

The following meetings (work session and regular meeting) were held in compliance with the Sunshine Law and The Miami Conservancy District (MCD) and Subdistrict Bylaws. The meeting information was posted on MCD's website. Miami Valley news media and individuals requesting such notification were notified of the meetings by electronic mail dated December 10, 2024. The meetings were held at MCD headquarters located at 38 East Monument Avenue in Dayton.

WORK SESSION

The work session of the Board of Directors of MCD was called to order at 10:01 a.m. by Mark G. Rentschler, President, with Beth G. Whelley, Vice President, and Michael H. van Haaren, member, present.

Members of the staff in attendance at the start of the work session: MaryLynn Lodor, General Manager/Board Secretary; Kenneth P. Moyer, Treasurer; Christina M. Pfeiffer, Executive Assistant; Shannon E. Phelps, Manager of Administration; James B. Casper, Manager, Operations and Maintenance; Ginger Clark, Manager of the Great Miami Riverway; Michael P. Ekberg, Manager of Monitoring and Analysis; Sarah Hippensteel Hall, Manager of Communications, Outreach, and Stewardship; Donald P. O'Connor, Chief Engineer; and Barry M. Puskas, Chief of Technical and Engineering Services, joined the work session at 11:03 a.m.

Legal counsel in attendance at the work session: Lee A. Slone, McMahon DeGulis LLP. MCD lobbyist, Lori Kershner of LMK Advocacy, was also in attendance.

Guests in attendance at the work session: none.

Mr. Moyer began the work session by stating that MCD was under budget in 2024 in most categories. There were not many supplemental revenue or appropriation items due to the pause in the readjustment. He then reviewed his 2025 Budget Memo with the Board.

Mr. Rentschler asked about the exemption from assessments afforded to a local arts organization. Mr. Moyer explained that their exemption expires in 2025. Ms. Lodor stated that she had a meeting scheduled with the new director and anticipated that the exemption would be one of the topics to be discussed.

Ms. Whelley asked about the Local Fiscal Recovery account proposed in the Budget Memo. Mr. Moyer explained that the account would specifically track revenue and expenditures related to the Wolf Creek Levee Improvements as required under the American Rescue Plan Act of 2021 (ARPA). MCD would create the new Fund 260 upon approval by the Board of Directors. Additional revenue under the participation agreement with the City of Dayton would also be tracked separately from the new Fund 260.

Mr. O'Connor gave an update regarding permit and lease fees. The Board of Directors was provided with a memorandum outlining the types of permits currently allowed, and the corresponding fees associated with the different types of permits. Ms. Lodor suggested that one option for the future is to have different administrative fees based on the amount of time needed to oversee the terms of the permit. Extraction permits were discussed, particularly water and

gravel extraction permit fees. Ms. Whelley stated that these changes would demonstrate MCD's willingness to diversify revenue sources.

Ms. Lodor then presented an update of the Benefit Assessment Study being conducted by Stantec Consulting Services Inc. (Stantec), and the survey conducted by Burges and Burges Strategists. Some time was spent discussing the boundaries of MCD's Official Plan and the potential of expanding the flood protection boundary from the nine counties currently included in the district to the fifteen counties that are part of the watershed. Various models are being evaluated by Stantec, including expanding the flood protection boundary.

Mr. Rentschler stated that MCD should be very careful with how we determine indirect benefits. Mr. van Haaren pointed out that there is no perfect way to change the methodology.

Mr. Rentschler then stated that Hamilton's position is that they pay a disproportionate assessment amount because they are the most southern city along the river, therefore more affected by potential flooding.

Ms. Lodor reviewed the estimated timeline of the study and the readjustment through 2027 for the Seventh Readjustment of the Appraisal of Benefits resulting in collections in 2028. Ms. Lodor stated the draft findings will be presented by Stantec in the upcoming special meeting in January. Ms. Lodor shared a schedule for an advisory committee which would kick off in early 2025 through April. It is anticipated that MCD would conduct additional outreach in May, prior to recommendation to the Board. A special meeting is tentatively scheduled for May 22, 2025, to hear the status of the advisory committee and Stantec's recommendation. The Board of Directors would hear outcomes from the public engagement and provide policy direction in advance of the annual Conservancy Court meeting in a mid-to-late summer meeting.

