



COLORADO

Department of Transportation

Nonattainment Area Air Pollution
Mitigation Enterprise

Board Directors Meeting | November 30, 2023 | 3:00 PM - 4:30 PM

Schedule and Agenda

- | | | |
|-------|---|-------------------|
| I. | Convene Meeting & Roll Call
<i>Kristin Stephens, NAAPME Chair</i> | 3:00 PM - 3:05 PM |
| II. | Public Comments
<i>Kristin Stephens, NAAPME Chair</i> | 3:05 PM - 3:10 PM |
| III. | <u>Decision Item:</u>
Approval of Minutes from the
October 26, 2023, Board of Directors Meeting
<i>Kristin Stephens, NAAPME Chair</i> | 3:10 PM - 3:15 PM |
| IV. | <u>Decision Item:</u>
Approval of NAAPME 2023 Annual Report
<i>Darius Pakbaz, NAAPME Program Administrator</i> | 3:15 PM - 3:30 PM |
| V. | Transit in the North Front Range
<i>Alex Gordon, North Front Range Metropolitan Planning Organization</i> | 3:30 PM - 4:00 PM |
| VI. | NAAPME Public Accountability Dashboard
<i>Darius Pakbaz, NAAPME Program Administrator</i> | 4:00 PM - 4:15 PM |
| VII. | Evaluating Programs & Projects Discussion (continued)
<i>Darius Pakbaz, NAAPME Program Administrator</i> | 4:15 PM - 4:25 PM |
| VIII. | Revenue & Budget and Enterprise Program Updates
<i>Darius Pakbaz, NAAPME Program Administrator</i> | 4:25 PM - 4:30 PM |
| IX. | Adjournment
<i>Kristin Stephens, NAAPME Chair</i> | 4:30 PM |
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No Board of Directors Meeting in December 2023

Next Governing Board Meeting: Thursday, January 25, 2024, 3:00 - 4:30 PM



COLORADO

Department of Transportation

Nonattainment Area Air Pollution
Mitigation Enterprise

Nonattainment Area Air Pollution Mitigation Enterprise - Meeting Minutes

Board of Directors Meeting
October 26, 2023, 3:00 PM to 4:30 PM
Location: CDOT HQ/Virtual
Recording: ([Video Recording](#))

Attendance

Present

Chair Stephens

Vice Chair Baca
Director Ferko
Director Holguin
Director Stockinger

Excused

Director Suniga
Director Wheeler

NAAPME Staff:

Board Secretary Suzanna Alvarado
Program Administrator Darius Pakbaz
Phil von Hake - NAAPME Staff

Guests:

Rani Kumar - Colorado Department of Public Health and Environment
Cassie Rutter - Colorado Department of Transportation, Office of Financial Mgmt. & Budget

- I. Convene Meeting & Roll Call**, Chair Stephens convened the meeting and Roll Call was conducted. ([Video 4:27](#))
- II. Public Comments**, Chair Stephens asked if there was any public comment. Administrator Pakbaz confirmed there was no public comment received through the NAAPME public email address. ([Video 5:39](#))
- III. Decision Item: Approval of September 28, 2023, Board of Directors Meeting Minutes**, Vice Chair Baca made a motion to approve the minutes, Director Stockinger seconded the motion, all in favor, no one opposed. ([Video 6:02](#))
- IV. FY 2024-25 NAAPME Draft Budget**, Administrator Pakbaz discussed the proposed budget for fiscal year 2024-25, outlining the allocation of funds for administrative and operating expenses, travel expenses, debt service, and a board contingency reserve. Cassie Rutter,

CDOT Division of Accounting and Finance, Informed the Board that the budget was based on revenue forecasts and historical spending patterns. ([Video 6:58](#))

- V. **Colorado EnviroScreen Overview**, Rani Kumar of CDPHE provided an overview of the tool Colorado EnviroScreen and the definition of Disproportionately Impacted Community within HB23-1233. Rani explained how the EnviroScreen is used to create a cumulative metric to identify these communities.

Chair Stephens inquired about how a Census block is established, and Ms. Kumar explained how the Census survey by household is aggregated into block groups based on population and can be anywhere from 600 to 3,000 people based on population density.

Chair Stephens commented how helpful the tool EnviroScreen will be in identifying the criteria for disproportionately impacted communities going forward

Chair Stephens also asked about health disparities within the communities. Ms. Kumar presented on the Health & Social Factors in the EnviroScreen cumulative scores. ([Video 14:21](#))

- VI. **Evaluating Programs and Projects Discussion (cont'd.)**, Program Administrator Pakbaz presented a proposed evaluation and eligibility criteria for consideration by the Board of Directors. This included relevant connections to the federal Congestion Mitigation & Air Quality program which is listed in statute as the basis for NAAPME program eligibility, and other proposed criteria, based on previous Board of Director meeting discussions.

Chair Stephens emphasized the need for flexibility in the match amount for smaller or rural communities that may not be able to match funds.

Director Stockinger expressed concerns that the criteria might exclude community groups and suggested giving extra points for partnerships with them. The Board agreed that the criteria should prioritize reaching the most in-need communities.

Program Administrator Pakbaz noted the requested changes from the Board and incorporate them into future discussions on this topic. ([Video 39:25](#))

Revenue & Budget and Enterprise Program Updates, The Board of Directors reviewed the current revenue and budget status, and proposed agenda items for future Board of Directors Meetings([Video 1:18](#))

- VII. **Adjournment** ([Video 1:22](#))

**Next Board of Directors Meeting: Thursday November 30, 2023 3:00PM to 4:30PM
Zoom Platform**



COLORADO

Department of Transportation

Nonattainment Area Air Pollution
Mitigation Enterprise

COLORADO NONATTAINMENT AREA AIR POLLUTION MITIGATION ENTERPRISE

REGISTRY OF ACTIONS

DATE OF MEETING: October 26, 2023

Action Number	Action	Decision
2023-13	Motion to approve minutes from September 28, 2023 meeting <ul style="list-style-type: none">• Motion made by Vice Chair Baca• Director Stockinger seconded the motion; it passed with no further discussion	Approved

Suzanna Alvarado

Suzanna Alvarado, Secretary
Nonattainment Area Air Pollution Mitigation Enterprise

10/27/2023

Date

Nonattainment Area Air Pollution Mitigation Enterprise



COLORADO

Department of Transportation

**Board of Directors Meeting
November 30, 2023**



Meeting Agenda

I. Convene Meeting & Roll Call **3:00PM - 3:05PM**
Kristin Stephens, NAAPME Chair

II. Public Comments **3:05PM - 3:10PM**
Kristin Stephens, NAAPME Chair

Decision Item	III. Approval of Minutes from the October 26, 2023 Board of Directors Meeting 3:10PM - 3:15PM <i>Kristin Stephens, NAAPME Chair</i>
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Decision Item	IV. Approval of NAAPME 2023 Annual Report 3:15PM - 3:30PM <i>Darius Pakbaz, NAAPME Program Administrator</i>
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V. Transit in the North Front Range **3:30PM - 4:00PM**
Alex Gordon, North Front Range Metropolitan Planning Organization

VI. NAAPME Public Accountability Dashboard **4:00PM - 4:15PM**
Darius Pakbaz, NAAPME Program Administrator

VII. Evaluating Proposals and Funding Programs (cont'd.) **4:15PM - 4:25PM**
Darius Pakbaz, NAAPME Program Administrator

VIII. Enterprise Program and Revenue & Budget Updates **4:25PM - 4:30PM**
Darius Pakbaz, NAAPME Program Administrator

IX. Adjournment **4:30PM**
Kristin Stephens, NAAPME Chair



Public Comments

Kristin Stephens, NAAPME Chair



COLORADO

Department of Transportation

Nonattainment Area Air Pollution
Mitigation Enterprise

DATE: November 30, 2023

FROM: Darius Pakbaz, NAAPME Administrator

TO: NAAPME Board of Directors

SUBJECT: NAAPME 2023 Annual Report

OVERVIEW:

Under Colorado Revised Statutes, section 43-4-1303 (10)(a)(I), the enterprise is required to complete an annual report by the end of each calendar year and submit that report to the Colorado General Assembly Transportation Committees of reference and the Colorado Transportation Commission.

PROPOSAL(S) / RECOMMENDATION(S):

Staff has developed a draft report for review by the Board of Directors. Staff recommends providing any edits and/or changes to the report and recommends an affirmative vote to finalize the report for distribution as outlined in statute.

ACTIONS BY OTHERS:

- N/A

PREVIOUS DISCUSSIONS / ACTIONS:

N/A

PROPOSED MOTION(S):

Motion to adopt the 2023 Nonattainment Enterprise Annual Report, as presented to the Board, for submission to the Colorado General Assembly and the Colorado Transportation Commission.

ATTACHMENTS:

NAAPME 2023 Annual Report

ADDITIONAL INFORMATION:

Please contact [Darius Pakbaz](mailto:Darius.Pakbaz@cdot.gov) (720.241.8097) for further information.





Decision Item

Approval of NAAPME 2023 Annual Report

Darius Pakbaz, NAAPME Program Administrator



NAAPME 2023 Annual Report

- Background Information
- Calendar Year 2023 Summary
 - Rulemaking - update fee levels
 - Fiscal Year 2023-24 Budget
 - Funding Program Evaluation and Eligibility Discussions
 - Other Administrative Activities
- Financial Status Report
 - Budget to Actuals for FY 2023
 - Future Revenue Estimates
- Upcoming Activities

The 2023 Annual Report is required to be submitted to the Colorado Senate and House Transportation Committees and to the Colorado Transportation Commission.

Report available in meeting packet as attachment A.



Nonattainment Area Air Pollution
Mitigation Enterprise (NAAPME)

2023 Annual Report

Pursuant to C.R.S. § 43-4-1303 (10)(a)(IV)
Reporting Period Encompasses January 1, 2023 to December 31, 2023



Proposed Motion

Motion to adopt the 2023 Nonattainment Enterprise Annual Report, as presented to the Board, for submission to the Colorado General Assembly and the Colorado Transportation Commission.



COLORADO

Department of Transportation

Nonattainment Area Air Pollution
Mitigation Enterprise

DATE: November 30, 2023

FROM: Alex Gordon, Transportation Planner III, NFRMPO
Darius Pakbaz, NAAPME Administrator

TO: NAAPME Board of Directors

SUBJECT: Presentation on Transit in the North Front Range

OVERVIEW:

To provide the NAAPME Board of Directors an overview of current effort on transit development in Colorado's North Front Range, status of proposed initiatives, and outline potential needs of the program that could be assisted by NAAPME resources.

