



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

PPRTA Board Meeting Minutes

Wednesday, June 13, 2012 – 1:30 p.m.

Pikes Peak Area Council of Governments Main Conference Room

MEMBERS PRESENT

City of Colorado Springs

Councilmember Jan Martin, Vice Chair

Councilmember Val Snider

Councilmember Angela Dougan

El Paso County

Commissioner Dennis Hisey, Chair

Commissioner Peggy Littleton

Commissioner Amy Lathen

City of Manitou Springs

Mayor Marc Snyder

Town of Green Mountain Falls

Trustee Tyler Stevens

Town of Ramah

Mayor Pro Tem Keith McCafferty

MEMBERS ABSENT

None

OTHERS PRESENT

Staff of Member Governments and Citizens

PIKES PEAK RTA STAFF PRESENT

Mr. Rick Sonnenburg, Program/Contracts Manager

Ms. Beverly Majewski, Financial Manager

Mr. Ed Icenogle, PPRTA Legal Counsel

Ms. Jennifer Ivey, PPRTA Legal Counsel

1. Call to Order/Establish a Quorum

El Paso County Director Hisey established a quorum and called the meeting to order at 1:30 p.m.

Town of Green Mountain Falls Trustee Tyler Stevens announced that he was designated by the Town of Green Mountain Falls as a primary representative on the Pikes Peak RTA Board. Trustee Howard Price will serve as an alternate representative for the Town.

2. Approval of the Agenda

El Paso County Director Hisey announced, for the convenience of citizens, the Board might take public comment on Item 10G sometime earlier in the agenda.

There was a motion by El Paso County Director Littleton, seconded by City of Colorado Springs Director Snider, to approve the agenda including the possible agenda revision mentioned by Director Hisey. The motion passed unanimously.

3. Public Comment Period for Items not on the Agenda

Mr. Jack Beuse requested the PPRTA address drainage issues on the northeast side of Struthers Road from Gleneagle to Northgate.

Ms. Barbara Barker expressed her enthusiasm in having access to the Mountain Metro Transit and Metro Mobility services and discussed possible expansion of the service.

4. Approval of the Minutes from the May 14, 2012, Regular Meeting

There was a motion by Town of Green Mountain Falls Director Stevens, seconded by El Paso County Director Littleton, to approve the minutes as presented. The motion passed unanimously.

5. FY 2011 Audit Presentation

Mr. Kyle Logan, Logan and Associates, presented the results of the audit of the PPRTA's financial statements as of and for the year ended December 31, 2011. The firm did not make any adjustments to the Authority's financial figures and did not encounter any significant issues with accounting policies or management. The Authority received an "unqualified" or "clean" opinion.

City of Colorado Springs Director Dougan arrived at the meeting at 1:39 p.m.

6. Citizen Advisory Committee (CAC) Monthly Report

Mr. Tom Harold, Chair of the PPRTA CAC, presented highlights from the committee's June meeting.

7. Financial Reports

Ms. Beverly Majewski, Pikes Peak RTA Financial Manager, presented the reports. The PPRTA received \$6,173,341 in April sales and use tax receipts, which was \$541,695 or 9.6% above the monthly budget. Year-to-date actual figures were \$1,163,723 above the 2012 budget and 6.96% above the same period in 2011.

City of Colorado Springs Director Dougan departed the meeting at 1:56 p.m.

8. FY 2012 Budget Amendment

A. City of Colorado Springs Request for Line Item Transfer from 30th Street Corridor to Roadway Safety and Traffic Operations

Mr. Mike Chavez, City Engineering, requested a budget surplus of \$40,749 from the 30th Street Corridor Safety Improvement Project be transferred to the Roadway Safety and Traffic Operations to be used for additional capital needs.

Approval of this request was included with Item 8B.

B. City of Colorado Springs Request for Line Item Transfer from South Metro/Proby Parkway to Hancock Avenue Bridge and Fillmore Street Corridor

Mr. Mike Chavez, City Engineering, requested a funds transfer of \$850,000 from the South Metro Accessibility (Proby Parkway Phase 1) Project as follows: \$250,000 to the Hancock Avenue Bridge Project and \$600,000 to the Fillmore Street Corridor Project.