Mr. Rentschler asked Stantec to clarify how they determine which properties receive indirect benefits of the flood control system. He also stated that while Stantec is only presenting four options for changing the methodology, he wonders how many other options are potentially available to MCD. Ms. Whelley would like to see a table showing examples of different parcels and what they would pay under each of the four scenarios.

Ms. Lodor noted that the Muskingum approach, such as a flat rate for different property types, commercial vs. residential, etc. is one option. Mr. van Haaren suggested some scaling factor based on the size of the property or property value may be desirable, as opposed to a flat rate per parcel.

Mr. Slone reminded the Board that MCD cannot charge assessments outside the current flood protection district. The district boundary would need to be expanded to incorporate additional benefit parcels prior to assessment. Ohio law provides a way for MCD to amend the Official Plan and expand the district boundary with a Board resolution and ratification by the Conservancy Court. So far, Stantec has been working to keep assessments within the current nine counties, but indirect benefits can potentially be added based on population trends. For instance, Beavercreek does not currently pay a unit assessment, but residents of Beavercreek utilize hospitals and other amenities that are located within the current flood district boundary.

Mr. Moyer then opened discussion on the 2023 Ohio State Audit Report. Mr. van Haaren expressed his appreciation to Mr. Moyer and MCD staff for the positive report. Mr. Rentschler stated that Mr. Moyer does an extraordinary job as treasurer.

Ms. Phelps reviewed the proposed Labor Cost Allocation policy. Ms. Whelley stated she was curious to see the numbers after the policy is implemented. Mr. van Haaren stated that labor costs should be weighted to include benefits, not just salary, to provide a more accurate representation of cost allocation.

Finally, Ms. Lodor reported that Congress is expected to approve the Water Resources Development Act of 2024 soon. Included in the act is a new general investigation study that directly benefits MCD's work, including flood control, ecosystem restoration, and recreation enhancement, and determines if there is a federal interest in helping to cost share the rehabilitation of the system.

M 2024-6737

The Board of Directors, on motion by Mr. van Haaren and seconded by Ms. Whelley, unanimously adjourned the work session at 12:01 p.m.

REGULAR MEETING

The regular meeting of the Board of Directors of MCD was called to order at 12:25 p.m. by Mark G. Rentschler, President, with Beth G. Whelley, Vice President, and Michael H. van Haaren, member, present.

Members of the staff in attendance at the regular meeting: MaryLynn Lodor, General Manager/Board Secretary; James B. Casper, Manager, Operations and Maintenance; Ginger Clark, Manager of the Great Miami Riverway; Michael P. Ekberg, Manager of Monitoring and Analysis; Sarah Hippensteel Hall, Manager of Communications, Outreach, and Stewardship; Kenneth P. Moyer, Treasurer; Donald P. O'Connor, Chief Engineer; Christina M. Pfeiffer, Executive Assistant; Shannon E. Phelps, Manager of Administration; and Barry M. Puskas, Chief of Technical and Engineering Services.

Legal counsel in attendance at the regular meeting: Lee A. Slone, McMahon DeGulis LLP. MCD lobbyist, Lori Kershner of LMK Advocacy, was also in attendance.

Guests in attendance at the regular meeting: none.

MINUTES

The Minutes of the Board of Directors meetings of September 18, 2024, were provided to members of the Board for review and comment.

M 2024-6738

The Board of Directors, on motion by Ms. Whelley and seconded by Mr. van Haaren, unanimously approved the meeting minutes for September 18, 2024.

Next, Mr. Moyer presented the 2024 Revised Estimate of Receipts.

2024 REVISED ESTIMATE OF RECEIPTS

FUND NO.	FUND NAME	CURRENT ESTIMATE OF RECEIPTS	REVISED ESTIMATE OF RECEIPTS
100	Flood Protection	\$11,669,970	\$11,099,310
200	River Corridor Improvement	1,226,306	899,100
250	Aquifer Preservation	1,142,500	1,061,800
255	FEMA Assistance	-0-	-0-
275	Water Conservation	-0-	-0-
300	Debt Service	143,066	143,066
400	Dam Safety Initiative	425,716	530,715
401	FEMA Capital Projects	303,622	248,745
450	Capital Improvements	4,165,103	4,165,103
	TOTAL	\$19,076,283	\$18,147,839

M 2024-6739

The Board of Directors, on motion by Ms. Whelley and seconded by Mr. van Haaren, unanimously approved the revised estimate of receipts for 2024.

