has not been initiated
						F		17	INAAP Igloo Storage Historic District								
NI		CTS	R	IAP	INDOT		1	17	Develop and implement a blasting/vibration plan as set forth in Stipulation II L. Plan to include provisions for blast monitoring & repair if the Department of the Army grants access	INSHPO, IHPAT, Clark County Commissioners and the Department of the Army	January 2012	December 2016	Complete prior to initiation of construction		Blasting/Vibration Plan to be included in the Final Construction Documents	Coordination with SDCs, STAs, INSHPO, KHC and HPATs	Work activity has not been initiated
						G		17	Lentz Cemetery								
NI		CTS	R	IAP	INDOT		1	17	Develop and implement a blasting/vibration plan as set forth in Stipulation II L.	INSHPO, IHPAT, Clark County Commissioners and town of Utica	January 2012	December 2016	Complete prior to initiation of construction		Blasting/Vibration Plan to be included in the Final Construction Documents	Coordination with SDCs, STAs, INSHPO, KHC and HPATs	Work activity has not been initiated
NI		CTS	R	IAP	INDOT		2	17	Design the section of roadway adjacent to the cemetery to minimize noise to the property and complement the refinement with landscaping within the public right-of-way	INSHPO and IHPAT	January 2008	January 2010	None Established			HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision.	Work activity has not been initiated
						H		17	Lime Kilns within the Utica Lime Industry Multiple Property Listing								
NI		CTS	R, GP	NR	CTS		1	17	Develop a HPP to include a Context Study focusing on the development of the lime industry. Develop and publish a pamphlet for public distribution presenting the results of the lime industry study	Town of Utica, Clark County, INSHPO and IHPAT	May 2008	June 2010	Prior to Preliminary Field Check Plans	HPP & Lime Kin Pamphlet	HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	The MPOF and NRHP nominations remain under FHWA review. On 3/4/11, coordination was initiated with the IN SHPO to address the applicability of Section 4(f) to the lime kilns. The Section 106 process is to be followed to determine eligibility and effects on the site as part of the SEIS	
NI		CTS	R	NR	INDOT		2	17	Prepare a condition report of the resources, which includes photographs, to establish a baseline condition.	INSHPO	May 2009	June 2010	Prior to initiating construction activities within 1,000 feet of the lime kilns			HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	Initiation of activity pending completion of the SEIS
NI		CTS	R	IAP	INDOT		3	18	Develop and implement a blasting/vibration plan as set forth in Stipulation II L. To be developed for kilns identified as IE-HC-48002, IE-HC-48003 and IE-HC-48004	INSHPO and IHPAT	January 2012	December 2016	Complete prior to initiation of construction		Blasting/Vibration Plan to be included in the Final Construction Documents	Coordination with SDCs, STAs, INSHPO, KHC and HPATs	Work activity has not been initiated
NI		CTS	R	IAP	INDOT		4	18	Delineate a "no-work zone" around the three lime kilns noted above, which is to extend 100 feet from the kilns.	IHPAT	January 2008	January 2010	None Established			Coordination with SDCs, STAs, INSHPO, KHC and HPATs	Work activity has not been initiated
NI	INDOT	CTS	R	NR	INDOT		5	18	Repair any damage caused by the Project to the lime kilns	owners of Lime Kilns, INSHPO, and IHPAT	December 2016	December 2023	None Established			Upon completion of construction, INDOT will evaluate the condition of the kilns and repair, as appropriate	No damages have occurred as a result of the Project
NI	INDOT	NR	NR	NR	INDOT		6	18	Acquire Lime Kiln IE-HC-48004, place a preservation easement on the property and sell it to a preservation organization or donate it to a local government	INSHPO and IHPAT	January 2010	January 2011	During the Right-of-Way Phase			It was determined that the kiln was within the existing right-of-way. No further action is required.	None
NI		CTS	R	IAP	INDOT		7	18	Develop and design an interpretive marker along Utica Pike describing the importance of the lime industry & significance of the kilns	INSHPO, IHPAT and town of Utica	January 2009	January 2010	None Established		Interpretive Marker	SDC will develop interpretive marker as part of the construction documents. Content of the marker to be coordinated with the IHPAT and IN SHPO	Work activity has not been initiated
NI		CTS	GP	IAP	CTS		8	18	Document and seek NRHP nomination	INSHPO, IHPAT and town of Utica	July 2008	January 2010	June 2010		Completed NRHP Nomination Form	CTS-GEC to develop NRHP Nomination for review and approval for listing by the INSHPO and the Keeper of the Register	The NRHP nomination remains under FHWA review. On 3/4/11, coordination was initiated with the IN SHPO to address the applicability of Section 4(f) to the lime kilns. The Section 106 process is to be followed to determine eligibility and effects on the site as part of the SEIS
						I		18	Swartz Farm Rural Historic District								FHWA sent a letter advising IN SHPO that the amendment for the Swartz Farm will be included in the Section 106 consultation process for the SEIS. No further work was to continue on the amendment or the HPP

U		CTS	R	NR	CTS	1	18	Develop thematic context study for agriculture in Clark County, Indiana and surrounding counties to assist in future nominations in the region.	Clark County Commissioners, INSHPO, IHPAT and City of Jeffersonville	January 2006	June 2010	Prior to Preliminary Field Check Plans	June 15, 2009	HPP Context Study	HPPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision.	Complete
U	INDOT	NR	NR	NR	INDOT	2	18	Purchase the portion of Swartz Farm lying on the west side of the Project.	None Identified	January 2006	Unknown	None Established			INDOT Land Acquisition to negotiate with owner to purchase	Possible amendment to MOA will be included in the Section 106 consultation process for the SEIS
NI		CTS	R	IAP	INDOT	3	19	Develop and Implement a blasting/vibration plan as set forth in Stipulation II L.	INSHPO and IHPAT	January 2012	Unknown	Complete prior to initiation of construction		Blasting/Vibration Plan to be included in the Final Construction Documents	Coordination with SDCs, STAs, INSHPO, KHC and HPATs	Possible amendment to MOA will be included in the Section 106 consultation process for the SEIS

STIPULATION III - SITE SPECIFIC MITIGATION (Cont.)

