

Resolution 2015 - 47

MONTGOMERY COUNTY
TRANSPORTATION IMPROVEMENT DISTRICT

**RESOLUTION APPROVING
THE MINUTES OF BOARD MEETINGS OF
AUGUST 25, SEPTEMBER 14 & SEPTEMBER 18 2015 MONTGOMERY COUNTY
TRANSPORTATION IMPROVEMENT DISTRICT
BOARD OF TRUSTEES**

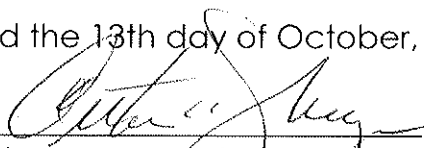
WHEREAS, the Board of Trustees of the Montgomery County Transportation Improvement District (TID) did meet in regular board meetings on August 25 and September 14, 2015 and special board meeting of September 18, 2015; and

WHEREAS, the TID Board has reviewed the minutes of each said meeting and found them, as prepared, to be a full and accurate account of mentioned meeting.

BE IT THEREFORE RESOLVED, by the Board of Trustees of the Montgomery County Transportation Improvement District that the minutes of the regular board meetings of August 25 and September 14 2015 and special board meeting of September 18, 2015 are hereby approved as prepared and appended to this resolution.

BE IT FURTHER RESOLVED copies of this resolution be provided to the TID Secretary-Treasurer and the Executive Director.

Adopted the 13th day of October, 2015.



Chairperson, Montgomery County Transportation Improvement District

Attest: 

Secretary/Treasurer

Upon motion of Mr. Tatham.
Seconded by Ms. Singer.
Excused absence: Mr. Cluxton and Mr. Bills.
Motion was unanimously approved.



**Montgomery County Transportation Improvement District
Minutes of the August 25, 2015 Board Meeting
&**

**Joint Meeting with Montgomery County Commissioners and Dayton-Montgomery County Port Authority
Board of Trustees**

The one hundred and seventy-first meeting of the Montgomery County Transportation Improvement District (TID) Board of Trustees was convened on the 10th Floor in Room 1002 of the Montgomery County Administration Building in Dayton, Ohio on August 25, 2015.

VOTING BOARD

Eric Cluxton
Tom Tatham
Art Meyer
David Bills
Stephanie Singer (@ 10:21 AM)

STAFF

Steve Stanley, Executive Director
Crystal Davidson, Project & Development Director
Sean Fraunfelter, Finance Director
Linda Gum, Project Manager
Bev Shillito, General Council, SS + D

Chairperson Meyer called the meeting to order at 10:00 AM.

■ Executive Session

Mr. Stanley suggested that the TID Board recess to executive session to discuss economic development opportunity projects jointly with the Montgomery County Commissioners and the Dayton-Montgomery County Port Authority Board of Trustees.

Mr. Meyer moved that the TID Board recess to executive session to discuss economic development projects, as suggested by Mr. Stanley. Mr. Cluxton seconded the motion. Mr. Bills voted for the motion. Mr. Tatham voted for the motion. Mr. Cluxton voted for the motion. Mr. Meyer voted for the motion.

The Montgomery County Commissioners and the Dayton-Montgomery County Port Authority Board of Trustees also voted to recess to executive session with the TID Board.

The TID Board, the Montgomery County Commissioners and the Dayton-Montgomery County Port Authority Board of Trustees recessed to executive session at 10:05 AM. County Commissioner Debbie Lieberman, County Commissioner Judy Dodge, County Commissioner Dan Foley, Eric Cluxton (MCTID), Dave Bills (MCTID), Art Meyer (MCTID), Tom Tatham (MCTID), Steve Stanley (MCTID), Crystal Davidson (MCTID), Linda Gum (MCTID), Sean Fraunfelter (MCTID/DMCPA), Bev Shillito (MCTID), County Administrator Joe Tuss, Erik Collins (MCCED), Tom Kelley (MCBCC), John Theobald (MCBCC), Cathy Startzman (MCBCC), Jim Vangrov (MCBCC), Amy Wiedeman (MCBCC), Ed McGarry (DMCPA), Channon Lemon (DMCPA), Nick Comstock (DMCPA), Brad Evers (DMCPA), Jerry Brunswick (DMCPA), Troy Singer (DMCPA), and Joseph Geraghty (DMCPA) joined the Board in executive session.

