



Colorado Springs    El Paso County    Manitou Springs    Green Mountain Falls    Ramah

**BOARD OF DIRECTORS - REGULAR MEETING AGENDA**  
**Wednesday, October 14, 2015 – 1:30 p.m.**  
**PPACG Lower Level Conference Room**

**El Paso County Directors**

**Commissioner Peggy Littleton, Vice Chair**  
 Commissioner Dennis Hisey  
 Commissioner Amy Lathen  
 Commissioner Sallie Clark (Alternate)  
 Commissioner Darryl Glenn (Alternate)

**City of Manitou Springs Directors**

Mayor Marc Snyder  
 Mayor Pro Tem Coreen Toll (Alternate)

**City of Colorado Springs Directors**

**Council President Merv Bennett, Chair**  
 Councilmember Larry Bagley  
 Councilmember Bill Murray  
 Councilmember Don Knight (Alternate)  
 Councilmember Keith King (Alternate)

**Town of Green Mountain Falls Directors**

Mayor Pro Tem Tyler Stevens  
 Mayor Lorrie Worthey (Alternate)

**Town of Ramah Directors**

Mayor Dennis Carpenter  
 Trustee Nancy Sotomayor (Alternate)

	AGENDA ITEM	ACTION
1	<b>Call to Order / Establish a Quorum</b>	
2	<b>Approval of the Agenda</b>	<b>Approve</b>
3	<b>Public Comment Period for Items Not on the Agenda</b>	<b>Public Comment</b>
4	<b>Approval of the Minutes from September 9, 2015 Regular Meeting <input checked="" type="checkbox"/></b>	<b>Approve</b>
5	<b>Citizen Advisory Committee Monthly Report <input checked="" type="checkbox"/></b>	<b>Accept</b>
6	<b>Financial Reports</b> <b>A. Monthly Financial Reports</b> <b>B. FY 2016 Budget: Receive Draft Budget and Set Public Hearing Date <input checked="" type="checkbox"/></b>	<b>A. Information</b> <b>B. Approve</b>
7	<b>2015 Capital, Maintenance and Public Transportation Contracts</b> <b>A. City of Colorado Springs <input checked="" type="checkbox"/></b>	<b>A. Approve</b>
8	<b>Other Reports</b> <b>A. City of Colorado Springs Transit Services Monthly Update <input checked="" type="checkbox"/></b> <b>B. City of Colorado Monthly Change Order and Property Acquisition Report <input checked="" type="checkbox"/></b> <b>C. Monthly Status Report of Remaining "A" List Capital Projects <input checked="" type="checkbox"/></b>	<b>A. Information</b> <b>B. Information</b> <b>C. Information</b>
9	<b>Administrative Actions and Reports</b> <b>A. Legal Services Contract with Icenogle Seaver Pogue <input checked="" type="checkbox"/></b> <b>B. Appointment/Reappointment Process for Citizen Advisory Committee <input checked="" type="checkbox"/></b> <b>C. Staff Field Review Report <input checked="" type="checkbox"/></b>	<b>A. Approve</b> <b>B. Approve</b> <b>C. Information</b>
10	<b>Executive Session:</b> In accordance with the Colorado Open Meetings Act, the Board, in Open Session, is to determine whether it will hold an Executive Session pursuant to C.R.S. 24-6-402 (4) (b) and 24-6-402 (4) (e) for the purposes of conferencing with an attorney to receive legal advice on specific legal questions and determining positions relative to matters that may be subject to negotiation, developing strategy for negotiations, and instructing counsel in connection with litigation regarding collection of Sales/Use tax. The Chair shall poll the Board members, and upon affirmative vote of two-thirds of the members present, may hold a Closed Executive Session. If a two-thirds affirmative vote for the Executive Session is not received, the item may be discussed in Open Session or withdrawn from consideration.	<b>Approve</b>
11	<b>Consider Actions in Response to Declaratory Judgment Action</b>	<b>Approve</b>
12	<b>PPRTA Member Announcements</b>	<b>Information</b>
13	<b>Adjournment</b>	<b>Information</b>



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**PPRTA Board Meeting Minutes**

**Wednesday, October 14, 2015 – 1:30 p.m.**

**Pikes Peak Area Council of Governments Main Conference Room**

**MEMBERS PRESENT**

**City of Colorado Springs**

**Councilmember Merv Bennett, Chair**

Councilmember Bill Murray

Councilmember Larry Bagley

**Town of Ramah**

Mayor Dennis Carpenter

**El Paso County**

Commissioner Amy Lathen

**Commissioner Peggy Littleton, Vice-Chair**

**City of Manitou Springs**

Mayor Marc Snyder

**Town of Green Mountain Falls**

Mayor Pro Tem Tyler Stevens

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**MEMBERS ABSENT**

**El Paso County**

Commissioner Dennis Hisey

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**OTHERS PRESENT**

Staff of Member Governments and Citizens

**PIKES PEAK RTA STAFF PRESENT**

Mr. Rob MacDonald, Secretary

Mr. Rick Sonnenburg, Program/Contracts Manager

Ms. Beverly Majewski, Financial Manager

Mr. Ed Icenogle, Legal Counsel

Ms. Jennifer Ivey, Legal Counsel

**1. Call to Order/Establish a Quorum**

Director Bennett established a quorum and called the meeting to order at 1:30 p.m.