PROPOSAL(S) / RECOMMENDATION(S):

No recommendations at this time.

ACTIONS BY OTHERS:

- **SEPTEMBER 2023:** *The North Front Range Metropolitan Planning Organization adopted their [2050 Regional Transportation Plan](#) and their [FY2024-2027 Transportation Improvement Plan](#) through the NFRMPO Planning Council on September 7, 2023 and became effective on November 8, 2023.*

PREVIOUS DISCUSSIONS / ACTIONS:

- **SEPTEMBER 2023:** Bus Rapid Transit Presentation to the NAAPME Board from DRCOG Staff: Bus Rapid Transit (BRT) is a high-quality bus-based transit system that delivers fast and efficient service that may include dedicated lanes, busways, traffic signal priority, off-board fare collection, elevated platforms and enhanced stations. BRT has advanced throughout the U.S. in the last decade as congestion has increased and community leaders have sought affordable transit alternatives. Because BRT contains features similar to a light rail or subway system, it is often considered more reliable, convenient and faster than regular bus services. With the right features, BRT is able to avoid the delays that can slow regular bus services, like being stuck in traffic and queuing to pay on board.
- **JANUARY 2023:** Staff from the North Front Range MPO presented on Regional Transit Corridors in their region at this NAAPME Board Meeting. This presentation included a brief overview of their planning process, current and future regional transit corridors and local transit service, and how the region is working towards reducing pollution from the transportation sector.

PROPOSED MOTION(S):

Informational Only



ATTACHMENTS:

Presentation - Transit in the North Front Range - 11/30/23

ADDITIONAL INFORMATION:

Please contact [Darius Pakbaz](#) (720.241.8097) for further information.





Transit in the North Front Range

Alex Gordon, North Front Range Metropolitan Planning Organization



Transit in the North Front Range

Nonattainment Area Pollution Mitigation Enterprise



North Front Range
Metropolitan
Planning
Organization

Since the last meeting.



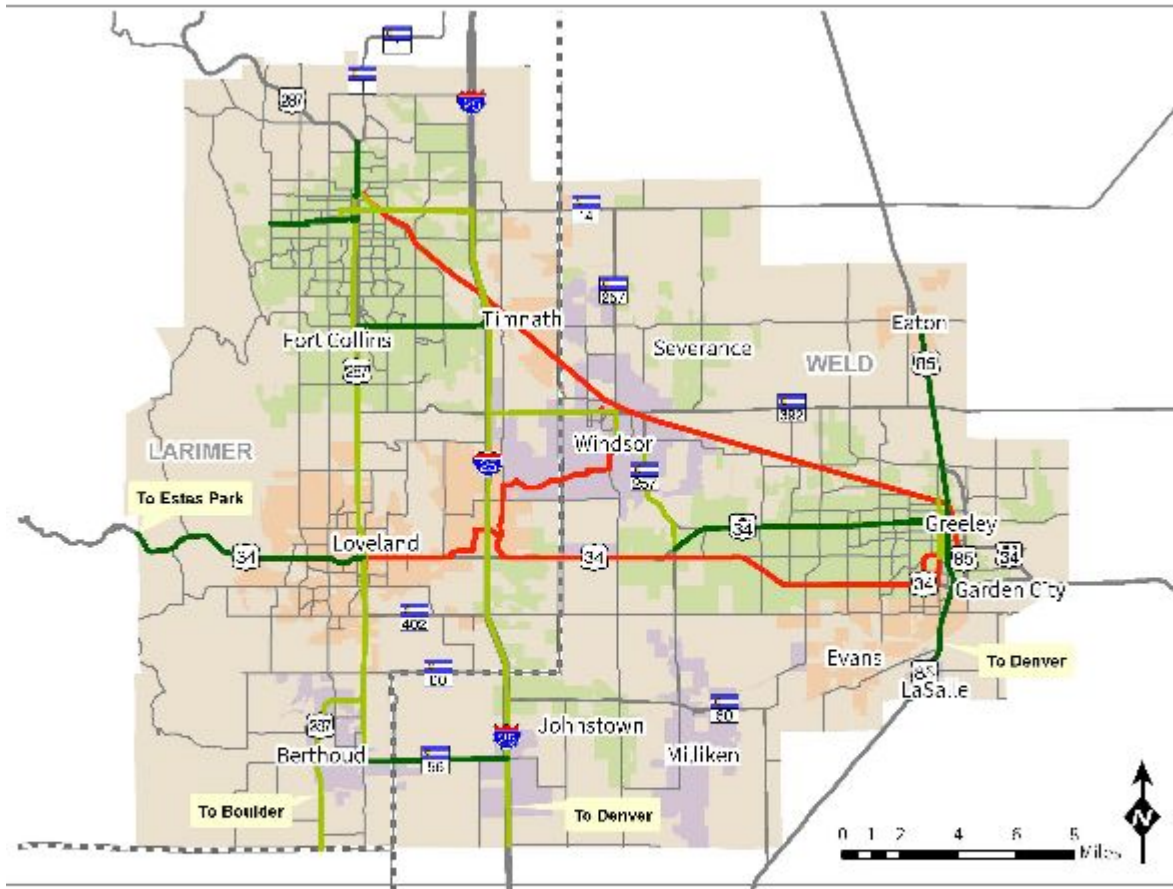
- Planning Council adopted the **2050 Regional Transportation Plan (RTP)** in September 2023
- Planning Council has set aside future funding for developing and supporting Transportation Management Organizations (TMOs)
- RFP out for US 34 TMO – due December 1

GHG Transportation Report.



- Operational Improvements (Adaptive traffic signals)
- TDM
- Bike and Ped
- Transit

Recommended transit in the 2050 RTP.



Legend

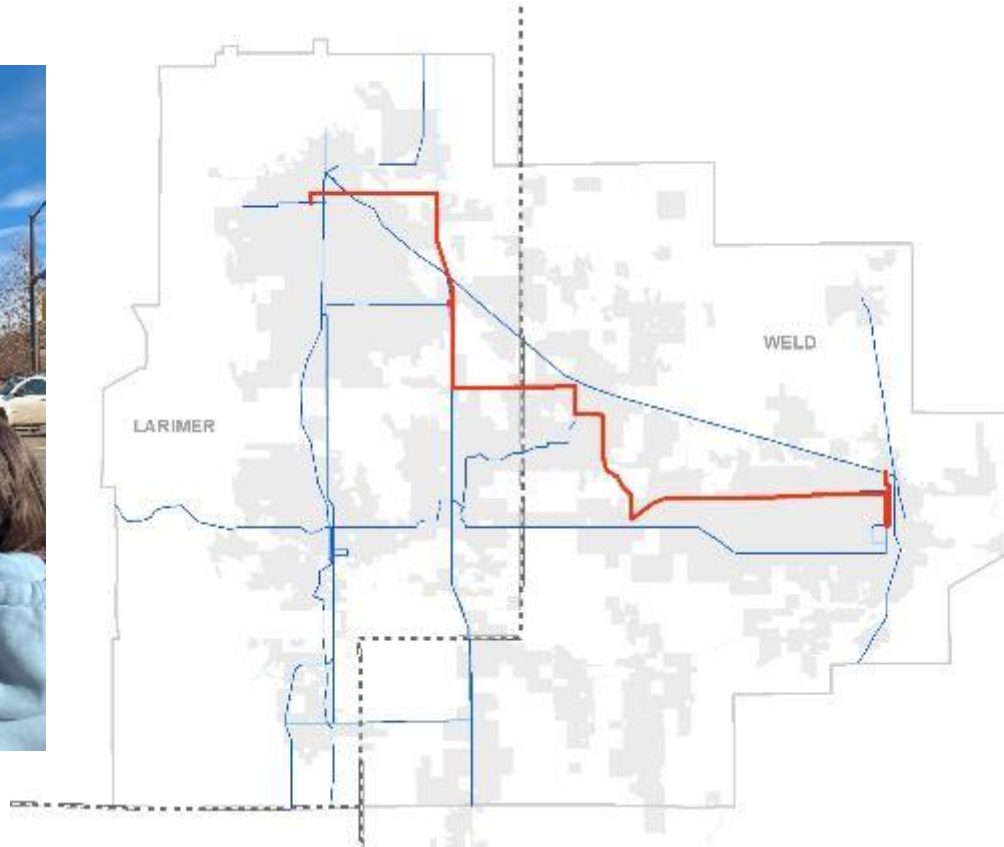
- Local Priorities
- Existing Service
- Premium Transit Analysis
- County Boundary
- NFRMPO Planning Area

May 2023
Sources: CDOT, NFRMPO



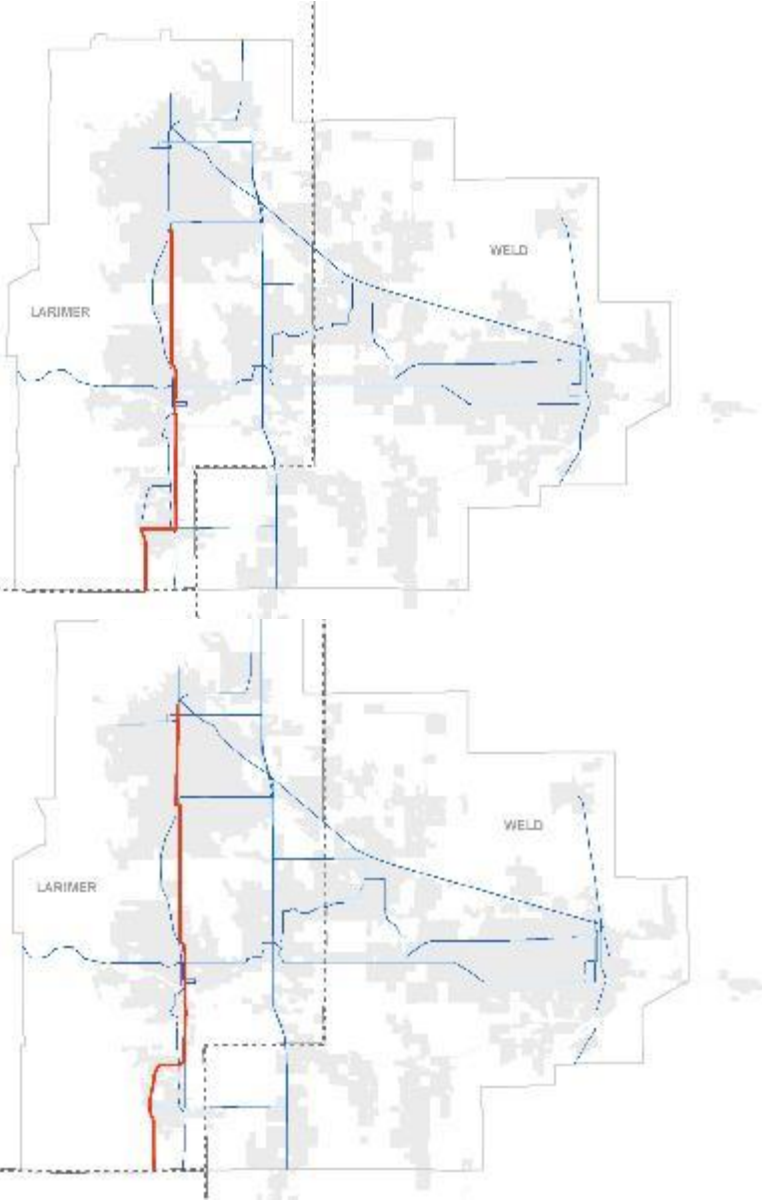
- Expansion of Existing Service
- Implementation of Local Priorities
- Development of Premium Transit Analysis Corridors

Poudre Express.