Next, Mr. Moyer presented the revised total fund appropriations and the revised personnel appropriations for 2024.

Total Fund Appropriations:

FUND NO.	FUND NAME	CURRENT APPROPRIATION	REVISED APPROPRIATION
100	Flood Protection	\$9,851,954	\$9,011,225
200	River Corridor Improvement	1,447,479	695,190
250	Aquifer Preservation	1,538,397	1,322,091
255	FEMA Assistance	-0-	-0-
275	Water Conservation	-0-	-0-
300	Dam Safety Debt Service	143,066	143,066
400	Dam Safety Initiative	4,661,764	328,653
401	FEMA Capital Projects	331,039	276,162
450	Capital Improvements	4,165,103	3,932,875
	TOTAL	\$22,138,802	\$15,709,262

Included within the operating funds (Funds 100, 200, 250, and 275) appropriation totals are chargeback expenses from MCD's internal service funds. As requested by the Auditor of State, the internal service funds are not included in the approved budgeted amounts since the chargebacks are already accounted for in the operating funds. However, the amounts are provided for the information of the Board.

Internal Service Funds – Chargeback Expenses:

FUND NO.	FUND NAME	CURRENT "BUDGET"	PROJECTED 2024 EXPENSES
600	Administration & Technology	\$1,729,126	\$1,670,376
650	Education & Outreach	302,109	295,423

Additionally, the Auditor of State requires that the Board of Directors approve personnel appropriations specifically budgeted within each fund (Funds 100, 200, 250, 275, and 401). The amounts are already included in the total fund appropriation request.

Personnel Appropriations:

FUND NO.	FUND NAME	CURRENT PERSONNEL APPROPRIATION	REVISED PERSONNEL APPROPRIATION
100	Flood Protection	\$4,764,981	\$4,036,000
200	River Corridor Improvement	266,842	247,900
250	Aquifer Preservation	548,653	599,600
255	FEMA Assistance	-0-	-0-
275	Water Conservation	-0-	-0-
300	Dam Safety Debt Service	-0-	-0-
400	Dam Safety Initiative	-0-	-0-
401	FEMA Capital Projects	26,501	960
450	Capital Improvements	-0-	-0-
	TOTAL	\$5,606,977	\$4,884,460

Amounts estimated to be spent in MCD's internal service funds for personnel expenses are included in the chargeback amounts assigned to each operating fund. The total estimated personnel expenses in the internal service funds are provided for the information of the Board.

Internal Service Funds – Personnel Expenses:

FUND NO.	FUND NAME	CURRENT PERSONNEL "BUDGET"	ESTIMATED PERSONNEL EXPENSES
600	Administration & Technology	\$951,126	\$951,126
650	Education & Outreach	142,809	135,623

M 2024-6740

The Board of Directors, on motion by Ms. Whelley and seconded by Mr. van Haaren, unanimously approved the revised total fund appropriations and the revised personnel appropriations for 2024.

Next, Mr. Moyer presented the Interim Budget Report.

INTERIM BUDGET REPORT

The MCD Interim Budget Report for the period ending November 30, 2024, was provided to the Board of Directors for review and acceptance.

M 2024-6741

The Board of Directors, on motion by Mr. van Haaren and seconded by Ms. Whelley, unanimously accepted the Interim Budget Report as of November 30, 2024. In addition, the Board of Directors ordered that a copy of the report be kept on file.

Next, Mr. Moyer presented the MCD Investment Report for the period ending November 30, 2024.

INVESTMENT REPORT

MCD has funds invested in STAR Ohio and JPMorgan Money Market fund. The interest rates as of November 30, 2024, were:

- STAR Ohio account – 4.89%.
- Money Market account with JPMorgan Bank – 5.19% (1-year historical performance as of 11/30/2024) which is consistent with a typical Government Money Market Fund Yield.
- Checking and savings accounts – 0.01%.

