

STATE OF INDIANA

BEFORE THE BOARD OF CLARK COUNTY COMMISSIONERS

RESOLUTION NO. 14 - 2010

A RESOLUTION EXPRESSING THE SENTIMENTS OF THE BOARD OF CLARK COUNTY COMMISSIONERS IN SUPPORT OF NEW AND/OR IMPROVED KENTUCKY – INDIANA BRIDGES THROUGH UTILIZATION OF A FINANCING PLAN THAT MINIMIZES TOLL CHARGES ON AREA RESIDENTS TO THE EXTENT THAT IS ECONOMICALLY PRACTICABLE.

WHEREAS, this Board of Commissioners of Clark County, Indiana (this “Board”), is the county executive body pursuant to the provisions of IC 36-2-2-2; and,

WHEREAS, this Board is all too aware that (i) the John F. Kennedy Bridge connecting Kentucky and Indiana on I-65 between Jeffersonville and Louisville is carrying a daily traffic load that substantially exceeds its design capacity, (ii) this community has engaged in planning studies for 25+ years regarding the construction of an East End Bridge that is intended to connect I-265 in Indiana to the Gene Snyder Freeway in Kentucky as the only viable method of relieving daily traffic congestion on I-65 and the Kennedy Bridge, and (iii) a Bi-State Authority has been established by legislation in both states and tasked with developing a proposed funding plan for the “Two Bridges Solution” (i.e., construction of the East End Bridge and improvements to the Kennedy Bridge and Spaghetti Junction at the intersection of I-65, I-64, and I-71) by December 31, 2010; and,

WHEREAS, this Board has been petitioned by area residents and business interests to express its position with respect to the potential use of tolling charges as a part of the proposed

financing plan for such improvements, despite the fact that this Board has no jurisdiction or control over the ultimate resolution of this issue; and,

WHEREAS, it is the position of this Board that the construction of an East End Bridge will be particularly beneficial to the interests of the citizens of Clark County as it will significantly enhance the opportunity to attract new jobs to the River Ridge Commerce Center and other areas in Clark County, and as it will provide a viable opportunity to divert traffic from I-65 and the Kennedy Bridge, which we personally observe to become a virtual parking lot on numerous daily occasions; and,

WHEREAS, in light of this Board's view that the construction of new and improved bridges interconnecting this region is vital to its continued future as a regional transportation hub, and hence to the quality of life for residents throughout the Metro Louisville – Southern Indiana Region, this Board now finds it appropriate to adopt this Resolution in order to publicly express its sentiments in this regard.

NOW, THEREFORE, BE IT RESOLVED by this Board of Clark County Commissioners as follows:

1. It is in the best interests of the citizens of Clark County, as well the residents of the Louisville Metro Area as a whole, that no public officials or bodies take any premature official action that would have the likely effect of eroding the consensus that this community has developed over 25+ years for the "Two Bridge Solution", thereby further delaying or eliminating any bridge(s) project in its entirety. Accordingly, this Board will not entertain any such action at this time, particularly given that the Bi-State Authority has yet not completed and announced its proposed funding plan for such project.

2. The general statement in paragraph 1 above having been made, this Board hereby further expresses its more particular sentiments at this point in time as follows:

a. In developing its proposed financing plan for the “Two Bridge Solution”, the Bi-State Authority should be particularly mindful of the burden that excessively high toll charges on new and/or existing Ohio River crossings would impose on area residents if the schedule of such charges is not carefully crafted to avoid such impacts;

b. As such, it is the strong recommendation of this Board that, to the extent economically practicable and permitted by applicable law, the proposed financing plan of the Bi-State Authority should wholly avoid the use of toll charges on area residents for existing Ohio River crossings or highways, and further should minimize the use of such toll charges on area residents for new Ohio River crossings and appurtenant highway improvements;

c. In expressing what this Board believes to be a reasonable toll charge on area residents for new Ohio River crossings and appurtenant highway improvements, to the extent such charges are a necessity to fund such proposed improvements, it is the sentiment of this Board that any such charges on area residents should not exceed One Dollar (\$1.00) per crossing trip; provided, however, that the setting of toll rates at or below such maximum charges for area residents does not effectively preclude the construction of at least the East End Bridge project as a stand-alone, separate project;

d. In the event that the Bi-State Authority is ultimately unable to formulate a proposed financing plan for the “Two Bridge Solution” that is consistent with the recommendations of this Board as expressed in subparagraphs 2(b) and 2(c) above, this Board further strongly recommends that the Bi-State Authority promptly determine the feasibility and proposed financing plan for constructing the East End Bridge project as a stand-alone, separate project, again with utilization of tolls on area residents to the minimum extent practicable.

3. In the event that the Bi-State Authority ultimately adopts a proposed financing plan for the “Two Bridge Solution” project that this Board finds to be adverse to the interests of the citizens of Clark County, this Board reserves the right to adopt additional ordinances or resolutions to express the objections of this Board to such proposed plan on behalf of the citizens of Clark County, Indiana.

4. Notwithstanding any provision or statement expressed above, this Board again expresses its (i) unqualified support for the construction of the East End Bridge at the earliest practicable date, and (ii) support for the construction of the proposed new I-65 Bridge, Kennedy Bridge, and Spaghetti Junction improvements, provided that the Bi-State Authority can develop a proposed financing plan that will enable such improvements to be simultaneously constructed with the East End Bridge within the financial parameters recommended by this Resolution.

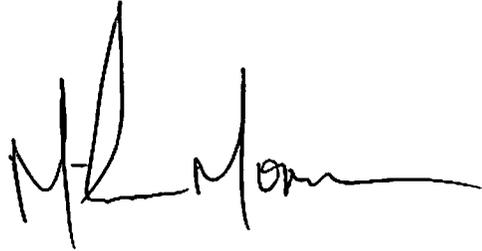
5. The Clark County Auditor is directed to forward a certified copy of this Resolution to the Bi-State Authority promptly after its adoption and execution by this Board.

6. This Resolution shall be in full force and effect upon its passage and promulgation as evidenced by the affirmative signatures of the undersigned as the majority of the duly elected and serving members of this Board.

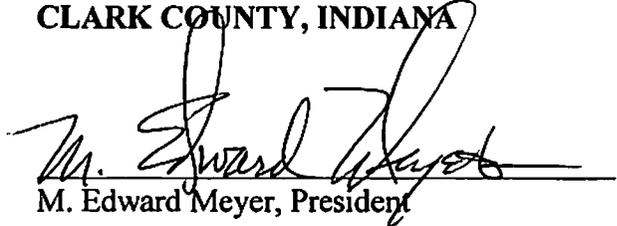
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So Resolved by this Board by a vote of 2 in favor, and 1 against, this
10th day of November, 2010.

No Tolls



**BOARD OF COMMISSIONERS OF
CLARK COUNTY, INDIANA**



M. Edward Meyer, President

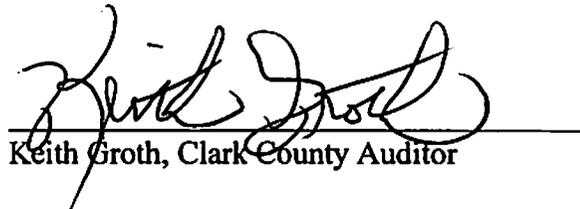
Michael G. Moore, Commissioner



Les Young, Commissioner

(SEAL)

Attested by:



Keith Groth, Clark County Auditor