



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

CITIZEN ADVISORY COMMITTEE

Wednesday, January 5, 2011 – 1:30 p.m.

Pikes Peak Area Council of Governments Main Conference Room

MEMBERS PRESENT

El Paso County HAC

Mr. Steve Hicks
Mr. Scott Turner
Mr. Brian L.A. Wess

Citizen-at-Large Alternates

Ms. Ann DeVere
Mr. Mitch Christiansen

Colorado Springs CTAB

Mr. Jim Egbert
Mr. John Nuwer

Town of Green Mountain Falls

Mr. Robert McArthur

Citizen-at-Large

Mr. Tom Harold, Chair
Mr. Tom Rogers, 1st Vice Chair
Mr. David Chestnutt
Mr. Donald Feigel, **2nd Vice Chair**
Ms. Bev Johnson

Town of Ramah

Ms. Cindy Tompkins
Mr. Dennis Carpenter

City of Manitou Springs

Ms. Amy Filipiak

MEMBERS ABSENT

Colorado Springs CTAB

Mr. Rich O'Connell

Town of Green Mountain Falls

Mr. Howard Price

City of Manitou Springs

Mr. Ray Ferguson

OTHERS PRESENT

Staff of Member Governments and Citizens

PIKES PEAK RTA STAFF PRESENT

Mr. Rick Sonnenburg, Program/Contracts Manager
Ms. Beverly Majewski, Financial Manager
Ms. Jacquelyn Puett, Recording Secretary

1. Call to Order

Chair Tom Harold established a quorum, called the meeting to order at 1:30 p.m., and read the objectives of the Pikes Peak Rural Transportation Authority Citizen Advisory Committee.

2. Approval of the Agenda

Mr. Donald Feigel moved to approve the agenda as presented. Mr. Tom Rogers seconded the motion. The motion passed unanimously.

3. Selection of Officers

Pursuant to the Citizen Advisory Committee's By-Laws, the Committee elected the following individuals to serve as officers for the year 2011:

Mr. Donald Feigel made a motion, seconded by Mr. John Nuwer, to nominate Mr. Tom Harold to serve as Chair of the Committee for the year 2011. The motion passed by majority vote, with Mr. Harold abstaining.

Mr. Donald Feigel made a motion, seconded by Mr. Steve Hicks, to nominate Mr. Tom Rogers to serve as First Vice Chair of the Committee for the year 2011.

Ms. Ann Devere made a motion to nominate Mr. Scott Turner to serve as First Vice Chair of the Committee for the year 2011. Mr. Scott Turner expressed appreciation for Ms. Devere's nomination but respectfully declined due to being a new member of the Committee.

Chair Tom Harold called for the vote on Mr. Feigel's motion to nominate Mr. Rogers as First Vice Chair of the Committee. The motion passed by a majority vote, with Mr. Rogers abstaining.

Mr. Tom Rogers made a motion, seconded by Mr. Scott Turner, to nominate Mr. Donald Feigel to serve as Second Vice Chair of the Committee for the year 2011. The motion passed by a majority vote, with Mr. Feigel abstaining.

4. Public Comment Period for Items Not on the Agenda

Mr. Ray Krueger, Green Cities Coalition Transportation Working Group, invited the public and Committee members to attend the upcoming Future of Regional Transit Study meeting, to be held in Falcon, District 49 Administration Center, on Friday, January 7, 2010, from 1 to 3 p.m. Also, on the same evening, January 5, 2010, Transportation Commissioner Les Gruen will be addressing the Green Cities Coalition Transportation Working Group at City Hall.

Mr. Mitch Christiansen stated for the record that he witnessed seven PPRTA trucks and 26 employees working on a signal at El Paso Street, north of Fillmore. He would like the City to investigate the matter.

Mr. Robin Kidder, Acting City Engineer, City of Colorado Springs, stated that he would look into the matter and provide a report back to the Board of Directors.

5. Approval of the December 1, 2010, Regular Meeting Minutes

Ms. Beverly Johnson moved to approve the December 1, 2010, meeting minutes. Mr. Donald Feigel seconded the motion. The motion passed unanimously.

