

# **EXECUTIVE COMMITTEE MEETING**

**NOVEMBER 10, 2011  
10:30 A.M.**

**OKI REGIONAL COUNCIL OF GOVERNMENTS  
720 EAST PETE ROSE WAY  
SUITE 420  
CINCINNATI, OHIO 45202  
WEBSITE: WWW.OKI.ORG  
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EXHIBITS**

# **EXHIBIT 1-B**

**OCTOBER MEETING MINUTES**



Ohio · Kentucky · Indiana  
Regional Council of Governments

**MEETING MINUTES OF THE  
BOARD OF DIRECTORS  
OF THE  
OHIO-KENTUCKY-INDIANA REGIONAL COUNCIL OF GOVERNMENTS**

**OCTOBER 13, 2011**

**10:30 A.M. – OKI BOARD ROOM**

- Call to Order

President Humphrey, noting that there was a quorum, called the meeting to order at 10:43 a.m. with the following members in attendance:

**BOARD OF DIRECTORS**

Mr. Edwin H. Humphrey, Clermont County Board of Commissioners, President  
Judge Gary W. Moore, Boone County Fiscal Court  
Judge Steve Pendery, Campbell County Fiscal Court  
Mr. Jeff L. Hughes, Dearborn County Board of Commissioners  
Mr. Todd Portune, Hamilton County Board of Commissioners  
Judge Steve Arlinghaus, Kenton County Fiscal Court  
Mr. William Clark, Cheviot, Ohio  
Mr. Michael Moore, representing Ms. Qualls, Cincinnati, Ohio  
Ms. Sherry Carran, Covington, Kentucky  
Mr. Robert Brown, Hamilton, Ohio  
Mr. Greg Breetz, Boone County  
Mr. Michael F. Juengling, Butler County Planning Commission  
Mr. Peter Klear, representing Mr. Williams, Campbell County Planning & Zoning Commission  
Mr. Dwayne Boso, Clermont County Planning Commission  
Mr. David Okum, Hamilton County Regional Planning Commission  
Mr. Dennis Andrew Gordon, Northern Kentucky Area Planning Commission  
Mr. Stan Williams, Warren County Regional Planning Commission  
Mr. Timothy Bachman, Fairfield (City) Planning Commission  
Mr. Martin D. Kohler, Middletown (City) Planning Commission  
Mr. Rick Brasington, Madeira, Ohio  
Ms. Charlene Hanners, Milford, Ohio  
Mr. Ken Suer, Montgomery, Ohio

*Edwin H. Humphrey*  
President

*Mark R. Policinski*  
Executive Director

### **Board of Directors (continued)**

Ms. Beth Fennell, Newport, Kentucky  
Mr. Ken Bogard, Oxford, Ohio  
Mr. James T. O'Reilly, Wyoming, Ohio  
Ms. Peggy D. Reis, Anderson Township  
Mr. David Linnenberg, Green Township  
Mr. Cory Wright, representing Mr. McGee, Union Township  
Ms. Catherine Stoker, West Chester Township  
Ms. Christine Matacic, Butler County Association of Township Trustees & Clerks  
Mr. Karl Schultz, Clermont County Township Association  
Ms. Jill Schiller, representing Mr. Ginsburg, Resident Member  
Mr. Ralph B. Grieme, Jr., Resident Member  
Ms. Kellie Wise, representing Greg Hartmann, Hamilton County Board of Commissioners, Resident Member  
Mr. Roger Kerlin, representing Mr. Maxey, Resident Member  
Ms. Gena Bell, representing Mr. Monzel, Hamilton County Board of Commissioners, Resident Member  
Mr. Kenneth F. Reed, Resident Member, Treasurer  
Mr. Steve Stevens, Northern Kentucky Chamber of Commerce, Resident Member  
Mr. Tom Ewing, representing Ms. Van der Horst, Cincinnati USA Regional Chamber, Resident Member  
Mr. Thomas Voss, DHL, Resident Member  
Mr. William Brayshaw, Hamilton County Engineer  
Mr. Neil Tunison, Warren County Engineer  
Ms. Candace McGraw, Kenton County Airport Board  
Mr. Robert Hans, Kentucky Transportation Cabinet  
Mr. Joe Vogel, representing Mr. Mary, Ohio Department of Transportation  
Mr. Butch Gaut, representing Ms. Crews, Southwest Ohio Regional Transit Authority  
Mr. Andrew Aiello, representing Ms. Miller, Transit Authority of Northern Kentucky  
Mr. Brad Williams, Butler County Regional Transit Authority

### **GUESTS**

Mr. Mark Jennings, QCM Inc.  
Mr. Bernie Kunkel, Senator Rand Paul's Office  
Ms. Sue O'Leary, Duke Energy  
Mr. Marvin Blade, Duke Energy  
Mr. Kevin Mischler, Metro  
Mr. Skip Schulte, Citizen  
Mr. Gordon Perry, City of Blue Ash  
Mr. Jim Jones, Jones Warner Construction Engineers  
Mr. Andy Fluegemann, ODOT - District 8  
Ms. Christine Celsor, Warren County  
Ms. Sherri Carbo, Governor Kasich's Office

## LEGAL COUNSEL

Mr. Ed Diller, Taft, Stettinius & Hollister

## STAFF

Mr. Mark R. Policinski	Mr. Robert W. Koehler	Ms. Marilyn F. Osborne
Ms. Karen Whitaker	Ms. Purcy Nance	Mr. Brian Cunningham
Mr. Mark Paine	Mr. David Shuey	Mr. Travis Miller
Ms. Nicole Kudrna	Mr. Andrew Rohne	Mr. Andy Reser
Mr. John Heilman	Ms. Mary Luebbbers	Mr. Don Burrell
Ms. Margo Lindahl	Mr. Hari Perugu	Mr. Bruce Koehler
Ms. Jane Wittke		

- Announcements

President Humphrey reminded everyone to sign in for attendance purposes. He also reminded everyone that this is a Board of Directors Meeting and that Executive Committee Alternates cannot vote.