MCD's goal is to continue to provide the highest investment return with maximum security while meeting all liquidity and operating demands. The primary objectives of investment activities, in order of priority, will continue to be safety, liquidity, and yield.

Amounts in each of MCD's investment accounts are shown in Exhibit C of the Interim Budget Report.

Next, Mr. Moyer discussed creation of an ARPA Local Fiscal Recovery Fund.

ARPA LOCAL FISCAL RECOVERY FUND – FUND 260

On September 18, 2024, the MCD Board of Directors authorized the General Manager to enter into a cooperative agreement with the City of Dayton to accomplish design and construction of the Wolf Creek Levee Improvements. As part of that agreement, the City of Dayton has committed \$1,505,000 toward the project costs. The City of Dayton's source of these funds is American Rescue Plan Act of 2021 (ARPA) Local Fiscal Recovery Fund distributions that they received from the federal government.

As a subrecipient of the City of Dayton's funds under the ARPA federal program, MCD is required to adhere to the requirements in accounting for these funds. The program requires that a separate fund be created and maintained to account for all monies received and spent under this program.

We are requesting that the MCD Board of Directors approve the creation of Fund 260 (ARPA Local Fiscal Recovery) to account for receipt of the City of Dayton's share of project costs related to the Wolf Creek Levee Improvements and the corresponding project expenses incurred.

MCD's committed share for the project (up to \$750,000) will be budgeted and paid for from Fund 410 (MCD Capital).

M 2024-6742

The Board of Directors, on motion by Ms. Whelley and seconded by Mr. van Haaren, unanimously approved the creation of Fund 260 (ARPA Local Fiscal Recovery) to account for receipt of ARPA monies from the City of Dayton and to pay for corresponding project expenses incurred.

Next, Mr. Moyer discussed the creation of a new capital fund.

MCD CAPITAL – FUND 410

As a result of the new capital assessment approved by the MCD Board of Directors and the Conservancy Court in 2024 (for 2025 collection), a new fund is required to be created to account for all financial activity related to the capital program. This is necessary since the corresponding MCD capital special assessments are restricted to the purposes outlined in the approvals.

We are requesting that the MCD Board of Directors approve the creation of Fund 410 (MCD Capital).

M 2024-6743

The Board of Directors, on motion by Mr. Rentschler and seconded by Ms. Whelley, unanimously approved the creation of Fund 410 (MCD Capital) to account for financial activity related to the MCD Capital program that was approved in 2024.

Next, Mr. Moyer presented the 2025 Estimate of Receipts.

2025 ESTIMATE OF RECEIPTS

The Board is requested to approve the 2025 estimate of receipts as presented.

FUND NO.	FUND NAME	ESTIMATED RECEIPTS
100	Flood Protection	\$11,004,141
200	River Corridor Improvement	1,231,306
250	Aquifer Preservation	1,192,250
255	FEMA Assistance	-0-
260	ARPA Local Fiscal Recovery	1,177,819
275	Water Conservation	-0-
300	Dam Safety Debt Service	286,132
400	Dam Safety Initiative	150,000
401	FEMA Capital Projects	-0-
410	MCD Capital	2,850,000
450	Capital Improvements	-0-
	TOTAL ALL PROGRAMS	\$17,891,648

M 2024-6744

The Board of Directors, on motion by Mr. Rentschler and seconded by Mr. van Haaren, unanimously approved the proposed 2025 estimate of receipts.

Next, Mr. Moyer presented the 2025 appropriations.

2025 APPROPRIATIONS

The Board is requested to approve the total fund appropriations and the personnel appropriations for 2025, as presented.

Total Fund Appropriations:

FUND NO.	FUND NAME	TOTAL APPROPRIATIONS
100	Flood Protection	\$9,719,148
200	River Corridor Improvement	1,588,967
250	Aquifer Preservation	1,332,765
255	FEMA Assistance	-0-
260	ARPA Local Fiscal Recovery	1,177,819
275	Water Conservation	-0-
300	Dam Safety Debt Service	286,132
400	Dam Safety Initiative	4,659,562
401	FEMA Capital Projects	-0-
410	MCD Capital	1,625,900
450	Capital Improvements	-0-
TOTAL ALL PROGRAMS		\$20,390,293

Included within the operating funds (Funds 100, 200, and 250) appropriation totals are chargeback expenses made from MCD's internal service funds. Internal service funds are not included in the table since the chargebacks are already accounted for in the operating funds. However, the amounts are provided for the information of the Board.