Stephanie Singer joined the Board in executive session at 10:21 AM. Troy Singer excused himself from executive session at 11:20 AM.

The Board returned to open session at 11:43 AM. Chairperson Mr. Meyer announced that the Board would recess to the CE&D Room on the 10th floor of the County Administration Building to conduct its regular monthly business meeting.

TID Business Meeting

VOTING BOARD

Eric Cluxton
Tom Tatham
Art Meyer
David Bills
Stephanie Singer

STAFF

Steve Stanley, Executive Director
Crystal Davidson, Project & Development Director
Sean Fraunfelter, Finance Director
Linda Gum, Project Manager
Bev Shillito, General Council, SS + D

EXCUSED ABSENCE

OTHERS IN ATTENDANCE

Erik Collins, MC C&ED
Jeff Wallace, Parsons Brickerhoff
Sam Morton, Barge Waggoner Sumner & Cannon
Dave Seagraves, ME/IBI Group
Paul Gruner, MCEO
Richard Miller CT Consultants, Inc.
Mike Eddy, LJB
Dan Hoying, LJB
Tom Mochty, Woolpert

Chairperson Meyer reconvened the TID Board meeting at 11:51 AM. Mr. Meyer asked that everyone in attendance introduce themselves. Self-introductions followed.

■ Minutes of July 13, 2015 {Resolution 2015-35}

Mr. Meyer referred the Board members to minutes of the July 13, 2015 TID Board Meeting, copies of which were included in the Board packets.

With no further comments, adoption of Resolution 2015-35, approving the July 13, 2015 TID Board Meeting minutes as presented, was moved by Mr. Cluxton, seconded by Ms. Singer, and unanimously approved. Mr. Bills abstained due to his absence during the July Board meeting.

Mr. Stanley noted that he expected Mr. Fraunfelter to arrive later in the meeting and suggested that consideration of Resolution 2015-36 be postponed until he was present.

■ July 2015 Bills & Expenses {Resolution 2015-37}

Mr. Stanley referred the Board to Resolution 2015-37 and the summary of bills and expenses for July 2015 included in the Board packets.

Mr. Stanley reported that all expenses were for routine project and overhead related expenses. He commented that the payment of \$10,087.20 to W.G. Stang was the first payment to the construction contractor for the Miamisburg Multi-Use Connector Trail. He noted that the project was finished with the exception of punch list items and that plans for landscaping and fencing were also moving forward as a separate project. He also mentioned the payment of \$183,021.11 to the Treasurer of the State of Ohio was a debt service payment for the Byers Road SIB Loan. Mr. Stanley recommended approval of all listed bills & expenses.

Following discussion and questions, adoption of Resolution 2015-37, approving the payment of bills and expenses for July 2015, as presented, was moved by Mr. Bills, seconded by Mr. Cluxton and unanimously approved.

■ Commercial Insurance Program with Marsh & McLellan & US Specialty Insurance Company {Resolution 2015-38}

Mr. Stanley referred the Board to Resolution 2015-38, approving the proposal from Marsh & McLennan and US Specialty Insurance Company for renewal of commercial insurance for the TID and authorizing the Executive Director to execute documents to secure coverage and pay required premiums not to exceed \$17,131, copies which were included in the Board packets.

Mr. Stanley summarized that the Commercial Insurance Program was identical to the previous year's program at an additional cost of only \$200. Mr. Reynolds highlighted some aspects of the program to the Board. Mr. Meyer asked if the total coverage limit under Professional Errors & Omissions included the entire Board or per individual. Mr. Reynolds responded by explaining that the limit was both per event and an annualized aggregate limit; however, he further explained that the TID's umbrella amount provided significant additional coverage above the primary errors & omissions coverage. He added that a higher tier of umbrella coverage had been quoted and was still available, if the Board desired more coverage. Mr. Meyer requested that Mr. Stanley pursue the higher level of umbrella coverage.