### ITEM #1: ADMINISTRATIVE

#### A. President's Report

- President Humphrey showed a video regarding exponential growth and how it could affect our lives in a variety of ways in a very few years.
- Judge Moore, Chair of the 2011 Nominating Committee, stated that the following changes to the Board of Directors have been requested for the remainder of the year: Boone County Commissioner Charlie Walton will replace Boone County Commissioner Matt Deeden on the Board and Executive Committee and Candace McGraw will replace John Mok, representing the Kenton County Airport Board.

Judge Moore moved to elect Boone County Commissioner Charlie Walton to serve on the Board of Directors and Executive Committee. Mr. Reed seconded the motion; motion carried.

Judge Moore moved to elect Candace McGraw to represent the Kenton County Airport Board on the Board of Directors. Judge Arlinghaus seconded the motion; motion carried.

- President Humphrey recommended that the following individuals be appointed to the 2012 Nominating Committee:

Judge/Executive Steve Pendery, Campbell County Fiscal Court, Chair  
Karl Schultz, Clermont County Township Association  
Keith Corman, Resident Member

Mr. Portune moved to concur with the President's recommendations. Ms. Matacic seconded the motion; motion carried.

B. Approval of September 8, 2011 Minutes of the Executive Committee Meeting

President Humphrey called for corrections and/or additions to the September 8, 2011 Minutes of the Executive Committee Meeting.

There being none, Mr. Reed moved that the September 8, 2011 Minutes of the Executive Committee Meeting be approved as mailed. Mr. Brayshaw seconded the motion; motion carried.

C. Executive Director's Report

Mr. Policinski discussed President Obama's recent visit regarding the Brent Spence Bridge. He stated that he, along with many members of the Board, was in attendance. Commissioner Portune had the opportunity to sit with the President and talk about the need for the bridge and to present a letter of support. A copy of Commissioner Portune's letter was distributed around the table. Mr. Policinski thanked Commissioner Portune for taking his personal time with the President to help this region with its greatest infrastructure need. Mr. Policinski also thanked Commissioner Portune for including RIIZ's in his letter to the President.

Mr. Policinski reported that he was invited by the Bridge Authority of Louisville to attend their meeting last week. The focus of the meeting was to discuss finance options for their bridges. He explained that the committee is made entirely of individuals from the private sector, with the exception of the Dean of the University of Louisville Business School. Mr. Policinski explained that the normal process to build anything in this country in the public sector is "Design, Bid and Build". Another option, at the other end of the public private partnership spectrum, is leasing bridges to a concessionaire. The private entity would have the right to operate and maintain the bridge, but the public would determine the toll policy. Mr. Policinski explained that the authority to toll exists in Kentucky, but the exact toll would need to be taken to the General Assembly. Also, anything other than the typical Design, Bid, Build would require 3P legislation. If this happens, it is something that could be made available in the OKI region for the Brent Spence Bridge and would be a companion to the legislation that currently exists in Ohio. Mr. Policinski stated that all options must be put on the table for the Brent Spence Bridge project at a time when there is little public money to build.

Mr. Portune called attention to the fact that in Ohio, TID funding from the state is taking on a different funding mechanism this year. They are permitted to apply for funding on a project-by-project basis. Mr. Portune explained that they have presented an application to ODOT for the Brent Spence Bridge as part of their efforts to vet the local funding aspect of the project. They are looking at all of the funding options that exist, including creative mechanisms. The application is currently pending before ODOT. It has a lot of support around it including individuals from the private sector and public officials. Mr. Portune explained that the Bridge Builders Working Group also met to discuss that aspect of the funding applications and encouraged the Hamilton County TID to apply.

Mr. Policinski explained that TRB is the leading transportation research organization in the United States. TRB is respected worldwide and each year holds a conference in Washington, DC in January, with attendance of approximately 11,000 people, including more than 1,650 from nearly 70 countries. Over 4,200 people put forward papers to be presented or published at the meeting. Mr. Policinski announced that OKI staff member Hari Perugu put forth a paper which has been accepted for presentation and possible publication. Mr. Perugu received a round of applause in honor of his outstanding achievement.

#### D. Legislative Update

Mr. Cunningham, Staff, reported on the Legislative Affairs update. He said Senate Environmental and Public Works (EPW) Chairwoman Barbara Boxer indicated that the Senate Finance Committee has identified offsets to finance her two-year bill which maintains current funding levels, plus inflation. Mr. Cunningham said that Senator Boxer also said she had strong Republican support from the EPW Committee and anticipates little problem in passing a bill. Mr. Cunningham said that Senator Boxer would like to see the Finance Committee hold hearings on the bill first, and as soon as possible; Finance Chair Baucus has been pushing for the same. Mr. Cunningham said that Senator Boxer indicated that waiting much longer for the Finance Committee hearings will be cutting it too close to the Super Committee's report. Mr. Cunningham said Senator Boxer mentioned that without action from the Senate, the House Transportation and Infrastructure Committee will continue to develop their six-year bill which maintains current spending levels, but does not allow for inflation. He said Senator Boxer also said the House bill may include expansion of domestic oil and gas drilling which could make it tough to pass.

Mr. Cunningham said that last week Senator Paul introduced Senate Bill 1648 that would transfer existing transportation enhancement project funding into a pool for emergency infrastructure projects. Mr. Cunningham said the legislation would require Transportation Secretary LaHood to create an "Emergency Safety Project Priority List" and would use safety, traffic volumes, and the overall project value among other criteria to rank the projects. He said that according to transportation experts, the Fund would total about \$4 billion annually.

