

**Clermont County
Transportation Improvement District
Board of Trustees**

Organizational Meeting
Thursday, July 20, 2006

Attendees:

Board Members: David Spinney, County Administrator
David Duckworth, Miami Township Administrator
Doug Walker, Union Township Administrator
Pat Manger, County Engineer
Steve Wharton, Economic Development Corp. of Clermont County
Joseph Uecker, State Representative

Other Guests: Rusty Schuermann, Kegler Brown Hill & Ritter
Andy Brossart, Fifth Third Securities, Inc.
Michelle Shaw, The Community Journal
Connie Tibbe, Board of Clermont County Commissioners' Office

The organizational meeting of the Clermont County Transportation Improvement District (TID) convened on Thursday, July 20, 2006, at 8:07 a.m. in the Board of Clermont County Commissioners' shared conference room, 3rd floor, County Administration Building, 101 East Main Street, Batavia, Ohio 45103. The meeting was called to order by David Spinney, County Administrator.

Review of Agenda/General Discussion

Mr. Spinney provided an overview of the mission and objectives of the Clermont County Transportation Improvement District. Copies of the meeting agenda and related items were distributed for review.

Rusty Schuermann, Kegler Brown Hill & Ritter, provided an overview of his firm's experience and involvement with the TID legislation relative to the formation of Transportation Improvement Districts and their operations. He further discussed his involvement in the development of the TID for both Hamilton and Butler Counties.

Discussion was also held with regard to implementation strategies, funding mechanisms and the concepts supporting the TID Board structure and operations relating to future projects.

Administrative Items

• **Review of Bylaws and Resolution for Adoption**

The draft Bylaws of the Clermont County TID were reviewed and discussed. A few minor changes to the bylaws were recommended.

A motion by Mr. Wharton, seconded by Mr. Duckworth, to adopt the Bylaws of the Clermont County TID with the recommended changes incorporated therein, upon roll call vote, carried with all members present voting aye thereon.

• **Nomination and Election of Officers of the Clermont County Transportation District**

Chairman - Upon call for nominations for the position of Chairman of the Clermont County Transportation Improvement District, Mr. Duckworth nominated David Spinney and said nomination was seconded by Mr. Walker. With no other nominations presented for consideration, a motion by Mr. Duckworth, seconded by Mr. Walker, to elect David Spinney to serve as the Chairman of the Clermont County Transportation Improvement District upon roll call vote, carried with all members present voting aye thereon.

Vice-Chairman - Upon call for nominations for the position of Vice-Chairman of the Clermont County Transportation Improvement District, Mr. Walker nominated Pat Manger and said nomination was seconded by Mr. Duckworth. With no other nominations presented for consideration, a motion by Mr. Duckworth, seconded by Mr. Wharton, to elect Pat Manger to serve as the Vice-Chairman of the Clermont County Transportation Improvement District, upon roll call vote, carried with all members present voting aye thereon.

Secretary-Treasurer - Upon call for nominations for the position of Secretary-Treasurer the Clermont County Transportation Improvement District, Mr. Walker nominated Steve Wharton and said nomination was seconded by Mr. Duckworth. With no other nominations presented for consideration, a motion by Mr. Manger, seconded by Mr. Duckworth, to elect Steve Wharton to serve as the Secretary-Treasurer of the Clermont County Transportation Improvement District, upon roll call vote, carried with all members present voting aye thereon.

- **Establishment of Schedule, Location of Meetings and Notice Procedure**

A motion by Mr. Wharton, seconded by Mr. Manger, to schedule the regular monthly meetings of the Clermont County Transportation Improvement District to be held on the second Friday of each month at 9:00 am at the Clermont County Administration Building, 3rd Floor Conference Room, 101 East Main Street, Batavia, Ohio, upon roll call vote, carried with all members present voting aye thereon.

A motion by Mr. Duckworth, seconded by Mr. Walker, to establish a Meeting Notice Procedure to include an annual publication notice to Board members, media and stakeholders, with reminder notices via e-mail as deemed necessary, upon roll call vote carried with all members present voting aye thereon.

Financial Items

- **Approval of Operational Budget/Establishment of Initial Accounts** - A draft of the Fiscal Year 2006-2007 Operational Budget was reviewed and discussed. It was the consensus of the Board to establish the CCTID fiscal year as beginning January 1 and ending December 31 in order to remain consistent with the Fiscal Years of the participating entities. Mr. Spinney recommended approval of the initial budget as modified to reflect the fiscal period based on the calendar year ending December 31, 2006.

A motion by Mr. Wharton, seconded by Mr. Duckworth, to adopt the initial Fiscal Year 2006 Operating Budget for the Clermont County TID, upon roll call vote, carried with all members present voting aye thereon.

- **Committee Appointments**

Finance Committee - Chairman Spinney appointed Steve Wharton, Pat Manger and Dave Duckworth to serve on the Finance Committee.

Operations Committee - Chairman Spinney appointed Pat Manger and Doug Walker to serve on the Operations Committee.