Following discussion and questions, adoption of Resolution 2015-38, approving the proposal from Marsh & McLennan and US Specialty Insurance Company for renewal of the TID's commercial insurance program at a cost not to exceed \$17,131, as presented, and authorizing the Executive Director to execute required documents and pay the proposed premiums was moved by Mr. Bills, seconded by Ms. Singer, and unanimously approved.

The Board thanked Mr. Reynolds for his presentation.

■ July 2015 Financial Report {Resolution 2015-36}

Noting that Mr. Fraunfelter had joined the meeting, Mr. Meyer referred the Board to Resolution 2015-36 and financial report for July 2015 included in the Board packets.

Mr. Fraunfelter directed the Board to an entry on Page 2 of the Austin Road Fund that included a \$146,421.69 for Miami Township debt service principal and \$36,599.42 interest payment to the SIB loan payment for Byers Road. He explained that these payments are due January and July; however Miami Township pays according to their CAP schedule.

Mr. Fraunfelter noted a few smaller expenditures on Page 18 in the amount of \$65,000 related to the Freight Rail project. He also explained that the Dayton-Montgomery County Port Authority had recently received a SIB reimbursement from ODOT and that it would soon be transferred to the TID.

Following discussion and questions, adoption of Resolution 2015-36, approving the financial report for July 2015, as presented, was moved by Mr. Cluxton, seconded by Mr. Tatham, and unanimously approved.

■ Accepting Proposals & Authorizing Contracts with Path Master for Purchase of Traffic Signal Poles for SR 741/Innovation Drive Intersection {Resolution 2015-39} & Contract with Bansal Construction for Installation of Traffic Signal at SR 741/Innovation Drive Intersection {Resolution 2015-40}

Mr. Stanley referred the Board to Resolutions 2015-39 and 2015-40, accepting proposals from & authorizing contracts with Path Master and Bansal Construction for the purchase and installation of traffic signal materials for a permanent signal at the intersection of State Route 741 & Innovation Drive, based on their respective proposals, which were included in the Board packets.

Mr. Stanley explained that Resolution 2015-39 would authorize the purchase of actual traffic signal poles, mast arms, and related materials from Path Master related to the construction of the final permanent signal that the TID was obligated to construct as part of the Austin Landing projects. He explained that the TID solicited quotes from three companies of which two responded and that Path Master was the low bidder. He added that the funds would come from the Phase 2 Austin Landing Project bonds.

Mr. Stanley explained that Resolution 2015-40 would authorize a contract with Bansal Construction for the installation of the signal at SR 741 & Innovation. He noted that the TID also solicited quotes or the work from three companies of which two provided quotes and that Bansal Construction was the low bidder. He added that the lead time for the mast arms was at least 14 to 16 weeks once the order was placed. He recommended approval of both resolutions.

Following discussion, adoption of Resolution 2015-39 and 2015-40, accepting proposals from Path Master and Bansal Construction, as presented, and authorizing the Executive Director with the concurrence of the General Counsel to negotiate and enter into contracts, based on their proposals, with Path Master and Bansal Construction for the purchase and installation of traffic signal materials for a permanent signal at the State Route 741 & Innovation Drive Intersection, was moved by Mr. Bills, seconded by Ms. Singer, and unanimously approved.

■ Accepting Proposal & Authorizing Contract with Tepe Land Services for Landscaping & Fence Installation in Connection With Miamisburg Connector Trail Project {Resolution 2015-41}

Mr. Stanley referred the Board to Resolution 2015-41, accepting a proposal from and authorizing a contract with Tepe Land Services for landscaping and fence installation near the Miamisburg Connector Trail Project, copies which were included in the Board packets.