Status	Taskmaster(s) & Lead					MOA Reference		Stakeholders & Commitment Description		Duration & Deadline				Product & Implementation		
	FHWA/STAJ/SHPO	GEC	Sub-consultant	SDC	Current Lead	Item	Sub Items	Description	Identified Stakeholders	Anticipated Start Date	Anticipated Completion Date	MOA Deadline	Actual Completion Date	Product	Implementation Plan	Remarks & Comments
NI		CTS	GP	NR	CTS	4	19	Document and seek NRHP nomination of the remaining farmstead	Clark County Commissioners, INSHPO, IHPAT and City of Jeffersonville	July 2007	Unknown	September 2006		Completed NRHP Nomination Form	CTS-GEC to develop NRHP Nomination for review and approval for listing by the INSHPO and the Keeper of the Register	Possible amendment to MOA will be included in the Section 106 consultation process for the SEIS
NI		CTS	R	IAP	INDOT	5	19	Delineate a "no-work zone" around remaining Swartz farmstead	IHPAT	January 2008	Unknown	None Established		Coordination with SDCs, STAs, INSHPO, KHC and HPATs	Possible amendment to MOA will be included in the Section 106 consultation process for the SEIS	
NI	INDOT	CTS	NR	IAP	INDOT	6	19	Place a preservation easement on property and sell to a historic preservation organization or donate to a local government or it can be sold to anyone who would accept the preservation easement.	INSHPO and IHPAT	January 2009	Unknown	None Established		Preservation Easement	HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision.	Possible amendment to MOA will be included in the Section 106 consultation process for the SEIS
NI		CTS	NR	IAP	INDOT	7	19	Prepare archival documentation for Central Passage House	IHPAT and INSHPO	January 2009	Unknown	Prior to the Central Passage House demolition		Archival Document of resource	Prior to demolition, archival documentation to be prepared in coordination with the IHPAT and INSHPO	Possible amendment to MOA will be included in the Section 106 consultation process for the SEIS
NI		CTS	R	IAP	INDOT	8	19	Develop and implement a landscaping plan to minimize visual impacts of the Project.	IHPAT	June 2008	Unknown	None Established			HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision.	Possible amendment to MOA will be included in the Section 106 consultation process for the SEIS
						J	20	Trolley Barn								
U	FHWA / KYTC	NR	NR	NR	KYTC	1	20	Rehabilitation shall be developed and implemented in consultation with the KY-SHPO	Owner and KHC	April 2003	December 2023				Rehabilitation shall be developed and implemented in consultation with the KY-SHPO	Rehabilitation of the Trolley Barn is completed. Building donated to the Kentucky Center for African-American Heritage
						K	20	Butchertown Historic District								
U		CTS	R, GP	NR	CTS	1	20	Develop a HPP, which shall develop a thematic context to assist with future nominations in the region. Plan is to be coordinated with latest development plans available from Metro Government.	KHPAT	November 2004	December 2010	Prior to Preliminary Field Check Plans		HPP	HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision.	Finalization of the HPP is pending conclusion of the dispute resolution.
U		CTS	R, GP	KTA	KTA	2	20	Develop the Witherspoon Extension in accordance with provisions of HPP as the principal east-west route through the district and implement measures that encourage north-south traffic through the district to use Clay Street and Frankfort Avenue.	KHPAT, Butchertown Neighborhood Association and Metro Government	December 2006	January 2010				HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision.	Decision on the Witherspoon alignment pending conclusion of the dispute resolution.
U		CTS	R, GP	KTA	KTA	3	20	Design and construct roadway sections along north side of district using embankments or other designs that support aesthetically pleasing noise abatement measures, lighting and landscaping that maintain the context of the district.	KHPAT and Metro Government	December 2010	December 2023				HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision.	Recommendations on these elements are included as part of the Final HPP.

STIPULATION III - SITE SPECIFIC MITIGATION (Cont.)

Status	Taskmaster(s) & Lead					MOA Reference		Stakeholders & Commitment Description		Duration & Deadline				Product & Implementation		
	FHWA/STAJ/SHPO	GEC	Sub-consultant	SDC	Current Lead	Item	Sub Items	Description	Identified Stakeholders	Anticipated Start Date	Anticipated Completion Date	MOA Deadline	Actual Completion Date	Product	Implementation Plan	Remarks & Comments

U	KYTC	CTS	NR	KTA	KYTC	4	20	Edison House - Provide funding for the exterior rehabilitation and conduct a noise study to determine whether interior noise abatement measures are justified.	Owner and KHPAT	July 2008	December 2023	During development of detailed plans			Conduct noise readings and review in accordance with Secretary of Interior Standards	A site visit was held on 4/5/11 to identify a potential scope for the exterior rehabilitation. Based on the visual observations, CTS-GEC identified the scope of the rehabilitation. However, at the KHPAT meeting of 4/14/11, KYTC advised that further work was placed on hold per instructions from FHWA. All mitigation measures are to be reviewed as a part of the SEIS development, including the preservation easement.
U	KYTC	CTS	NR	KTA	KYTC	5	21	Wesley House - Provide funding for the exterior rehabilitation and conduct a noise study to determine whether interior noise abatement measures are justified.	Owner and KHC	July 2008	December 2023	During development of detailed plans			Conduct noise readings and review in accordance with Secretary of Interior Standards	CTS-GEC conducted field work in 2/2011 to visually observe, measure and photograph the gymnasium building and the red brick house, facilitated by the property owner. The 30% plans for the rehabilitation of both buildings were issued for review and comment on 3/7/11. At the KHPAT meeting of 4/11/11, KYTC advised that further work was placed on hold per instructions from FHWA. All mitigation measures are to be reviewed as a part of the SEIS development, including a revised preservation easement.
NI		CTS	NR	KTA	KTA	6	21	St. Joseph's Church - Conduct a noise study for St. Joseph's Church to determine whether interior noise abatement measures are justified for the Church, Day Care Center and School.	Owner and KHC	December 2010	December 2023	During development of detailed plans			Conduct noise readings and review in accordance with Secretary of Interior Standards	Work activity has not been initiated
NI		CTS	NR	KTA	KTA	7	21	Franklin Street Baptist Church - Conduct a noise study for Franklin Street Baptist Church to determine whether interior noise abatement measures are justified.	Owner and KHC	December 2010	December 2023	During development of detailed plans			Conduct noise readings and review in accordance with Secretary of Interior Standards	Work activity has not been initiated
NI		CTS	NR	KTA	KTA	8	21	Marcus Lindsay Methodist Church - Conduct a noise study for Marcus Lindsay Methodist Church to determine whether interior noise abatement measures are justified.	Owner and KHC	December 2010	December 2023	During development of detailed plans			Conduct noise readings and review in accordance with Secretary of Interior Standards	Church is presently undergoing renovation. Identification of intended use not yet known.
NI		CTS	NR	KTA	KTA	9	21	Grace Immanuel United Church of Christ - Conduct a noise study for Grace Immanuel United Church of Christ to determine whether interior noise abatement measures are justified.	Owner and KHC	December 2010	December 2023	During development of detailed plans			Conduct noise readings and review in accordance with Secretary of Interior Standards	Work activity has not been initiated
U		CTS	R, GP	KTA	CTS	10	22	Grocers Ice and Cold Storage Company - Provide a plan for adaptive reuse the property, if plan cannot be developed, develop documentation of the property and proceed to demolish the structure once the documentation has been accepted.	Owner, Metro Government and KHPAT	September 2008	June 2009		June 18, 2009		Conduct noise readings and review in accordance with Secretary of Interior Standards	Treatment Plan was approved by the BSMT on 6/15/09 and distributed to the KHPAT on 6/18/09.
U		CTS	R, GP	KTA	KTA	12	22	Design and construct streetscape improvements within the entire district in accordance with provisions of the HPP and the KHC streetscape design guidelines.	KHC and KHPAT	March 2008	December 2023			Streetscape Plan for improvements to the designated areas	HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision.	The coordination meeting scheduled for 2/2011 to further discuss the logo options for the noise wall and gateways at Melwood Avenue and Stacy Avenue were withdrawn. All of the concepts developed to date were to be reviewed.
NI		CTS	R, GP	KTA	KTA	13	22	Design and construct traffic calming measures on existing streets in the district with attention to the expansion of east downtown Louisville and Phase Two of Waterfront Park.	Metro Government, Waterfront Development Corp. and KHPAT	December 2010	December 2023				HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision.	Work activity has not been initiated.
U		CTS	R, GP	KTA	KTA	14	22	Design and construct roadway lighting within the viewshed of the district.	KHPAT and Metro Government	December 2010	December 2023				HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision.	Recommendations on roadway lighting are included as part of the Final HPP. The gateways will have no lighting under the bridge; gas lamps are to be used that were removed and replaced over 30 years ago.