Mr. Cunningham said that ODOT plans for an analysis on whether the Ohio Turnpike should be privatized have been temporarily delayed because FHWA revoked its approval to use federal funds for the \$1.5 million study. Mr. Cunningham said that according to ODOT they may submit a revised application for federal funding or may seek other revenue sources for the study. Mr. Cunningham said Ohio Governor Kasich has said that if it is feasible he would like to get at least \$3 billion through a 30-year or so lease of the turnpike and use the money to fix other roads.

#### F. Finance Officer's Report

Ms. Nance, Staff stated that distributed around the table is the Finance Officer's Report dated October 13, 2011. She noted that this report contains both July and August financial statements and that she would be reporting on the more current August information.

Ms. Nance stated that on page 2 is the current information. She stated that as of October 4 OKI had \$452,168 in the PNC checking account, \$9,218 in the HSA/FSA checking account, and \$760,198 in the PNC savings account. She stated that there has been no recent activity on OKI's line of credit and there is no outstanding balance at report date.

Ms. Nance stated that on page 3 is the Balance sheet as of August 31. She stated that Cash and Investments are up about 2% from this time last year. She stated that Receivables are approximately 11% lower than this time last year. She stated that as of August 31, there was \$716,000 in receivables, \$622,000 associated with July and August invoices and \$94,000 outstanding from June and earlier. She further stated that payables are down about 68% or \$51,000 from this time last year primarily due to reduced marketing expenditures this summer due to difficulties experienced negotiating the clean air marketing RFQ process with KYTC's Office of Local Programs.

Ms. Nance stated that on page 4 is the Revenue information. She stated that as of August 31, OKI is approximately 17% of the way through the budgeted year. She stated that overall revenues are at 15% which is on budget.

Ms. Nance noted the following items: Federal revenues are behind budget due to timing of New Freedom pass through projects. She stated that local revenues are ahead of budget due to the timing of county funding payments. She further noted that Contributed Services are behind budget due to the timing of the Rideshare program and difficulties experienced with KYTC negotiating the Clean Air marketing RFQ process.

Ms. Nance stated that on page 5 is the Expense information. She stated that overall expenses are at 12% which is slightly behind budget.

Ms. Nance noted the following items: Category 3, Professional Development is behind budget due to timing of budgeted activities. Under category 4, Pass Through Contracts is behind budget due to the timing of the Eastern Corridor and New Freedom pass through

funded projects. Marketing is behind budget due to the timing of the Rideshare and Banks HOV Parking projects and due to difficulties experienced with KYTC negotiating the Clean Air marketing RFQ process. Under category 5, Equipment repairs and maintenance is ahead of budget due to the timing of maintenance contracts. Under category 6, Contributed Services are behind budget due to timing of the Rideshare program and difficulties experienced with KYTC negotiating the Clean Air marketing RFQ process.

Ms. Nance stated that on page 6 is the General Fund Balance information. She stated that the General Fund Balance has had a net increase of approximately \$139,000 year to date. She stated that the two components of this increase are timing differences and year to date activities. She stated that the timing differences include: \$137,000 increase due to timing of county funding payments and \$21,000 decrease due to application of negotiated fringe and indirect rates. She stated that the remaining \$23,000 increase is associated with year-to-date operations and timing of active projects. She stated that after these changes OKI's current fund balance is \$1,300,000, of this amount \$382,000 is committed to active projects.

There being no discussion, Mr. Brayshaw moved that the Board of Directors accept and file the Finance Officer's Report dated October 13, 2011. Mr. Reed seconded the motion; motion carried.

#### ITEM #2: INTRODUCTION TO ELECTRIC VEHICLES – DUKE ENERGY

Ms. Sue O'Leary, Associate Project Director, PEV Midwest Region, with Duke Energy provided an overview on the usage and environmental effect plug-in electric vehicles may have on our communities. She also discussed how cities and other entities can prepare for the increasing use of these electrical vehicles and how Duke Energy can be of assistance.

Ms. O'Leary explained that there are different types of technology for electric vehicles. Duke Energy's focus is on vehicles that plug into a power outlet and making sure they understand the reliability of the grid. They want to be involved in community planning and infrastructure upgrades.

She explained that there are different levels of charging. Every vehicle has a Level 1 charger which plugs into a standard 110 volt outlet. She explained that there is a longer charge time with a 110 outlet. This pulls the electric equivalent to that of a hair dryer. Level 2 charging is where Duke is focusing their pilot projects. This is 240 volts which has the pull equivalent to that of a clothes dryer. There is a standard plug for Level 1 and 2 charging. The DC fast charger, which is 480-600 volts, can charge a vehicle in less than 30 minutes. These are used in commercial settings, however there is no standard plug for these at this time.

Ms. O'Leary explained that there are many ranges of forecasts because if any variables change, it could change the adoption rate. She stated that they can work with communities to help plan out and build a strategy.

The price of an electric vehicle is currently higher because of the cost of the battery. However, they believe that as the cars go into mass production, the price will go down. From a fueling standpoint, there is a savings. If the price of gas is \$3.50/gallon, there would be \$1,300/year savings with an electric vehicle versus a gas powered vehicle.

Ms. O'Leary explained that some things for communities to think about are the permitting and inspection processes, first responder training and basic external communications. She stressed that Duke Energy is actively involved in community outreach and planning activities. They would like to work with communities regarding their planning process.

Judge Moore asked whether Duke has been involved in any of the discussions regarding how highway infrastructure will be funded without gas taxes. Ms. O'Leary explained that in Washington and Oregon, they are adding a \$100 registration fee for electric vehicle owners. She stated that no standard ruling has been set, but each state is moving toward those. Duke is working in conjunction with ODOT on the Ohio Readiness Program.