- 7.5 round trips per day
- Funding support from Fort Collins, Greeley, Windsor, CDOT, and CSU
- Recommendation:
30-minute peak service,
hourly off-peak service

FLEX Service.



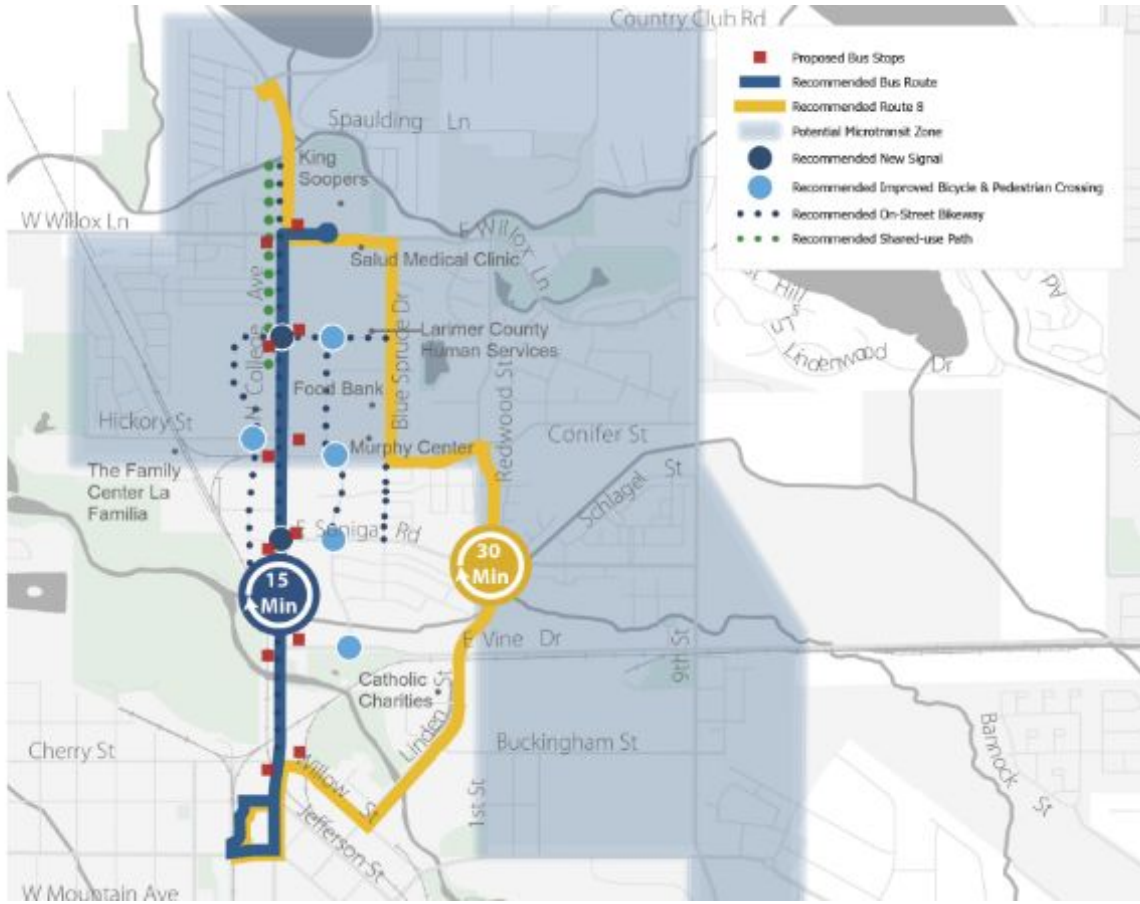
- **FX1: Fort Collins to Loveland (local)**
 - 19 round trips per day
- **FX2: Longmont (local)**
 - 9 roundtrips per day
- **FX3: Boulder Express (express)**
 - 6 roundtrips per day
- Recommendation:
30-minute all-day service

West Elizabeth BRT.



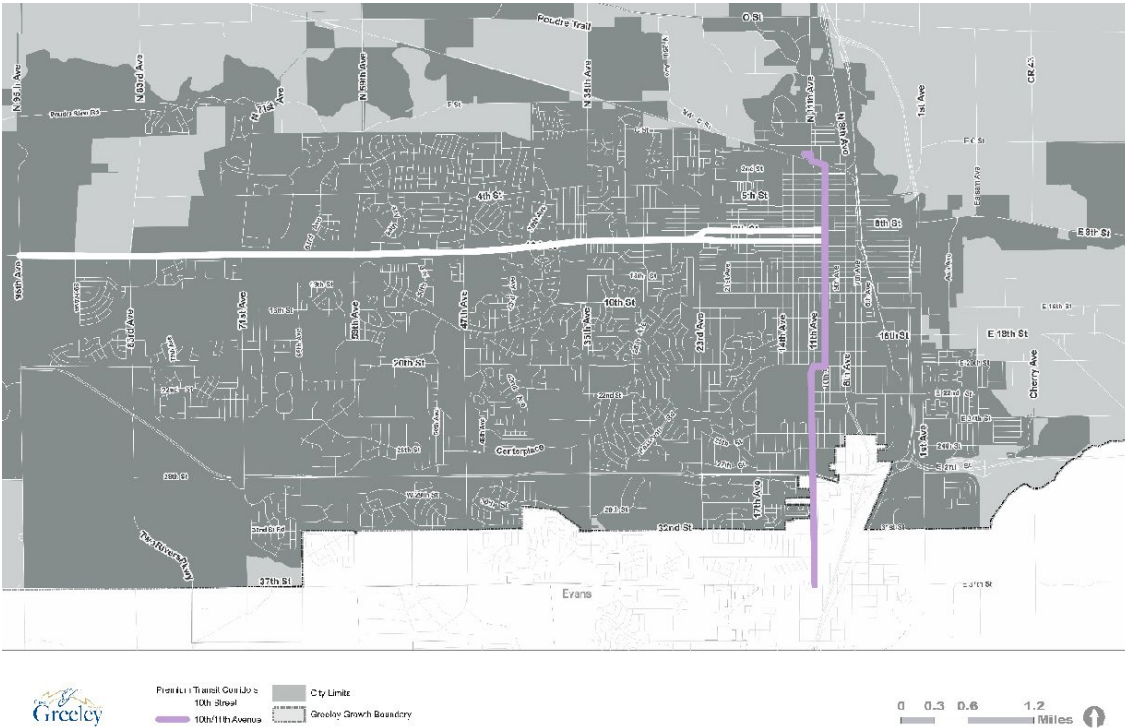
- Highest ridership corridor besides MAX
- Two major destinations: CSU Main Campus and CSU Foothills Campus
- TOD overlay – multistory buildings, wide sidewalks
- Going through FTA process (exp. 2026-2027)

North College MAX.



- Business Access Transit (BAT) lanes, MAX stops and stations, and shared use paths for people walking and biking
- Transit Oriented Development (TOD) urban design and land use strategies

US34 Business Premier Transit.