STIPULATION III - SITE SPECIFIC MITIGATION (Cont.)																
Taskmaster(s) & Lead		MOA Reference	Stakeholders & Commitment Description					Duration & Deadline				Product & Implementation				

Status	FHWA/STA/SHPO	QEC	Sub-consultant	SDC	Current Lead	Item	Sub Items	Pg. No.	Description	Identified Stakeholders	Anticipated Start Date	Anticipated Completion Date	MOA Deadline	Actual Completion Date	Product	Implementation Plan	Remarks & Comments
U		CTS	R, GP	KTA	KTA		15	22	Implement noise abatement measures as set forth in Stipulation II E where the Project is expected to adversely affect the district	KHPAT	December 2005	December 2023				HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	Barriers still being considered by SDC 1 adjacent to the Clifton Neighborhood. Coordination with neighborhood on 7/28/10 discussed construction of a noise wall with a brick facade. The neighborhood was in agreement with the design
NI		CTS	R, GP	KTA	KTA		16	22	Develop and Implement a blasting/vibration plan as set forth in Stipulation II L	KHC and KHPAT	December 2008	December 2023	Complete prior to initiation of construction		Blasting/Vibration Plan to be included in the Final Construction Documents	HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	Work activity has not been initiated
						L		22	Phoenix Hill Historic District								
C		CTS	R, GP	KTA	CTS		1	22	Develop a HPP, which shall develop a thematic context to assist with future nominations in the region. Plan is to be coordinated with latest development plans available from Metro Government.	KHC, KHPAT and Metro Government	November 2004	April 2007	Prior to Preliminary Field Check Plans	November 23, 2009	Complete		Final HPP approved by BSMT on 11/23/09. HPP sent to City of Louisville for use and reference on 1/20/10
U		CTS	R, GP	KTA	KTA		2	23	Design and construct roadway lighting as set forth in Stipulation II D.	KHPAT and Metro Government	December 2005	December 2023				HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	Recommendations on roadway lighting are included as part of the Final HPP.
U	KYTC	CTS	R, GP	KTA	KYTC		3	23	Work with the owner to relocate the Baer Fabrics Company within the HD or a suitable facility within the Phoenix Hill neighborhood	Owner and Phoenix Hill Neighborhood Association	September 2008	May 2009			Work with the owner to relocate the Baer Fabrics Company within the HD or a suitable facility within the Phoenix Hill neighborhood	Demolition placed on-hold until financial considerations of Project can be resolved. FHWA has indicated there is no construction until the SEIS has been completed	
U		CTS	R, GP	KTA	CTS		4	23	Develop a treatment plan for rehabilitation of the Vermont American Buildings, explore options for reuse and rehabilitate the exterior of the building if recommended in the treatment plan	KHPAT and Metro Government	September 2007	February 2010			Treatment Plan	CTS to coordinate with SHPO in development of Treatment Plan. HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision.	An initial draft of the Treatment Plan was completed in 7/2010, and a revised draft was submitted for BSHCT review in 8/2010. Written review comments were issued by FHWA on 1/5/11, which requested revisions and clarifications. The second draft of the plan is pending completion of the SEIS
NI		CTS	NR	KTA	KTA		5	23	St. John's Church - Conduct a noise study for St. John's Church to determine whether interior noise abatement measures are justified	Owner and KHC	December 2012	December 2023	During development of detailed plans			Conduct noise readings and review in accordance with Secretary of Interior Standards	Work activity has not been initiated
NI		CTS	NR	KTA	KTA		6	23	Refuge in Kentucky Church - Conduct a noise study for Refuge in Kentucky Church to determine whether interior noise abatement measures are justified for the Church, Day Care Center and School	Owner and KHC	December 2012	December 2023	During development of detailed plans			Conduct noise readings and review in accordance with Secretary of Interior Standards	Work activity has not been initiated
NI		CTS	R, GP	KTA	KTA		7	23	Place interpretive signage within the district	Metro Government KHPAT and KHC	December 2012	December 2023			Interpretive Signage	SDC will develop signage plan as part of the construction documents	Recommendations on interpretive signage were included as an element of the Final HPP and the PL & G plans prepared by SDC 1
U		CTS	R, GP	KTA	KTA		8	23	Streetscape improvements along Main Street and Market Street from Floyd Street to City Street and in the area under the I-65 Bridge in accordance with provisions of the HPP and the KHC streetscape design guidelines	Metro Government and KHPAT	March 2008	March 2012			Streetscape Plan for improvements to the designated areas	HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	Recommendations on streetscape improvements at specific locations are included as part of the Final HPP. Development of specific streetscape plans have not been initiated
NI		CTS	R, GP	KTA	KTA		9	23	Develop and implement a blasting/vibration plan as set forth in Stipulation II L.	Metro Government and KHPAT	January 2008	December 2020	Complete prior to initiation of construction		Blasting/Vibration Plan to be included in the Final Construction Documents	HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	Work activity has not been initiated
						M		24	Country Estates Historic District / River Road Corridor								
U		CTS	R, GP	L	CTS		1	24	Develop a HPP, which shall specifically consider and develop recommendations for the following	City of Proaspect, Metro Government and KHPAT	April 2005	October 2009	Prior to Preliminary Field Check Plans			HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision.	The final HPP was approved by the Co-chairs of the BSHCT at their meeting of 9/14/10 with a recommendation to advance it to the BSMT for final review for approval. It was provided to the BSMT and approved on 1/24/11. It was posted to the Project website and distributed to the KHPAT on 3/7/11. This task is complete.

U		CTS	R, GP	L	CTS		a	24	Country Estates of River Road Historic District, including individually listed NRHP properties within the district	City of Prospect, Metro Government and KHPAT	April 2005	May 2009				HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision.	See M 1 update, above
U		CTS	R, GP	L	CTS		b	24	James T Taylor / James W Chandler House	City of Prospect, Metro Government and KHPAT	April 2005	May 2009				HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision.	See M 1 update, above

STIPULATION III - SITE SPECIFIC MITIGATION (Cont.)

Status	Taskmaster(s) & Lead					MOA Reference			Stakeholders & Commitment Description		Duration & Deadline			Product & Implementation		Remarks & Comments	
	FHWA/ STA/ SHPO	GEC	Sub-consultant	SDC	Current Lead	Item	Sub Items	Pg. No.	Description	Identified Stakeholders	Anticipated Start Date	Anticipated Completion Date	MOA Deadline	Actual Completion Date	Product		Implementation Plan
U		CTS	R, GP	L	CTS		c	24	Merrweather House	City of Prospect, Metro Government and KHPAT	April 2005	October 2009				HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision.	See M 1 update, above
U		CTS	R, GP	L	CTS		d	24	Upper River Road Bridge over Harrods Creek	City of Prospect, Metro Government and KHPAT	April 2005	October 2009	None Established			HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision.	See M 1 update, above
U		CTS	R, GP	L	CTS		e	24	Harrods Creek Village Historic District	City of Prospect, Metro Government and KHPAT	April 2005	October 2009	None Established			HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision.	See M 1 update, above
U		CTS	R, GP	L	CTS		f	24	Schildknecht House	City of Prospect, Metro Government and KHPAT	April 2005	October 2009	None Established			HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision.	See M 1 update, above
U		CTS	R, GP	L	CTS		g	24	Deteman House	City of Prospect, Metro Government and KHPAT	April 2005	October 2009	None Established			HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision.	See M 1 update, above
U		CTS	R, GP	L	CTS		h	24	Allison-Barrickman House	City of Prospect, Metro Government and KHPAT	April 2005	October 2009	None Established			HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision.	See M 1 update, above
U		CTS	R, GP	L	CTS		i	24	St. Francis in the Fields Church	City of Prospect, Metro Government and KHPAT	April 2005	October 2009	None Established			HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision.	See M 1 update, above
U		CTS	R, GP	L	CTS		j	24	Bellevue	City of Prospect, Metro Government and KHPAT	April 2005	October 2009	None Established			HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision.	See M 1 update, above
U		CTS	R, GP	L	CTS		k	24	Rosewell	City of Prospect, Metro Government and KHPAT	April 2005	October 2009	None Established			HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision.	See M 1 update, above
U		CTS	R, GP	L	L	2	24	Design and construct proposed roadways, bridges and tunnels from I-71 to the OH River, taking into consideration the cultural landscapes that are important contributing elements to the district.	City of Prospect, Metro Government and KHPAT	January 2004	December 2015	None Established			Design and construct proposed roadways, bridges and tunnels from I-71 to the OH River, taking into consideration the cultural landscapes that are important contributing elements to the district.	Final HPP recommends roadway, bridge and tunnel design considering cultural landscapes.	
U		CTS	R, GP	L	L	3	24	Design and construct roadway lighting as set forth in Stipulation II.D.	City of Prospect, Metro Government and KHPAT	January 2008	December 2015	None Established			HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision.	Recommendations on roadway lighting are included as part of the HPP.	
U		CTS	R, GP	L	L	4	24	Implement noise abatement measures where the Project noise is expected to affect the listed and eligible properties as set forth in Stipulation II.E.	City of Prospect, Metro Government and KHPAT	January 2010	December 2015	None Established			HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision.	Noise Barrier Analysis completed. Noise abatement to be implemented where determined reasonable and feasible.	
U		CTS	R, GP	L	L	5	24	Develop and implement a blasting/vibration plan as set forth in Stipulation II.L.	City of Prospect, Metro Government and KHPAT	January 2006	December 2010	Complete prior to initiation of construction		Blasting/Vibration Plan to be included in the Final Construction Documents	HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision.	The blasting and vibration plans were a topic of discussion at the Ohio River Bridges Industry Forum of 2/16/11 and 2/17/11 in Louisville. Development of these plans would be coordinated with the contractors prior to construction. The plans could vary dependent on the contractor's intended method of construction. Basic specifications will be provided to the contractors at the time of b/d requiring development of the plans. Upon the preparation of the plans, additional coordination with the KHPAT would occur.	
U		CTS	R, GP	L	L	6	25	Define a "no-work zone" within the NRHP boundaries of the listed and eligible properties.	City of Prospect, Metro Government and KHPAT	January 2006	December 2010	None Established			Define a "no-work zone" within the NRHP boundaries of the listed and eligible properties.		
U		CTS	R, GP	L	FHWA	N	25	Drummond	Owner, KYTC, KHC and KHPAT	April 2003	December 2023	None Established			Project through this property to be contained in a tunnel so as to limit adverse effects.	Tunnel through this property remains a component of Section 4	

