



Colorado Springs • El Paso County • Manitou Springs • Green Mountain Falls • Ramah

PPRTA Board Meeting Minutes

Wednesday, December 9, 2009 – 1:30 p.m.

Pikes Peak Area Council of Governments Main Conference Room

MEMBERS PRESENT

City of Colorado Springs

Vice Mayor Larry Small, Chair
Councilmember Jan Martin
Mayor Lionel Rivera

El Paso County

Commissioner Sallie Clark, Vice Chair
Commissioner Dennis Hisey
Commissioner Wayne Williams

City of Manitou Springs

Councilmember Marc Snyder (Alternate)

Town of Green Mountain Falls

Mayor Tyler Stevens

Town of Ramah

Trustee Pamela Smith

MEMBERS ABSENT

City of Manitou Springs

Mayor Eric Drummond

OTHERS PRESENT

Staff of Member Governments and Citizens

PIKES PEAK RTA STAFF PRESENT

Mr. Rob MacDonald, PPRTA Board Secretary
Mr. Rick Sonnenburg, Program/Contracts Manager
Ms. Beverly Majewski, Financial Manager
Mr. Ed Icenogle, PPRTA Counsel
Ms. Jacquelyn Puett, Recording Secretary

1. Call to Order/Establish a Quorum

City of Colorado Springs Director Small established a quorum and called the meeting to order at 1:33 p.m.

2. Approval of the Agenda

El Paso County Director Hisey made a motion to approve the agenda, as presented. El Paso County Director Clark seconded the motion. The motion passed by unanimous vote.

3. Resolution of Appreciation for City of Manitou Springs Director Eric Drummond

Town of Green Mountain Falls Director Stevens made a motion to approve the Resolution of Appreciation for City of Manitou Springs Director Drummond. El Paso County Director Clark seconded the motion.

City of Colorado Springs Director Small then read the resolution aloud to the Board. Board members spoke appreciatively of Director Drummond's contribution to the Pikes Peak region. The motion to approve the resolution passed unanimously.

4. Public Comment Period for Items Not on the Agenda

There were none.

5. Approval of the November 12, 2009, Regular Meeting Minutes

El Paso County Director Williams made a motion to approve the November 12, 2009, meeting minutes. Town of Green Mountain Falls Director Stevens seconded the motion. The motion passed by unanimous vote.

6. Citizen Advisory Committee Monthly Report

Ms. Jan Doran, Chair of the Pikes Peak RTA Citizen Advisory Committee, presented the highlights from December's meeting. There were no questions or comments.

7. Financial Reports

Ms. Beverly Majewski, Pikes Peak RTA Financial Manager, presented the financial reports. The PPRTA received \$5,223,545 in October Sales and Use Tax receipts, which was \$660,744 or 14% over the amended monthly budget and 3% below the original budget. Year-to-date actual figures compared to budget were \$1,225,250 above budget and 9.11% below last year's actual revenue.

8. Executive Session

In accordance with the Colorado Open Meetings Act, El Paso County Director Williams made a motion to retire into Executive Session for the purpose of receiving legal counsel [C.R.S. 24-6-402 (4)(b)]. Town of Green Mountain Falls Director Stevens seconded the motion. The motion passed unanimously.

The Board of Directors retired into Executive Session at 1:47 p.m.

The Executive Session ended at 2:25 p.m. and the Board reconvened at 2:29 p.m.

9. City of Colorado Springs Request for Reimbursement of City Employees for FY 2010

Ms. Beverly Majewski, Pikes Peak RTA Financial Manager, recommended implementation of the procedures outlined in her memo to the Board, for the purpose of establishing internal controls should the Board desire to approve the City's request for reimbursement of City employees for FY 2010.

Mr. Cam McNair, City Engineer, City of Colorado Springs, presented the City's request for reimbursement of City staff for FY 2010 for the purpose of managing projects currently in the PPRTA Capital program.

Mr. McNair outlined in detail what the reimbursement funds would be allocated for and stressed the importance of the PPRTA program and the likelihood that some PPRTA projects will not be completed if the City cannot be reimbursed approximately \$1.2 million for 20.5 full-time City employees.

Mr. Tom Peterson, Director of Colorado Asphalt and Pavement Association, Mr. Scott Barnhart, PBS&J, Mr. Eric Smith, Matrix Design Group, and citizens Mel Hough and Ann Devere offered their public comments.

After a lengthy discussion, City of Colorado Springs Director Rivera made a motion to approve the PPRTA Capital project funds, not to exceed \$1.2 million dollars and 20.5 FTE's in total, to reimburse the City of Colorado Springs for PPRTA Capital project management and support costs as a temporary, stop-gap measure in 2010. The reimbursement shall be based on actual hours worked on PPRTA Capital projects, hourly rates not to exceed those shown in the billable rates sheet that was provided as an attachment, the conditions listed in the agenda packet for the Board, Items I and II concerning the monthly invoices and how they are done and the requirement, which is already covered in the motion, for employee positions, fringe benefits, maximum full time equivalents, maximum annual dollar amounts and in a contractual relationship. City of Manitou Springs Director Snyder seconded the motion.

Citizen Ron Murphy commented on the proposed motion.

The motion did not pass with a vote of 4-5, with El Paso County Director Hisey, Town of Green Mountain Falls Director Stevens, El Paso County Director Clark, El Paso County Director Williams and Town of Ramah Director Smith opposing the motion.