- **Resolution Authorizing Retention of Legal Counsel**

A motion by Mr. Duckworth, seconded by Mr. Manger, to adopt **Resolution Number 2006-01** resolving to approve the retention of the law firm of Kegler Brown Hill & Ritter, LPA, to serve as Legal Counsel for the Clermont County TID, for the provision of general and special counsel services, with compensation for said representation at the rates as outlined in the Letter of Engagement for Legal Services dated 07/20/06, for a total amount not to exceed \$55,000, and further to authorize Steve Wharton, Secretary-Treasurer of the Clermont County TID, to execute said Letter of Engagement, pursuant to Section 5540.03 (A)(9) of the Ohio Revised Code, contingent upon funding for the Clermont County TID, upon roll call vote, carried with all members present voting aye thereon.

- **Resolution Authorizing Retention of Financial Advisor**

*A motion by Mr. Wharton, seconded by Mr. Walker, to adopt **Resolution Number 2006-02** resolving to approve the retention of the financial firm of Fifth Third Securities, Inc. , to serve as Financial Advisor for the Clermont County TID, for the provision of financial services, with compensation for providing said services in a total amount not to exceed \$40,000, and further to authorize Steve Wharton, Secretary-Treasurer of the Clermont County TID, in consultation with legal counsel, to execute an Agreement with Fifth Third Securities, Inc., relative thereto, pursuant to Section 5540.03 (A)(9) of the Ohio Revised Code, contingent upon funding for the Clermont County TID, upon roll call vote, carried with all members present voting aye thereon.*

- **Resolution Authorizing Retention of Accounting Firm**

*A motion by Mr. Wharton, seconded by Mr. Duckworth, to adopt **Resolution Number 2006-03** resolving to approve the retention of the accounting firm of Fraunfelter Accounting Services, for the provision of accounting services for the Clermont County TID, with compensation for providing said services in a total amount not to exceed \$12,000, and further to authorize Steve Wharton, Secretary-Treasurer of the Clermont County TID, in consultation with legal counsel, to execute an Agreement with Fraunfelter Accounting Services relative thereto, pursuant to Section 5540.03 (A)(9) of the Ohio Revised Code, contingent upon funding for the Clermont County TID, upon roll call vote, carried with all members present voting aye thereon.*

Transportation Improvement Projects

The list of the proposed initial projects to be established, coordinated, and/or managed by the Clermont County TID was reviewed and discussed. Guidelines for determining what constitutes a TID project were also addressed. Mr. Schuermann indicated that the statute is liberal and allows the TID to determine what projects are necessary with the consent of the other political subdivisions involved. Mr. Manger indicated that a key factor in project selection to consider is the capability to collaborate and leverage resources in order to maximize the funding opportunities for each project as part of the overall program. In addition, the streamlined approach for completing projects in a much shorter time period should also be considered in the project development process. Mr. Wharton indicated that the following list of project is intended to establish an initial TID regional transportation improvement program consisting of corridor-level projects and supporting program-level implementation strategies and activities that can be further refined and modified as necessary by the Board of Trustees:

- Eastern Corridor Multi-Modal Projects Tier 2 development, including Tier 2 project management and Joint agreement with HCTID and partners.
- SR28 Corridor, including access management and joint economic development.
- SR32 Corridor, including access management and joint economic development.
- Financial Implementation Strategy, including ODOT Implementation Proposal, Local Match Credit Program, Green Infrastructure and Advanced Mitigation Development, State Infrastructure Bank (SIB) Application and ODOT/FHWA/TIFIA Application.
- Ivy Pointe Commerce Park access road.

A motion by Mr. Wharton, seconded by Mr. Walker, to approve the initial Regional Transportation Improvement Program to be established, coordinated, and/or managed by the Clermont County TID, upon roll call vote, carried with all members present voting aye thereon.

In addition, Mr. Spinney indicated that the Board of County Commissioners (BCC) has been discussing entering into a joint agreement with the Hamilton County TID for the Part B work of the Eastern Corridor Project. Also transferring the BCC role in the project to the Clermont County TID is being considered. Advantages of a joint agreement between the two TIDs were discussed

including the ability of the local partners to manage the project, increased flexibility, and the consolidation of local match and advanced mitigation work.

New Business

New business items and upcoming events were addressed as follows:

- Ohio Transportation Planning Conference is to be held on August 22-23, 2006 in Columbus, Ohio.
- A proposal from URS relative to Updates and Enhancements to the Eastgate portion of the Eastern Corridor Animation was distributed for review.
- A copy of the Economic Assessment of Clermont County can be obtained from Mr. Wharton for review.

Next Meeting

Chairman Spinney indicated that the next meeting of the Clermont County TID is scheduled for Friday, August 11, 2006, at 9:00 a.m. in the Board of Clermont County Commissioners' Shared Conference Room, 3rd Floor, County Administration Building, 101 East Main Street, Batavia, Ohio.

Adjournment

A motion by Mr. Wharton, seconded by Mr. Duckworth, to adjourn the meeting of the Clermont County TID, upon roll call vote, carried with all members present voting aye thereon.

Approved at a regularly scheduled meeting of the Board of Trustees of the Clermont County Transportation Improvement District, Clermont County, Ohio, this 11th day of August, 2006.


Clermont County Transportation Improvement District
Chairman

Attest:


Clermont County Transportation Improvement District
Secretary-Treasurer

Motion to Pass Resolution: Mr. Walker

Seconded by: Mr. Manger