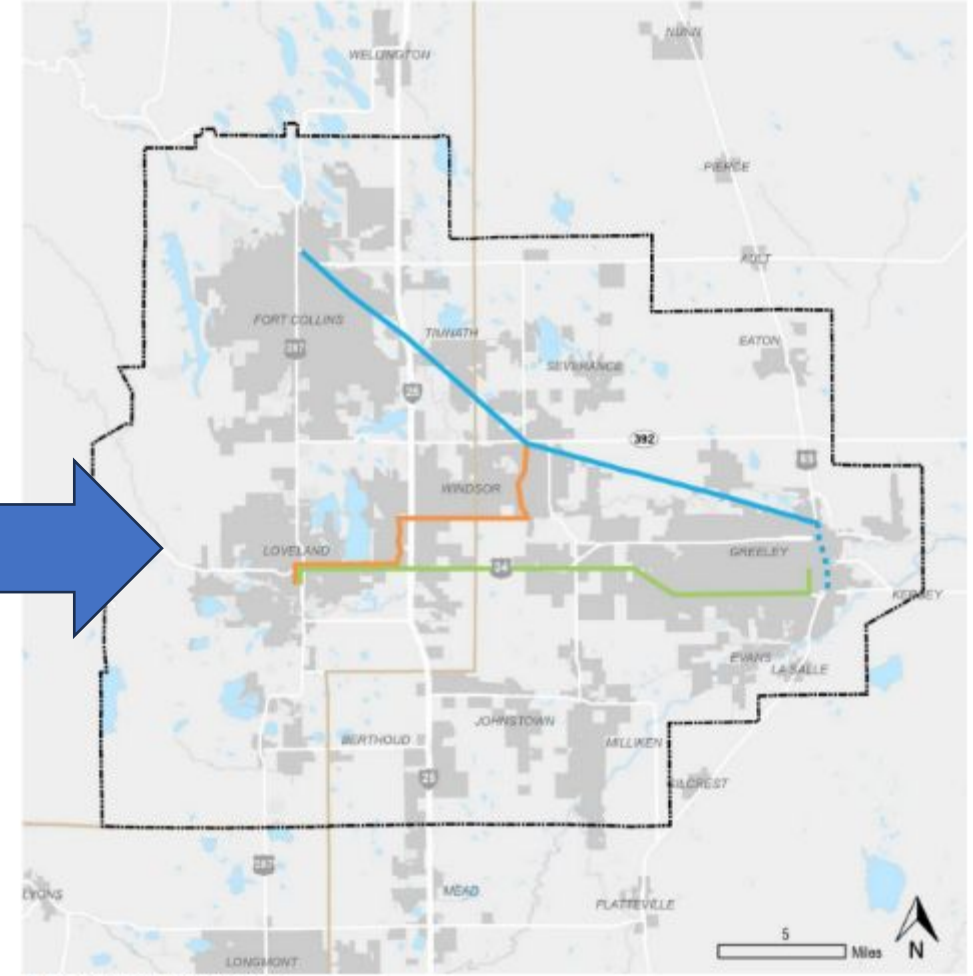
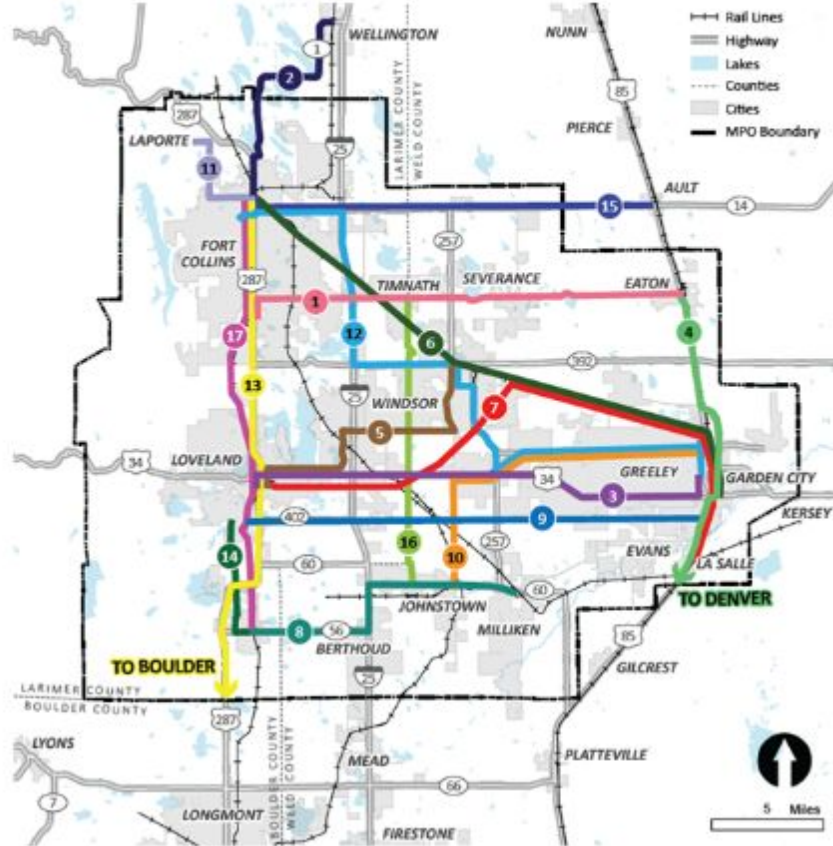
- Recommended in **Greeley on the Go** (Transportation Master Plan)
- Other route planned for 10th Ave.
- Will be developed further in Mobility Development Plan

LinkNoCo Phase I.

LINKNoCo
UNITING THE NORTH FRONT RANGE

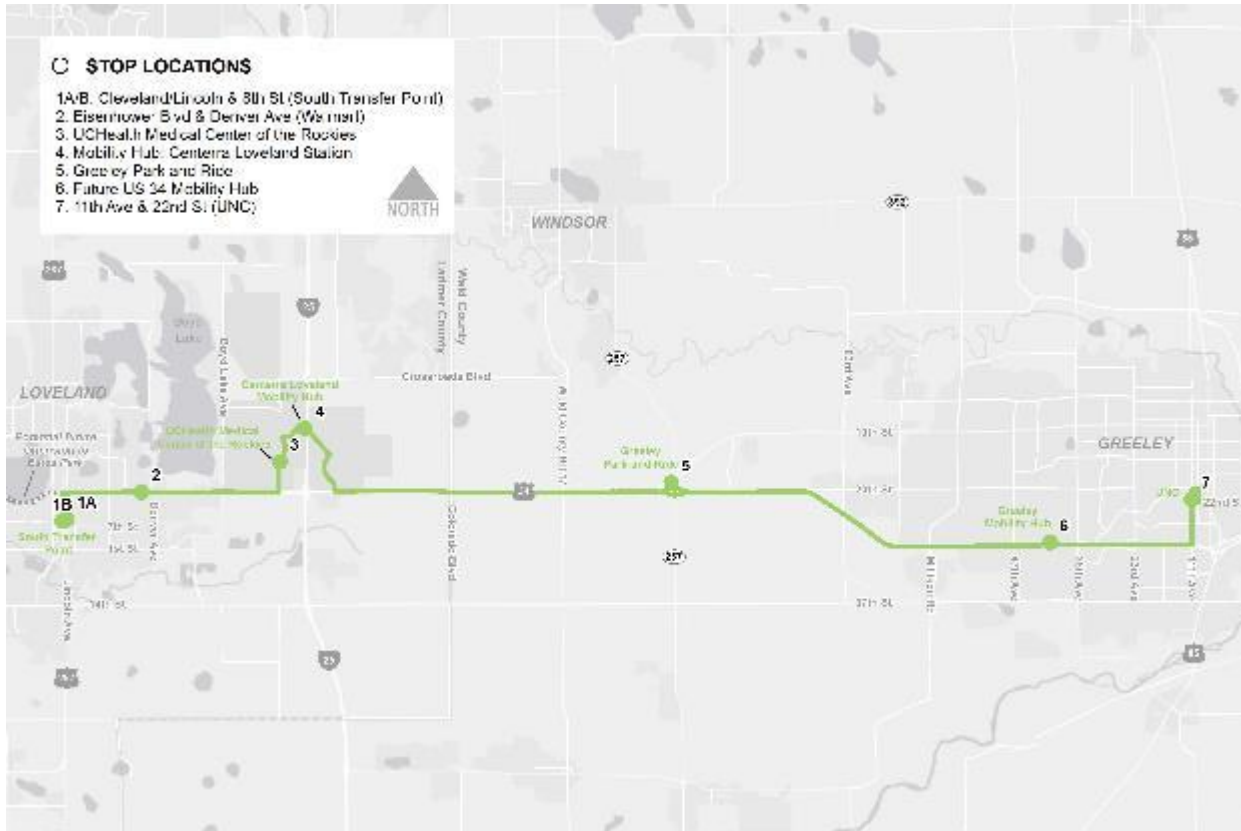
POTENTIAL CORRIDORS | CORREDORES POTENCIALES

- 1 Fort Collins to Eaton (Harmony Road/Weld County Road 74)
Fort Collins a Eaton (Harmony Road/Weld County Road 74)
- 2 Fort Collins to Wellington (SH 1)
Fort Collins a Wellington (SH 1)
- 3 Loveland to Greeley (US 34)
Loveland a Greeley (US 34)
- 4 Eaton to Denver (US 85)
Eaton a la región de Denver (US 85)
- 5 Windsor to Loveland (US 34/Weld County Road 17)
Windsor a Loveland (US 34/Weld County Road 17)
- 6 Greeley to Fort Collins Regional Rail (Great Western Railway right-of-way)
Greeley al ferrocarril regional en Fort Collins (Great Western Railway)
- 7 LaSalle to Loveland Regional Rail (Great Western Railway and Union Pacific right-of-way)
LaSalle a ferrocarril regional en Loveland (Great Western Railway y derecho de paso de Union Pacific)
- 8 Milliken to Berthoud (SH 66, I-25, and SH 56)
Milliken a Berthoud (SH 66, I-25 y SH 56)
- 9 Loveland to Evans (SH 402 - Freedom Pkwy)
Loveland a Evans (SH 402 - Freedom Pkwy)
- 10 Greeley to Johnstown (Weld County Road 17 and US 34)
Greeley a Johnstown (Weld County Road 17 y US 34)
- 11 Fort Collins to Laporte (Laporte Avenue, Tall Hill Road, and US 287E)
Fort Collins a Laporte (Laporte Avenue and Overland Trail)
- 12 Fort Collins to Windsor to Greeley (Poudre Express)
Fort Collins a Windsor y a Greeley (Poudre Express)
- 13 Fort Collins to Longmont/Boulder (IUSX/US 287)
Fort Collins a Longmont/Boulder (IUSX/US 287)
- 14 Berthoud to Loveland (Berthoud Parkway/Tall Avenue)
Berthoud a Loveland (Berthoud Parkway/Tall Avenue)
- 15 Fort Collins to Ault (SH 14)
Fort Collins a Ault (SH 14)
- 16 Johnstown to County Road 74 (Colorado Boulevard)
Johnstown a County Road 74 (Colorado Boulevard)
- 17 Berthoud to Fort Collins Regional Rail (RRSF right-of-way)
Berthoud a ferrocarril regional en Fort Collins (derecho de paso de RRSF)