U		CTS	R, GP	L	KYTC		2	25	Acquire or establish a historic preservation easement for the entire Drummond historic property	Owner and KHC	January 2005	December 2006	None Established		Acquire or establish a historic preservation easement for the entire Drummond historic property	Negotiations with the property owner were continuing to place a preservation easement. If these negotiations fail, KYTC is prepared to make an offer to acquire the entire property.
U		CTS	R, GP	L	FHWA		3	26	If acquiring a preservation easement is not possible, FHWA will acquire the property, place the required easement on the property and transfer to KYTC who shall seek to sell the property at fair market value or donate to a local government.	Owner and KHC	December 2008	December 2009	None Established		If acquiring a preservation easement is not possible, FHWA will acquire the property, place the required easement on the property and transfer to KYTC who shall seek to sell the property at fair market value or donate to a local government.	Negotiations with the property owner were continuing to place a preservation easement. If these negotiations fail, KYTC is prepared to make an offer to acquire the entire property.
U		CTS	R, GP	L	L		4	25	Develop and implement a blasting/vibration plan as set forth in Stipulation II L. Monitor the historic buildings to preclude impacts due to blasting.	KHPAT and KHC	January 2006	December 2010	Plan to be completed prior to initiation of construction. Monitoring to occur during construction activities.	Blasting/Vibration Plan to be included in the Final Construction Documents	HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision.	No blasting or vibration activities occurred during the period that required implementation of this stipulation.

STIPULATION III - SITE SPECIFIC MITIGATION (Cont.)																	
Status	Taskmaster(s) & Lead					MOA Reference			Stakeholders & Commitment Description		Duration & Deadline			Product & Implementation			Remarks & Comments
	FHWA/ STA/ SHPO	GEC	Sub-consultant	SDC	Current Lead	Item	Sub Items	Pg. No.	Description	Identified Stakeholders	Anticipated Start Date	Anticipated Completion Date	MOA Deadline	Actual Completion Date	Product	Implementation Plan	
NI		CTS	R, GP	L	KYTC	O	1	25	Allison-Barrickman House	Owner and KHC	January 2009	January 2011	None Established		Acquire a historic preservation easement for the Allison-Barrickman house on the tract of land within the NRHP boundary and an easement on the property bounded by US 42, KY 641, the Allison-Barrickman property and Wolf Pen Branch Road	For the tract of land within the NRHP boundary, coordination with the owner is continuing. For the land outside of this tract, the property owner has refused to place an easement.	
U		CTS	R, GP	L	L		2	25	Implement noise abatement measures as set forth in Stipulation II E	KHPAT	January 2010	December 2015	None Established		HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision.	Noise Barner Analysis completed by SDC 4. Noise abatement to be implemented where determined reasonable and feasible.	
U		CTS	R, GP	L	L		3	26	Define a "no-work zone" within the NRHP boundary of the property.	KHPAT and KHC	January 2006	December 2010	None Established		HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision.	No work zones identified in the US 42 ramp relocation and exploratory tunnel plans.	
U		CTS	R, GP	L	L		4	26	Develop and implement a blasting/vibration plan as set forth in Stipulation II L.	KHPAT and KHC	January 2006	December 2010	Complete prior to initiation of construction.	Blasting/Vibration Plan to be included in the Final Construction Documents	HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision.	No blasting or vibration activities occurred during the period that required implementation of this stipulation.	
U		CTS	NR	L	L	P	1	26	Rosewell	KHPAT and KHC	January 2006	December 2009	None Established	Treatment Plan	Develop and implement a Treatment Plan to minimize damage to the property.	On 2/28/11, a tornado struck the property, including the historic mansion. As KYTC owns the property, KYTC requested concurrence from FHWA and the KY SHPO to commence needed storm repairs at the same time as the work proposed in the treatment plan. SDC 4 defined the repairs and sent them to the KY SHPO for review and comment. The KY SHPO returned comments to the KYTC on the scope of the repairs on 3/20/11. Final (100%) treatment plan development accommodated the needed repairs and was completed on 6/30/11. Final review is continuing with the KY SHPO for approval of the treatment plan with repairs anticipated in the ensuing Reporting Period, leading to a construction letting.	
NI		CTS	R, GP	L	KYTC		3	26	Place a preservation easement on the property and then sell to a local historic preservation organization or other acceptable party or donate to a local government.	Owner, KHPAT and KHC	January 2008	December 2009	Immediately following acquisition.		Place a preservation easement on the property and then sell to a local historic preservation organization or other acceptable party or donate to a local government.	SDC 4 is preparing Rosewell for resale or public use.	
U		CTS	R, GP	L	L		4	26	Design and construct roadway lighting as set forth in Stipulation II D.	KHPAT, KHC and City of Prospect	January 2009	December 2015	None Established		HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision.	Recommendations on roadway lighting were included as part of the HPP.	