Internal Service Funds – Chargeback Expenses:

FUND NO.	FUND NAME	TOTAL BUDGETED EXPENSES
600	Administration & Technology	\$1,988,894
650	Education & Outreach	397,675

Additionally, the Auditor of State requires that the Board of Directors approve personnel appropriations specifically budgeted within each fund. The following amounts are already included in the total fund appropriation request.

Personnel Appropriations:

FUND NO.	FUND NAME	PERSONNEL BUDGET
100	Flood Protection	\$4,364,287
200	River Corridor Improvement	249,258
250	Aquifer Preservation	502,911
255	FEMA Assistance	-0-
260	ARPA Local Fiscal Recovery	-0-
275	Water Conservation	-0-
300	Dam Safety Debt Service	-0-
400	Dam Safety Initiative	-0-
401	FEMA Capital Projects	-0-
410	MCD Capital	300,000

450	Capital Improvements	-0-
	TOTAL ALL PROGRAMS	\$5,416,456

Amounts estimated to be spent in MCD's internal service funds for personnel expenses are included in the chargeback amounts assigned to each operating fund. The total personnel expenses estimated in the internal service funds are provided for the information of the Board.

Internal Service Funds – Personnel Expenses:

FUND NO.	FUND NAME	ESTIMATED PERSONNEL EXPENSES
600	Administration & Technology	\$940,544
650	Education & Outreach	230,375

M 2024-6745

The Board of Directors, on motion by Ms. Whelley and seconded by Mr. van Haaren, unanimously approved the proposed 2025 total fund appropriations and authorize the General Manager to enter into any necessary obligations, agreements or contracts for the purposes provided for within these appropriations.

M 2024-6746

The Board of Directors, on motion by Mr. van Haaren and seconded by Ms. Whelley, unanimously approved the proposed 2025 personnel appropriations as budgeted, including a compensation adjustment effective pay date January 23, 2025. Additionally, the Board authorizes the General Manager to consider a mid-year increase not to exceed the budgeted appropriations.

Next, Mr. Moyer presented information regarding the OWDA Loan payments due in 2025.

TRANSFER OF FUNDS – OWDA LOAN DEBT SERVICE

FUND	TITLE	DESCRIPTION	AMOUNT
100	Flood Protection	Transfer Out	\$286,132
300	Debt Service	Transfer In	\$286,132

This transfer is necessary to cover the debt service payments due during 2025 for the total amount of \$286,132. The debt service payments are related to a loan obtained from the Ohio Water Development Authority (OWDA) in 2023 for the Lockington Left Wall Phase 1 project. This transfer will ensure the fund balance in Debt Service (Fund 300) does not fall below zero during 2025. This transfer will not be effective until January 1, 2025, as the first payment in 2025 on the OWDA Loan is due January 1, 2025.

M 2024-6747

The Board of Directors, on motion by Ms. Whelley and seconded by Mr. van Haaren, unanimously approved the requested transfer of funds from Flood Protection (Fund 100) to Debt Service (Fund 300) for the amount of \$286,132.

Next, Mr. Moyer reported that the Auditor of the State of Ohio conducted an audit of The Miami Conservancy District's financial statements for fiscal year 2023. A copy of the final Audit Report was provided to the Board of Directors for their review.

Next, Ms. Phelps presented a new MCD policy regarding labor cost allocation for capital projects.

M 2024-6748

The Board of Directors, on motion by Ms. Whelley and seconded by Mr. van Haaren, unanimously approved the following financial policy:

Labor Cost Allocation for Capital Projects

Eligible labor costs directly related to the planning, design, project management, construction and inspection of capital projects may be allocated to the respective accounting fund related to the project.

