

**Transportation Commission of Colorado**  
**Regular Meeting Minutes**  
**February 18, 2016**

**Chairwoman Kathy Connell convened the meeting at 9:05 a.m. at the CDOT Headquarters in Denver.**

PRESENT WERE: Kathy Connell, Chairwoman, District 6  
Gary Reiff, Vice Chair District 3  
Shannon Gifford, District 1  
Ed Peterson, District 2  
Heather Barry, District 4  
Kathy Gilliland, District 5  
Kathy Hall, District 7  
Sidny Zink, District 8  
Nolan Schriener, District 9  
Bill Thiebaut, District 10

EXCUSED: Steven Hofmeister, District 11

ALSO PRESENT: Shailen Bhatt, Executive Director  
Michael Lewis, Deputy Executive Director  
Josh Laipply, Chief Engineer  
Debra Perkins-Smith, Director of Transportation Development  
Maria Sobota, CFO  
Herman Stockinger, Government Relations Director  
Paul Jesaitis, Region 1 Transportation Director  
Dave Eller, Region 3 Transportation Director  
Johnny Olson, Region 4 Transportation Director  
Kerrie Neet, Region 5 Transportation Director  
Kathy Young, Chief Transportation Counsel  
Scott McDaniel, Staff Services Director  
David Specter, HPTE Director  
Ryan Rice, Operations Division Director  
Mark Imhoff, Director of Transit and Rail  
Vince Rogalski, STAC Chairman  
David Ulane, Director of Aeronautics  
Alicia Nolan, FHWA Representative

AND: Other staff members, organization representatives,  
the public and the news media

An electronic recording of the meeting was made and filed with supporting documents in the Transportation Commission office.

**Audience Participation**

Chairwoman Connell opened the meeting for general public comment. There were no public comments.

**Individual Commissioner Comments**

Commissioner Schriner has been meeting with representatives and governments in the Colorado Springs area. He noted there is a lot of interest in transportation right now.

Commissioner Barry complimented CDOT staff for their work in the recent snowstorm. She stated that the roads were safe and clear. She had no other items to report, as Bagels with Barry was cancelled on account of the snow.

Commissioner Gilliland recently testified for Bill 1031. The bill initially called for a change to the Transportation Commission districts, and has been changed to a study of the districts. She stressed that the legislature wanted to work with CDOT staff on the study and is pleased with this collaboration. Additionally, she was confirmed by the Senate Committee in February. The commissioners being confirmed were asked why they wanted to be on the Commission, and what they hope to accomplish. All in all the confirmation was very positive. She also took a moment to compliment CDOT staff's good work in the recent storm.

Commissioner Hall missed the initial confirmation due to the rockslide on I-70. She will be getting confirmed this morning, and will be leaving the commission meeting shortly. This month she met with County Commissioners in Montrose and Delta, and was impressed with the ideas they presented. She also complimented CDOT staff for their work in the snowstorm.

Vice Chair Reiff met with representatives of Cherry Hills Village and thanked Paul Jesaitis for his help in the meeting. Commissioner Reiff mentioned Tony DeVito and his staff has also has made tremendous progress on the Central 70 project. Finally he recognized Herman Stockinger for his great work presenting the FASTER audit findings.

Commissioner Gifford has been attending public meetings for the Central 70 project. She complimented the team for their work during the EIS process. She also attended the Colorado Rail Passenger meeting that discussed the statewide rail plan.

Commissioner Thiebaut congratulated his fellow commission members on their approval by the Senate and Shailen Bhatt for being with CDOT for one year. Additionally, he thanked the staff for their hard work during the snowstorm.

Commissioner Peterson thanked all the state employees for keeping the state safe during the snowstorms. He was recently appointed by the Senate Transportation Committee, and congratulated his fellow appointees on the Commission.

Commissioner Zink recognized Region 5 RTD Kerrie Neet as she is retiring. Commissioner Zink stated that Kerrie is a great teacher, team builder and manager, and has the perfect temperament for the RTD position. She thanked CDOT staff for keeping the public safe in very precarious spots, like Red Mountain Pass and Wolf Creek pass, both of which Kerrie played a great role in. Commissioner Zink is grateful she got to work with such a good and encouraging colleague and wishes Kerrie good luck in her future endeavors.

Chairwoman Connell echoed the thanks to staff for the great work during the snow storm. She noted that during the snow event, the Peak Period Shoulder Lanes

operated great. She mentioned how excited she is for the May Commission Road trip, when the TC meeting will take place in Steamboat Springs. Commissioner Connell also was thrilled with staff's resiliency program to back up everything when catastrophe hits. Throughout the month, she met with local TPR's and County Commissioners.

### **Executive Director's Report**

Executive Director Shailen Bhatt stated that this TC meeting was his one year anniversary as Executive Director. Though he is sad to lose Kerrie Neet to retirement, he knows she has curated a competent team to lead the Region through transition. Director Bhatt brought up the US DOT Smart City Grant Program, which CDOT is supporting the City of Denver's application. The program will give a city \$40 million for tech programs. Finally, he had an opportunity to tour the Grand Avenue Bridge in Glenwood Springs.

### **Chief Engineer's Report**

Chief Engineer Josh Laipply gave an update on the I-70 rock fall situation, and when the road will re-open. He also gave an update on the Central 70 project, which is releasing the second round of RFP's next week. Josh also expressed his gratitude for outgoing Region 5 RTD Kerrie Neet.

### **HPTE Director's Report**

Standing in for HPTE director David Spector, Nick Farber gave the commission an update on US36 Phase II, which will be opening in late march. Currently, members of staff are testifying against a bill in the legislature that would prohibit switchable responders for Managed Lanes. Finally he gave a brief explanation of the HPTE manual presented at the P3 Manual workshop.