U		CTS	R, GP	L	L	S	26	Implement noise mitigation measures as set forth in Stipulation II E.	KHPAT, KHC and City of Prospect	January 2009	December 2015	None Established.		HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	Noise Barrier Analysis completed by SDC 4. Noise abatement to be implemented where determined reasonable and feasible.
NI		CTS	R, GP	L	L	6	26	Develop and implement a blasting/vibration plan as set forth in Stipulation II L.	KHPAT, KHC and City of Prospect	January 2005	December 2010	Complete prior to initiation of construction	Blasting/Vibration Plan to be included in the Final Construction Documents	HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	Work activity has not been initiated
NI		CTS	R, GP	L	L	7	26	Define a "no-work zone" within the NRHP boundary of the property.	KHPAT, KHC and City of Prospect	January 2006	December 2010	None Established		HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	Work activity has not been initiated
Q															
U	1	CTS	R, GP	L	L	1	26	Review	Owner, KHPAT and KHC	January 2005	December 2015	None Established		HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	Recommendations on these elements are included as part of the HPP.
U		CTS	R, GP	L	L	2	27	Design Ohio River Bridge and embankment adjacent to the property taking into account the cultural landscape associated with this property. Consider context sensitive landscaping and other visual treatments on or adjacent to the NRHP boundary, with owner consent and maintenance.	KHPAT and KHC	January 2008	December 2015	None Established		HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	Recommendations on roadway lighting are included as part of the HPP. Input sought from HPATs on lighting in Section 5 at 02/14/08 meeting.
U	3	CTS	R, GP	L	L	3	27	Implement noise mitigation measures as set forth in Stipulation II E.	KHPAT and KHC	January 2010	December 2015	None Established		HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	Noise Barrier Analysis completed by SDC 4. Noise abatement to be implemented where determined reasonable and feasible.
NI	4	CTS	R, GP	L	L	4	27	Develop and implement a blasting/vibration plan as set forth in Stipulation II L.	KHPAT and KHC	January 2005	December 2010	Complete prior to initiation of construction	Blasting/Vibration Plan to be included in the Final Construction Documents	HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	Work activity has not been initiated
NI	5	CTS	R, GP	L	L	5	27	Define a "no-work zone" within the NRHP boundary of the property.	KHPAT and KHC	January 2006	December 2010	None Established		HPAT recommendations to be considered by BSHCT and elevated to BSMT for final decision	Work activity has not been initiated

STIPULATION IV - ARCHAEOLOGICAL RESOURCES*																
Status ¹	Taskmaster(s) ² & Lead					MOA Reference			Stakeholders & Commitment Description		Duration & Deadline			Product & Implementation		
	FHWA/ STA/ SHPO	GEC	Sub-consultant	SDC	Current Lead	Item	Sub Items	Pg. No.	Description	Identified Stakeholders	Anticipated Start Date	Anticipated Completion Date	MOA Deadline	Actual Completion Date	Product	Implementation Plan
						A			Implementation Standards							
U	KYTC	CTS	A	NR	FHWA	1	27	In implementing Stipulation IV, FHWA may withhold or limit public disclosure of information about historic properties	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established			Same as Description	No activity in this Reporting Period
U	KYTC	CTS	A	NR	FHWA	2	27	FHWA to ensure consultation with Indian Tribes is conducted in a manner consistent with 36 CFR 800.2(c)(2)(i)(A), (B) & (C)	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established			Same as Description	No activity in this Reporting Period
U	KYTC	CTS	A	NR	FHWA	3	27	FHWA to make every effort to complete identification & evaluation of archaeological resources at the earliest possible time in Project design.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established			Same as Description	No activity in this Reporting Period
U	FHWA	CTS	NR	NR	FHWA	4	27	In implementing Stipulation IV, FHWA may consult with the parties identified in Attachment F of the MOA.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established			Same as Description	No activity in this Reporting Period
U	KYTC	CTS	A	NR	FHWA	5	27	FHWA will take reasonable measures to avoid disinterment & disturbance to human remains and grave goods of religious & cultural significance to Indian Tribes	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established			Same as Description	No activity in this Reporting Period
						B			Identification							
U	KYTC	CTS	A	NR	FHWA	1	28	Before letting any type of Project in the APE or selecting sites for ancillary activities associated with the Project, FHWA shall complete the identification & evaluation of archaeological resources for inclusion in the NDHP	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established			Same as Description	On 1/24/11, INDOT Cultural Resources Office submitted an archaeological monitoring plan for the Freight House rehabilitation, including the required monitoring to the IN SHPO. The IN SHPO approved the plan on 2/8/11
U	KYTC	CTS	A	NR	FHWA	2	28	Examine all locations where ground-disturbing are proposed or where they may occur within temporary right-of-way.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established			Same as Description	On 1/24/11, INDOT Cultural Resources Office submitted an archaeological monitoring plan for the Freight House rehabilitation, including the required monitoring to the IN SHPO. The IN SHPO approved the plan on 2/8/11.

STIPULATION IV - ARCHAEOLOGICAL RESOURCES (Cont.)																
Status ¹	Taskmaster(s) ² & Lead					MOA Reference			Stakeholders & Commitment Description		Duration & Deadline			Product & Implementation		
	FHWA/ STA/ SHPO	GEC	Sub-consultant	SDC	Current Lead	Item	Sub Items	Pg. No.	Description	Identified Stakeholders	Anticipated Start Date	Anticipated Completion Date	MOA Deadline	Actual Completion Date	Product	Implementation Plan
U	KYTC	CTS	A	NR	FHWA	3	28	To ensure the sensitive, respectful and careful treatment of human remains and grave goods, FHWA to be guided by ACHP's Policy Statement Regarding Treatment of Human Remains and Grave Goods and where appropriate other guidelines	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established			Same as Description	No activity in this Reporting Period
U	KYTC	CTS	A	NR	FHWA	a	28	Make every reasonable effort to avoid disinterment or disturbance of human remains and grave goods	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established			Same as Description	No activity in this Reporting Period
U	KYTC	CTS	A	NR	FHWA	b	28	Make a reasonable and good faith effort to determine the location, cultural/temporal period, and cultural affiliation of human remains and/or grave goods without any removal or destructive analysis of remains. FHWA may remove remains for study if determined in consultation with KHC & Indian Tribes that information cannot be obtained without disturbance.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established			Same as Description	No activity in this Reporting Period

U	KYTC	CTS	A	NR	FHWA		c	28	Ensure human remains and/or grave goods are not photographed or subject to invasive study	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description	No activity in this Reporting Period	
U	KYTC	CTS	A	NR	FHWA		d	28	Provide written notification & documentation of discovery to the appropriate SHPO, Indian Tribes & other parties determined appropriate within 48 hours	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description	No activity in this Reporting Period	
U	KYTC	CTS	A	NR	FHWA		4	29	Develop a Plan(s) for the identification & evaluation of archaeological resources	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Plan(s) for the identification & evaluation of archaeological resources	Same as Description	No activity in this Reporting Period
U	KYTC	CTS	A	NR	FHWA		a	29	FHWA to provide the SHPOs, Indian Tribes and other parties determined appropriate 30 days to review & comment on Plan(s); final Plan(s) to address comments	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Draft Plan(s) for the identification & evaluation of archaeological resources	Same as Description	No activity in this Reporting Period
U	KYTC	CTS	A	NR	FHWA		b	29	If no response received from the above parties in 30 days, FHWA may proceed with Plan(s)	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Plan(s) for the identification & evaluation of archaeological resources	Same as Description	No activity in this Reporting Period
U	KYTC	CTE	A	NR	FHWA		c	29	Any dispute regarding Plan(s) to be resolved in accordance with Stipulation XIII	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description	No activity in this Reporting Period	
U	KYTC	CTS	A	NR	FHWA		5	29	FHWA to prepare & distribute final Identification & Evaluation reports in accordance with Stipulation IV.F	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description	No activity in this Reporting Period	
							C	29	Evaluation	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description		
U	KYTC	CTS	A	NR	FHWA		1	29	Studies completed pursuant to Stipulation IV.B to demonstrate a level of effort consistent with 36 CFR 800.4(b)(1) and provide FHWA with information to determine NRHP eligibility	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description	On 1/24/11, INDOT Cultural Resources Office submitted an archaeological monitoring plan for the Freight House rehabilitation, including the required monitoring to the IN SHPO. The IN SHPO approved the plan on 2/8/11	

