

Resolution – HPTE #214

Approving HPTE October 19, 2016 regular meeting minutes

BE IT RESOLVED, that the October 19, 2016, meeting minutes attached hereto, are hereby approved by the High Performance Transportation Enterprise Board of Directors.

Signed as of November 16, 2016

Kari Grant
Secretary, HPTE Board

**MINUTES OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE
HIGH PERFORMANCE TRANSPORTATION ENTERPRISE (HPTE)**

Held: Wednesday, October 19, 2016; 11:30 am
4201 E. Arkansas Ave., CDOT HQ Auditorium, Denver, CO 80222

The regular meeting of the Board of Directors of the HPTE was convened in accordance with applicable statutes of the State of Colorado, with the following Directors present:

Attendance:	Kathy Gilliland, Chair	Jan Martin	Trey Rogers
	Don Marostica, Vice Chair	Thad Noll	Shannon Gifford
		Gary Reiff	

Chair Gilliland called the meeting to order @11:30 am: All Board Directors were present.

Director's Agenda Overview and Discussion: HPTE Director David Spector reported on numerous meetings staff has had with legislators and other stakeholders on key major projects, like US36 and Central 70, and the transition to HOV 3. In the last month, staff has met with Representatives Winter, Kraft-Tharp; Representatives-elect Coleman, Hansen, Hooten and Fenberg; and Senator Todd. Upcoming meetings are scheduled with Representative Singer, Representative-elect Benavidez and Senator Martinez Humenik. In particular, he thanked Rep. Todd for her assistance with the motorcycle HOV requirements. Board Chair Gilliland said that personal contact with the Legislature is of the highest priority, as determined during the Board retreat last spring. Andy Karsian, Office of Public and Government Relations, reported on his sense of legislative direction for the coming session. He said transportation policy discussions are quiet at the moment, but that could change when the Legislature convenes in January.

HPTE Director Spector said a concerted community outreach effort is on-going for the switch to HOV3+ and rollout of solutions for HOV-only motorcyclists. Media coverage has been helpful in sharing CDOT's information to ease the policy shift for commuters.

Division of Transit and Rail Director Mark Imhoff spoke to the Board about possible partnership solutions for Bustang park and ride lots. Currently, long-term parkers and commercial businesses tie up parking for daily commuters. A license agreement with HPTE to manage daily demand with long-term parking might be one solution and an alternative revenue generating opportunity. Board Chair Gilliland and Director Thad Noll both indicated their support for the idea. DTR Director Imhoff said he would come back to the Board soon with more details and recommendations.

HPTE Budget Analyst Piper Frode and Accountant Kay Hruska quickly reviewed the FY 2015-16 year end fiscal report. The report details revenue reconciliation, roll forward amounts, and final budget-to-actual for each fund.

HPTE Director Spector reviewed the agenda item and recent activity for the RFP for revenue generating opportunities on CDOT-owned property. HPTE received one response to HPTE's request for proposals. Several Board members asked questions about size and placement of billboards, and local zoning regulations. They discussed the potential for revenue generation, driver distraction and visual intrusions, and recommended a cautious approach as the process moves forward.

HPTE Director Spector reviewed the agenda item for a reimbursement of C-470 project costs to HPTE from tax-exempt bond proceeds. Assistant Attorney General Brent Butzin and HPTE Tolling Manager Nick Farber will be available to provide details prior to action.

Board Break,
Reconvene and Roll
Call:

The Board took a five-minute break. Upon reconvening, all Board members were present.

Consent Agenda:

Resolution #211

Approving
September 21, 2016
Minutes:

Upon a motion by Vice-Chair Marostica and second by Director Noll, the Consent Agenda was approved by all present.

Public Comment:

Board Chair Gilliland invited comments from the public, and there were none.

Director's Report:

HPTE Director David Spector reported on a recent peer exchange with Arizona and Utah DOT's, recognized industry leaders. He said HPTE and CDOT staff have been out meeting with local stakeholders on a variety of issues, including HOV3+. He noted interactions with the Transportation Legislative Review Committee, the North Area Transportation Association, the Denver Metro Chamber, a business group meeting in Loveland, and the Westminster City Council. He also said the new position for HPTE Toll Operations Manager has been posted, and asked the Board to help spread the word statewide.