Mr. Juengling questioned how receptive local communities are to code changes. Ms. O'Leary explained that most communities have been receptive to code changes but need to understand what the changes are so they can adopt them into their standards. She stated that Duke has an installation manual that communities can use.

Mr. O'Reilly asked whether Duke has a census of the age and capacity of transformers. Ms. O'Leary stated that they do have that information. She explained that Duke conducted a study in North Carolina that can carry to most areas which indicated that most local transformers or circuits will not have an issue with one or two vehicles. But she explained that there can be a clustering effect where neighbors also buy a new electric vehicle. She stressed that Duke wants to work with communities to make sure the proper process is in place so they can assure that the load is there.

Ms. Stoker asked if Duke has considered giving a discount electric rate for users who defer their usage to off-peak hours. Ms. O'Leary explained that as part of pilots, they want to collect that data to see the effects and to determine what kind of rate would need to be in place to offset the move to night time hours.

Mr. Reed asked whether there is an amount for fuel cost that would tip the curve to encourage people to use PEVs. Ms. O'Leary explained that with the price of the vehicle as it stands today, the cost of gas would need to go over \$4.50/gallon make it more economically feasible. She pointed out that the cost of a Chevy Volt is \$41,000.

This item was for information only.

ITEM #3: RESOLUTION CONCERNING THE RANKING OF THE REGIONAL STRATEGIC TRANSPORTATION PROJECTS FOR THE OKI REGION

Mr. Koehler, staff, explained that ODOT asked for a regional consensus on "major new" TRAC eligible projects, broken down in phases. OKI gathered the key players in the region together for a couple of meetings to prepare the ranking.

Mr. Koehler explained that they started with the 2012-2015 TIP, added those projects in the 2011 TRAC application process, along with other key projects not already in the TIP. He explained that they also included the construction phase even if it was beyond the TIP. They reviewed and revised the scope, timing or cost as necessary for each project by phase and determined the regional priority, relying on the expertise and experience of the group.

Mr. Koehler explained that this review resulted in 55 discreet elements of projects. The listing of these projects was included in the mailout packet. The projects are listed in priority order. The major categories of projects were:

I-75: Brent Spence Bridge, Mill Creek Expressway, and Thru the Valley  
Eastern Corridor: all phases including roadway and rail transit  
I-71: Fields Ertel and Uptown interchanges  
Butler County: South Hamilton Crossing, Pioneer Parkway

Mr. Brayshaw moved that the Board of Directors adopt Resolution OKI 2011-30 concerning the ranking of the Regional Strategic Transportation Projects for the OKI Region. Mr. Bogard seconded the motion; motion carried.

ITEM #4: OKI 2040 REGIONAL TRANSPORTATION PLAN UPDATE – PRESENTATION #3

Mr. Koehler provided a report about the open houses that were recently conducted. He explained that four open houses were held last month. A total of 58 people attended. He stated that this was 40% of the total attendance of four years ago.

Mr. Koehler reported that the high priorities noted by attendees were the Brent Spence Bridge, Eastern Corridor, expansion of transportation options, and bike lanes and paths.

Mr. Koehler explained that it is time to make the call to locals for projects to be considered for inclusion in the 2040 Plan Update. He explained that an e-mail will be sent out that contains directions and a database spreadsheet. OKI is asking that the spreadsheet be filled out and returned by November 14. Staff will then analyze the responses received from throughout the region and put every project need through the OKI Project Prioritization Process. On January 31, the first draft of the Fiscally-Constrained 2040 Plan project list will be sent out in the monthly meeting mailout packet.

Mr. Koehler stated that the e-mail will be sent to the eight member counties, six major cities, three DOTs, and seven public transit agencies. Mr. Koehler noted that any governmental jurisdiction may submit projects, however for smaller cities, he asked that they work through their county.

This item was presented for information only.

ITEM #5: THE WATER QUALITY MANAGEMENT (WQM) PLAN UPDATE FOR BUTLER, CLERMONT, HAMILTON AND WARREN COUNTIES, OHIO

Ms. Wittke, staff, gave an overview of the Ohio Water Quality Management Plan Update for Butler, Clermont, Hamilton and Warren Counties, sometimes called a "208" plan because it is required under Section 208 of the Clean Water Act. She explained that OKI has been the designated water quality management agency for the tri-state region since the mid-1970's. She noted that although OKI has amended and updated various aspects of the original "208" plan since it was adopted in 1978, funding received in September 2009 from U.S. EPA and Ohio EPA made it possible to do a truly comprehensive update of the plan for southwest Ohio.

She described how the plan update was developed in concert with planning partners such as local governments, wastewater management agencies and county health districts, and how public meetings were held in every county this past spring followed by a public hearing held at OKI. She said the plan was completed in June and gave highlights of its findings concerning water quality, storm water runoff, watershed planning, on-site wastewater treatment systems like septic tanks and leachfields, current and projected development, and wastewater facilities planning.

Ms. Wittke said that while OKI is not a regulatory agency, and does not oversee compliance by the agencies that have responsibility for pollution management, OKI does help to identify the local management agencies that plan for addressing pollution. A key aspect of "208" planning is identifying areas in which wastewater treatment alternatives can reasonably be evaluated, called facility planning areas, along with designating the management agencies that are responsible for doing the planning for these areas. While displaying a map that showed OKI's draft recommendations for updated wastewater facility planning areas in southwest Ohio, she explained that these recommendations came out of consulting with all of the public wastewater management agencies who provide sewers and sewage treatment in Butler, Clermont, Hamilton and Warren Counties.

She also explained that there are Clean Water Act requirements that federal grants cannot be made and wastewater discharge permits cannot be granted by the state if they are substantially inconsistent with a regional 208 plan. The state of Ohio also requires that construction permits may not be substantially inconsistent with 208 plans.