10. FY 2010 Budget Public Hearing and Approval of Budget

City of Colorado Springs Director Small opened the public hearing for the FY 2010 Budget. There were no questions or comments from the public. City of Colorado Springs Director Small closed the public hearing.

El Paso County Director Williams made a motion to approve the specialized transit allocation of \$310,000, to be allocated to the four entities as shown on the November 4, 2009, memo presented to the Board. El Paso County Director Hisey seconded the motion. The motion passed by unanimous vote.

El Paso County Director Williams made a motion to allow the repayment for the \$1.1 million advance to the City from the maintenance reserve to be continued until 2011. El Paso County Director Clark seconded the motion. The motion passed by unanimous vote.

El Paso County Director Williams made a motion to approve the FY 2010 Budget, including appropriation of the funds set forth therein and in accord with the motions and actions that were taken today. El Paso County Director Clark seconded the motion. The motion passed by unanimous vote.

11. 2009 Capital, Maintenance and Public Transportation Contracts

A. City of Colorado Springs

Mr. Cam McNair, City Engineer, City of Colorado Springs, requested approval of the following contracts:

- 1) Multiple Vendors, Capital and Maintenance (City/PPRTA Contract Extensions): \$ N/A
- 2) Nolte Associates, Maintenance (PPRTA Roadway Maintenance Program): \$826,075.44
- 3) CMS, Inc., Capital (Roadway Safety and Traffic Operations): \$102,575.03 (\$61,685.69 PPRTA Portion)
- 4) US Roads, Capital (Roadway Safety and Traffic Operations): \$224,298.94

- 5) URS, Capital (Hancock Avenue Bridge over T-Gap Floodway): \$799,770.00
- 6) Blue Ridge Construction, Capital (Fillmore and El Paso Street Intersection Improvements): \$312,951.00 (\$112,951 PPRTA Portion)
- 7) Stewart Title of Colorado, Capital (Vincent Drive Extension): \$650,000.00

Mr. McNair withdrew the City's request for contracts 4, 5 and 6.

El Paso County Director Williams made a motion to approve contracts 1, 2, 3 and 7. El Paso County Director Clark seconded the motion. The motion passed by unanimous vote.

B. El Paso County

Ms. Jennifer Irvin, El Paso County Public Services Department, requested approval of the following contracts:

- 1) Tri-State Generation and Transmission Association, Inc., Capital (Hodgen Road Corridor): \$215,436.00
- 2) URS Corporation, Capital (Hodgen Road Corridor): \$65,000.00

Ms. Irvin noted that the PPRTA Board's approval would be subject to the Board of County Commissioners' approval the following day on December 10, 2009.

El Paso County Director Clark made a motion to approve the contracts subject to the Board of County Commissioners' approval. City of Manitou Springs Director Snyder seconded the motion. The motion passed by unanimous vote.

12. Administrative Actions and Reports

A. PPRTA Attorney's Hourly Rates for 2010

Mr. Rick Sonnenburg, Pikes Peak RTA Program/Contracts Manager, requested the Board review the Icenogle Norton law firm's hourly rates for CY 2010 and, if the rates are agreeable, approve them.

El Paso County Director Williams made a motion to approve the PPRTA Attorney's hourly rates for CY 2010. El Paso County Director Hisey seconded the motion. The motion passed unanimously.

B. Draft Revision to CAC ByLaws

Mr. Rick Sonnenburg, Pikes Peak RTA Program/Contracts Manager, reviewed a draft revision to the CAC Bylaws regarding excused absences in limited health situations, as presented in an attachment to the Board.

El Paso County Director Williams made a motion to adopt the revision to the CAC Bylaws, provided in an attachment, to allow excused absences in limited health situations. El Paso County Director Clark seconded the motion.

Upon further discussion by the Board, it was determined that the revision was unnecessary.

El Paso County Director Williams made a motion to postpone the motion indefinitely. El Paso County Director Hisey seconded the motion. The motion to postpone passed by unanimous vote.

C. Board Appointments and Administrative Actions

Mr. Rick Sonnenburg, Pikes Peak RTA Program/Contracts Manager, requested the Board appoint an Ad Hoc Committee to review the applications for the open Citizen Advisory Committee At-Large Alternate seat. El Paso County Director Williams, El Paso County Director Clark, City of Manitou Springs Director Snyder and Town of Green Mountain Falls Director Stevens were selected as members of the Committee.

D. Distribution Options for the CY 2009 Annual Report to the Citizens

City of Colorado Springs Director Rivera made a motion to approve the use of the Citizen Advisory Committee's recommended Option #8 to distribute the CY 2009 Annual Report to the Citizens, as presented in the memo to the Board. El Paso County Director Clark seconded the motion. The motion passed unanimously.

13. Other Reports

A. Quarterly Reports from Member Governments

This was an information item. There were no questions or comments.

B. City of Colorado Springs Monthly Change Order and Property Acquisition Report

This was an information item. There were no questions or comments.

C. El Paso County Monthly Change Order and Property Acquisition Report

This was an information item. There were no questions or comments.

D. City of Colorado Springs Transit Services Monthly Update

Ms. Sherre Ritenour announced that Mr. Craig Blewitt will become the interim Transit Manager for Mountain Metropolitan Transit upon her departure in late December.

14. PPRTA Member Announcements

City of Colorado Springs Director Small announced the City's reappointment of himself, Director Rivera and Director Martin to the Pikes Peak RTA Board for the year 2010.

15. Adjournment

City of Colorado Springs Director Small adjourned the meeting at 4:34 p.m.