### **FHWA Division Administrator Report**

FHWA Division Administrator John Cater explained the new freight program put into place by the FAST Act. The program will put \$800 million for state to apply for with a 60% match for major freight programs. Mr. Cater also mentioned that during the recession, FHWA cut 15% of its staff. They are slowly rebuilding their staff. Finally he recognized Kerrie Neet for her great work with CDOT.

### **Act on Consent Agenda**

At the request of staff, Chairwoman Connell stated that a motion would need to be brought to remove the IAA HPTE Agreement from the Consent Agenda. Commissioner Gifford brought forward the motion, with Commissioner Reiff seconding the motion. The item was removed from the consent agenda.

Chairwoman Connell entertained a motion to approve the Consent Agenda. Commissioner Reiff moved for approval of the resolution, and Commissioner Peterson seconded the motion. Upon vote of the Commission, the resolution passed unanimously.

**Resolution #TC-16-2-1**

BE IT HEREBY RESOLVED, that the Transportation Commission's Regular Meeting Minutes for Jan. 21, 2016, are approved.

**Discuss and Act on State Infrastructure Bank Colorado Springs Loan Application**

CFO Maria Sobota recommended the resolution to approve the loan for new Taxiways at the Colorado Springs Airport. Commissioner Schriener stated that he has worked very closely with the airport on this issue. He went on to say that the airport is playing a huge role in helping Colorado Springs economy grow stronger.

Chairwoman Connell entertained a motion to approve the Consent Agenda. Commissioner Schriener moved for approval of the resolution, and Commissioner Thiebaut seconded the motion. Upon vote of the Commission, the resolution passed unanimously.

**Resolution #TC-16-2-2**

**Discuss and Act on the 8<sup>th</sup> Budget Supplement of FY 2016**

CDOT Maria Sobota opened the Budget supplement up for questions from the Commission.

Chairwoman Connell entertained a motion to approve the Consent Agenda. Commissioner Gilliland moved for approval of the resolution, and Commissioner Peterson seconded the motion. Upon vote of the Commission, the resolution passed unanimously.

**Other Matters**

Kyle Lester, Director of Maintenance gave a rundown on the recent snow event. He stated that during the snow storm, plow drives drove a total of 633 thousand plow miles over 38,000 hours. He acknowledged all of the operators for their hard work at their job. Specifically, he read letters from the public thanking Ryan Barry, Gabe Martinez and Tony Valdez for going above and beyond.

**Adjournment**

Chairwoman Connell closed the February Transportation Commission meeting at 9:45 a.m.



**DATE:** March 16, 2016  
**TO:** Transportation Commission  
**FROM:** Maria Sobota; Herman Stockinger  
**SUBJECT:** Repeal of Policy Directive 207.0 “Travel Policy”

Purpose and Action

To request that the Commission repeal Policy Directive 207.0 “Travel Policy,” which is no longer necessary with the update of Procedural Directive 207.2 “Out-of-State Travel” and existing Procedural Directive 207.1 “In-State Travel.”

Background

In keeping with Governor Hickenlooper’s initiative to create a leaner government, the Department continues to review its Policy and Procedural Directives to determine which rise to the level of requiring a Policy under the oversight of the Commission, and which are more appropriately Procedural Directives concerning the Executive Director’s management and oversight of staff and CDOT processes.

Policy Directive 207.0 became effective February 18, 2010, and addresses general policy for in-state, out-of-state, and foreign travel by Department employees. Existing Procedural Directive 207.1 “In-State Travel” provides procedures for employees travelling in the state, including which expenses may be reimbursed. Procedural Directive 207.2 “Out-of-State Travel” has been updated, including direction from the Executive Director stating that travel is a privilege and not a right, and that employees must have a 2 or better performance level to travel.

Details

Updated Procedural Directive 207.2 includes improvements and reduction in paperwork, simplifying the review process for out-of-state travel. There are no negative policy implications to repealing Policy Directive 207.0 because the accompanying Procedural Directive 207.2 has been updated to conform to current laws and internal practice. Due to these new changes, and to meet the goal of reducing the number of directives, Policy Directive 207.0 “Travel Policy” is no longer necessary.

Key Benefits

Reduction in the number of directives applicable to CDOT employees; updating Procedural Directive 207.2 to reduce paperwork and improve the out-of-state travel process.

Options and Recommendations

- 1) Repeal Policy Directive 207.0 (staff recommendation) with the agreement that the Executive Director has oversight of this staff issue;



- 2) Request a workshop to learn more about the program before making a decision as to whether it belongs under the purview of the Executive Director or the Transportation Commission; or
- 3) Conclude the issue should remain under the purview of the Transportation Commission and retain the Policy Directive, and provide staff guidance on whether the current Policy Directive should be amended.

Attachments

Resolution

Policy Directive 207.0

Updated Procedural Directive 207.2 (available upon request)

Existing Procedural Directive 207.1 (available upon request)



**Resolution # TC-**

**Repeal of Policy Directive 207.0 “Travel Policy”**

**WHEREAS**, under the Colorado Revised Statutes § 43-1-106(8), the Transportation Commission of Colorado has the statutory responsibility to set policies for the Colorado Department of Transportation (CDOT); and

**WHEREAS**, the Transportation Commission supports the Department’s efforts to eliminate when possible directives that are no longer necessary, are out of date, or are duplicative of federal and state laws and regulations; and

**WHEREAS**, Policy Directive 207.0 was adopted by the Transportation Commission on February 18, 2010, providing general policy for out-of-state, in-state, and foreign travel by Department employees; and

**WHEREAS**, Policy Directive 207.0 is no longer necessary given that the Executive Director has updated Procedural Directive 207.2 “Out-of-State Travel” which improves the process and reduces paperwork, and existing Procedural Directive 207.1 provides sufficient guidance for in-state travel.

**NOW THEREFORE BE IT RESOLVED**, the Commission herein REPEALS Policy Directive 207.0 “Travel Policy” as being no longer necessary.