STIPULATION IV - ARCHAEOLOGICAL RESOURCES (Cont.)																	
Status ¹	Taskmaster(s) & Lead					MOA Reference			Stakeholders & Commitment Description		Duration & Deadline			Product & Implementation			
	FHWA/ STA/ SHPO	GEC	Sub-consultant	SDC	Current Lead	Item	Sub Items	Pg. No.	Description	Identified Stakeholders	Anticipated Start Date	Anticipated Completion Date	MOA Deadline	Actual Completion Date	Product	Implementation Plan	Remarks & Comments
U	KYTC	CTS	A	NR	FHWA		2	29	Archaeological resources considered eligible for the NRHP by FHWA to be treated in accordance with Stipulations IV.D & IV.E	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description	No activity in this Reporting Period	
NI	KYTC	CTS	A	NR	FHWA		3	29	FHWA to seek a formal determination of NRHP eligibility from Keeper of NRHP if disagreement between FHWA & SHPO	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description	Refer to IV.C.1, above	
U	KYTC	CTS	A	NR	FHWA		4	29	No further action necessary for archaeological resource that FHWA & the SHPO agree are not eligible for the NRHP	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description	No activity in this Reporting Period	
NI	KYTC	CTS	A	NR	FHWA		5	29	FHWA to notify Indian Tribes and other parties whom so request of findings of eligibility	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description	No activity in this Reporting Period	
NI	KYTC	CTS	A	NR	FHWA		6	29	FHWA to reconsider its determination if a Party objects to FHWA's determination of eligibility in writing within 15 days	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description	No activity in this Reporting Period	
							D	29	Assessment of Effects								
U	KYTC	CTS	A	NR	FHWA		1	30	FHWA to determine if Project will adversely effect NRHP eligible archaeological resources in consultation with the SHPO, Indiana Tribes, when appropriate, & other parties deemed appropriate by FHWA	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description	No activity in this Reporting Period	

NI	KYTC	CTS	A	NR	FHWA	2	30	If FHWA determines Project may adversely affect NRHP eligible archaeological resources, reasonable efforts to be made to avoid/minimize adverse effect. If it's not possible to avoid disturbance, FHWA to treat resources in accordance with Stipulation IV E	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description	No activity in this Reporting Period
NI	KYTC	CTS	A	NR	FHWA	3	30	Disputes regarding the determination of effects on archaeological resources to be resolved in accordance with Stipulation XIII.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description	No activity in this Reporting Period
						E	30	Treatment	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description	
NI	KYTC	CTS	A	NR	FHWA	1	30	If FHWA determines that an adverse effect cannot be avoided or minimized, a treatment plan will be developed & implemented to mitigate such effects on a site-by-site basis. At a minimum, treatment plan is to include:	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	Treatment plans to be implemented prior to initiation of any Project construction activities within a segment that could affect that site.		Same as Description	No activity in this Reporting Period
NI	KYTC	CTS	A	NR	FHWA	a	30	Description of the historic properties or portions of historic properties where treatment will be carried out.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description	No activity in this Reporting Period
NI	KYTC	CTS	A	NR	FHWA	b	31	Description of any historic property or portion thereof that will be adversely affected without treatment for such action.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description	No activity in this Reporting Period
NI	KYTC	CTS	A	NR	FHWA	c	31	Methods for site preservation/protection.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description	No activity in this Reporting Period
NI	KYTC	CTS	A	NR	FHWA	d	31	Research questions to be addressed through data recovery.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description	No activity in this Reporting Period

STIPULATION IV - ARCHAEOLOGICAL RESOURCES (Cont.)																
Status	Taskmaster(s) & Lead					MOA Reference			Stakeholders & Commitment Description			Duration & Deadline			Product & Implementation	
	FHWA/STAJ/SHPO	GEC	Sub-consultant	SDC	Current Lead	Item	Sub Items	Pg. No.	Description	Identified Stakeholders	Anticipated Start Date	Anticipated Completion Date	MOA Deadline	Actual Completion Date	Product	Implementation Plan
NI	KYTC	CTS	A	NR	FHWA	e		31	Field methods to be used with an explanation of their relevance & applicability.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description	No activity in this Reporting Period
NI	KYTC	CTS	A	NR	FHWA	f		31	Methods to be used in data analysis, data management & dissemination of data, including a schedule.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description	No activity in this Reporting Period
NI	KYTC	CTS	A	NR	FHWA	g		31	Plans for treatment of human remains & grave goods.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description	No activity in this Reporting Period
NI	KYTC	CTS	A	NR	FHWA	h		31	Plans for curcution of recovered materials & records.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description	No activity in this Reporting Period
NI	KYTC	CTS	A	NR	FHWA	i		31	Provisions for reburial of human remains & grave goods where appropriate.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description	No activity in this Reporting Period
NI	KYTC	CTS	A	NR	FHWA	j		31	Plans for public education & interpretation.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description	No activity in this Reporting Period
NI	KYTC	CTS	A	NR	FHWA	k		31	Plans for keeping the SHPOs, Indian Tribes and other appropriate parties informed of work progress & findings.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description	No activity in this Reporting Period
NI	KYTC	CTS	A	NR	FHWA	l		31	Schedule for the submission of reports & other deliverables.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description	No activity in this Reporting Period
NI	KYTC	CTS	A	NR	FHWA	2		31	Plans addressing treatment of human remains & grave goods to be guided by the ACHPs Policy Statement Regarding Treatment of Human Remains & Grave Goods and other guidelines where appropriate. FHWA to be also be guided by	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description	No activity in this Reporting Period
NI	KYTC	CTS	A	NR	FHWA	a		31	Burials that will not be threatened or disturbed by the Project shall not be disinterred or disturbed through scientific study.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description	No activity in this Reporting Period

NI	KYTC	CTS	A	NR	FHWA		b	31	If disturbance cannot be avoided, FHWA to determine if scientific study of human remains, grave goods & the burial matrix will be conducted. FHWA's decision must be supported by an explicit set of definitive & justified questions on a case-by-case basis.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description	No activity in this Reporting Period
NI	KYTC	CTS	A	NR	FHWA		e	32	Human remains and funerary objects of religious & cultural significance to Indian Tribes may be photographed only when FHWA in consultation with the SHPOs, Indiana Tribes where appropriate & other appropriate parties determines that it is called for & justified in a site-specific treatment plan to support scientific study.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description	No activity in this Reporting Period
NI	KYTC	CTS	A	NR	FHWA		d	32	Disturbed human remains and/or grave goods should be reburied as soon as possible in a timeframe, location & manner determined appropriate by FHWA.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description	No activity in this Reporting Period
NI	KYTC	CTS	A	NR	FHWA			32	Human remains & grave goods to be made available for reburial to appropriate party or responsible official 30 days from determination.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description	No activity in this Reporting Period

STIPULATION IV - ARCHAEOLOGICAL RESOURCES (Cont.)

Status	Taskmaster(s) & Lead					MOA Reference			Stakeholders & Commitment Description		Duration & Deadline			Product & Implementation		Remarks & Comments
	FHWA/STAJ/SHPO	GEC	Sub-consultant	SDC	Current Lead	Item	Sub Items	Pg. No.	Description	Identified Stakeholders	Anticipated Start Date	Anticipated Completion Date	MOA Deadline	Actual Completion Date	Product	
NI	KYTC	CTS	A	NR	FHWA		4	32	FHWA to provide ACHP the SHPOs, Indian Tribes who've expressed interest in the site, other parties deemed appropriate by FHWA, 30 days to comment on treatment plans. FHWA to ensure the final plan(s) take comments into consideration.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description	No activity in this Reporting Period
NI	KYTC	CTS	A	NR	FHWA		5	32	Disputes regarding the treatment plan(s) to be resolved in accordance with Stipulation XIII.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description	No activity in this Reporting Period
NI	KYTC	CTS	A	NR	FHWA		6	32	After implementing stipulations for treatment, FHWA may elect to monitor construction activities in selected portions of right-of-way. Monitoring to be conducted by qualified archaeologist.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description	No activity in this Reporting Period
						F		33	Qualifications & Reporting	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description	No activity in this Reporting Period
U	FHWA	NR	NR	NR	FHWA		1	33	Work carried out is to be performed by, or under the direct supervision of a person(s) meeting Secretary of the Interior's Professional Qualification Standards in archaeology & has supervisory experience in prehistoric & historic archaeology of the lower Ohio Valley.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description	No activity in this Reporting Period
U	KYTC	CTS	A	NR	FHWA		2	33	FHWA to ensure results of archaeological studies are presented in professionally written reports meeting standards established by the SHPOs.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description	No activity in this Reporting Period