1. Definitions:

- **Capital Project:** Any approved capital project from MCD's capital plan that results in the acquisition, installation, or enhancement of a long-term asset.
- **Labor Costs:** Costs incurred for internal staff, such as engineering, design, and project management labor, that directly contribute to the development or enhancement of flood protection or recreational assets.

2. Eligible Labor Costs for Allocation to Capital Projects:

- **Qualifying Activities:** Labor costs may be allocated to a capital project if they are directly attributable to:
 - Engineering, planning, and design activities for a capital project.
 - Project management activities related to overseeing and implementing capital projects.
 - Construction, installation, or inspection tasks that support the completion of capital assets.
- **Excluded Activities:** Routine repairs, maintenance, management or other general activities that do not improve or extend the life of the flood protection or recreational assets are classified as operational expenses and are not eligible for allocation to capital projects.

3. Tracking and Recording Labor Costs:

- **Account Codes:** All capital projects must be charged to a specific account code in the time-tracking and accounting systems to capture capitalizable labor hours.
- **Time Allocation:** Employees working on capital projects must allocate their time to the appropriate account codes.
- **Supervisory Approval:** Project managers must review and approve labor costs charged to their respective projects.

4. Responsibilities:

- Accounting Department: Responsible for maintaining accurate records pertaining to payroll, labor costs charged to capital project funds and budgeted versus actual costs.
- Project Managers: Ensure that labor hours and associated costs are correctly allocated and approve labor charges for their projects.
- Employees: Accurately allocate their time to appropriate account codes when working on capital projects.

Next, Mr. Moyer presented information regarding the annual grant funding resolution.

RESOLUTION OF AUTHORIZATION—GRANT FUNDING APPLICATIONS

The following resolution has been prepared for consideration of the Board. It authorizes the General Manager, on behalf of The Miami Conservancy District and its Subdistricts, to make application for grant funding during the year of 2025 from a variety of sources, including state and federal agencies and private foundations. A resolution of authorization from the Board of Directors is required for most grant applications.

Pre-approval of this resolution from the Board of Directors often streamlines the grant writing process and allows staff to work more efficiently on grant applications.

M 2024-6749

The Board of Directors, on motion by Mr. Rentschler and seconded by Mr. van Haaren, unanimously adopted the following resolution:

R 2024-1939

RESOLUTION OF AUTHORIZATION TO APPLY FOR GRANT FUNDING

WHEREAS, The Miami Conservancy District and its Subdistricts are working throughout the Miami Valley to reduce the risk of flooding; improve water quality; enhance stream and river corridors; and build recreational amenities and trails; and

WHEREAS, federal agencies including, but not limited to, the Economic Development Administration (EDA), the U.S. Environmental Protection Agency (USEPA), the Federal Emergency Management Agency (FEMA), and the U.S. Army Corps of Engineers (USACE), administer financial assistance for these purposes; and

WHEREAS, state agencies including, but not limited to the Ohio Department of Transportation (ODOT), the Ohio Department of Natural Resources (ODNR), Ohio Environmental Protection Agency (Ohio EPA), and Ohio Emergency Management Agency (OEMA) administer financial assistance for these purposes; and

WHEREAS, regional agencies including, but not limited to, Metropolitan Planning Organizations (MPOs) administer financial assistance for these purposes; and

WHEREAS, non-profit organizations including, but not limited to, community foundations administer financial assistance for these purposes; and

WHEREAS, The Miami Conservancy District and its Subdistricts desire financial assistance awarded by these agencies.

THEREFORE, be it resolved by The Miami Conservancy District and its Subdistricts as follows:

1. That the Board of Directors authorizes the General Manager to make applications for and enter into any commitments necessary to obtain grant funds from agencies and organizations including, but not limited to, EDA, USEPA, FEMA, USACE, ODOT, ODNR, Ohio EPA, OEMA, MPOs, and community foundations.
2. That The Miami Conservancy District and its Subdistricts agree to provide local match funds for projects and will obligate funds required to satisfactorily complete the proposed project(s) and become eligible for reimbursement under the terms and conditions of the funding agency.
3. That the grants applied for under this resolution are subject to Board of Directors ratification.
4. All formal actions of this Board concerning and relating to the passage of this Resolution were taken in an open and public meeting of this Board and deliberations of this Board and of any committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements.
5. This Resolution shall be in full force and effect at the earliest date allowable by law and shall remain in full force and effect throughout all of calendar year 2025.