---

Herman Stockinger  
Transportation Secretary

---

Date of Approval

<b>COLORADO DEPARTMENT OF TRANSPORTATION</b>		<input checked="" type="checkbox"/> <b>POLICY DIRECTIVE</b> <input type="checkbox"/> <b>PROCEDURAL DIRECTIVE</b>	
Subject <b>TRAVEL POLICY</b>			Number <b>207.0</b>
Effective <b>02/18/2010</b>	Supersedes <b>11/16/00</b>	Originating Office <b>Accounting and Payroll</b>	

## PURPOSE

To provide direction to the Department regarding In-State Travel, Out-of-State Travel, or Foreign Travel.

## AUTHORITY

Transportation Commission  
State of Colorado Fiscal Rules, 5-1 Travel  
State Travel Management Program (C.R.S. 24-30-202, 24-50.3 and 24-102-101)  
Governor's Executive Order D0011 07

## POLICY

Travel charged to the State, regardless of the funding source, shall be for the benefit of the State and completed using the most economical and responsible means available which will satisfactorily accomplish the State's business.

### **CDOT employees will travel on official business only when:**

- The trip, whether funded by CDOT or not, is considered essential in accomplishing the Department's goals and objectives with clearly identifiable benefits to CDOT.
- The physical presence of the traveler is necessary to accomplish the Department's goals and objectives.
- Travel is necessary to improve CDOT's exposure to the transportation industry and the individual traveling has an important role or activity representing CDOT.

**In-State Travel:** The Appointing Authority or designee may pre-approve any In-State Travel requests with the intent to reduce overall travel by the department in order to improve departmental efficiency and conserve resources.

**Out-of-State Travel:** Every CDOT division and office must submit an Out-of-State Travel Plan for each fiscal year. (*Form #AC 76-05 is located at the back of Procedural Directive 207.2, Outof-State Travel*). This plan will be submitted to the Executive Director for approval prior to July 1st. Additionally, the Executive Director shall take steps to reduce Out-of-State Travel where appropriate, and increase the oversight of such trips.

Foreign Travel: Prior written or electronic authorization is required by the Governor or delegate and the Executive Director

**State Fiscal Rules.** All employees should refer to the State Fiscal Rules for specific information on travel rules and regulations.

[www.colorado.gov/dpa/dfp/sco/FiscalRules/FR\\_Manual\(2009-0701\).htm](http://www.colorado.gov/dpa/dfp/sco/FiscalRules/FR_Manual(2009-0701).htm)

Subject <b>TRAVEL POLICY</b>	Number <b>207.0</b>
---------------------------------	------------------------

**FISCAL NOTE**

This directive is expected to have a positive fiscal impact by reducing the departments cost for in-state and out-of-state travel expenses.

**REVIEW DATE**

This policy shall be reviewed in February, 2015.

 _____ Transportation Commission Secretary	<b>02/18/2010</b> _____ <b>Date</b>
---	---



**COLORADO**  
Transportation Commission

4201 East Arkansas Avenue, Room 270  
Denver, CO 80222-3406

**DATE:** March 16, 2016  
**TO:** Transportation Commission  
**FROM:** Josh Laipply; Herman Stockinger  
**SUBJECT:** Repeal of Policy Directive 501.0 “Drainage Design and Cooperative Storm Drainage System”

Purpose and Action

To request that the Commission repeal Policy Directive 501.0 “Drainage Design and Cooperative Storm Drainage System,” which is no longer necessary with the updated Procedural Directive 501.1 “Requirements for Storm Drainage Facilities and Municipal Separate Storm Sewer Facilities (MS4).”

Background

In keeping with Governor Hickenlooper’s initiative to create a leaner government, the Department continues to review its Policy and Procedural Directives to determine which rise to the level of requiring a Policy under the oversight of the Commission, and which are more appropriately Procedural Directives concerning the Executive Director’s management and oversight of staff and CDOT processes.

Policy Directive 501.0 became effective July 20, 2009, and provided general policy guidance to the Department to develop and implement CDOT’s Drainage Design Manual. It also referred to Procedural Directives 501.1 “Drainage Design” and 501.2 “Cooperative Storm Drainage System” for further guidance. Procedural Directive 501.1 has been updated to consolidate the requirements set forth in both Policy Directive 501.0 and Procedural Directive 501.2.

Details

Updated Procedural Directive 501.1 consolidates the requirements in Policy Directive 501.0 and Procedural Directive 501.2., such as including both the drainage design manual and cost apportionment methods for cooperative storm sewer systems within the same document for efficiency and clarity. There are no negative policy implications to repealing Policy Directive 501.0 because Procedural Directive 501.1 has been updated to sufficiently update CDOT processes. These changes also promote the goal of reducing the number of directives over the Department.

Key Benefits

Reduction in the number of directives applicable to CDOT employees; consolidating requirements set forth in three separate documents into one document for efficiency and clarity.



### Options and Recommendations

- 1) Repeal Policy Directive 501.0 (staff recommendation) with the agreement that the Executive Director has oversight of this CDOT process issue;
- 2) Request a workshop to learn more about the program before making a decision as to whether it belongs under the purview of the Executive Director or the Transportation Commission; or
- 3) Conclude the issue should remain under the purview of the Transportation Commission and retain the Policy Directive, and provide staff guidance on whether the current Policy Directive should be amended.