Ms. Wittke reported that a draft copy of the plan update has been submitted to Ohio EPA

and it is posted on OKI's website. Because the full plan update is a large document of over 300 pages, a 20-page Executive Summary is also posted on OKI's website and was provided in the meeting mailout for review. She asked that the Board of Directors consider adopting the plan update by taking action on Resolution OKI 2011-31.

Mr. Reed moved that the Board of Directors adopt Resolution OKI 2011-31 concerning the Water Quality Management Plan Update for Butler, Clermont, Hamilton and Warren Counties, Ohio. Mr. Brayshaw seconded the motion.

Mr. O'Reilly stated that the subject of fracking is quite complex. He said that OKI was informed by Ohio EPA that it would be quite complex if we added anything on the subject of fracking. Mr. O'Reilly said to approve what has been done with thanks to the staff for a good job and then convene experts on the technical issues looking forward to future water quality plans.

President Humphrey called the motion to adopt Resolution OKI 2011-31 to question; motion carried.

In response to a question from President Humphrey, Mr. Policinski said that OKI would bring experts together, although he didn't know how we would pay for it but would figure that out as time goes on, and try to do it quickly.

ITEM #6: SFY2012 OHIO WATER QUALITY GRANT (OHIO)

Ms. Wittke, staff, stated that OKI anticipates entering into a contract with Ohio EPA for state funding of \$75,000 for water quality management planning activities. A scope of work will be negotiated with Ohio EPA for the funding.

Mr. Reed moved that the Board of Directors adopt Resolution OKI 2011-32 concerning the SFY2012 Ohio Water Quality Grant for Ohio. Mr. Bogard seconded the motion; motion carried.

ITEM #7: INTERMODAL COORDINATING COMMITTEE REPORT

Mr. Paine, Staff stated that the ICC met on Tuesday, October 12. In addition to the presentations on the ranking of the regional strategic transportation projects, water quality management plan update for Ohio, and presentation #3 of the 2040 Regional Transportation Plan Update, the committee also heard presentations on signal control preemption and federal retro-reflectivity requirements for sign replacements. Mr. Paine stated that the ICC reviewed and recommends approval of Resolution 2011-33 regarding Amendment #4 to the OKI TIP.

A. Amendment #4 of the FY 2012-2015 Transportation Improvement Program

Mr. Paine stated that the amendment reflected in the proposed resolution lists two highway projects in Ohio, three highway projects in Indiana and numerous transit projects for SORTA and TANK that are recommended for addition or revision in the current TIP.

Mr. Hughes moved that the Board of Directors adopt Resolution OKI 2011-33 concerning Amendment #4 of the Fiscal Years 2012-2015 Transportation Improvement Program. Mr. Juengling seconded the motion; motion carried.

ITEM #8: CONSENT AGENDA

President Humphrey stated that each month a written report of committee activities is mailed to the Board of Directors. He stated that this mailing includes the September Consent Agenda Items.

- A. Regional Planning
  - Regional Land Use Commission
  - Regional Greenspace Office
- B. Transportation
  - Environmental Justice Advisory Committee
- C. Environmental
  - Water Quality Program

Ms. Matacic moved that the Board of Directors approve the consent agenda as mailed. Mr. Brayshaw seconded the motion; motion carried.

- D. Committee announcements and/or updates.

There were no committee announcements.

ITEM #9: OTHER BUSINESS

Mr. Bogard raised a concern about parking at Sawyer Point. He explained that there was a back-up of cars before today's meeting due to issues with the new automated attendant. President Humphrey responded that his concerns will be expressed to the building management.

ITEM #10: ADJOURNMENT

There being no further business, Mr. Reed moved that the Board of Directors meeting be adjourned. Ms. Maticic seconded the motion; motion carried. The meeting adjourned at 12:07 p.m.

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**EDWIN H. HUMPHREY, PRESIDENT**

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**MARK R. POLICINSKI, SECRETARY**

KLW  
Transcribed: 10/17/11





**OKI Board of Directors**

01/13/2011 01/14/2011 02/10/2011 03/10/2011 04/14/2011 05/12/2011 06/09/2011 08/11/2011 09/08/2011 10/13/2011

Terry Garcia Crews SORTA	E		R	E	R	Y	E	Y	R	R		
David Ginsburg DCI	Y				Y		Y				R	
Dennis Andrew Gordon Northern Kentucky Area Plannin	Y		E	Y	Y	E	E	R	R	Y		
Thomas H. Graves City of North College Hill												
Charles Graves City of Cincinnati			Y			R						
Ralph B. Grieme, Jr. Greater Cincinnati Commercia	Y		Y	E	E	Y	Y	Y		Y		
Robert Hans, P.E. KYTC - District 6	Y		Y	Y		E	R	R	Y			
W. David Hart City of Alexandria												
Greg Hartmann Hamilton County Board of Comm.	R				R		R	R		R		
Donnie W. Hastings, Jr. City of Aurora												
Charlene Hanners City of Milford			E	Y	Y	Y	Y	E	Y	Y		
G. Aaron Huff City of Elsmere												
Jeff L. Hughes Dearborn County Board of Commi			Y	E	Y	R	Y	R		Y		
Edwin H. Humphrey Clermont County Board of Comm.	Y		Y	Y	Y	Y	Y	Y	Y			
Steven Jaeger City of Edgewood			E		E		E	E	E	E		
Michael F. Juengling Butler Co. Plann. Comm.	Y		Y	Y	Y	Y	Y	E	Y	Y		









**OKI Board of Directors**

01/13/2011 01/14/2011 02/10/2011 03/10/2011 04/14/2011 05/12/2011 06/09/2011 08/11/2011 09/08/2011 10/13/2011

David G. Young  
Warren County Board of Commiss

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**Board of Director Meetings**  
**January 13, 2011**  
**April 14, 2011**  
**October 13, 2011**

Y=ATTENDED  
E=EXCUSED  
R=REPRESENTED

# EXHIBIT 4

**ITEM #4: RESOLUTION AUTHORIZING THE CONTINUATION OF RETIREE MEDICAL INSURANCE PREMIUM REIMBURSEMENT PLAN FOR ELIGIBLE GRANDFATHERED FORMER EMPLOYEES**

DESCRIPTION: In March 2011, the Executive Committee approved several revisions to the employee handbook, one of which was the removal of the Retiree Medical Insurance Premium Reimbursement Plan. The removal of the Plan was supposed to only affect future and current employees; not retired eligible grandfathered employees (as defined in the Plan).