Source: NFRMPO, 2022; HDR, 2022

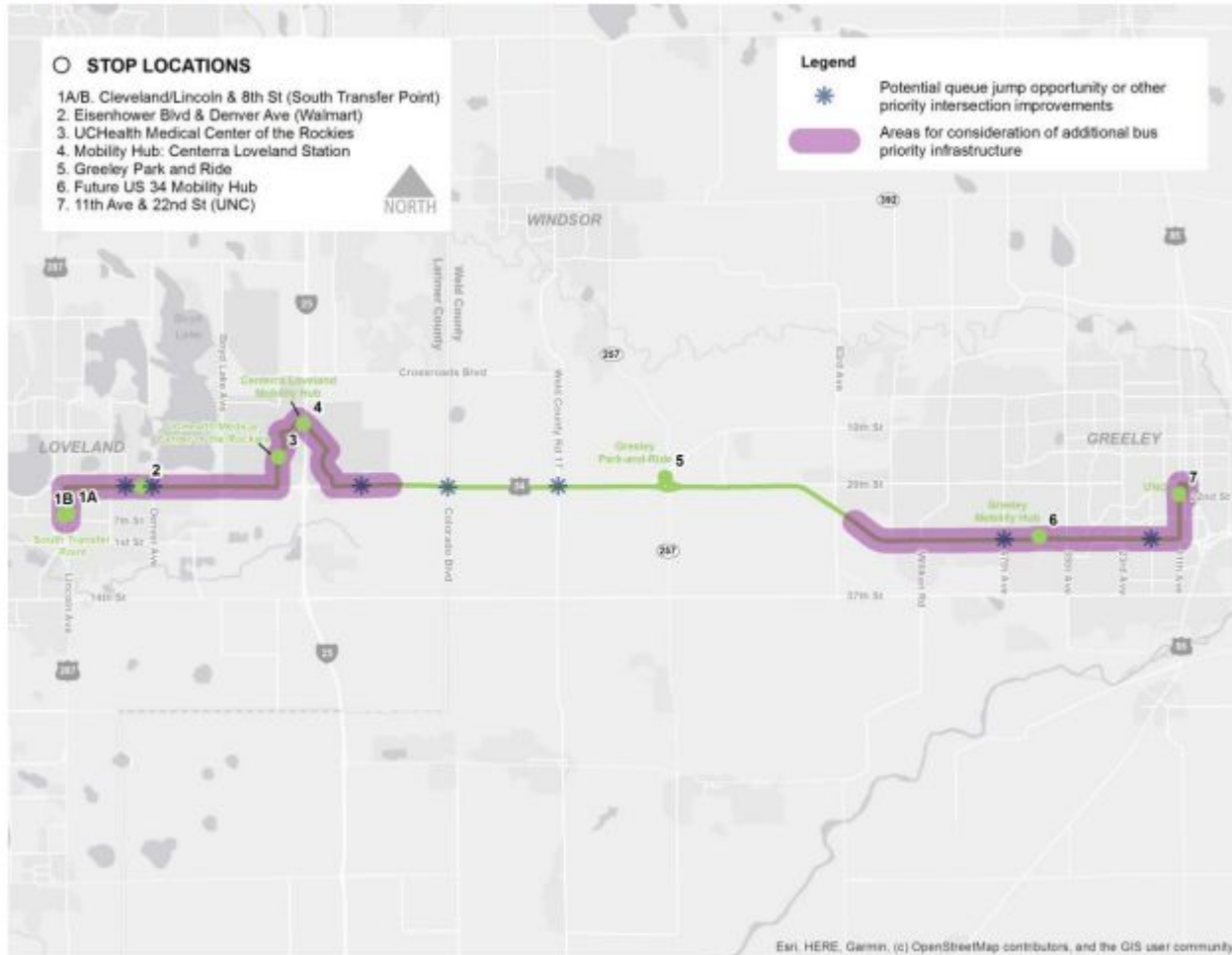
LinkNoCo Phase II: US34 Transit.



- Highest priority corridor from LinkNoCo Phase I
- CDOT 10-Year Plan Project
- Connection to Mobility Hub at Centerra, Medical Center of the Rockies, UNC
- Creates triangle of service with Poudre Express and FLEX for three largest communities in Northern Colorado

LinkNoCo Phase II: US34 Transit.

Figure 6-6. Greeley to Loveland (US 34)



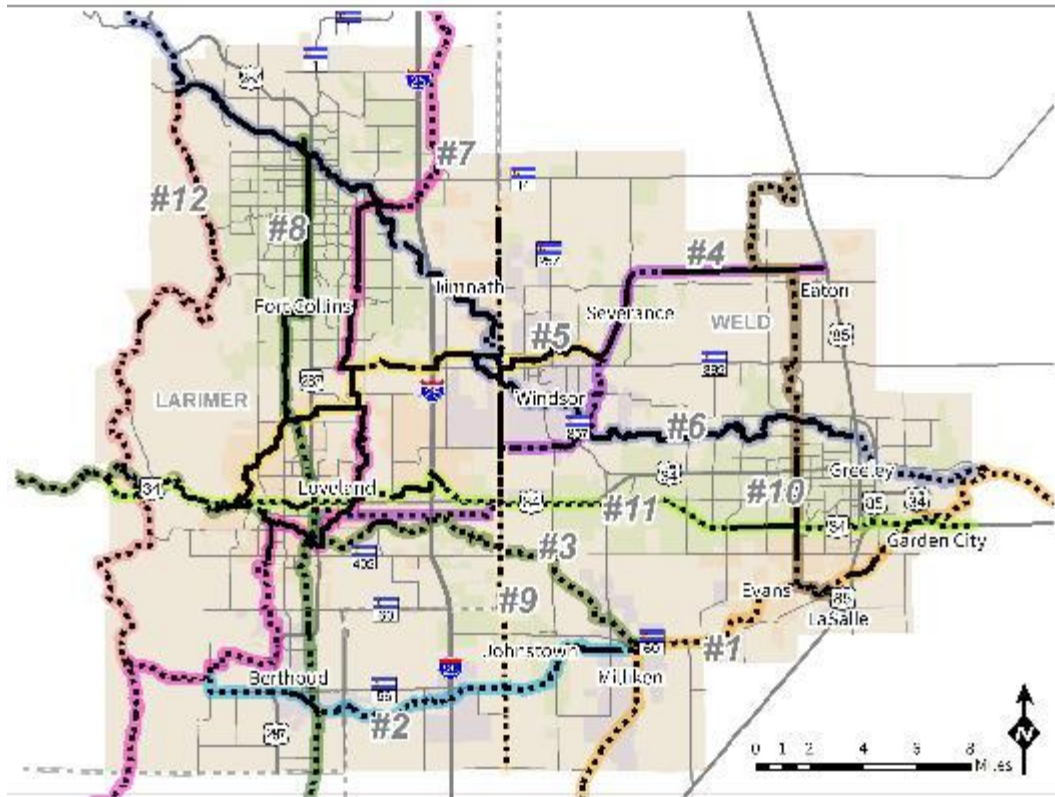
- 2026: Pilot service funded by NFRMPO CMAQ (pending approval by Planning Council)
- Operating scenarios and capital improvements to make transit more efficient, competitive

2023 NFRMPO Call for Projects.



- Fort Collins ADA Transit Stop Improvements
- Clean Fleet investments
 - Electrification: Fort Collins
 - Clean fuels: Loveland, Greeley
- Transit signal priority

Bike & Ped Improvements.



Legend

- Existing or Interim Alignment
 - Proposed Alignment
 - 1: South Platte/American Discovery Trail
 - 2: Little Thompson River
 - 3: Big Thompson River
 - 4: Great Western/Johnstown/Loveland
 - 5: North Loveland/Windsor
 - 6: Poudre River Trail
 - 7: Front Range Trail (west)
 - 8: BNSF Fort Collins/Berthoud
 - 9: Johnstown/Limnath
 - 10: Eaton/LaSalle
 - 11: US 34 Parallel
 - 12: Carter Lake/Horseshoe/Foothills Corridor
 - County Boundary
 - NFRMPO Planning Area
- June 2021
Sources: CDOT, NFRMPO
Lead by the Metropolitan Planning Organization

- NFRMPO kicking off **Active Transportation Plan**
- Local communities developing plans for Strategic Local Connections
 - Fort Collins
 - Loveland
 - Windsor
 - Greeley
- Local communities such as Greeley and Fort Collins are increasing access to shared-use micromobility options (e-Scooters, e-Bikes)

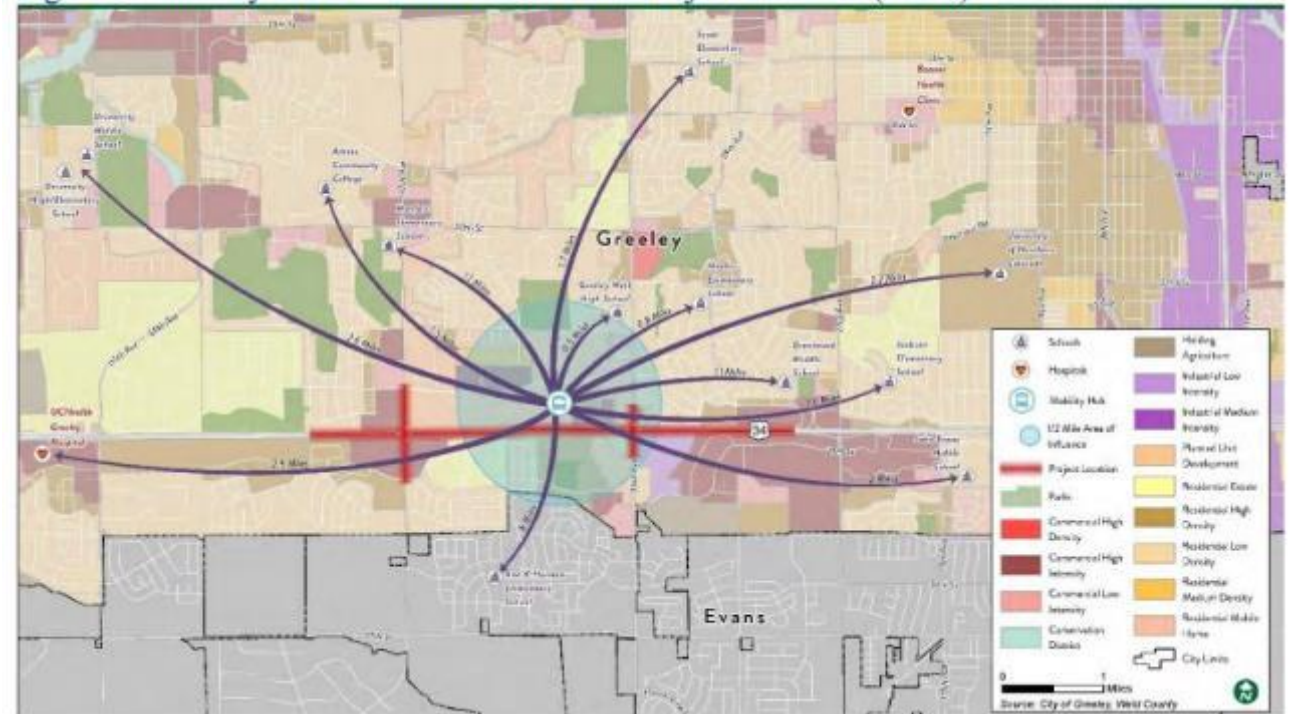
Transit Improvements.