El Paso County Director Littleton made a motion, seconded Town of Ramah Director McCafferty, to approve the line item transfer requests. The motion passed unanimously.

C. First Amendment to the FY 2012 Budget: Receive Draft Amendment and Set Public Hearing Date

Ms. Beverly Majewski, Pikes Peak RTA Financial Manager, provided an overview of the first amendment to the 2012 budget and requested the Board set a Public Hearing date for July 11, 2012, at 1:30 p.m.

The 2011 actual tax revenue was under the amended budget by \$896,324. Interest revenue was \$17,687 over budget and there was an additional \$530,005 of Transit fare box revenue. Administrative savings in 2011 were \$81,340 which will be allocated to Transit, Maintenance, and Capital in 2012.

City of Manitou Springs Director Snyder made a motion, seconded by Town of Green Mountain Falls Director Stevens, to set a public hearing date for July 11, 2012, 1:30 p.m., for the proposed 2012 budget amendment.

9. 2012 Capital, Maintenance, and Public Transportation Contracts

A. City of Colorado Springs

Mr. Mike Chaves, City Engineering Staff, and Mr. Bard Lower, City Streets Division, requested approval of the following four contracts:

- 1) Even Preisser, Capital (Roadway Safety and Traffic Operations): \$359,777.00 (\$269,777 PPRTA Portion)
- 2) Ennis Traffic, Maintenance (Citywide Safety and Traffic Operations): \$83,325.00
- 3) High Sierra, Maintenance (Curb / Gutter / Sidewalks): \$107,500.00 (Not to Exceed)
- 4) Environmental Abatement SW, Capital (Fillmore Street Corridor Improvements): \$520.00

Town of Ramah Director McCafferty made a motion, seconded by El Paso County Director Littleton to approve the four contracts. The motion passed unanimously.

B. El Paso County

Mr. Andre Brackin, County Engineer, requested approval of the following contract:

- 1) URS, Capital (Meridian Road – North - Phase 2): \$284,335.00

El Paso County Director Littleton made a motion, seconded by City of Colorado Springs Director Snyder, to approve the contract. The motion passed unanimously.

10F and 10G – Public Comment

El Paso County Director Hisey allowed for public comment on these items prior to the scheduled executive session. Mr. Jack Beuse recommended “extension of the existing tax” to be included as part of the ballot language. Citizen Ray Krueger recommended using the language “a new tax to extend a list of projects” in the ballot. There were no other comments.

10. Other Reports

A. City of Colorado Springs Transit Services Monthly Update

Mr. Craig Blewitt, Transit Services Division Manager, City of Colorado Springs, presented the monthly report, including reviewing the City Council vote to continue the FREX service for the next 12 months.

City of Colorado Springs Director Dougan returned to the meeting at 2:35 p.m.

A lengthy discussion arose on the FREX service, including the service’s annual funding gap, the possibility of the Colorado Department of Transportation absorbing the service, cost-cutting strategies, potential shutdown costs associated with the service, clarification on whose tax dollars pay for the service, and alternate solutions for continuing the service.

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

This was an information item.

C. Quarterly Reports from Member Governments

This was an information item.

D. PPRTA Member Announcements

Town of Green Mountain Falls Director Stevens announced his community’s annual pig roast on June 21, 2012.

City of Manitou Springs Director Snyder discussed his community's new shuttle service.

10F and 10G – Public Comment

El Paso County Clerk & Recorder Wayne Williams discussed critical issues, recommended keeping the ballot language as similar to the original language as possible, and commented on the success of the program and the low administrative costs.

Mr. Bill Koerner, Trails and Open Space, spoke about extending the existing TOPS program as it parallels the PPRTA and recommended adopting the language that had been proposed “without raising additional taxes.”