Next, Ms. Lodor reviewed the 4th Quarter Management Report with the Board of Directors. Mr. van Haaren expressed appreciation for the report and the amount of work that goes into creating it. Mr. Rentschler would like to see a visual representation of the number of hours spent on tasks like sinkhole repair, concrete rehab, homeless camp removals etc. The task dashboard from the MCD Maintenance Web Application was shown and certain features discussed which may satisfy that request. Mr. Rentschler stated it would be valuable to convey how many projects or work orders we complete each year.

MCD staff is still looking for an appropriate location for the Hamilton Garage. Hamilton has given permission for the existing garage to stay in the current location through 2025.

Mr. Rentschler brought up work crew safety, and Mr. Casper briefly discussed plans to change the way work zones are set up so that at least two maintenance crew staff are on any work site and no one is working alone.

Mr. Rentschler also asked about drift removal, particularly in Hamilton where there are some trees that have been stuck for a couple of years. Mr. Casper talked about contracting for underwater chainsaw work as a possibility in the future.

Ms. Clark discussed the economic impact of the Great Miami Riverway. Oxford Economics completed a study on tourism economics in 2023 and found the economic impact of tourism was \$1.2 billion for the region. Ms. Clark also reflected on the Passport program and its success. There were approximately 40 businesses participating in the program up and down the Riverway. Mr. Rentschler mentioned the new Anthony Wayne Hotel in Hamilton as a potential partner for the Riverway.

Ms. Lodor then quickly reviewed the Conservancy Court entries filed in 2024:

**In Case No. 36847
The Miami Conservancy District**

February 26, 2024

Entry appointing Judge Barbara P. Gorman (Ret.) to serve as magistrate for exceptions.

February 26, 2024

Order confirming assessments upon the report of the Board of Directors of The Miami Conservancy District that on January 11, 2024, it levied an assessment for a total amount of \$34,500,000.00, to pay costs of the continued execution of The Miami Conservancy District's official plan, including the design and construction of certain improvements associated with The Miami Conservancy District's flood control system of levees, dams, channels, and facilities and the replacement or rehabilitation of structures throughout said flood control system.

February 26, 2024

Entry and Order appointing Joseph P. Kelley to The Miami Conservancy District Board of Appraisers to fill the vacancy created due to the resignation, effective November 30, 2023, of Robert A. Harris.

February 26, 2024

Entry and Order Setting a Meeting of the Conservancy Court for July 26, 2024.

February 26, 2024

Judgment Entry recognizing Robert A. Harris for his service as a Member of the Board of Appraisers for more than 21 years.

March 22, 2024

Notice of Filing of Revised Appraisal Record of Benefits. The Revised Appraisal Record of Benefits was filed in Butler, Hamilton, Miami, Montgomery and Warren counties. (rescinded at the May 3, 2024, Board of Directors meeting)

April 16, 2024

Notice of Filing of the Secretary's Affidavit stating that the notice by publication of the readjustment of benefits was included in newspapers of general circulation in Hamilton, Butler, Warren, Miami and Montgomery counties, advising property owners of the right to file exceptions on or before April 24, 2024.

April 18, 2024

Order granting additional time to file exceptions to the 2024 Revised Appraisal Record of Benefits extended until and including May 3, 2024.

April 19, 2024

Notice of Filing of the transcript of the Conservancy Court meeting held on February 9, 2024.

May 10, 2024

Order rescinding the Revised Appraisal Record of Benefits previously filed in Butler, Hamilton, Miami, Montgomery and Warren counties on March 22, 2024.

May 13, 2024

Notice of Filing of Order rescinding the Revised Appraisal Record of Benefits previously filed in Hamilton County on March 22, 2024.

May 15, 2024

Notice of Filing of Order rescinding the Revised Appraisal Record of Benefits previously filed in Miami County on March 22, 2024.

May 15, 2024

Notice of Filing of Order rescinding the Revised Appraisal Record of Benefits previously filed in Warren County on March 22, 2024.

