STEVEN L. BESHEAR
GOVERNOR

EXECUTIVE ORDER

Secretary of State
Frankfort
Kentucky

2009-774
August 17, 2009

RELATING TO ESTABLISHMENT OF THE KENTUCKY/LOUISVILE METRO GOVERNMENT OHIO RIVER BRIDGES PROJECT NEGOTIATION WORK GROUP

WHEREAS, on June 24, 2009, the Kentucky General Assembly during the 2009 Extraordinary Session enacted Sections 75 through 98 of House Bill 3, which was signed into law by Governor Steven L. Beshear on July 26, 2009 (hereinafter "House Bill 3"), to establish a structure for the construction, operation, financing, and oversight of significant transportation projects between the Commonwealth of Kentucky and the State of Indiana, such as the Ohio River Bridges Project, through the creation of the Kentucky Public Transportation Infrastructure Authority (the "State Authority") and provisions for the establishment of bi-state authorities which would be responsible for financing, constructing, and operating projects mutually beneficial to both states; and

WHEREAS, the Louisville/Jefferson County Metro Government Council (the "Council") is authorized, pursuant to Section 80, subsection 2(a) of House Bill 3, to request the Mayor of Louisville Metro and the Governor of the Commonwealth of Kentucky to appoint a group of Kentucky members to negotiate with a similar group from the State of Indiana for the purpose of proposing the creation of a bi-state authority to finance, construct, and operate the Ohio River Bridges Project; and

WHEREAS, on July 30, 2009, the Council adopted R-127-07-09, a Resolution requesting the Mayor of the Louisville/Jefferson County Metro Government and the Governor of the Commonwealth of Kentucky to appoint a delegation of Kentucky residents to negotiate an agreement with representatives of the state of Indiana for the creation of a bi-state authority for the purpose of financing, constructing, and operating the proposed Ohio River Bridges project in Louisville Metro, and Clark County, Indiana; and

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WHEREAS, the Governor and the Mayor, after consideration, consultation and due deliberation, have reached an agreement concerning the establishment and appointment of a work group delegation of Kentucky residents to negotiate an agreement with representatives of the state of Indiana for the creation of a bi-state authority for the purpose of financing, constructing, and operating the proposed Ohio River Bridges project:

NOW, THEREFORE, I Steven L. Beshear, Governor of the Commonwealth of Kentucky, under the authority vested in me by KRS 12.029 do hereby Order and Direct the following:

1. There is hereby created and established the Kentucky/Louisville Metro Government Ohio River Bridges Project Negotiation Work Group ("Work Group") which shall be responsible for negotiating with a similar group from the state of Indiana for the purpose of proposing the creation of a bi-state authority composed of members from both states, recognized under the laws of both states, and existing for the purpose of financing, constructing, and operating a project or projects mutually beneficial to both states. The Work Group shall be attached to the Kentucky Transportation Cabinet for administrative purposes.

2. Members of the Work Group shall report to the Governor and the Mayor of Louisville/Metro government on or before September 15, 2009.

3. The Chair of the Work Group shall be elected from among the membership by the Work Group members. Members of the Work Group shall serve without compensation, except that they may be reimbursed reasonable and necessary travel expenses incurred in the discharge of their duties, subject to administrative regulations promulgated by the Finance and Administration Cabinet.

4. I hereby appoint the following to serve as members of the Work Group:

Mike Hancock
State Highway Engineer
Kentucky Transportation Cabinet
200 Mero Street
Frankfort, KY 40601

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Secretary of State
Frankfort
Kentucky

Lori Flanery
Deputy Secretary
Finance and Administration Cabinet
Capitol Annex
Frankfort, KY 40601

Benjamin K. Richmond
President/CEO
Louisville Urban League
1535 West Broadway
Louisville, KY 40203

Joseph F. Reagan
President &CEO
Greater Louisville Inc.
Metro Chamber of Commerce
614 West Main Street, Ste 6000
Louisville, KY 40202

David W. Nicklies
President & CEO
Nicklies & Co., Inc.
6060 Dutchmans Lane, Suite 110
Louisville, KY 40205

Please issue commissions to them.

STEVEN L. BESHEAR, GOVERNOR
Commonwealth of Kentucky

TREY GRAYSON
Secretary of State

RECEIVED AND FILED

DATE 8/17/09

TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY

BY R. Adler