E. Executive Session

In accordance with the Colorado Open Meetings Act, the Board, in Open Session, determined that it would hold an executive session pursuant to C.R.S. 24-6-402 (4) (b) for the purpose of receiving legal advice relating to 1) constitutional and statutory compliance matters, 2) matters under the Authority's establishing IGA, and 3) interpretation of the establishing IGA and comprehensive IGA.

Town of Green Mountain Falls Director Stevens made a motion, seconded by City of Colorado Springs Director Snider, to approve entering into the closed executive session. The motion passed unanimously.

The executive session began at approximately 3:24 p.m. and ended at approximately 5:39 p.m.

PPRTA legal counsel stated, for the record, that no decisions were made during the executive session.

F. Capital Renewal Projects List and Draft Amended Establishing IGA

City of Manitou Springs Director Snyder made a motion, seconded by El Paso County Director Lathen, to approve the draft project list and draft amended IGA as presented by legal counsel.

El Paso County Director Hisey said that the Board recognized that the project list might be altered by the member governments.

PPRTA legal counsel clarified that the Board was approving the draft amended establishing IGA for referral to the member jurisdictions with some specific changes to the language as included in the Board packet.

The friendly amendment was accepted and the motion passed unanimously.

G. Draft Capital Renewal Ballot Measure Language

PPRTA legal counsel read into the record a June 5, 2012, draft PPRTA Capital renewal tax extension version modified draft ballot measure for the Board's consideration.

El Paso County Director Lathen noted that this was a draft form; if this was accepted by this Board, this was a working document and that the intention of the motion was to make everything as clear as possible to the voters regarding the potential extension.

El Paso County Director Lathen read aloud the following draft ballot measure language and made a motion to approve it: “SHALL THE EXISTING 0.55% (FIFTY-FIVE ONE HUNDRETHS OF ONE PENNY PER DOLLAR) PIKES PEAK RURAL TRANSPORTATION AUTHORITY'S (PPRTA) SALES AND USE TAX, WHICH SUNSETS ON DECEMBER 31, 2014, BE EXTENDED TO SUNSET DECEMBER 31, 2024 FOR THE PURPOSES OF FUNDING REGIONAL TRANSPORTATION CAPITAL IMPROVEMENTS (100% OF NET REVENUE) AS SPECIFIED IN THE VOTER-APPROVED LIST OF SPECIFIC REGIONAL TRANSPORTATION CAPITAL IMPROVEMENTS PROJECTS AS HEREBY AMENDED AND LISTED AS FOLLOWS:

PRIORITY “A” PROJECTS:

- [Pending Finalization of Priority “A” Project List]

PRIORITY “B” PROJECTS:

- [Pending Finalization of Priority “B” Project List]

WITH PRIORITY “A” PROJECTS BEING COMPLETELY FUNDED PRIOR TO USE OF FUNDING ON PRIORITY “B” PROJECTS, AND WITH NO MORE THAN 1% OF TOTAL REVENUE TO BE EXPENDED FOR ADMINISTRATIVE EXPENSES, WHICH EXTENSION CONSTITUTES NO CHANGE FROM THAT APPROVED BY THE VOTERS AT THE NOVEMBER 2, 2004 GENERAL ELECTION EXCEPT AN EXTENSION FROM THE ORIGINAL EXPIRATION DATE OF THE SALES AND USE TAX FOR THE PURPOSES OF FUNDING REGIONAL TRANSPORTATION CAPITAL IMPROVEMENTS AND IDENTIFICATION OF PRIORITY “A” AND “B” PROJECT LISTS TO BE FUNDED DURING THE EXTENSION PERIOD, WITH ALL REVENUES FROM SUCH TAX AND OTHER REVENUES OF PPRTA BEING COLLECTED AND SPENT EACH YEAR WITHOUT LIMITATION BY THE REVENUE AND SPENDING LIMITS OF ARTICLE X, SECTION 20 OF THE COLORADO CONSTITUTION?”

El Paso County Director Littleton seconded the motion. The motion passed unanimously.

9. PPRTA Member Announcements – There were no additional announcements.

10. Adjournment

El Paso County Director Hisey adjourned the meeting at approximately 5:59 p.m.