D	INDOT/ KYTC	CTS	A	NR	FHWA		3	33	Sensitive information regarding the nature & location of human remains/grave goods & the location, character & ownership of archaeological sites is kept confidential from the public.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description	No activity in this Reporting Period.
D	INDOT/ KYTC	CTS	A	NR	FHWA		4	33	Parties to have 30 days after confirmed receipt to review & comment on reports. FHWA to address comments in final reports.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	None Established		Same as Description	No activity in this Reporting Period.
D	INDOT/ KYTC	CTS	A	NR	FHWA		5	33	Disputes regarding report(s) to be resolved in accordance with Stipulation XIII.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	When Appropriate		Same as Description	No activity in this Reporting Period.
							G	33	Distribution of Final Reports.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	When Appropriate		Same as Description	
D	INDOT/ KYTC	CTS	A	NR	FHWA		1	33	FHWA to provide copies of final reports to respective SHPOs, STAs & Indian Tribes, when appropriate.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	Upon Completion of Work		Same as Description	No activity in this Reporting Period.
D	INDOT/ KYTC	CTS	A	NR	FHWA		2	33	FHWA to prepare sufficient copies of final reports for dissemination to public libraries, educational institutions & other repositories in Jefferson & Clark Counties.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023			Same as Description	The BSMT approved use of a general audience booklet and/or website to distribute the results of the various archaeological reports for Sites 15JF716, 15JF717 and 15JF718.
D	INDOT/ KYTC	CTS	A	NR	FHWA		3	33	FHWA to ensure that final archaeological reports for public dissemination do not contain sensitive information.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023			Same as Description	No activity in this Reporting Period.

* - KYTC has procured the services of Cultural Resource Analysts (CRA), a consultant under a statewide contract, to perform archaeological investigations for Sections 1 and 4, as well as within the Ohio River floodplain in Kentucky. ASC Group will perform archaeological investigations in Sections 3 and 6, as well as within the Ohio River floodplain in Indiana.

STIPULATION V - UNANTICIPATED DISCOVERIES																
Status	Taskmaster(s) & Lead				MOA Reference			Stakeholders & Commitment Description		Duration & Deadline			Product & Implementation			
	FHWA/ STAJ/ SHPO	GEC	Sub-consultant	SDC	Current Lead	Item	Sub Items	Pg. No.	Description	Identified Stakeholders	Anticipated Start Date	Anticipated Completion Date	MOA Deadline	Actual Completion Date	Product	Implementation Plan
NI	INDOT/ KYTC	CTS	NR	NR	FHWA	A		34	KYTC or INDOT to ensure work within 50 ft. around the area of an unanticipated discovery ceases until a treatment plan is developed & implemented.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	Duration of Project		KYTC or INDOT to ensure work within 50 ft. around the area of an unanticipated discovery ceases until a treatment plan is developed & implemented.	No activity in this Reporting Period.
NI	INDOT/ KYTC	CTS	NR	NR	FHWA	B		34	FHWA to make all reasonable measures to avoid property until conclusion of consultation with SHPO, Indian Tribes and other appropriate parties.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	Duration of Project		FHWA to make all reasonable measures to avoid property until conclusion of consultation with SHPO, Indian Tribes and other appropriate parties.	No activity in this Reporting Period.
NI	INDOT/ KYTC	CTS	NR	NR	FHWA	C		34	FHWA shall contact SHPO, Indian Tribes and other appropriate parties within 48 hours and provide written details of discovery.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	Within 48 hours		FHWA shall contact SHPO, Indian Tribes and other appropriate parties within 48 hours and provide written details of discovery.	No activity in this Reporting Period.
NI	INDOT/ KYTC	CTS	NR	NR	FHWA	D		34	INDOT or KYTC shall conduct an on-site evaluation of discovery to determine eligibility, effects and possible treatment measures.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	Within 48 hours, or at the earliest opportunity thereafter.		INDOT or KYTC shall conduct an on-site evaluation of discovery to determine eligibility, effects and possible treatment measures.	No activity in this Reporting Period.
NI	INDOT/ KYTC	CTS	NR	NR	FHWA	E		34	Develop appropriate Treatment Plan(s) for discovered historic property.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	Duration of Project		Consult with the BSHCT, HPATs and Native American Tribes to develop report. HPAT recommendations considered by BSHCT and elevated to BSMT for approval.	No activity in this Reporting Period.
NI	INDOT/ KYTC	CTS	NR	NR	FHWA	F		34	Ground-disturbing work may commence at sites determined ineligible for NRHP.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	Duration of Project		Coordination with INSHPO, KHC and STAs to ensure site clearances.	No activity in this Reporting Period.
NI	INDOT/ KYTC	CTS	NR	NR	FHWA	G		34	Parties shall invoke provisions for dispute resolution should consensus on eligibility not be reached.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	Duration of Project		As required, provisions of dispute resolution to be followed (Stipulation XIII).	No activity in this Reporting Period.

STIPULATION VI - ADDITIONAL HISTORIC PROPERTIES AND EFFECTS																
Status	Taskmaster(s) & Lead				MOA Reference			Stakeholders & Commitment Description		Duration & Deadline			Product & Implementation			
	FHWA/ STAJ/ SHPO	GEC	Sub-consultant	SDC	Current Lead	Item	Sub Items	Pg. No.	Description	Identified Stakeholders	Anticipated Start Date	Anticipated Completion Date	MOA Deadline	Actual Completion Date	Product	Implementation Plan

Status	FHWA/STA/SHPO	GEC	Sub-consultant	SDC	Current Lead	Item	Sub Items	Pg. No.	Description	Identified Stakeholders	Anticipated Start Date	Anticipated Completion Date	MOA Deadline	Actual Completion Date	Product	Implementation Plan	Remarks & Comments
NI	INDOT/KYTC	CTS	NR	NR	FHWA	A		35	INDOT or KYTC shall consult with FHWA, SHPOs, Indian Tribes and other parties to determine if other historic properties in addition to those already identified or through Stipulation IV will be affected by the Project.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	Before approval of sites for staging, wetland mitigation, borrow or waste, dredge disposal, or other construction are approved			INDOT or KYTC shall consult with FHWA, SHPOs, Indian Tribes and other parties to determine if other historic properties in addition to those already identified or through Stipulation IV will be affected by the Project.	No activity in this Reporting Period
NI	INDOT/KYTC	CTS	NR	NR	FHWA	B		35	Where historic properties are adversely affected, FHWA shall consult with INDOT and/or KYTC, SHPO, Indian Tribes and other appropriate parties to minimize or mitigate effects.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	Duration of Project			Where historic properties are adversely affected, FHWA shall consult with INDOT and/or KYTC, SHPO, Indian Tribes and other appropriate parties to minimize or mitigate effects.	No activity in this Reporting Period
NI	INDOT/KYTC	CTS	NR	NR	FHWA	C		35	If agreement on measures to mitigate the adverse effect, FHWA will ensure those measures are implemented. Resolve disputes in accordance with Stipulation XII.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	Duration of Project			As required, provisions of dispute resolution to be followed (Stipulation XIII)	No activity in this Reporting Period

STIPULATION VII - EXCESS RIGHT OF WAY																	
Status	FHWA/STA/SHPO	GEC	Sub-consultant	SDC	Current Lead	Item	Sub Items	Pg. No.	Description	Identified Stakeholders	Anticipated Start Date	Anticipated Completion Date	MOA Deadline	Actual Completion Date	Product	Implementation Plan	Remarks & Comments
NI	INDOT/KYTC	CTS	NR	NR	FHWA			35	If Project should result in excess right-of-way to be disposed, the FHWA shall consult appropriate SHPO to determine whether the disposal or sale would have an adverse effect on historic properties.	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	Duration of Project			If Project should result in excess right-of-way to be disposed, the FHWA shall consult appropriate SHPO to determine whether the disposal or sale would have an adverse effect on historic properties.	No excess right-of-way was determined necessary during the Reporting Period