OKI has one employee who retired before July 1, 2008, who would lose his retirement benefits. That was never the intention of the Council. Therefore, we request the Executive Committee to approve the resolution to continue the Retiree Medical Insurance Premium Reimbursement Plan for Eligible Grandfathered Former Employees.

ACTION  
RECOMMENDED: Adoption of OKI Resolution 2011-34

EXHIBIT: OKI Resolution 2011-34

**RESOLUTION OF THE EXECUTIVE COMMITTEE OF THE  
OHIO-KENTUCKY-INDIANA REGIONAL COUNCIL OF GOVERNMENTS**

**AUTHORIZING THE CONTINUATION OF RETIREE MEDICAL INSURANCE  
PREMIUM REIMBURSEMENT PLAN FOR ELIGIBLE GRANDFATHERED  
FORMER EMPLOYEES**

**WHEREAS**, on March 10, 2011, the Executive Committee of the Ohio-Kentucky-Indiana Regional Council of Governments approved the removal of the "Retiree Medical Insurance Premium Reimbursement Plan" (the "Plan") from the employee handbook; and

**WHEREAS**, the intention of eliminating the Plan was to discontinue the benefit for current and/or future employees, which was accomplished; and

**WHEREAS**, the inadvertent result of removing the Plan was termination of Plan benefits for "eligible grandfathered employees" (Employees that retired or separated from the employment of the Council before July 1, 2008): Now, therefore

**BE IT RESOLVED** that the Executive Committee of the Ohio-Kentucky-Indiana Regional Council of Governments assembled this 10th day of November, 2011, hereby reinstates the following Plan benefits for Grandfathered Eligible Retirees, (i) shall receive under the Plan a medical insurance premium reimbursement benefit (hereafter "Benefit") with respect to those months for which the Grandfathered Eligible Retiree has paid Eligible Monthly Premium Expenses, (ii) The Benefit shall be calculated on a monthly basis and shall be equal to the lesser of fifty percent (50%) of the Eligible Monthly Premium Expenses or one hundred and eighty-seven dollars and fifty cents (187.50); and

**BE IT FURTHER RESOLVED** that the Benefit shall cease to be payable with respect to the first full month after any of the following events, whichever first occurs: (1) the Grandfathered Eligible Retiree attains age sixty-five (65); (2) the Grandfathered Eligible Retiree becomes eligible for Medicare benefits; (3) the Grandfathered Eligible Retiree is reemployed by the Council; (4) the Grandfathered Eligible Retiree become eligible for health insurance benefits under a plan sponsored by another employer; (5) this resolution is amended to make the benefit no longer payable.

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**EDWIN H. HUMPHREY, PRESIDENT**

# **EXHIBIT 5**

**ITEM #5:**

**RESOLUTION AUTHORIZING AMENDMENT OF THE  
OHIO MUNICIPAL LEAGUE 457 DEFERRED  
COMPENSATION PLAN**

**DESCRIPTION:**

OKI offers its employees a 457 deferred compensation plan through the Ohio Municipal League. The Pension Protection Plan of 2006 (PPA) requires that 457 deferred compensation plans offered by governmental entities be amended by the end of 2011 to comply with PPA legislation. Specifically, the new provisions include:

- Amending the definition of Compensation to include differential wage payments;
- Permitting a terminated employee to defer certain amounts after termination of employment;
- Permitting a plan participant to take an unforeseeable emergency withdrawal for certain events;
- Providing beneficiaries of participants on military leave with particular benefits;
- Enabling a non-spousal beneficiary to directly roll over eligible amounts to an inherited IRA; enabling participants and spousal beneficiaries to directly roll over amounts to a Roth IRA;
- Incorporating by reference the waiver of the 2009 minimum distribution requirement pursuant to WRERA

**ACTION**

**RECOMMENDED:** Adoption of OKI Resolution 2011-35

**EXHIBIT:** OKI Resolution 2011-35

**RESOLUTION OF THE EXECUTIVE COMMITTEE OF THE  
OHIO-KENTUCKY-INDIANA REGIONAL COUNCIL OF GOVERNMENTS  
AUTHORIZING AMENDMENT OF THE OHIO MUNICIPAL LEAGUE 457  
DEFERRED COMPENSATION PLAN**

**WHEREAS**, the Ohio-Kentucky-Indiana Regional Council of Governments maintains a 457 Deferred Compensation Plan (Plan) through the Ohio Municipal League; and

**WHEREAS**, The Pension Protection Act of 2006 (PPA) requires that 457 deferred compensation plans offered by governmental entities be amended by the end of the 2011 plan year to comply legislation and IRS guidelines: Now, therefore,

**BE IT RESOLVED** that the Executive Committee of the Ohio-Kentucky-Indiana Regional Council of Governments assembled this tenth day of November, 2011, hereby accepts the amended Plan; and

**BE IT FURTHER RESOLVED** that a true copy of the amended Plan is attached hereto; and

**BE IT FURTHER RESOLVED** that each of the Officers of OKI are authorized to execute the amendment to the Plan and perform any other actions necessary to implement the Plan amendment. OKI will retain a copy of the Plan amendment

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**EDWIN H. HUMPHREY, PRESIDENT**

NK  
11/10/11

# **EXHIBIT 6**

**CONSENT AGENDA**

**REPORTING FOR THE MONTH OF OCTOBER**



**Ohio · Kentucky · Indiana**  
*Regional Council of Governments*

**DATE: NOVEMBER 2, 2011**  
**TO: OKI BOARD OF DIRECTORS**  
**FROM: EDWIN H. HUMPHREY, PRESIDENT**  
**RE: CONSENT AGENDA ITEMS**

Each month a written report of committee activities is mailed to the Board of Directors. At the meeting, action requested will be a motion to approve the committee reports.