OMPD Report:

OMPD Director Brett Johnson gave quick updates on the North I-25 Segments 7&8 project, the South I-25 PEL, and Central 70. He said the RFP for bank solicitations for the C-470 project will go out today.

Joe Mahoney of OMPD presented the first operations report for North I-25 Segment 2, which opened for tolling on July 22, 2016. With six weeks of data, the new lanes are functioning well with revenues running better than expected. The Express Lanes are most heavily used in the peak periods, and reflect national norms for traffic types (AVI, LPT, HOV). He noted traffic enforcement has been problematic for decades in this corridor, with limited areas to safely pull violators over. Officers are currently only giving safety violation citations. CDOT and the Colorado State Patrol are working together to explore solutions. Mr. Mahoney will make a full presentation of the I-25 North Segment 2 revenues and expenses at the November meeting. HPTE Director Spector said the Segment 2 Express Lanes are saving RTD express buses and CDOT Bustang fifteen minutes travel time during peak hours.

Communications
Report:

HPTE Communications Manager Megan Castle said public outreach is emphasizing HOV3+ and motorcycle changes, and performance for the different Express Lane corridors. The good news is that the Express Lanes are performing well, and enabling improved travel times in the adjacent general purpose lanes. She is working closely with a network of municipal public information officials to help provide information about HOV3+ and the gift card reimbursement for HOV-only customers. She screened a three-minute video about the benefits and performance of CDOT's Express Lanes. Board Chair Gilliland thanked the staff for the good work.

Central 70 Project
Update:

Central 70 Project Manager Tony DeVito reported that the Central 70 project is moving along, noting that a final RFP to the shortlisted bidders will be out in the spring of 2017. He said they are working with TIFIA on the loan application. There has been no use of eminent domain for the project, which has also contributed \$13 million in improvements to Swansea Elementary School. For this project, workforce development has been essential, and a possible land trust for worker housing is being explored. There was recently a viaduct painting festival, which attracted significant sponsorships and community support. The project should break ground in 2018.

Network-Based
Revenue
Opportunities:

HPTE Director Spector discussed the recent activity for the RFP for revenue generating opportunities on CDOT-owned property, including the RFI process from 2015. This proposal is for a digital communications network on CDOT right-of-way. Discussions with the proposer are on-going, and staff will report back in the coming weeks.

Resolution #212
Approving FY17
Budget Amendment:

HPTE Budget Analyst Piper Frode presented this item to the Board, and answered questions about availability of funds for loan repayment, operations and maintenance costs, and estimating revenues. Upon a motion by Director Noll and second by Director Gifford, Resolution #212 was approved by all present.

Resolution #213
Approving C-470
Reimbursement:

HPTE Tolling Manager Nick Farber explained this is a request to approve the reimbursement of expenditures from the proceeds of bonds anticipated to be issued in for the C-470 Express Lanes Project, Phase 1. He said next month he would present the master trust indenture. Upon a motion by Director Reiff and second by Director Rogers, Resolution #213 was approved by all present.

Executive Session
pursuant to C.R.S.
Sections 24-6-
402(3)(a)(II)-(III) and
24-72-204(3)(a)(IV)
for the purpose of
discussing
confidential
commercial and
financial information
and receiving legal
advice concerning an
evaluation by HPTE
under C.R.S. Section
43-4-806(7)(a).

The Executive Session for US 36 was cancelled at the request of the Board Chair.

Chair Gilliland requested a motion to enter into Executive session pursuant to C.R.S. Sections 24-6-402(3)(a)(II)-(III) and 24-72-204(3)(a)(IV) for the purpose of discussing confidential commercial and financial information and receiving legal advice concerning an evaluation by HPTE under C.R.S. Section 43-4-806(7)(a). Director Rogers made a motion to enter into Executive Session. Board Director Reiff offered an amendment for the Board to enter into Joint Executive Session with the Transportation Commission on the same matter. Upon the consent of the Attorney General, Director Rogers amended his motion, and upon second by Vice Chair Marostica, the Board entered into Joint Executive Session at 2:07 p.m. The members of the public were excused.

Adjourn

There being no further business, the Board adjourned at 2:30p.m.