June 4, 2024

Notice of Filing of Order rescinding the Revised Appraisal Record of Benefits previously filed in Butler County on March 22, 2024.

July 12, 2024

Notice of Filing of the 2023 Annual Report.

July 18, 2024

Notice of change of meeting location for the July 26, 2024, annual meeting of the Conservancy Court.

August 7, 2024

Judgment Entry accepting and approving the Board of Directors Annual Report for fiscal year 2023.

August 7, 2024

Entry and Order accepting the appointment of Mary Wiseman as the duly appointed judge, replacing Judge Denise L. Cross, to serve on the Conservancy Court representing Montgomery County, Ohio.

August 7, 2024

Entry and Order authorizing the 2025 and beyond assessments collection for Operations and Maintenance (Regular Maintenance, Piqua Race Street Pump Station, Owl Creek Addition, and Holes Creek Watershed Addition) at a rate of 0.0335, with Miller Ditch proceeding unchanged from its previous rate of 0.0095.

August 7, 2024

Judgment Entry recognizing the Honorable Denise L. Cross, Montgomery County, for her many years of service to the Conservancy Court.

October 31, 2024

Transcript filed of the Conservancy Court meeting held on July 26, 2024.

**In Case No.105912
The Water Conservation Subdistrict of The Miami Conservancy District**

July 12, 2024

Notice of Filing of the 2023 Annual Report.

August 9, 2024

Judgment Entry accepting and approving the Board of Directors Annual Report for fiscal year 2023.

**In Case No. 94 4414
The Aquifer Preservation Subdistrict of The Miami Conservancy District**

July 12, 2024

Notice of Filing of the 2023 Annual Report.

August 7, 2024

Judgment Entry accepting and approving the Board of Directors Annual Report for fiscal year 2023.

**In Case No. 99 2243
The River Corridor Improvement Subdistrict of The Miami Conservancy District**

July 12, 2024

Notice of Filing of the 2023 Annual Report.

August 7, 2024

Judgment Entry accepting and approving the Board of Directors Annual Report for fiscal year 2023.

FUTURE BOARD MEETINGS

The Board members set the following dates for the 2025 regular meetings of the Board of Directors of The Miami Conservancy District:

Wednesday, March 12, 2025

Wednesday, June 25, 2025

Wednesday, September 10, 2025

Wednesday, December 17, 2025

In addition, the Board members set the following dates in 2025 for two special meetings of the Board of Directors of The Miami Conservancy District:

Thursday, January 23, 2025

Thursday, May 22, 2025

EXECUTIVE SESSION

The Board of Directors adjourned to Executive Session, on motion by Mr. Rentschler and seconded by Ms. Whelley, for the purposes of considering pending or imminent court action as allowed by Ohio Revised Code Section 121.22(G)(3). Upon roll call, the vote was as follows: Mr. Rentschler, aye; Ms. Whelley, aye; and Mr. van Haaren, aye. The Executive Session began at 1:20 p.m.

Staff members present at the Executive Session were: MaryLynn Lodor, General Manager/Board Secretary.

Legal Counsel present at the Executive Session: Lee A. Slone, McMahon DeGulis LLP.

A motion to exit the Executive Session was made and moved by Mr. van Haaren and seconded by Mr. Rentschler. The motion passed with Mr. Rentschler and Mr. van Haaren both voting aye. Ms. Whelley departed the meeting before the motion to exit executive session was made.

The meeting returned to open session at 1:34 p.m.

M 2024-6750

The Board of Directors, on motion by Mr. van Haaren and seconded by Mr. Rentschler, approved an agreement with McMahon DeGulis, with Lee Slone as primary counsel, in accordance with Ohio Revised Code 6101.12, and authorized the President of the Board of Directors to execute the agreement. The motion passed with Mr. Rentschler and Mr. van Haaren both voting aye. Ms. Whelley departed the meeting before the motion was made.

ADJOURN

There being no further business, the meeting was adjourned on motion by Mr. Rentschler and seconded by Mr. van Haaren at 1:41 p.m.

ATTEST:


MaryLynn Lodor
General Manager/Board Secretary

APPROVED:


Mark G. Rentschler
President