### Attachments

Resolution

Policy Directive 501.0

Updated Procedural Directive 501.1 (available upon request)

Existing Procedural Directive 501.2 (available upon request)



**Resolution # TC-**

**Repeal of Policy Directive 501.0 “Drainage Design and Cooperative Storm Drainage System”**

**WHEREAS**, under the Colorado Revised Statutes § 43-1-106(8), the Transportation Commission of Colorado has the statutory responsibility to set policies for the Colorado Department of Transportation (CDOT); and

**WHEREAS**, the Transportation Commission supports the Department’s efforts to eliminate when possible directives that are no longer necessary, are out of date, or are duplicative of federal and state laws and regulations; and

**WHEREAS**, Policy Directive 501.0 was adopted by the Transportation Commission on July 20, 2009, and referenced Procedural Directives 501.1 and 501.2 for implementation requirements; and

**WHEREAS**, the Executive Director has updated Procedural Directive 501.1 to consolidate and include all of the requirements in Policy Directive 501.0 and Procedural Directives 501.1 and 501.2; and

**WHEREAS**, Policy Directive 501.0 is no longer necessary given that Procedural Directive 501.1 provides sufficient guidance.

**NOW THEREFORE BE IT RESOLVED**, the Commission herein REPEALS Policy Directive 501.0 “Drainage Design and Cooperative Storm Drainage System” as being no longer necessary.

---

Herman Stockinger  
Transportation Secretary

---

Date of Approval

<b>COLORADO DEPARTMENT OF TRANSPORTATION</b>		<input checked="" type="checkbox"/> <b>POLICY DIRECTIVE</b> <input type="checkbox"/> <b>PROCEDURAL DIRECTIVE</b>	
Subject <b>Drainage Design and Cooperative Storm Drainage System</b>			Number <b>501.0</b>
Effective <b>07/20/09</b>	Supersedes <b>3/18/04</b>	Originating office <b>Project Development Branch</b>	

**PURPOSE**

To establish a policy that will assure the uniform development and implementation of drainage design pursuant to CDOT’s *Drainage Design Manual*. To establish uniform procedures to equitably apportion the cost of storm drainage systems for accepting off-site flow between Colorado Department of Transportation ( CDOT) and the local agency, developer or landowner.

**AUTHORITY**

The Colorado Transportation Commission

**APPLICABILITY**

This Policy applies to all Regions and Staff Branches of the Colorado Department of Transportation.

**POLICY**

It is the policy of the Department to develop and implement drainage design pursuant to CDOT’s *Drainage Design Manual* and to implement and uniformly apply the cost of Storm Drain Systems for off-site flow between CDOT and local agencies, developers or landowners. The process and methods are defined in Procedural Directives 501.1 and 501.2.

**IMPLEMENTATION**

This policy is effective immediately upon approval and shall be implemented by all Divisions, Branches, Regions, and Offices of CDOT.

**REVIEW DATE**

This Policy shall be reviewed in August 2013.

  
 \_\_\_\_\_  
 Transportation Commission Secretary

**07/20/09**  
 \_\_\_\_\_  
 Date



**COLORADO**  
Transportation Commission

4201 East Arkansas Avenue, Room270  
Denver, CO 80222-3406

**DATE:** March 16, 2016  
**TO:** Transportation Commission  
**FROM:** Debra Perkins-Smith; Herman Stockinger  
**SUBJECT:** Repeal of Policy Directive 503.0 “Landscaping with Native Plant Material”

Purpose and Action

To request that the Commission repeal Policy Directive 503.0 “Landscaping with Native Plant Material,” which is being replaced by new Procedural Directive 503.1 “Landscaping with Colorado Native Plant Species.”

Background

In keeping with Governor Hickenlooper’s initiative to create a leaner government, the Department continues to review its Policy and Procedural Directives to determine which rise to the level of requiring a Policy under the oversight of the Commission, and which are more appropriately Procedural Directives concerning the Executive Director’s management and oversight of staff and CDOT processes.

Policy Directive 503.0 became effective in 1977. Since that time, federal and state laws pertaining to landscaping and native plants have changed and direct CDOT to conform with new requirements. While the Policy Directive was not updated, CDOT’s practices have adhered to federal and state requirements generally.

Details

New Procedural Directive 503.1 provides detailed, current federal and state requirements for landscaping with plants native to Colorado. Additionally, Procedural Directive 503.1 provides guidance on irrigation, water conservation, fertilization, compost, and best practices with regard to limiting chemicals. The Executive Director, pursuant to § 43-1-105, C.R.S., has updated Procedural Directive 503.1 which provides sufficient direction to CDOT staff; therefore, Policy Directive 503.0 is no longer needed. There are no negative policy implications to repealing Policy Directive 503.0 because updated Procedural Directive 503.1 has up-to-date requirements for staff.

Key Benefits

Reduction in the number of directives applicable to CDOT employees; updating Procedural Directive 503.1 to comply with federal and state law.



### Options and Recommendations

- 1) Repeal Policy Directive 503.0 (staff recommendation) with the agreement that the Executive Director has oversight of this staff and CDOT process issue;
- 2) Request a workshop to learn more about the program before making a decision as to whether it belongs under the purview of the Executive Director or the Transportation Commission; or
- 3) Conclude the issue should remain under the purview of the Transportation Commission and retain the Policy Directive, and provide staff guidance on whether the current Policy Directive should be amended.

### Attachments

Resolution

Policy Directive 503.0

Procedural Directive 503.1 (available upon request)



**Resolution # TC-**

**Repeal of Policy Directive 503.0 “Landscaping with Native Plant Material”**

**WHEREAS**, under the Colorado Revised Statutes § 43-1-106(8), the Transportation Commission of Colorado has the statutory responsibility to set policies for the Colorado Department of Transportation (CDOT); and

**WHEREAS**, the Transportation Commission supports the Department’s efforts to eliminate when possible directives that are no longer necessary, are out of date, or are duplicative of federal and state laws and regulations; and

**WHEREAS**, Policy Directive 503.0 was adopted by the Transportation Commission on December 15, 1977; and

**WHEREAS**, federal and state laws have changed since 1977, including requirements related to landscaping plantings, irrigation, water conservation, composting, and best practices with regard to lessening chemical use on Department rights-of-way; and

**WHEREAS**, Policy Directive 503.0 is no longer necessary given that the Executive Director has updated Procedural Directive 503.1 “Landscaping with Colorado Native Plant Species” which provides detailed procedures for the Department to follow pursuant to updated federal and state requirements.