**2. Approval of the Agenda**

There was a motion by Director Littleton, seconded by Director Snyder, to approve the agenda as presented. The motion carried unanimously.

### 3. Public Comment Period for Items not on the Agenda

There were none.

### 4. Approval of the Minutes from the September 9, 2015 regular meeting

Director Littleton made a motion, seconded by Director Lathen, to approve the minutes as presented. The motion carried unanimously.

### 5. Citizen Advisory Committee Monthly Report

Mr. Jim Godfrey, Chair of the PPRTA CAC, presented highlights from the September meeting. Director Snyder made a motion, seconded by Director Murray, to accept the report as presented.

### 6. Financial Reports

#### A. Monthly Financial Reports

Ms. Beverly Majewski, Pikes Peak RTA Financial Manager, presented the financial reports. The PPRTA received \$7,606,216 in Sales and Use Tax receipts for August, which was \$283,693 or 3.9% above the amended monthly budget and 6.5% above the same period in 2014.

#### B. FY 2016 Budget: Receive Draft Budget and Set Public Hearing Date

Ms. Majewski requested that the Board officially receive the draft FY 2016 Budget and approve a motion to set the Public Hearing for the regular Board meeting on December 9, 2015 at 1:30 p.m.

Director Littleton made a motion, seconded by Director Bagley, to approve the request as stated above. The motion carried unanimously.

### 7. 2015 Capital, Maintenance, and Public Transportation Contracts

#### A. City of Colorado Springs

City Engineering Staff, requested a positive recommendation for the following contracts:

- 1) URS Corporation, Capital – PPRTA I and II (Woodmen Road Widening Project (PPRTA Capital Project Nos. 3 and 3929007): \$1,576,440.00
- 2) EWS Steel Aggregate LLC, Maintenance (2015 PPRTA/City of Colorado Springs Chip Seal Program): \$250,000.00
- 3) Felsburg, Holt and Ullevig, Capital – PPRTA I and II (Las Vegas & Royer UPRR Crossing Relocation Project): \$449,722.00
- 4) Aztec General Contractors, LLC, Capital – PPRTA II (Chelton Road Improvements Project): \$132,532.34 PPRTA / \$264,424.61 CDBG
- 5) Chiddix Brothers, Maintenance (Union Blvd Repairs): \$142,500.00

Director Snyder made a motion, seconded by Director Bagley to approve the contracts. The motion carried unanimously.

### 8. Other Reports

#### A. City of Colorado Springs Transit Services Monthly Update

Mr. Craig Blewitt, Transit Division Manager, provided the monthly update, including ridership statistics for fixed-route, ADA, and vanpool services. A riders' training video had been produced and it was being presented to educate students on how to ride transit at the Pikes Peak Community College locations. MMT won a first place award for marketing and promotions from the American Public Transportation Association. He also provided updates on the Fall service changes and Summer Haul Pass ridership statistics were also discussed.

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

This was an information item.

### C. Monthly Status Report of Remaining “A” List Capital Projects

This was an information item.

## 9. Administrative Actions and Reports

### A. Legal Services Contract with Icenogle Seaver Pogue

Mr. Rick Sonnenburg, Pikes Peak RTA Program/Contracts Manager, presented for the Board’s consideration the approval of the legal services contract extension with the Icenogle Seaver Pogue law firm for the calendar year 2016. The changes in rates for 2016 were available for review.

Director Bagley made a motion, seconded by Director Littleton, to approve the legal services contract extension for the calendar year 2016 with the revised hourly rates. The motion carried unanimously.

### B. Reappointment Process for Citizen Advisory Committee

Mr. Sonnenburg reviewed the details for reappointing CAC members and for filling a regular Citizen-at-Large vacancy due to a term-limit expiration. There was a consensus by the Board members to fill the regular Citizen-at-Large seat with current Citizen-at-Large alternate members if they apply. Director Snyder made a motion, seconded by Director Murray, to wait for applications from At-Large alternates, then allow the Board’s Ad Hoc Committee to make a recommendation to the full Board at the November or December meeting. The motion carried unanimously.

### C. Staff Field Review Report

This was an information item.

## 10. Executive Session

There was a motion by Director Lathen, seconded by Director Littleton, to go into executive session in accordance with the Colorado Open Meetings Act for the purposes of conferencing with an attorney to receive legal advice on specific legal questions and to determine positions relative to matters that may be subject to negotiation, developing strategy for negotiations, and instructing counsel in connection with litigation regarding collection of Sales/Use tax. The individual Board members were polled and all responded positively to entering into the executive session. Director Lathen’s motion carried unanimously.

The executive session began at approximately 2:08 p.m. ended at approximately 2:56 p.m.

## 11. Consider Actions in Response to Declaratory Judgment Action

There was a motion by Director Bagley, seconded by Director Murray, to direct the Board’s attorneys to answer the legal complaint presented to the PPRTA, to file a counterclaim and to give permission to address the standing issue. The motion carried unanimously.

## 12. PPRTA Member Announcements

## 13. Adjournment

Director Bennett adjourned the public meeting at 3:04 p.m.