Loveland Transit Center



MERGE

Figure 3: Mobility Hub Area of Influence and Project Location (Local)



Questions?

Alex Gordon, PTP

Transportation Planner III

agordon@nfrmpo.org

(970) 289-8279



COLORADO

Department of Transportation

Nonattainment Area Air Pollution
Mitigation Enterprise

DATE: November 30, 2023

FROM: Darius Pakbaz, NAAPME Program Administrator

TO: NAAPME Board of Directors

SUBJECT: Public Accountability Dashboard

OVERVIEW:

Senate Bill 21-260 (the legislation which created this enterprise) requires NAAPME to “create, maintain, and regularly update on its web site a public accountability dashboard that provides, at a minimum, accessible and transparent summary information regarding the implementation of its ten-year plan, the funding status and progress toward completion of each project that it wholly or partly funds, and its per project and total funding and expenditures.”

PROPOSAL(S) / RECOMMENDATION(S):

No formal recommendations at this time. NAAPME staff has proposed elements for consideration by the Board for inclusion to a public accountability dashboard for the enterprise.

ACTIONS BY OTHERS:

The Colorado Energy Office houses the Community Access Enterprise, and is currently the only one of the four enterprises created by SB21-260 with such a dashboard on its website:

<https://lookerstudio.google.com/reporting/42995e69-e648-485c-899a-a3a015bc52b7/page/KIKXD>

PREVIOUS DISCUSSIONS / ACTIONS:

N/A

PROPOSED MOTION(S):

Informational Only

ATTACHMENTS:

Presentation - Public Accountability Dashboard - 11/30/2023

ADDITIONAL INFORMATION:

Please contact [Darius Pakbaz](mailto:Darius.Pakbaz@cdot.gov) (720.241.8097) for further information.





NAAPME Public Accountability Dashboard

Darius Pakbaz, NAAPME Program Administrator



NAAPME Public Accountability Dashboard

- Required per CRS 43-4-1303 (10)(a)(II)
- Required elements:
 - Implementation of 10-Year Plan
 - Project Status and Funding
 - Total Funding & Expenses
- Recommended Additional Features for NAAPME:
 - Report on ozone reduction per project and entire portfolio
 - Example: [CMAQ Dashboard](#)
 - Project Location
- Similar Effort: [CAE Dashboard](#)
- Questions/Recommendations?

Enterprise Reporting & Next Steps

The enterprise and its Board of Directors are committed to transparency and accountability throughout its work.

Public Accountability Dashboard

Starting in the next state fiscal year, the Enterprise will begin to develop its Public Accountability Dashboard, which will provide regular updates on the progress of its program, including total revenue collected, revenue allocated to projects and programs, expenditures and completion of funded projects, and anticipated air pollution mitigation benefits.



COLORADO

Department of Transportation

Nonattainment Area Air Pollution
Mitigation Enterprise

DATE: November 30, 2023

FROM: Darius Pakbaz, NAAPME Program Administrator

TO: NAAPME Board of Directors

SUBJECT: Evaluating Proposals and Funding Programs Workshop (continued)

OVERVIEW:

At the request of the NAAPME Board of Directors, this workshop will focus on continued discussion on how the Enterprise should evaluate funding programs that meet its business purpose, and how to evaluate specific proposals in authorized funding programs. To supplement the discussion from the previous months, eligible entities and definitions from state statute and its relation to the federal Congestion Mitigation and Air Quality (CMAQ) Improvement Program will be presented and discussed. Additional information about the CMAQ Program can be found here: [CMAQ PROGRAM GUIDANCE](#)

PROPOSAL(S) / RECOMMENDATION(S):

The workshop will review previously discussed information from past Board meetings and provide examples from other similar programs that could be helpful in determining how the board wishes to evaluate programs and proposals. Additionally, staff has prepared an overview of the CMAQ program and its relationship to the eligibility requirements as defined in statute. Staff presents a revised proposal, with adjustments requested by the Board in October 2023, for discussion and comment by the Board at this meeting:

PROPOSED NAAPME PROJECT ELIGIBILITY CRITERIA:

- Projects are eligible if the activities in the submitted application meet the requirements for the funding program outlined by the Board of Directors and meet eligibility requirements set forth in 43-4-1302 C.R.S. and federal statute.
- Projects must be located in or benefit a nonattainment or maintenance area.
- Eligible project sponsors meet eligibility criteria under 43-4-1302 C.R.S. to apply for funding OR partner with an eligible entity and have the authority to enter into a contract with the State.
- Eligible project sponsors are in good standing with the Colorado Secretary of State, have no projects on the federal inactive list with CDOT, and have not had a non-compliance determination on a sub-allocated recipient audit/visit.
- Applications for funding will only be considered through an open project call as approved by the Board of Directors for specific program areas.
- Projects must demonstrate emissions reduction benefits and report those benefits to the Enterprise, as a condition for approval.
- Applications for infrastructure projects (professional services) must complete an engineering assessment with an entity identified by the Board (proposal is CDOT).
- A completed infrastructure project is open to the general public and meets the accessibility standards of the Americans with Disabilities Act AND follows all applicable federal, state and local laws and regulations.



- Project and Sponsor(s) follow all applicable federal, state and local laws and regulations.
- Is able to meet the sponsor match requirements set by the board for a specific program, or apply for a reduction waiver.

PROPOSED NAAPME GENERAL EVALUATION CRITERIA

- Amount of emissions reduction benefit from the project (as measured in kg/day).
- Located within or supports a disproportionately impacted community as outlined in state statute.
- How the project meets the business purpose of the enterprise and its three funding focus areas and/or the objectives outlined with the specific enterprise funding program.
 - *Eligible CMAQ Activities and alignment with funding focus areas*
 - *Activities eligible in the program area OR in the notice of funding opportunity*
- Documented outreach to engage with disproportionately impacted communities and how the project would help address identified needs and/or issues.
- Improves the safety of the traveling public, especially vulnerable users.
- Documented commitment for long-term maintenance of infrastructure projects.
- Demonstrated likelihood of successful project delivery.
- Projects are part of an MPO Regional Transportation Plan (in MPO areas) and/or the CDOT 10-Year Plan (rural areas). Consideration for approved local transportation improvement plans by a local government entity.
- Demonstrates improvement or expands transportation choice in the region/community.
- Quality of the Application
 - *Completeness*
 - *On-Time Submittal*

PROPOSED NAAPME FUNDING PROGRAMS

- **Bus Rapid Transit Assistance Program**
 - Supports the following funding focus areas:
 - Sustainability Reduce Traffic Congestion
 - Reduce the Environmental and Health Impacts of Transportation
 - Improve Neighborhood Connectivity for Communities Adjacent to Highways
- **Pedestrian & Bicycle Facilities**
 - Supports the following funding focus areas:
 - Reduce the Environmental and Health Impacts of Transportation
 - Improve Neighborhood Connectivity for Communities Adjacent to Highways
- **Construction Equipment and Vehicle Retrofitting Assistance**
 - Supports the following funding focus areas:
 - Reduce the Environmental and Health Impacts of Transportation
- **Transit Facilities and Connectivity between Modes (First Mile/Last Mile)**
 - Supports the following funding focus areas:
 - Sustainability Reduce Traffic Congestion
 - Reduce the Environmental and Health Impacts of Transportation
 - Improve Neighborhood Connectivity for Communities Adjacent to Highways

ACTIONS BY OTHERS:

N/A

PREVIOUS DISCUSSIONS / ACTIONS:

- [OCTOBER 2023 - Evaluating Programs & Projects Discussion](#): The Board of Directors continued discussing potential eligibility and evaluation criteria for programs and



projects funded through NAAPME, with additional emphasis on final details before presenting a proposal to the Board.

- [SEPTEMBER 2023 - Enterprise Program Discussion](#): The Board of Directors discussed potential eligibility and evaluation criteria for programs and projects funded through NAAPME.
- [JULY 2023: Enterprise Program Discussion](#): In review of a potential funding proposal, the Board of Directors have requested that a further discussion on evaluation criteria would be helpful and for NAAPME staff to provide examples of similar programs that could help with this discussion.
- [MAY 2023: Enterprise Program Discussion](#): A proposed funding program proposal was brought forward for review by the Board of Directors. Initial evaluation criteria was presented as possible options for evaluating the specific proposal during the discussion.
- [JUNE 2022: NAAPME 10-Year Plan](#): The NAAPME 10-Year Plan, adopted by the Board of Directors in June 2022, outlined funding focus areas that meet the business purpose of the Enterprise and specifically notes that all funding needs to be allocated to areas within the ozone nonattainment area.

PROPOSED MOTION(S):

Informational Only

ATTACHMENTS:

Presentation - Evaluating Proposals and Funding Programs (cont'd.) - November 2023

ADDITIONAL INFORMATION:

Please contact [Darius Pakbaz](#) (720.241.8097) for further information.





Evaluating Proposals and Funding Programs (cont'd.)