6. Financial Reports

Ms. Beverly Majewski, Pikes Peak RTA Financial Manager, presented the monthly report. The PPRTA received \$5,585,551 in October sales and use tax, which was \$422,448 or 8% above the amended monthly budget. Year-to-date actual was \$2,414,706 or 4.68% above the same period last year.

7. 2010 Capital, Maintenance, and Public Transportation Contracts

A. City of Colorado Springs Capital Projects Request for Line Item Transfer

Mr. Robin Kidder, Acting City Engineer, requested approval of a capital line item funds transfer to the Austin Bluffs Interchange at Union Boulevard project (PPRTA Project No. 2). The Austin Bluffs actual project cost requires an additional \$200,000 of PPRTA Capital Funds above the line item budget for this project. These additional project costs are due to a claim filed against the project and the resulting court order.

Mr. Kidder explained that while constructing the Austin Bluffs Interchange at Union Boulevard, the pavement section was paid by the tons of asphalt delivered to the project and placed. The quantity of asphalt on the project was the specific item in dispute with the contractor. The City felt that the contractor did not adhere to strict quality control measures when laying the sub-grade, resulting in an excessive amount of asphalt being used. A more detailed explanation was included in the construction claim payment request that was being presented to the PPRTA CAC and Board for approval.

The City has completed the Fillmore/El Paso Street Improvements project (PPRTA Project No. 39) and final totals indicate a budget remaining of \$132,320. The City is requesting this entire amount be transferred from the Fillmore/El Paso Street Improvements project to the Austin Bluffs Interchange at Union Boulevard project. In addition, the bid recently received on the Vincent Drive Bridge and Extension (Phase I) project came in 23% below the engineer's estimate. The City is requesting \$67,680 be transferred from the Vincent Drive Bridge at Cottonwood Creek project (PPRTA Project No. 30) to the Austin Bluffs Interchange at Union Boulevard project. The City is requesting the combined total of \$200,000 be transferred in order to fund and finalize the Austin Bluffs Interchange at Union Boulevard project as described above.

Mr. Brian L.A. Wess asked if the City is able to appeal the judge's decision. Mr. Kidder stated he conferred with the City Attorney who advised against an appeal. Also, the City hired an outside attorney, an appeals attorney, who also advised against appealing the judge's decision.

Ms. Cindy Tompkins inquired about the amount of interest included in the dollar figure.

Mr. Don Feigel asked if the City intended to enhance its inspection services and quality control monitoring in order to avoid similar scenarios in the future. Mr. Kidder confirmed that it is the City's intent to do so.

Mr. Scott Turner asked Mr. Kidder to elaborate on the most efficient way to measure asphalt.

Mr. Mitch Christiansen stated, in his experience, the City, State, or Federal inspectors should also be responsible for the inspection of sub-grade preparation.

Mr. David Chestnutt advised the City to take full advantage of the warranty items provided by the contractor if quality control on the sub-grade preparation was an issue on the project.

Ms. Ann DeVere asked who is responsible for paying the Attorney's fees, the City or the PPRTA. Mr. Kidder stated the City is responsible for payment of the Attorney's fees.

Mr. Don Feigel made a motion, seconded by Mr. Brian L.A. Wess, to approve a positive recommendation to the Board for the capital line item transfer outlined in detail above. The motion passed unanimously.

B. City of Colorado Springs

Mr. Robin Kidder, Acting City Engineer, requested approval of the following five contracts:

- 1) Multiple, Capital and Maintenance (City/PPRTA Annual Contracts): Task Orders not to exceed \$100,000
- 2) Tezak Heavy Equipment, Maintenance (Bridge Repair and Maintenance Program): \$49,310.22
- 3) Precision Concrete Cutting, Maintenance (Curb/Gutter/Sidewalk Program): \$27,880.00
- 4) Speedy Demolition, Capital (Vincent Drive Extension): \$60,330.00
- 5) Clerk of the El Paso County District Court, Capital (Austin Bluffs Interchange at Union Boulevard): \$374,475.00 (PPRTA Portion)

Mr. Brian L.A. Wess made a motion, seconded by Mr. Scott Turner, to approve a positive recommendation to the Board for the five contracts. The motion passed unanimously.