Questions and/or concerns regarding committee reports may be directed to staff by calling (513) 621-6300 (staff extension is noted next to name in the report), or by e-mail at [plan@oki.org](mailto:plan@oki.org).

Listed below are consent agenda items to be presented at November 10, 2011 Executive Committee meeting.

A. Regional Planning

1. Regional Land Use Commission

Chair: Ken Reed

Staff: Emi Randall (ext. 239) [erandall@oki.org](mailto:erandall@oki.org)

Jane Wittke (ext. 125) [jwittke@oki.org](mailto:jwittke@oki.org)

Travis Miller (ext. 110) [tmiller@oki.org](mailto:tmiller@oki.org)

Staff continued to prepare materials and distributed information regarding the 2011 Sustainable Communities Regional grant opportunity including facilitating a Process Team meeting on October 4 and submitted a proposal to update and expand the Strategic Regional Policy Plan on October 6.

Staff participated in a televised interview with Anderson Township Trustee Peggy Reis on October 19 produced by Anderson Community Television. A large part of the interview focused on the Strategic Regional Policy Plan, the transportation/land use relationship and also briefly covered the FIAM purpose and functions.

Staff researched current data sources available to inform the SRPP on the topics and Strategic Regional Issues associated with Housing, Transportation and Economic Development. Specific tasks completed include: compiling a current list of agencies and entities performing economic development in the region; obtaining updated household income and educational attainment information; obtaining updated age of housing

*Edwin H. Humphrey*  
President

*Mark R. Policinski*  
Executive Director

stock, building permits and housing value data; updating list of HUD formula grant recipients in the region; updating housing + transportation cost index data; updating VMT data.

Staff continued to provide technical assistance and support to the Northern Kentucky Area Planning Commission staff on their Direction 2030 Comprehensive Plan update process, met with NKAPC staff October 6 and attended a public meeting October 26.

Staff continued to provide technical assistance for Plan Cincinnati, the City of Cincinnati comprehensive plan update process and attended steering committee meetings October 12 and 26.

At the City of Trenton staff's request, staff reviewed the Comprehensive Plan implementation progress being made by the City and provided input to this process.

Staff provided input to the 2011 Smart Growth America Sustainable Communities Technical Assistance proposal submitted by OKI staff October 21 to fund a Complete Streets workshop in our region.

During October staff commented on two intergovernmental reviews for SRPP consistency for the Alston Commons rehabilitation project proposed in Hamilton County to inform review by the Ohio Housing Finance Agency and for the Choice Neighborhood Initiative Grant proposal for the Housing Authority of Northern Kentucky.

Staff attended the Ohio Chapter American Planning Association Conference October 21 held in Dayton to learn more about successful redevelopment strategies, the impact of immigration on planning processes, and integrating healthy community strategies into planning on a local scale.

Staff participated in a Smart Growth America webinar on October 25 entitled '*Brownfields Redevelopment, Community Revitalization, and Regional Planning: Making It Work Together*'.

Staff evaluated the current Strategic Regional Policy Plan questions included in the Transportation Improvement Plan Prioritization Process and began to draft refinements based on the research and findings of the 2011 Environmental Consultations process and report.

Staff began identifying the critical topics for the 2012 consultations reviews, preparing an agenda outline and potential presenters for the regionally significant environmental issues identified by the 2011 Consultations Report.

Staff evaluated information received from the JARC/NF service provider survey to agencies that provide specialized transportation or serve clients that use specialized transportation. The creation of agency profiles and a matrix that will be used to identify service gaps and overlaps were drafted for the 2012 plan update. Staff also identified the demographic and employment maps needed for comparing specialized transportation service areas with high concentrations of people that use specialized transportation and high concentrations of jobs.

2. Regional Greenspace Office  
Staff: Margo Lindahl, (ext. 126) [mlindahl@oki.org](mailto:mlindahl@oki.org)

Staff began designing the consultations process for the 2012 transportation plan update. An agenda was drafted for use in deciding on presentations to be arranged or prepared and on issues to be discussed. The consultations format will involve one session per state that will include state and local agencies in comparing the draft transportation plan with environmental resources. The means of considering consultation comments on the draft project list as part of the transportation plan's development were clarified.

For upcoming consultations and regional greenspace planning, staff submitted requests to Ohio, Kentucky, and Indiana agencies for rare species data by HUC12 watershed. Data was received from all three states. Staff began entering data into a file that will ultimately be used to display and assist the distribution of various environmental data by watershed or jurisdiction for planning purposes. Also relevant for developing this file, maps were printed that identify selected streams and prime farmland by HUC12 watershed and jurisdiction. Staff developed a work scope of priority tasks for expanding this file and updating greenspace data.

The recently published report on *Environmental Consultations in Regional Transportation Planning* was added to the OKI website so that chapters and data can be easily accessed. Local and state agency participants in consultations were notified of the report's availability and of consultation outcomes and parts of the report document that are especially relevant for their conservation efforts.

Staff contacted the Green Umbrella to inquire about three of the environmental Action Teams being established by that organization. Based on information received about each team's purpose and upcoming work, staff will be participating in all three teams: Transportation, Land, and Watershed Management and Water Quality.