Darius Pakbaz, NAAPME Program Administrator



Evaluating Proposals and Funding Programs



Sustainably reduce traffic congestion



Reduce the environmental and health impacts of transportation



Improve neighborhood connectivity for communities adjacent to highways

Bus Rapid Transit Assistance Program



Transit Facilities and Connectivity between Modes (First/Last Mile)



Pedestrian & Bicycle Facilities



Construction Equipment and Vehicle Retrofitting Assistance





Evaluating Proposals and Funding Programs

Staff Proposal - Eligibility

- Projects are eligible if the activities in the submitted application meet the requirements for the funding program outlined by the Board of Directors and meet eligibility requirements set forth in 43-4-1302 C.R.S. and federal statute.
- Projects must be located in or benefit a nonattainment or maintenance area.
- Eligible project sponsors meet eligibility criteria under 43-4-1302 C.R.S. to apply for funding **OR** partner with an eligible entity and have the authority to enter into a contract with the State.
- Eligible project sponsors are in good standing with the Colorado Secretary of State, have no projects on the federal inactive list with CDOT, and have not had a non-compliance determination on a sub allocated recipient audit/visit.
- Applications for funding will only be considered through an open project call as approved by the Board of Directors for specific program areas.
- Projects must demonstrate emissions reduction benefits and report those benefits to the Enterprise, as a condition for approval.
- Applications for infrastructure projects (professional services) must complete an engineering assessment with an entity identified by the Board (proposal is CDOT).
- A completed infrastructure project is open to the general public and meets the accessibility standards of the Americans with Disabilities Act
- Project and Sponsor(s) follow all applicable federal, state and local laws and regulations.
- **Is able to meet the sponsor match requirements set by the board for a specific program, or apply for a reduction waiver.**



Evaluating Proposals and Funding Programs

Staff Proposal - Evaluation Criteria

- Amount of emissions reduction benefit from the project (as measured in kg/day).
- Located within or supports a disproportionately impacted community as outlined in state statute.
- How the project meets the business purpose of the enterprise and its three funding focus areas and/or the objectives outlined with the specific enterprise funding program.
 - *Eligible CMAQ Activities and alignment with funding focus areas;*
 - *Activities eligible in the program area OR in the notice of funding opportunity.*
- Improves the safety of the traveling public, especially vulnerable users.
- **Documented outreach to engage with disproportionately impacted communities and how the project would help address identified needs and/or issues.**
- Documented commitment for long-term maintenance of infrastructure projects.
- Demonstrated likelihood of successful project delivery.
- Project is part of an MPO Regional Transportation Plan (in MPO areas) and/or the CDOT 10-Year Plan (rural areas). Consideration for approved local transportation improvement plans by a local government entity.
- Demonstrates improvement or expands transportation choice in the region/community.
- Quality of the Application:
 - *Completeness;*
 - *On-Time Submittal.*



Evaluating Proposals and Funding Programs

- **Next Steps - Future Board of Directors Meeting(s)**
 - Presentation of Final Proposal for Overall Enterprise Funding Proposal Evaluation, with updates based on Board of Directors feedback.
 - Adoption into 10-Year Plan
 - Determination of allocation for programs, based on need (annual and for 10-Years)
 - Updating 10-Year Spending Plan for Board Approval

- **Questions?**



COLORADO

Department of Transportation

Nonattainment Area Air Pollution
Mitigation Enterprise

DATE: November 30, 2023

FROM: Darius Pakbaz, NAAPME Program Administrator

TO: NAAPME Board of Directors

SUBJECT: Program Administrator Update

OVERVIEW:

This workshop provides an update to the Board on the current status of the Enterprise's fiscal year 2023-24 budget and expenditures. Additionally, the Program Administrator will provide the Board an update on future discussion items and other notable items related to the Enterprise.

PROPOSAL(S) / RECOMMENDATION(S):

No recommendations at this time.

ACTIONS BY OTHERS:

N/A

PREVIOUS DISCUSSIONS / ACTIONS:

N/A

PROPOSED MOTION(S):

Informational Only

ATTACHMENTS:

Presentation - Program Administrator Update - 11/30/2023

Attachment B - NAAPME Budget to Actual Report - October 2023

ADDITIONAL INFORMATION:

Please contact [Darius Pakbaz](mailto:Darius.Pakbaz@cdot.gov) (720.241.8097) for further information.





Revenue and Budget Update

Darius Pakbaz, NAAPME Program Administrator



Revenue and Budget Update

Fiscal Year 2023-24 Budget to Actual for Fund 542-Ongoing Nonattainment Area Air Pollution Mitigation Enterprise						
Line Item		Approved Budget	Total Quarter 1	October 2023	Total	Remaining Funds
1	Fiscal Year Revenues					
2	NAAPME Retail Delivery Fee	\$ 14,898,163	\$ 519,887	\$ 204,831	\$ 724,718	
3	NAAPME Rideshare Fee	-	1,640,939	1,940,652	3,581,591	
4	Interest Income	-	\$ 47,032	26,013	73,045.00	
5	Total FY 2023-24 Revenue	\$ 14,898,163	\$ 2,207,858	\$ 2,171,496	\$ 4,379,354	\$ 10,518,809
6	Fiscal Year Allocations					
7	Administration & Agency Operations					
8	Staff Salaries	\$ 75,068	\$ 3,789	\$ 4,208	\$ 7,998	\$ 67,070
9	State Agency Support	\$ 75,068	\$ 612	\$ -	\$ 7,998	\$ 67,070
10	Attorney General Fees	\$ 1,000	\$ 693	\$ -	\$ 693	\$ 307
11	Office of the State Audit-Annual Financial Audit	\$ 2,000	-	-	-	2,000
12	Total State Agency Support	\$ 3,000	\$ 693	\$ -	\$ 693	\$ 2,307
13	Enterprise Support Initiatives					
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15	Consultant Services	150,000	-	-	-	150,000
16	Total Enterprise Support Initiatives	\$ 225,000	\$ -	\$ -	\$ -	\$ 225,000
17	Board Meeting Expenses					
18	Board Travel	\$ 5,000	\$ -	\$ -	\$ -	\$ 5,000
19	Board Meeting Expenses	\$ 500	-	-	-	500
20	Presentation Support	\$ 350	-	-	-	350
21	Total Board Meeting Expenses	\$ 5,850	\$ -	\$ -	\$ -	\$ 5,850
22	Total Administration and Agency Operations	\$ 308,918	\$ 4,483	\$ 4,208	\$ 8,691	\$ 300,227
26	Contingency Reserve					
27	Enterprise Reserve Fund (>\$200,000.01)	\$ 200,000	\$ -	\$ -	\$ -	\$ 200,000
28	Total Contingency Reserve	\$ 200,000	\$ -	\$ -	\$ -	\$ 200,000
29	Total FY 2023-24 Allocations	\$ 508,918				

**NAAPME
Budget to Actual Report**

October 2023

Report available as Attachment B.



Enterprise Program Update

Darius Pakbaz, NAAPME Program Administrator



Enterprise Program Update

Future Board of Directors Meeting Business

No NAAPME Board Meeting is scheduled for December 2023

- **January 25, 2024, Board of Directors Meeting**
 - Continued Discussion on Program Eligibility and Criteria Proposals
 - Approval of funds/proposal for Language Translation and Accessibility Needs
 - Quarterly Budget Amendment for Fiscal Year 2023-24
- **February 22, 2024, Board of Directors Meeting**
 - Adoption of Fiscal Year 2024-25 NAAPME Budget
 - Review and adoption of recommendations for Rideshare and Retail Delivery Fee adjustments for fiscal year 2024-25
 - Quarterly Budget Amendment for Fiscal Year 2023-24



Board Meeting Schedule

Upcoming Board of Directors Meeting Dates (held virtually and at 3:00 - 4:30 PM, unless otherwise noted):

- **No NAAPME Board Meeting in December 2023**
- **January 25, 2024 - Virtual through the Zoom Platform**



Adjournment

Kristin Stephens, NAAPME Chair

Attachment A



COLORADO

Department of Transportation

Nonattainment Area Air Pollution
Mitigation Enterprise

Nonattainment Area Air Pollution Mitigation Enterprise (NAAPME)

2023 Annual Report

Pursuant to C.R.S. § 43-4-1303 (10)(a)(IV)

Reporting Period Encompasses January 1, 2023 to December 31, 2023

Background

The Nonattainment Area Air Pollution Mitigation Enterprise (NAAPME, or the Enterprise) was established within the Colorado Department of Transportation (CDOT) to support projects that mitigate the environmental and health impacts of increased air pollution from motor vehicles in nonattainment areas of Colorado. Created by Colorado Senate Bill 21-260 (SB 21-260), “Sustainability of the Transportation System,” the Enterprise imposes an Air Pollution Retail Delivery Fee and an Air Pollution per Ride Fee to fund programs and projects that fulfill its business purpose.

The primary business purpose of the NAAPME is to “mitigate the environmental and health impacts of increased air pollution from motor vehicle emissions in nonattainment areas that results from the rapid and continuing growth in retail deliveries made by motor vehicles and in prearranged rides provided by transportation network companies by providing funding for eligible projects that reduce traffic, including demand management projects that encourage alternatives to driving alone or that directly reduce air pollution, such as retrofitting of construction equipment, construction of roadside vegetation barriers, and planting trees along medians.”

Nonattainment areas in Colorado are designated areas from the U.S. Environmental Protection Agency (EPA) that do not meet ambient air pollution standards. Ozone is the only identified pollutant in which parts of Colorado are currently in nonattainment for these standards. Currently Adams, Arapahoe, Boulder, Broomfield, Denver, Douglas, Jefferson, a portion of Larimer, and Weld Counties are in the designated ozone nonattainment area within the state.

Projects funded by the Enterprise look towards reducing the impact of air pollution from ozone in the current nonattainment areas of Colorado. The Enterprise has identified three focus areas in which projects can support this objective, as outlined in its [10-Year Plan](#):

- **Sustainably reduce traffic congestion**

Projects that provide alternatives to single occupancy travel including transit services, active transportation alternatives, and carpool alternatives, as well as roadway operations improvements that sustainably reduce congestion, such as traffic incident management. Examples include:

- Expanding interregional transit services (e.g., Bustang);
- Development and expansion of bus rapid transit services;
- **Mobility Hubs:** destinations for transit services that connect interregional and local services, including first and last miles services, electric vehicle charging, and bike parking;
- New and expanded sidewalks and bike paths; and
- New and expanded vanpool, carpool, and other services for commuter travel.

- **Reduce the environmental and health impacts of transportation**
Reducing impacts from the construction and ongoing operation of transportation projects. Examples include:
 - Reduce the impact of large highway construction projects;
 - Retrofitting construction equipment for highway projects;
 - Air quality monitoring for larger highway construction projects; and
 - Roadside vegetation barriers.
- **Improve neighborhood connectivity for communities adjacent to highways**
Fund mitigation measures that help reconnect communities and provide multimodal options to move along and across large urban corridors. Examples include:
 - More sidewalks and bike paths along major corridors and local roads;
 - Safer bike and pedestrian connectivity along busy urban streets; and
 - Projects that reduce traffic speeds along busy urban streets.

Calendar Year 2023 Summary

Throughout calendar year 2023, the Enterprise and its Board of Directors worked to build on the foundation of its ten-year Plan, expanding on those concepts and learning more about needs with stakeholders throughout the ozone nonattainment area. Throughout the year, the Board of Directors met nine times, with discussions ranging from decisions regarding funding programs for the Enterprise to administrative and budgetary actions.

January 2023

The Board of Directors meeting was held on January 26th, with informational presentations and discussion on two topics:

- Presentation on the Central 70 Tolling Equity Program by the Colorado Transportation Investment Office.
- A presentation from the North Front Range Metropolitan Planning Organization (NFRMPO) on regional transit corridors, helping provide context with the specific transit needs in the north front range part of the nonattainment area.