C. El Paso County

Ms. Jennifer Irvine, El Paso County Engineering Staff, requested approval of the following four contracts:

- 1) URS Corporation, Capital (Hodgen Road – Contract Amendment): \$65,023.00
- 2) Ban, LLC, Capital (Marksheffel Road – Property Acquisition): \$134,205.00
- 3) Ideal Concrete Company, Maintenance (Concrete Surface Drainage – Contract Renewal): \$700,000.00
- 4) Schmidt, Maintenance (Laying Hot Mix Asphalt Pavement – Contract Renewal): \$4,000,000.00

Mr. John Nuwer made a motion, seconded by Mr. Brian L.A. Wess, to approve a positive recommendation to the Board of Directors for the four contracts. The motion passed unanimously.

8. Member Government and Other Reports

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

This was an information item.

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

This was an information item.

C. City of Colorado Springs Transit Services Monthly Update

Mr. David Menter, Mountain Metropolitan Transit (MMT), Transit Services Division, presented the monthly report, including statistics on Front Range Express (FREX), local routes, and Ute Pass Express. Mr. Menter also gave a briefing on the ongoing Future of Regional Transit Study and recent FASTER funding grants received from the State.

9. Administrative Actions and Reports

A. Report of Recent Board Actions

This was an information item. There were no questions.

B. Allocation of Additional \$100,000 for Specialized Transportation Providers

Mr. Rick Sonnenburg, Pikes Peak RTA Program/Contracts Manager, stated the Board of Directors voted to add \$100,000 from Metro Transit's PPRTA reserves to be allocated to three of the four specialized transportation providers currently funded by the Pikes Peak RTA. Since the City of Colorado Springs budgeted an additional \$15,000 from their General Fund for Community Intersections to meet a request by Mr. Joe Vaccaro, the Board designated the additional \$100,000 for the other three providers, Fountain Valley Senior Services, Silver Key, and Disability Services/Amblicab. The Board also voted to allow the RTA CAC and CCOST to make a recommendation as to how the funds should be allocated between the three providers.

Mr. Donald Feigel, as a representative of Fountain Valley Senior Services, stated that he was authorized by the three service providers to recommend the following allocations: \$54,000 for Silver Key Senior Services, \$36,000 for Disability Services/Amblicab, and \$10,000 for Fountain Valley Senior Services. These percentages were based on the original unmet needs presentation made by the providers at earlier Board and CAC meetings. The Committee stressed the need for the CCOST to review and approve the allocations before the Board of Director gives final approval.

Mr. John Nuwer made a motion, seconded by Mr. Jim Egbert, to approve a positive recommendation to the Board for the proposed allocations presented by Mr. Don Feigel on behalf of the three service providers, with the stipulation that the CCOST approve them as well at their next scheduled meeting. The motion passed by a majority vote, with Mr. Scott Turner and Mr. Don Feigel abstaining.

C. Draft Annual Report of CAC Activities

Mr. Brian L.A. Wess made a motion, seconded by Mr. Donald Feigel, to approve the Annual Report of CAC Activities for presentation to the Board of Directors. The motion passed unanimously.

D. Monthly Report from the Public Outreach Subcommittee

The Committee began a review of the two-page white paper outline discussing options for the possible renewal of the Capital portion of the PPRTA. Topics of discussion included ballot measure date options, cost options and possible funding sources, possible impacts, if any, of the recent revisions to the RTA law, which other governments might want to join, the need to develop a Capital projects list, and a possible change in the percentage requested for capital projects. The discussion will continue during the February CAC meeting.

E. Staff Field Review Report

This was an information item.

10. Communications

There were none.

11. Adjournment

Chair Tom Harold adjourned the meeting at 3:54 p.m.