**NOW THEREFORE BE IT RESOLVED**, the Commission herein REPEALS Policy Directive 503.0 “Landscaping with Native Plant Materials” as being no longer necessary.

---

Herman Stockinger  
Transportation Secretary

---

Date of Approval

<b>COLORADO DEPARTMENT OF TRANSPORTATION</b>		<input checked="" type="checkbox"/> <b>POLICY DIRECTIVE</b> <input type="checkbox"/> <b>PROCEDURAL DIRECTIVE</b>	
Subject Landscaping with Native Plant Material			Number 503.0
Effective 12/15/77	Supersedes N/A	Originating office Policy, Budget and Program Evaluation	

PURPOSE

This directive is to provide direction to the Department in an effort to conserve water and reduce maintenance costs on landscaped highway segments through the use of native or dryland adaptable plant materials.

AUTHORITY

The Colorado State Transportation Commission

APPLICABILITY

This directive applies to all Divisions of the Colorado Department of Transportation.

POLICY

It is the policy of the Department to use native or dryland adaptable plant materials on future Department landscaping projects. The Departmental policy also encourages other state and local agencies, and the landscape industry in general, to use native and dryland adaptable plant materials in their landscape projects.

It is recognized that certain projects will require irrigated plantings. These projects are to be kept at a minimum and, where necessary, irrigation systems are to be designed to make best use of the least amount of water through the use of low precipitation or drip irrigation systems or by watering for plant establishment only. All future construction plans which include planting specifications and all District and staff maintenance activities shall reflect this policy.

(signature on file)  
EXECUTIVE DIRECTOR

(signature on file)  
SECRETARY, TRANSPORTATION COMMISSION

**Resolution Number TC-XXXX**

Resolution for Release of the Fiscal Year 2017-2020 Statewide Transportation Improvement Program (STIP) for Public Review and Comment Period

**WHEREAS**, the Fiscal Year 2017-2020 Statewide Transportation Improvement Program has been prepared in accordance with 23 CFR Parts 450.210 and 450.216; and

**WHEREAS**, the Fiscal Year 2017-2020 Statewide Transportation Improvement Program is consistent with the 2040 Statewide Transportation Plan; and

**WHEREAS**, 23 CFR Part 450.210 requires public comment on the proposed STIP, which will take place between March 22, 2016 and April 29, 2016.

**NOW THEREFORE BE IT RESOLVED**, that the Colorado Transportation Commission releases the Fiscal Year 2017-2020 Statewide Transportation Improvement Program, in conjunction with 23 CFR Part 450.210, for public review and comment.



# COLORADO

## Department of Transportation

Division of Highway Maintenance

4201 East Arkansas Ave, 3<sup>rd</sup> Floor  
Denver, CO 80222

### TRANSPORTATION COMMISSION REQUEST

**TO:** Transportation Commission  
**FROM:** Kyle Lester, Director of Highway Maintenance  
**CC:** Michael P. Lewis, CDOT Chief Operating Officer

**DATE:** February 24, 2016  
**SUBJECT:** Section 1 Additions to FY 16 Maintenance \$50,000 to \$150,000 project list

#### Purpose

Maintenance Section one has identified two projects valued at between \$50,000 and \$150,000 for construction in FY 16 that need to be added to FY 16.

#### Action Requested

Division of Highway Maintenance is seeking the Transportation Commission's approval of the projects, in accordance with CRS 24-92-109, and PD 1000.0.

#### Background

CRS 24-92-109, and PD 1000.0 require CDOT to prepare estimates of proposed work exceeding \$50,000 for Transportation Commission approval prior to undertaking the work. The same statute limits the value of these projects to \$150,000 each. Historically the Maintenance sections accomplish these small projects in support of pavement management to keep the highways usable for the traveling public and commerce.

#### Details

Sufficient funds exist within the appropriate MPA's to pursue these additional projects. The projects are in accordance with the directive and all other requirements. Division of Highway Maintenance recommends the addition for approval of the FY 16 over \$50,000 project list.



Region 1 Metro				
Highway	Begin MP	End MP	Type	Estimate
34B	166.1	166.1	Culvert Lining	\$51,900.00
34A	111.233	By Pass	Slope Paving	\$54,200.00
<b>Total - Region 4 Section 1</b>				<b>\$106,100.00</b>

**Attachments**

TC Resolution titled - Fiscal Year 2016 over \$50,000 project list approval.



**Resolution #TC-**

Additions to Fiscal Year 2016 over \$50,000 project list approval

**Approved by the Transportation Commission on: March , 2016**

**WHEREAS**, under Senate Bill 98-148, public projects supervised by the Colorado Department of Transportation (CDOT) are exempt from the requirements of the “Construction Bidding for Public Projects Act;” and

**WHEREAS**, Section 24-92-109, Colorado Revised Statutes, as amended, requires CDOT to prepare cost estimates for projects to be undertaken by CDOT maintenance crews that exceed \$50 thousand, but are less than or equal to \$150 thousand for submission to the Transportation Commission for review and approval; and

**WHEREAS**, CDOT staff have prepared a cost estimate for these projects to be done in Fiscal Year 2016 as detailed in the memorandum entitled; Section 1 Addition to FY 16 over \$50,000.00

**WHEREAS**, the funding for this project is contained in the Fiscal Year 2016 Budget.

**NOW THEREFORE BE IT RESOLVED**, the Transportation Commission has reviewed the cost estimate, as contained in the official agenda, and approves CDOT Maintenance Forces undertaking the project therein.



**Region 4 Section 1**

Highway	Begin MP	End MP	Type	Estimate
34B	166.1	166.1	Culvert Lining	\$51,900.00
34A	111.233	By Pass	Slope Paving	\$54,200.00
<b>Total – Region 4 Section 1</b>				<b>\$106,100.00</b>

Sufficient funds exist within the appropriate MPA’s to pursue this project. The project is in accordance with the directive and all other requirements.