## B. Transportation

1. Environmental Justice Activities  
Staff: Florence Parker (ext. 103) [fparker@oki.org](mailto:fparker@oki.org)

Staff participated in the Networking Meeting co-hosted by the Hispanic and African American Chambers of Commerce resulting in the addition of a vendor to OKI's DBE Certified Vendor Bid List. Staff also provided copies of the flyer announcing the dates and location for the I-71/MLK Interchange Open Houses.

C. Environmental

1. Water Quality Program

Staff: Jane Wittke (ext.126) [jwittke@oki.org](mailto:jwittke@oki.org)

Bruce Koehler (ext.112) [bkoehler@oki.org](mailto:bkoehler@oki.org)

General Water Quality Activities

In September OKI staff continued to respond to requests for determinations about whether wastewater facility projects would be in conformity with OKI's Regional Water Quality Management Plan prepared under Section 208 of the Clean Water Act. Conformity with OKI's "208" Plan is a condition before state agencies can issue permits for projects to proceed, and staff addressed a conformity review inquiry about projects in Hamilton County.

After a summary presentation by staff about the updated "208" Plan for Butler, Clermont, Hamilton and Warren Counties on October 13, OKI's Board adopted the updated plan on October 13. Staff then submitted documentation of the adoption to Ohio EPA. Staff also continued to develop a scope of work for additional water quality management plan updating for submission to the Ohio EPA.

For an Ohio EPA-funded study of the water quality impacts of onsite wastewater treatment systems in the Taylor Creek watershed, staff sampled 9 stream monitoring sites in western Hamilton County on October 8 and 15. Staff submitted the samples to volunteer monitoring programs at the Little Miami River Lab in Loveland and the Great Miami Citizens' Water Quality Monitoring Project Lab near New Haven. Staff also took seasonal photos of stream sampling sites. Throughout October, staff used geographic information system (GIS) data, online aerial photos, permit data and other information to diagram streams of the Taylor Creek watershed, and consulted with a GIS specialist at Hamilton County Public Health, which is providing much of the base data for the study.

On October 14, staff gave educational presentations to fourth-grade students from New Miami School at the Butler County Children's Water Festival. The presentations included hands-on learning activities and focused on the New Miami Drinking Water Protection Project, a federally funded program that OKI completed with the Village of New Miami and other partners in 2008.

On October 26, staff participated in the Second Lick Run Community Design Workshop to plan designs for a proposed urban waterway in Cincinnati's South Fairmount neighborhood. The workshop also drafted stormwater management guidelines and land development principles for the lower Mill Creek watershed.

#### Mill Creek Watershed Council of Communities

On October 4, the OKI staff member who chairs the Mill Creek Watershed Council of Communities (MCWCC) attended a Reading City Council meeting to introduce MCWCC's new executive director, as Reading is a community member of both MCWCC and OKI. OKI staff also communicated with staff from the Greater Cincinnati Water Works about potential MWCC membership.

On October 5, staff participated in the Southwest Ohio Erosion Control Field Day and exhibited an educational display with handouts for the Watershed Council's stream restoration and wetland creation project in Sharonville.

On October 18, staff facilitated an Ohio EPA tour of a 30-acre project site in Sharonville called the Twin Creek Preserve Project. State and federal grants are providing \$2.1 million for stream restoration and wetland creation at the confluence of the Mill Creek and East Fork Mill Creek, and on October 25 staff participated in a conference call about the project. It will have a Grand Opening at 3:00 p.m. Tuesday, November 15.

On October 18 OKI staff chaired a MCWCC board meeting to update trustees on initiatives of the organization's new executive director.

On October 22, staff volunteered on behalf of the Mill Creek Watershed Council for Make a Difference Day activities at St. Clair Park, where the South Fairmount Community Council and the Metropolitan Sewer District of Greater Cincinnati led a cleanup and landscaping project.

On October 24, staff participated in a meeting of the Rain Garden Alliance of Greater Cincinnati to continue re-establishing ties between the Alliance and the Watershed Council, which previously provided staff support for the Rain Garden Alliance.

On October 25, staff attended an annual meeting sponsored by the Metropolitan Sewer District of Greater Cincinnati (MSD) about MSD's water quality improvement efforts, and then met with MSD staff and other individuals about initiatives in some specific areas.

On October 28, the OKI staff member who chairs the Mill Creek Watershed Council of Communities (MCWCC) accompanied MCWCC's new executive director to a meeting of the Millcreek Valley Conservancy District to enhance collaboration between two organizations with mutual missions and goals.

Throughout October, the OKI staff member who chairs the Mill Creek Watershed Council of Communities conferred closely with the Watershed Council's executive director to plan a membership renewal drive for the non-profit organization and to identify administrative milestones for the Watershed Council's \$2.1 million stream and wetland restoration project in Sharonville.

On various occasions in October, staff shared environmental information or guidance with the Miami Conservancy District, Friends of the Great Miami, Dearborn County Geographic Information Systems, Clermont Soil & Water Conservation District, Hamilton to New Baltimore Ground Water Consortium, the Hamilton County Soil & Water Conservation District, an environmental communications consulting firm contracted by the Metropolitan Sewer District, and several other environmental engineering consultants.

In-house, the water quality staff worked on joint projects and proposals with OKI's green space planner and Geographic Information System (GIS) Division.

#### Groundwater Committee

Following the September 14<sup>th</sup> meeting, staff assembled the documentation required for local utility staff to receive state contact hour credit for updates on local groundwater management efforts and made arrangements for presentations at the next meeting November 30. The November 30<sup>th</sup> presentations will focus on the interaction between ground water and surface water in the Great Miami Basin, and on how water utilities are finding both opportunities and uses for social media in communicating with their water users. Staff also worked with committee leadership to identify quarterly meeting dates for 2012.

Next Meeting: November 30, 2011