

BOARD OF TRUSTEES  
SOUTHWEST OHIO REGIONAL TRANSIT AUTHORITY

MINUTES OF: Regular Meeting of the SORTA Board of Trustees

DATE: Tuesday, June 10, 2008, 9:50 a.m.  
The SORTA/Metro Board Room  
1014 Vine Street, Suite 2000  
Cincinnati, Ohio, 45202

BOARD MEMBERS

PRESENT: Margaret C. Gutsell; Stephan M. Louis; William L. Mallory, Sr.;  
Melody Sawyer Richardson; James Tarbell; Lamont Taylor

STAFF MEMBERS PRESENT: Marilyn G. Shazor, H. Theodore Bergh, Bill Desmond, Sallie Hilvers,  
Tim Reynolds, Donna Adkins, Perriann Allen, John Davis, Deb Drayton,  
Dave Etienne, Colin Groth, Carole Senior

OTHERS: Rich Moore, Vorys Sater Seymour & Pease; Mike Setzer, Veolia  
Transportation

**CALL TO ORDER**

Mrs. Richardson, Chair of the Board, noted the presence of a quorum and called the meeting to order.

**HEARINGS FROM CITIZENS**

Mrs. Richardson asked if there were any citizens who would like to address the board. There were none.

**APPROVAL OF MINUTES**

Dr. Gutsell moved that the minutes of the April 8, 2008, regular meeting be approved as previously mailed and Mr. Mallory seconded the motion. By voice vote, the Board unanimously approved the minutes.

**COMMITTEE REPORTS**

**JOINT OPERATIONS AND MANAGEMENT COMMITTEE AND  
PLANNING AND DEVELOPMENT COMMITTEE**

Planning and Development Committee Chair Robert W. Buechner was absent so Vice-Chair Mr. Mallory presented the action items from the combined meeting of the Operations and Management and the Planning and Development committees. The following items from the combined committee were presented to the Board:

**1. Proposed Resolution 2008-29: Ratification of Contract Execution for Voice and Data Services**

Dr. Gutsell moved for adoption and Mr. Mallory seconded the motion. This resolution awards a one-year contract for voice and data services to Cincinnati Bell Telephone at a total cost not to exceed \$114,711. The CEO or the CFO/Secretary-Treasurer is further authorized to execute the contract on behalf of SORTA.

By roll call vote the Board unanimously approved Resolution No. 2008-29.

**2. Proposed Resolution 2008-30: Long-Term Disability Insurance**

Mr. Mallory moved for adoption and Dr. Gutsell seconded the motion. This motion authorizes SORTA staff to purchase long-term disability income coverage provided by Sun Life Assurance Company at a cost of \$.32/\$100 of coverage to an annualized total of approximately \$26,400 at current salary levels. The CEO or the CFO/Secretary-Treasurer is further authorized to execute the contract on behalf of SORTA.

By roll call vote the Board unanimously approved Resolution No. 2008-30.

**3. Proposed Resolution No. 2008-31: Approval to Purchase Five Engines for Access**

Mr. Tarbell moved for adoption and Mr. Louis seconded the motion. This resolution approves the purchase of five remanufactured diesel engines from Fuller Ford at a total cost not to exceed \$33,975. The CEO or the CFO/Secretary-Treasurer is further authorized to execute the contract on behalf of SORTA.

By roll call vote the Board unanimously approved Resolution No. 2008-31.

**4. Proposed Resolution No. 2008-32: Approval to Purchase Replacement Non-Revenue Vehicles**

Mr. Mallory moved for adoption and Mr. Tarbell seconded the motion. This resolution authorizes staff to purchase five vehicles from Kerry Ford (through the ODAS contract) at \$17,049 each for a total cost not to exceed \$85,245. The CEO or the CFO/Secretary-Treasurer is further authorized to execute the contract on behalf of SORTA.

By roll call vote the Board approved Resolution No. 2008-32.

**5. Proposed Resolution No. 2008-33: Approval of Contract for Training Simulator**

Mr. Tarbell moved for adoption and Dr. Gutsell seconded the motion. This resolution approves the contract to purchase a training simulator from FAAC at a total cost not to exceed \$291,750. The resolution further authorizes the CEO or the CFO/Secretary-Treasurer to execute the contract on behalf of SORTA.

By roll call vote the Board approved Resolution No. 2008-33.

