

CAPITAL IMPROVEMENT BOARD OF MANAGERS
OF MARION COUNTY, INDIANA
Minutes of Meeting
Monday, June 8, 2009

A meeting of the Capital Improvement Board of Managers of Marion County, Indiana ("Board") was held on Monday, June 8, 2009 in Room 109 of the Indiana Convention Center.

Present were Robert T. Grand, Patrick J. Early, Robert E. Cockrum, Douglas R. Brown, Dorothy A. Henry, Craig Huse, Jay K. Potesta, John D. Short, and Donald P. Welsh, Ex-Officio.

Others present included Barney Levensgood, Executive Director, Dixie Gough, Controller, W. Tobin McClamroch, General Counsel, Bingham McHale LLP, James Wallis and Bill Benner, ICVA, Dan Emerson and Mark Wuellner, Bose McKinney & Evans, Jayme VanHorn, CPA, IUPUI MBA Program, Mitchel Hendrickson, IUPUI MBA Program, George Mavrelis, Marion County Democratic Party, Becky Smith, Unite Here, Tamara Zahn, IDI, Jack Woodside, ICCLOS, Lou Gerig and Robert Gildea, Sease Gerig & Associates, and members of the media.

Mr. Grand began by thanking those in attendance for coming to this meeting.

The Minutes of April 13, 2009 were presented, and upon a motion by Ms. Henry, which was seconded by Mr. Huse, were approved.

The Minutes of May 1, 2009, were also presented. Before approval, Mr. Brown said he wished to clarify that although he was listed as "present," he was not in attendance at this meeting, and asked that this change be made. With that clarification, and upon a motion by Mr. Potesta, which was seconded by Mr. Huse, the Minutes of May 1, 2009 were approved.

The next item to come before the Board was that of Financial Issues. Mr. Grand stated that the staff has been working on these matters, and implementing ideas, where appropriate.

Next, Mr. Levensgood told the Board that staff had been approached by Saks Fifth Avenue, regarding the possible use of a likeness of Lucas Oil Stadium in a snow globe which the retailer would be selling during the 2009 holiday season. No Lucas Oil Stadium logo would be used. In order for Saks to proceed, however, Board approval was needed. In answer to a question posed to Mr. Levensgood, he emphasized his certainty that the venture would be a "commercial one" for Saks, which has multiple

retail outlets in several other states besides Indiana, with no monies from the sale of the globes going to charitable causes. Mr. Levengood said he was looking for "an approval to allow Saks to go forward with this project, and to formulate a policy for the future." Saying that he thought this venture would be a good marketing move, Mr. Welsh asked Mr. Levengood if he thought that in return for the Board's permission, Saks might be willing to give 50-100 snow globes to the ICVA, in order to make them available to major customers. Mr. Levengood agreed, and said he would pursue this suggestion with Saks. Then, upon a motion by Mr. Brown, which was seconded by Mr. Short, the Board approved this request, with Mr. Grand noting that he would be abstaining on this matter.

Mr. McClamroch advised the Board that he would be speaking about a matter which did not appear on the Agenda, but about which an Agreement had just been reached. He then presented the "Distributed Antenna System Carrier License Agreement," by and between the Capital Improvement Board and New Cingular Wireless PCS, LLC. The Agreement pertains to a Distributed Antenna System ("DAS") at Lucas Oil Stadium. The initial term of this Agreement will be for five (5) years, at an annual fee of \$59,904 per year. This Agreement is similar to the CIB's Agreements with Sprint, Verizon and AT&T. Upon a motion by Mr. Potesta, which was seconded by Mr. Brown, the Board approved this Agreement, with Ms. Henry noting that she would be abstaining on this matter.

In the absence of a regularly scheduled Board meeting in May, approval of the May Claims was achieved via Fax Transmission. Therefore, Ratification of the May 2009 Claims was presented to the Board at this time, and included the following:

Capital Improvement Board of Managers:

Operating Expense Voucher #472G	\$	1,910,473.06
Confirming Operating Expense Voucher #472A		447,003.95
Confirming Operating Expense Voucher #471B		427,138.49
Cultural Tourism Funding Voucher #72T		<u>181,598.00</u>
Total:	\$	2,966,213.50

Upon a motion by Mr. Brown, which was seconded by Ms. Henry, the Board ratified approval of the May Claims, with Mr. Grand noting his abstention on this matter.

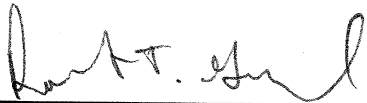
Claims for the month of June 2009 were presented to the Board, and included the following:

Capital Improvement Board of Managers:

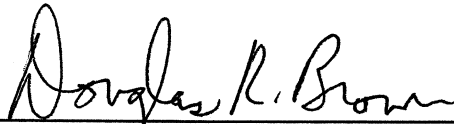
Operating Expense Voucher #473G	\$	529,332.59
Addl. Operating Expense Voucher #473A		<u>117,941.37</u>
Total:	\$	647,273.96

Mr. Brown moved approval of the June Claims. Upon a second to his motion by Ms. Henry, the Claims for the month of June were approved, with Mr. Grand noting his abstention on this matter.

Mr. Grand asked if there was any additional business to come before the Board at this time, and there was none. He then asked if there were any comments on behalf of the public to be heard at this time and, there being none, Mr. Grand declared that the meeting was adjourned.



Robert T. Grand, President
THE CAPITAL IMPROVEMENT BOARD
OF MANAGERS
OF MARION COUNTY, INDIANA



Douglas R. Brown, Secretary
THE CAPITAL IMPROVEMENT BOARD
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