STIPULATION VIII - PERFORMANCE STANDARDS																	
Status	FHWA/STA/SHPO	GEC	Sub-consultant	SDC	Current Lead	Item	Sub Items	Pg. No.	Description	Identified Stakeholders	Anticipated Start Date	Anticipated Completion Date	MOA Deadline	Actual Completion Date	Product	Implementation Plan	Remarks & Comments
U	INDOT/KYTC	CTS	NR	NR	FHWA	A		35	FHWA shall ensure all cultural resources work carried out will be carried out by or under the direct supervision of individuals that meet the Secretary of the Interior's Professional Qualification Standards	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	Duration of Project			FHWA shall ensure all cultural resources work carried out will be carried out by or under the direct supervision of individuals that meet the Secretary of the Interior's Professional Qualification Standards	Condition to be met the duration of the Project.
U	INDOT/KYTC	CTS	NR	NR	FHWA	B		35	FHWA shall ensure all historic preservation resource work carried out will be guided by the most recent version of the following standards	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	Duration of Project			FHWA shall ensure all historic preservation resource work carried out will be guided by the most recent version of the following standards	Condition to be met the duration of the Project.
U	INDOT/KYTC	CTS	NR	NR	FHWA		1	35	The Secretary of Interior Standards and Guidelines for Archaeology and Historic Preservation	HPATs, IN SHPO, KY SHPO and Native American Tribes	April 2003	December 2023	Duration of Project			continued	Condition to be met the duration of the Project.
U	INDOT/KYTC	CTS	NR	NR	continued		2	35	Advisory Council on Historic Preservation Treatment of Archaeological Properties: A Handbook	continued	continued	continued	continued			continued	Condition to be met the duration of the Project.
U	INDOT/KYTC	CTS	NR	NR	continued		3	36	Indiana Guidelines Division of Historic Preservation and Archaeological Guidelines; most recent version of the Indiana Archaeological Guidelines updating the Guidebook for Indiana Historic Sites	continued	continued	continued	continued			continued	Condition to be met the duration of the Project.
U	INDOT/KYTC	CTS	NR	NR	continued		4	36	Kentucky Guidelines Specifications for Conducting Fieldwork and Preparing Cultural Resource Assessment Reports; most recent version of Kentucky State Historic Preservation Office	continued	continued	continued	continued			continued	Condition to be met the duration of the Project.

STIPULATION IX - PROGRESS REPORTS																	
Status	Taskmaster(s) & Lead					MOA Reference			Stakeholders & Commitment Description		Duration & Deadline			Product & Implementation			
	FHWA/ STA/ SHPO	GEC	Sub-consultant	SDC	Current Lead	Item	Sub Items	Pg. No.	Description	Identified Stakeholders	Anticipated Start Date	Anticipated Completion Date	MOA Deadline	Actual Completion Date	Product	Implementation Plan	Remarks & Comments
U		CTS	NR	NR	CTS	A		36	Progress reports detailing implementation of the measures stipulated within the MOA and providing advanced notice of milestones.	IHPAT, KHPAT, Signatories and Concurring Parties of MOA	April 2003	December 2023	Every six (6) months until all phases of the project are complete	Report No. 1 - 7/21/04 Report No. 2 - 9/20/04 Report No. 3 - 4/22/05 Report No. 4 - 10/10/05 Report No. 5 - 2/20/06 Report No. 6 - 11/26/06 Report No. 7 - 5/9/07 Report No. 8 - 12/17/07 Report No. 9 - 3/5/08 Report No. 10 - 9/9/08 Report No. 11 - 3/2/09 Report No. 12 - 9/3/09 Report No. 13 - 4/6/10 Report No. 14 - 9/1/10 Report No. 15 - 4/11/11	Six Month Progress Report	After the expiration of the Six Month Period, Progress Report to be developed and distributed within three months of close of Reporting Period	This Report submitted as Progress Report No. 16
U		CTS	NR	NR	CTS	C		36	Progress report to identify the status of each stipulation outlined in the MOA & of associated documents.	IHPAT, KHPAT, Signatories and Concurring Parties of MOA	April 2003	December 2023			Six Month Progress Report	Progress report to identify the status of each stipulation outlined in the MOA & of associated documents.	Condition to be met the duration of the Project

STIPULATION X - PROJECT MODIFICATIONS																	
Status	Taskmaster(s) & Lead					MOA Reference			Stakeholders & Commitment Description		Duration & Deadline			Product & Implementation			
	FHWA/ STA/ SHPO	GEC	Sub-consultant	SDC	Current Lead	Item	Sub Items	Pg. No.	Description	Identified Stakeholders	Anticipated Start Date	Anticipated Completion Date	MOA Deadline	Actual Completion Date	Product	Implementation Plan	Remarks & Comments
NI	N/A	CTS	NR	NR	INDOT and KYTC			36	If the Project is significantly modified and additional effects to historic properties are considered the FHWA will consult with the signatories to determine if the MOA should be amended.	IHPAT, KHPAT, Signatories and Concurring Parties of MOA	April 2003	December 2023	Duration of Project			If the Project is significantly modified and additional effects to historic properties are considered the FHWA will consult with the signatories to determine if the MOA should be amended	Possible amendment to MOA for Swertz Farm pending completion of Section 106 process as a part of the SEIS

ATTACHMENT D PROGRESS REPORT SCHEDULE

Pursuant to Stipulation IX of the Section 106 MOA, the following schedule by section and milestones is anticipated for the Project in ensuing Reporting Periods.

SECTION 1 – KENNEDY INTERCHANGE

- Butchertown Final HPP Approval – Pending Completion of the SEIS
- Butchertown Dispute Resolution Conclusion – Pending Completion of the SEIS
- Coordination Meeting for Resolution of Noise Barriers along I-64 in the vicinity of Clifton – Pending Completion of the SEIS
- Coordination Meetings with SDC 2 – Pending Completion of the SEIS
- Section 1A Archaeological Exploration Final Report – Pending Completion of the SEIS
- Continuation of Development of Preservation Easements for the Edison House – Pending Completion of the SEIS
- Wesley House Preservation Easement – Pending Completion of the SEIS

SECTION 2 – DOWNTOWN BRIDGE

- Additional Context Sensitive Design Workshop with IHPAT and KHPAT – Pending Completion of the SEIS
- Coordination Meetings with SDC 1 – Pending Completion of the SEIS

SECTION 3 – DOWNTOWN INDIANA

- Construction of Rehabilitation of the Spring Street Freight House – Spring 2012

SECTION 4 – KENTUCKY EAST END

- Final Rosewell Treatment Plan Review – Fall 2011
- Final R/W Plans – Pending Completion of the SEIS
- Community Meetings to Discuss Noise Barrier Analysis and Possible Design Concepts for the Proposed Noise Barriers – Pending Completion of the SEIS
- Coordination Meetings with SDC 5 – Pending Completion of the SEIS
- Development of Outfall Treatment Facilities for the Bridge and Tunnel – Pending Completion of the SEIS

SECTION 5 – EAST END BRIDGE

- Coordination Meetings with SDC 4 and SDC 6 – Pending Completion of the SEIS

SECTION 6 – INDIANA EAST END

- Swartz Farm MOA Amendment - Pending Completion of the SEIS
- Swartz Farm Rural HD Final HPP Approval - Pending Completion of the SEIS
- Completion of Utica Historic Lime Kilns HPP – Pending Completion of the SEIS
- Utica Historic Lime Kilns NRHP Nomination – Pending Completion of the SEIS
- Coordination Meetings with SDC 5 – Pending Completion of the SEIS

- Completion of Noise Wall Analysis – Pending Completion of the SEIS

PROJECT WIDE ACTIVITIES

Archaeological GIS Revision – Pending Completion of the SEIS