**6. Proposed Motion: Riverfest 2008 Fares**

Dr. Gutsell moved for adoption and Mr. Mallory seconded the motion. This motion approves special bus fares for the Riverfest service of \$5 round trip and \$3 one way return trip to help with safety and parking issues in the City of Cincinnati. This motion is contingent on the Federal Transit Administration's approval of an exemption to the new charter regulations for this service.

By voice vote the Board unanimously approved the motion.

**7. Proposed Motion: Appointment of Directors to Everybody Rides Metro Board**

Mrs. Richardson moved for adoption and Mr. Louis seconded the motion. This motion appoints Robert Buechner, Margaret Gutsell, William L. Mallory Sr., Michael Setzer and Lamont Taylor as directors of Everybody Rides Metro for one-year terms.

By voice vote the Board unanimously approved the motion.

**8. Proposed Resolution No. 2008-34: Approval to File Application with the Ohio Department of Transportation for Assistance Under the Ohio Elderly and Disabled Fare Assistance Program Fiscal Year 2009**

Dr. Gutsell moved for adoption and Mr. Tarbell seconded the motion. The Board hereby authorizes and directs the CEO or the CFO/Secretary-Treasurer to execute and file with the Ohio Department of Transportation on behalf of SORTA an application for a grant for the maximum amount of funds available for transit fare assistance to the elderly and disabled under the Ohio Elderly and Disabled Transit Fare Assistance Program, to furnish such additional information as the Ohio Department of Transportation may require in connection with the application, and to execute on behalf of SORTA the standard contract with the Ohio Department of Transportation for the receipt of such funds.

By roll call vote the Board approved Resolution No. 2008-34.

**9. Proposed Resolution No. 2008-35: Approval of Contract for Rebranding Buses**

Mr. Taylor moved for adoption and Mr. Mallory seconded the motion. The board awards a one-year contract to rebrand 36 buses (with an option for a second year and 36 additional buses) to Roadboardz Ads for a total cost not to exceed \$153,741.14. The resolution further authorizes the CEO or CFO/Secretary-Treasurer to execute the contract on behalf of SORTA.

By roll call vote the Board approved Resolution No. 2008-35.

**10. Proposed Motion: Proposal for Continuation of Legal Services**

Mr. Mallory moved for adoption and Mr. Taylor seconded the motion. This motion allows the CEO or her designee to negotiate and enter into an agreement with Vorys Sater Seymour and Pease to continue to serve as SORTA's legal counsel for the time period and at the rates set forth in the letter proposal from Vorys dated June 4, 2008. The motion also allows the CEO or her designee to negotiate and enter into an agreement with Dinsmore & Shohl to continue to serve as SORTA's legal counsel for the time period and at the rates set forth in the letter proposal from Dinsmore dated April 7, 2008.

By voice vote the Board unanimously approved the motion.

**11. Proposed Resolution No. 2008-36: Approval of Internal Risk Audit Consulting Contract**

Mrs. Richardson moved for adoption and Mr. Louis seconded the motion. This resolution approves an extension of the contract with Clark Schaefer Consulting for 2008, 2009 and 2010 risk audit consulting services at a total cost not to exceed \$185,000. The resolution also authorizes the CEO or the CFO/Secretary-Treasurer to execute the contract on behalf of SORTA.

By roll call vote the Board approved Resolution No. 2008-36.

**12. Proposed Motion: Approval of Contract for Legal Counsel**

Dr. Gutsell moved for adoption and Mr. Louis seconded the motion. This resolution approves a five-year contract with Peck Shaffer for legal counsel services with the first and second years' costs being fixed at a maximum amount of \$75,000. The resolution also authorizes the CEO or the CFO/Secretary Treasurer to execute it on behalf of SORTA.

By voice vote the Board unanimously approved the motion.

**Investment of Funds Report as of March 31 and April 30, 2008**

The board approved the Investment of Funds report as presented.

**Legal Counsel Statements**

There was no discussion concerning legal counsel statements.

**GENERAL MANAGER'S REPORT**

Ms. Shazor congratulated Mark Bennett and Sharon Anderson on their reelections to President/Business Agent and Financial Secretary Treasurer, respectively, of the Amalgamated Transit Union Local 627. Mr. Etienne showed a public service announcement narrated by Thane Maynard of the Cincinnati Zoo encouraging Metro ridership and to help reduce our region's carbon footprint. The PSA will begin airing on July 1.

Mrs. Richardson adjourned the meeting at 10:15 a.m.

APPROVED:

ATTESTED:

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Melody Sawyer Richardson  
Chair

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H. Theodore Bergh  
Secretary-Treasurer