Mr. Stanley noted that the majority of the Miamisburg Connector Trail project was complete. He explained that this resolution would address the landscaping and screening that the TID committed to the City of Miamisburg for the neighboring residents after the ODOT-funded multi-use trail project was complete. He explained that Doug Tepe was a trusted contractor who had worked with the TID previously on the Dogleg Road Project. He commented that Tepe had provided superior service to the TID. Ms. Davidson, he explained, had been able to

engage Tepe early in the planning process (working from a landscape plan prepared by BWSC) and that the firm was ready to install the materials during the current planting season. Mr. Stanley explained that earmarked ODNR funds would be used to pay the project costs and would not exceed \$61,675. He added that a dedication ceremony was being planned for the trail and that many local organizations and public bodies would take part.

Following discussion, adoption of Resolution 2015-41, accepting a proposal from Tepe Land Services for landscaping and fence installation at the Miamisburg Connector Trail Project, as presented, and authorizing the Executive Director with the concurrence of the General Counsel to negotiate and execute a contract with Tepe based on that proposal, at a cost not to exceed \$61,675, was moved by Ms. Singer, seconded by Mr. Cluxton, and unanimously approved.

■ Accepting Proposal & Authorizing Agreement with IBI Group for Planning Phase of Preliminary Engineering for 70/75 Airport Logistics Access Project {Resolution 2015-42}

Mr. Stanley referred to the Board Resolution 2015-42, accepting a proposal from and approving an agreement with IBI Group for the planning phase of preliminary engineering for the 70/75 Airport Logistics Access Project, copies which were included in the Board packets.

Mr. Stanley explained that this project, which includes improvements to U.S. 40 and the Airport Access Interchange at U.S. 40, is a TRAC-funded project for preliminary engineering, detailed design, and right-of way acquisition. He explained that, after an initial scoping meeting with the Ohio Department of Transportation, IBI Group prepared a scope and fee schedule proposal to address the Planning phase of preliminary engineering for the Project in an amount not to exceed \$77,867.79. Mr. Stanley pointed out that the fee was somewhat higher than ordinary for a planning phase but that it was, in part, due to the consultant doing traffic counts and performing certified traffic estimates instead of ODOT. He further explained that he planned to meet with ODOT and local stakeholders to discuss the details of the proposal.

Mr. Stanley explained that the proposal would likely be adjusted depending on the result of the future scoping meeting but approving the proposal and authorizing negotiation and execution of an agreement would enable the project to advance rapidly.

Following discussion, adoption of Resolution 2015-39, accepting the proposal for the planning phase of preliminary engineering for the 70/75 Airport Logistics Access Project from the IBI Group, as presented, and authorizing the Executive Director with the concurrence of the General Counsel to negotiate and execute a professional services agreement with IBI, based on that proposal, comments received from local project stakeholders, and terms required by ODOT, was moved by Mr. Cluxton, seconded by Mr. Tatham, and unanimously approved.

■ Public Comments

There were no public comments.

■ **Next Meeting**

Mr. Meyer confirmed that the next Montgomery County TID Board Meeting would be held in Room 208 of the Dayton Convention Center located at 1 Chamber Plaza, Fifth & Main Streets, Dayton, OH 45402 at 2:00 PM on September 14, 2015.

■ **Executive Session**

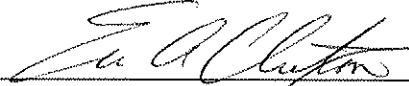
Mr. Stanley suggested that the Board recess to executive session to discuss economic development projects with the City of Dayton and the local governments at the Austin Interchange.

Ms. Singer moved that the Board recess to executive session to discuss economic development issues, as suggested by Mr. Stanley. Mr. Bills seconded the motion. Ms. Singer voted for the motion. Mr. Bills voted for the motion. Mr. Tatham voted for the motion. Mr. Cluxton voted or the motion. Mr. Meyer voted for the motion.

The Board recessed to executive session at 12:29 PM. Mr. Stanley, Ms. Gum, Mr. Collins, Ms. Shillito, Ms. Davidson, and Mr. Fraunfelder joined the Board in executive session.

■ **Adjourn**

The Board returned to open session at 1:20 PM. With no further business, Mr. Meyer adjourned the meeting at 1:20PM.



Eric Cluxton, Secretary-Treasurer

9/14/15
Date