\_\_\_\_\_  
Herman Stockinger, Secretary  
Transportation Commission of Colorado



**DATE:** March 3, 2016  
**TO:** Transportation Commission  
**FROM:** Joshua Laipply, P.E. Chief Engineer  
**SUBJECT:** SH 128 Realignment Parcel 2 - Disposal/Exchange to Jefferson County and Rocky Mountain Metropolitan Airport

Purpose

CDOT is proposing a three way exchange of property. Jefferson County and the City and County of Broomfield will quitclaim 548,553 sf of land to CDOT for the realignment of SH 128. In turn, CDOT will quitclaim 440,945 sf of SH 128 ROW to the County of Jefferson and Rocky Mountain Metropolitan Airport for the extension of its main runways.

Action

CDOT R1 is requesting a resolution approving the disposal of 440,945 sf (10.123 acres) of previous SH 128 that is no longer needed for State transportation purposes.

Background

Jefferson County Rocky Mountain Metropolitan Airport was granted a federal grant from the Federal Aviation Administration (FAA) in the early 2010's to lengthen its main runways to increase capacity, allow larger aircraft and improve the safety of its operations. Realignment of a portion of SH 128 northwesterly of its existing location was necessary to extend the Rocky Mountain Metropolitan Airport's runways. The extension of the runways required Jefferson County to acquire right of way to realign SH 128. Jefferson County was required to obtain all of the right of way in accordance with all CDOT, state and federal regulations in accordance with the Uniform Act. Upon completion, the acquired right of way of the realigned SH 128 was to be exchanged with CDOT for the right of way to be used for the extended runways. Parcel 2 contains approximately 440,945 sf and is outside of the right of way necessary for the realigned SH 128.

Details

The County of Jefferson and Rocky Mountain Metropolitan Airport will utilize the parcel CDOT is quitclaiming for the planned runway extension. CDOT has completed the realignment of SH 128. This exchange will formalize the exchange of the realigned SH 128 right of way for the previous SH 128 right of way. Parcels 1, 1A and PE-1 will be quitclaimed to CDOT from the City and County of Broomfield. Parcels PE-3, PE-3A, AP-4Rev, 5, 5A will be quitclaimed from the County of Jefferson. CDOT will quitclaim Parcel 2 to the County of Jefferson and Rocky Mountain Metropolitan Airport. The exchange will have no effect upon the operation, use, maintenance or safety of the highway facility. Parcel 2 contains approximately 440,945 sf and the exchange parcels together contain approximately 548,553 sf.

Key Benefits

This exchange has resulted in an improved alignment of SH 128. Additionally, the County of Jefferson and Rocky Mountain Metropolitan Airport will benefit from the development of an extended runway to increase capacity, allow larger aircraft and improve the safety of its operations.

Next Steps

Upon approval of the Transportation Commission, CDOT will execute a quitclaim deed to convey Parcel 2 to the County of Jefferson and Rocky Mountain Metropolitan Airport. The deed will be recorded in office of the Jefferson County Clerk and Recorder. The County of Jefferson and the City and County of Broomfield will execute quitclaim deeds to convey Parcels 1, 1A, PE-1, PE-3, PE-3A, AP-4Rev, 5 and 5A to CDOT.

Attachments

Proposed Resolution  
Exhibit Depicting the Parcels Available Upon Request

Project #: FAA (CC) 1281-013  
Location: SH 128 & Interlocken Loop  
Parcel #: 2  
County: Jefferson

**PROPOSED RESOLUTION**

**WHEREAS**, Jefferson County Rocky Mountain Airport was granted a federal grant from the Federal Aviation Administration (FAA) in the early 2010’s to lengthen its main runways;

**WHEREAS**, realignment of a portion of SH 128 northwesterly was necessary to extend Jefferson County Rocky Mountain Airport’s runways;

**WHEREAS**, Jefferson County was required to obtain all of the right of way for the realignment of SH 128 in accordance with all CDOT, state and federal regulations;

**WHEREAS**, upon completion, the acquired right of way of the realigned SH 128 was to be exchanged with CDOT for the right of way now lying underneath the extended runways

**WHEREAS**, realignment of SH 128 has been completed;

**WHEREAS**, Parcel 2 consists of 440,945 square feet;

**WHEREAS**, Parcels 1, 1A, PE-1, PE-3, PE-3A, AP-4Rev, 5 and 5A combined consist of 548,553 square feet;

**WHEREAS**, the Department of Transportation would like to exchange Parcel 2 for Parcels 1, 1A and PE-1 from the City and County of Broomfield and Parcels PE-3, PE-3A, AP-4Rev, 5, 5A from the County of Jefferson;

**WHEREAS**, the disposal of Parcel 2 will not affect the operation, maintenance, use or safety of CDOT's facility;

**WHEREAS**, the Department of Transportation, Region 1 has declared through Joshua Laipply as Chief Engineer, that the 440,945 sf of Parcel 2 is not needed for transportation purposes;

**WHEREAS**, pursuant to Colorado Revised Statutes (C.R.S) 43-1-210(5)(a)(I) The Department of Transportation is authorized, subject to approving resolution of the Transportation Commission, to dispose of any property or interest therein which is no longer needed for transportation purposes for fair market value;

**WHEREAS**, the parcels being exchanged have the same value on a dollar per square foot basis;

**WHEREAS**, CDOT is obtaining more square feet than it is disposing of in this exchange, and therefore meets the requirement to obtain fair market value in accordance with (C.R.S) 43-1-210(5)(a)(I);

**NOW THEREFORE BE IT RESOLVED**, pursuant to the provisions of the C.R.S, 43-1-210(5) the Department of Transportation be given authority to declare Parcel 2 as excess property and dispose of the 440,945 sf (Parcel 2) of previous SH 128 right of way, which is no longer needed for transportation purposes;

**FURTHER**, Parcel 2 will be exchanged for Parcels 1, 1A and PE-1 from the City and County of Broomfield and Parcels PE-3, PE-3A, AP-4Rev, 5, 5A from the County of Jefferson.