February 2023

The Board of Directors meeting was held on February 23rd, and the Board approved recommendations for new levels for the Air Pollution per Ride fee and the Air Pollution Mitigation Retail Delivery fee, as well as final adoption of the enterprise Budget for Fiscal Year 2024 (see the “Enterprise Budget” section for details).

May 2023

The Board of Directors meeting was held on May 25th (both in-person at CDOT Headquarters and online), with informational presentations and discussion on the following topics:

- Presentation on “Air Quality Issues and Perspectives” from the Regional Air Quality Council (RAQC).

Nonattainment Area Air Pollution Mitigation Enterprise (NAAPME) - 2023 Annual Report

- The Board began initial discussions on potential funding programs for the enterprise, with additional emphasis on Sidewalks & Bike Paths and Bus Rapid Transit (BRT).
- A discussion held on the needs in regards to translation services for alternative language options for enterprise documents as well as potential compliance with accessibility standards.

June 2023

The Board of Directors meeting was held on June 29th, with informational presentations and discussion on the following topics:

- Appointment of Suzanna Alvarado as new Board Secretary.
- Required annual “Open Meetings Training” with the Colorado Attorney General’s office.
- Determine meeting cadence for FY2024.

July 2023

The Board of Directors meeting was held on July 27th. In continuation of the initial discussion that occurred at the May Board of Directors meeting, the Board continued to discuss how enterprise funds are programed to fit the business purpose and needs outlined in the ten-year plan, with an emphasis on determining

August 2023

The Board of Directors meeting was held on August 24th, and the Board approved a Budget Amendment for FY2024. Additionally, the Board moved into an executive session pursuant to Section 24-6-402 (3) (a) (II) of the Colorado Revised Statutes for the purpose of receiving legal advice from counsel.

September 2023

The Board of Directors meeting was held on September 28th (in-person at CDOT Headquarters and online), with informational presentations and discussion on the following topics:

- Presentation on Bus Rapid Transit from CDOT Region 1 and the Denver Regional Council of Governments (DRCOG).
- Continuation of the “Enterprise Program Funding” discussion, with additional emphasis on eligibility, evaluation criteria, and other CDOT funding programs.

October 2023

The Board of Directors meeting was held on October 26th, with informational presentations and discussion on the following topics:

- NAAPME and CDOT Accounting & Finance staff presented a NAAPME FY 2024-25 Budget for initial consideration.
- The Colorado Department of Public Health and Environment (CDPHE) presented its “EnviroScreen” tool to help determine Disproportionately Impacted Communities (DICs) throughout Colorado and the ozone nonattainment area.
- NAAPME Staff continued its “Enterprise Program Funding” discussion, with additional emphasis on final details before presenting a proposal to the Board.

November 2023

The Board of Directors meeting was held on November 30th, with informational presentations and discussion on the following topics:

- NAAPME Staff presented a draft 2023 Annual Report for Board approval.
- The North Front Range Metropolitan Planning Organization (NFRMPO) presented on “Transit in the North Front Range.”
- NAAPME Staff presented a Public Accountability Dashboard (required by SB21-260) for initial consideration by the Board.
- NAAPME Staff continued its “Enterprise Program Funding” discussion, incorporating comments from the previous Board of Directors meeting.

Enterprise Budget

Fiscal Year 2022-23

Colorado's State fiscal Year 2022-23 concluded on June 30, 2023, the first full fiscal year the Nonattainment Enterprise was in operation. Most expenditures for this fiscal year were administrative to continue to support the establishment of the Enterprise and identify funding programs in line with the objectives outlined in statute and the Enterprise's 10-Year Plan. The Enterprise paid off the loan from the Colorado Department of Transportation to cover establishment expenses with fee revenue collected during the fiscal year. Enterprise expenses totaled \$103,662, with \$75,557 used for debt service towards the loan approved by the Colorado Transportation Commission for startup expenses, and \$28,368 used for Enterprise administration and salary compensation. The Enterprise allocated \$200,000 to the Board contingency fund for the fiscal year, which was not used. These funds, in addition to the remaining portion of the loan proceeds (\$14,539) and unused administrative expenses. (\$199,282) were added to the roll-forward of funds allocated to Enterprise funded programs (\$8,738,897).

Fiscal Year 2023-24

The Board of Directors adopted the Fiscal Year 2023-24 Budget in February 2023, apportioning \$9.2 million dollars in expected revenue for the fiscal year. The Enterprise anticipates having \$15.9 million available to invest in fiscal year 2023-24. As the Board continues to develop the Enterprise's program of projects, it is anticipated that funds will start being allocated to specific programs that fit within its business purpose. Table 1 presents the estimated breakdown by revenue allocation category for the fiscal year.

Table 1 - Fiscal Year 2023-24 Final Allocation Plan

Revenue Allocation Category	Estimated Rollforward from FY 2022-2023	FY 2023-24 Final Allocation Plan	FY 2023-24 Total Available Budget
Program Funds	\$6,821,090	\$8,753,972	\$15,575,062
Administration & Agency Ops.	\$104,640	\$192,798	\$297,438
Debt Service	\$0	\$0	\$0
Contingency Reserve	\$0	\$200,000	\$200,000
Totals	\$6,925,730	\$9,146,770	\$16,072,500

Early in calendar year 2024, staff will provide a budget amendment to the approved fiscal year 2023-24 budget that will reconcile the discrepancies from estimated revenue collection and remaining funds from fiscal year 2022-23 to actuals from that year, and then post a revised version of the approved budget.

Fee Levels for the Air Pollution Per Ride Fee and Air Pollution Mitigation Retail Delivery Fee

In accordance with Colorado Revised Statutes § 43-4-1303(7)(c)(I) & (II), the Board is able to adjust the fee levels for both the Air Pollution per Ride fee and the Air Pollution Mitigation Retail Delivery fee. The NAAPME Board adopted new fee levels for fiscal year 2023-24, based on recommendations from the Colorado Department of Revenue and Enterprise, specifically:

- Increased Air Pollution per Ride fee for Non-Carshare and Gasoline Powered Vehicles from 22 ½ Cents to 23 ¼ Cents;
- Increased Air Pollution per Ride fee for Carshare/ZEV Rideshare rides from 11 ¼ Cents to 12 Cents; and
- Increased Air Pollution Mitigation Retail Delivery fee from 7/10 of one cent to 73/100 of one cent.

The revised fee levels were reported to the Colorado Department of Revenue ahead of the statutory deadline of March 15th.

Financial Status Report

The Air Pollution per Ride fee and the Air Pollution Mitigation Retail Delivery fee established by statute are ongoing revenue streams for the Enterprise. The Colorado General Assembly passed and Governor Polis signed [SB23-143 - Retail Delivery Fees](#), exempting smaller qualified businesses from collection of the retail delivery fee, in addition to other provisions. Along with the fee adjustments approved by the Board in February 2023 (detailed in the “Enterprise Budget” section of this report), the Board reviewed and approved an updated revenue estimate for fiscal year 2023-24 through fiscal year 2027-28. Table 2 details the estimated revenue collection by fee for these years, replacing original estimates from previously.

Table 2 - Estimated Future Revenue Collection by Fiscal Year and Source

Revenue Sources	Fiscal Year 2024-25	Fiscal Year 2025-26	Fiscal Year 2026-27	Fiscal Year 2027-28
Air Pollution Mitigation Retail Delivery Fee	\$2,308,478	\$2,550,107	\$2,812,952	\$3,102,741
Air Pollution Mitigation Per Ride Fee	\$8,338,066	\$10,170,251	\$12,364,329	\$15,004,277
Totals	\$10,646,544	\$12,720,358	\$15,177,281	\$18,107,018

Additionally, fee collection during fiscal year 2022-23 outpaced original estimates. Collections were 21% higher than anticipated, with an additional \$1,525,082 of revenue collected from both fees. The additional fee collection will be incorporated into programmatic funds, as outlined in the Enterprise’s 10-Year Plan. Table 3 details the collection of both fees per quarter as compared to the estimate.

Table 3 - Original Revenue Collection Estimate vs. Actual - Fiscal Year 2022-23

Revenue Sources	FY23 Quarter 1	FY23 Quarter 2	FY23 Quarter 3	FY23 Quarter 4	FY23 Total
Air Pollution Mitigation Retail Delivery Fee	\$328,812	\$530,177	\$545,638	\$774,847	\$2,179,474
Air Pollution Mitigation Per Ride Fee	\$0	\$1,556,049	\$1,569,570	\$3,345,214	\$6,470,834
Total Actual NAAPME Revenue	\$328,812	\$2,086,226	\$2,115,208	\$4,120,061	\$8,650,308
Revenue Collection Estimate	\$1,781,307	\$1,781,307	\$1,781,306	\$1,781,306	\$7,125,226
Difference	(\$1,452,495)	\$304,919	\$333,902	\$2,338,755	\$1,525,082

Upcoming Activities

The Board of Directors and Enterprise staff continue to identify areas of opportunity that it can support and meet its business purpose and the funding focus areas identified in its 10-Year Plan. With the information provided to the Board of Directors through each of this year’s board meetings, it is anticipated that an overall eligibility and evaluation criteria for specific project selection will be adopted by the Board and incorporated into the 10-Year Plan. Additionally, the Enterprise anticipates establishing specific funding programs, along with funding over the next ten years, to begin to distribute funds to eligible projects through an established evaluation process.

In addition to adopting the fiscal year 2024-25 budget, the Enterprise plans to address requirements outlined in [HB21-1110 - Colorado Laws For Persons With Disabilities](#), ensuring that all reports and documentation from the Enterprise is accessible to all citizens within the nonattainment area and other interested parties. This effort will include language accessibility for major documents as well. The Board will also hold elections for Chair and Vice-Chair of the Board of Directors in April 2024 for the next two-year term.

While this is not an exhaustive list of all the potential activities for calendar year 2024, it is expected to be an exciting and busy year for the Nonattainment Area Air Pollution Mitigation Enterprise, which looks forward to beginning helping communities throughout Colorado's Northern and Central Front Range.

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Attachment B

Fiscal Year 2023-24 Budget to Actual for Fund 542-Ongoing Nonattainment Area Air Pollution Mitigation Enterprise						
Line Item		Approved Budget	Total Quarter 1	October 2023	Total	Remaining Funds
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