**DATE:** March 2, 2016

**TO:** Transportation Commission

**FROM:** Joshua Laipply, P.E. Chief Engineer

**SUBJECT:** 1EX US 385 ROW - Disposal to William E. Cure and Janet K. Cure

#### Purpose

CDOT is proposing to dispose of 23,142 sf (0.53 acres) of CDOT right of way that is no longer needed for transportation purposes. The property will be sold to William E. Cure and Janet K. Cure at fair market value.

#### Action

CDOT R4 is requesting a resolution approving the disposal of 23,142 sf Parcel 1EX (Tract 1) of CDOT ROW that is no longer needed for State transportation purposes.

#### Background

The subject Parcel 1EX (Tract 1) was originally acquired in 1953 in conjunction with the construction of a portion of US 385 in Yuma County, as part of CDOT Project S 0001(11). The subject parcel was acquired to straighten a curve in US 385. Actual construction of US 385 was not centered in the right of way, which created an excess, Parcel 1EX (Tract 1), on one side of the curve. It has been recently discovered that signage from the adjacent property owner encroached upon CDOT property. This disposal will clear up the encroachment without requiring the property owner to relocate their sign. Parcel 1EX (Tract 1) contains approximately 23,142 square feet and is outside of the right of way necessary for highway 385.

#### Details

This parcel is of use only to the adjacent property owner. The adjacent property owners, William E. Cure and Janet K. Cure, are interested in acquiring this parcel for the resolution of the encroachment. CDOT Region 4 has determined that this property is not needed for highway purposes. The disposal of the subject parcel will have no effect upon the operation, use, maintenance or safety of the highway facility. The disposal of the subject parcels will be at fair market value.

#### Key Benefits

CDOT will be relieved of maintenance responsibilities and liability associated with this parcel. CDOT will also obtain revenue from the sale of the parcel that will be used for future transportation projects.

#### Next Steps

Upon approval of the Transportation Commission, CDOT will execute a quitclaim deed to convey subject parcels to William E. Cure and Janet K. Cure. The deed will be recorded in office of the Yuma County Clerk and Recorder.

#### Attachments

Proposed Resolution

Exhibit Depicting the Disposal Parcel Available Upon Request

Project #: S 0001 (11)  
Location: US 385  
Parcel #: 1EX (Tract 1)  
County: Yuma

### **PROPOSED RESOLUTION**

**WHEREAS**, CDOT acquired Parcel 1EX (Tract 1) in 1953 in Yuma County as a part of CDOT Project # S 0001 (11) for use as US 385;

**WHEREAS**, actual construction of US 385 was not centered in the right of way, which created an excess, Parcel 1EX (Tract 1), on one side of the curve;

**WHEREAS**, Parcel 1EX (Tract 1) consists of 23,142 square feet;

**WHEREAS**, CDOT discovered signage advertising business on the adjacent property encroaching upon Parcel 1EX (Tract 1);

**WHEREAS**, the adjacent property owners, William E. Cure and Janet K. Cure would like to resolve the encroachment;

**WHEREAS**, the disposal of Parcel 1EX (Tract 1) would resolve the encroachment;

**WHEREAS**, the Department of Transportation would like to sell Parcel 1EX (Tract 1) to the adjacent property owner, William E. Cure and Janet K. Cure for fair market value;

**WHEREAS**, the disposal of Parcel 1EX (Tract 1) will not affect the operation, maintenance, use or safety of CDOT's facility;

**WHEREAS**, the Department of Transportation, Region 4 has declared through Joshua Laipply as Chief Engineer, that Parcel 1EX (Tract 1) is not needed for transportation purposes;

**WHEREAS**, pursuant to Colorado Revised Statutes (C.R.S) 43-1-210(5)(a)(I) The Department of Transportation is authorized, subject to approving resolution of the Transportation Commission, to dispose of any property or interest therein which is no longer needed for transportation purposes for fair market value;

**WHEREAS**, the Department has determined that Parcel 1EX consisting of 23,142 sf of US 385 right of way is of use only to the adjacent property owner;

**WHEREAS**, pursuant to Colorado Revised Statutes (C.R.S) 43-1-210(5)(a)(III) when a parcel that is no longer needed for transportation purposes has value to only one adjacent owner, that owner shall have first right of refusal to purchase said property for fair market value;

**WHEREAS**, William E. Cure and Janet K. Cure desires to exercise its right of refusal to purchase the 23,142 sf of US 385 right of way which is no longer needed for transportation purposes;

**NOW THEREFORE BE IT RESOLVED**, pursuant to the provisions of the C.R.S, 43-1-210(5) and 23 CFR 710.403 the Department of Transportation be given authority to declare Parcel 1EX (Tract 1) as excess property and dispose of the 23,142 sf of US 385 right of way, which is no longer needed for transportation purposes for fair market value.

**FURTHER**, funds from the sale of the property shall be disbursed in accordance with Section 7.2.15 of the CDOT Right-of-Way Manual.



**DATE:** March 1, 2016  
**TO:** Transportation Commission  
**FROM:** Joshua Laipply, P.E. Chief Engineer  
**SUBJECT:** I70 Parcels 37Rev.3, 38Rev.3, 41-B and E-41A - Disposal to Eagle County

Purpose

CDOT is proposing to dispose of 4.066 acres of land and 0.714 acres of permanent easement in I-70 right of way that is no longer needed for transportation purposes. The property will be quitclaimed to the County of Eagle at a nominal value.

Action

CDOT R3 is requesting a resolution approving the disposal of 4.066 acres of land and 0.714 acres of permanent easement of I-70 ROW that is no longer needed for State transportation purposes.

Background

Parcels 37REV.3, 38Rev.3, 41-B and E-41A were acquired as part of CDOT Project I 70-1(10) Unit 1 in 1970 and 1971 to effect a channel change of the Eagle River for the construction of I-70. The parcels have not been needed for transportation or maintenance purposes subsequent to the river channel change and construction of I-70.

Details

Eagle County is proposing to utilize the subject parcels for the development of a whitewater park and associated amenities. Pursuant to 23 CFR 710.403(d)(1), the parcels will revert to CDOT in the event Eagle County ceases to use the parcels for parks, recreation, scenic, greenbelt and open space purposes. Additionally, the subject parcels will revert to CDOT in the event the placement of outdoor advertising signs on or near the subject parcels violates the Federal-Aid Highway Act of 1958 and/or the Federal Highway Beautification Act of 1970. The quitclaiming of the parcel will have no effect upon the operation, use, maintenance or safety of the highway facility. The quit claiming of Parcels 37Rev.3, 38Rev.3, 41-B and E-41A will be at a nominal value in accordance with 23 CFR 710.403.

Key Benefits

CDOT will be relieved of maintenance responsibility and liability associated with this property. Additionally, the State of Colorado will benefit from the development of outdoor recreation opportunities to be held and managed by Eagle County

Next Steps

Upon approval of the Transportation Commission, CDOT will execute a quitclaim deed to convey Parcels 37REV.3, 38Rev.3, 41-B and E-41A to the County of Eagle. The deed will be recorded in office of the Eagle County Clerk and Recorder

Attachments

Proposed Resolution  
Exhibit Depicting the Parcels Available Upon Request

Project #: I 70-2(10) Unit 1  
Location: Eagle County Fairgrounds  
Parcel #: 37 REV.3, 38 REV.3, 41-B, E-41A  
County: Eagle

### **PROPOSED RESOLUTION**

**WHEREAS**, CDOT acquired Parcels 37 REV.3, 38 REV.3, 41-B and E-41A in the early 1970s in Eagle County as a part of CDOT Project No. I 70-2(10) Unit 1 to facilitate the construction of I-70;

**WHEREAS**, the subject parcels were acquired to effect of a channel change of the Eagle River for the construction of I-70;

**WHEREAS**, the subject parcels have not been needed for transportation or maintenance purposes subsequent to the river channel change and construction of I-70;

**WHEREAS**, Parcel 37 REV.3 consists 0.818 acres;

**WHEREAS**, Parcel 38 REV.3 consists 1.074 acres;

**WHEREAS**, Parcel 41-B consists 2.174 acres;

**WHEREAS**, the combined Parcels 37Rev.3, 38Rev.3 and 41-B consists of 4.066 acres of land;

**WHEREAS**, Parcel E-41A, a permanent easement, contains 0.714 acres;

**WHEREAS**, Eagle County is interested in the subject parcels to accommodate the development of a whitewater park and associated amenities;

**WHEREAS**, the Department of Transportation would like to quitclaim Parcels 37Rev.3, 38Rev.3, 41-B and E-41A to the County of Eagle;

**WHEREAS**, if the 4.066 acres, comprising Parcels 37Rev.3, 38Rev.3 and 41-B, and the 0.714 acres, Parcel E-41A, to be conveyed to Eagle County ever ceases to use the subject parcels for social, environmental and nonproprietary governmental purposes pursuant to 23 CFR 710.403(d)(1) then the subject parcels shall revert to CDOT;

**WHEREAS**, in the event the placement of outdoor advertising signs on or near the subject parcels violates the Federal-Aid Highway Act of 1958 and/or the Federal Highway Beautification Act of 1965, the subject parcels shall revert to CDOT, after notice and a reasonable opportunity to cure;

**WHEREAS**, the disposal of Parcels 37 REV.3, 38 REV.3, 41-B and E-41A will not affect the operation, maintenance, safety or use of any CDOT facility;

**WHEREAS**, the Department of Transportation, Region 3 has declared through Joshua Laipply as Chief Engineer, that the 4.066 acres of land and 0.714 acres of permanent easement is not needed for State transportation purposes;

**WHEREAS**, pursuant to Colorado Revised Statutes (C.R.S) 43-1-210(5)(a)(I) The Department of Transportation is authorized, subject to approving resolution of the Transportation Commission, to dispose of any property or interest therein which is no longer needed for transportation purposes;

**WHEREAS**, 23 CFR 710.403(d)(1) allows CDOT to convey property to other governmental entities for nominal value if the property is used for social, environmental, economic or nonproprietary governmental use;

**WHEREAS**, FHWA has concurred to the disposal of the subject parcels;

**WHEREAS**, the County of Eagle desires to exercise its right of refusal to purchase the 4.066 acres of land and 0.714 acres of permanent easement in I-70 right of way, which is no longer needed for State transportation purposes;

**WHEREAS**, the Board of County Commissioners of the County of Eagle adopted Resolution No. 2015-007, authorizing acceptance of the subject parcels solely for social, environmental and nonproprietary governmental purposes pursuant to 23 CFR 710.403(d)(1);

**NOW THEREFORE BE IT RESOLVED**, pursuant to the provisions of the C.R.S, 43-1-210(5) and 23 CFR 710.403 the Department of Transportation be given authority to declare Parcels 37Rev.3, 38Rev.3, 41-B and E-41A as excess property and dispose of the I-70 right of way which is no longer needed for State transportation purposes for nominal value.



**DATE:** March 1, 2016

**TO:** Transportation Commission

**FROM:** Joshua Laipply, P.E. Chief Engineer

**SUBJECT:** 1115 Park Ave., Rifle Former Maintenance Site - Disposal to Garfield County

#### Purpose

CDOT is proposing to dispose of 36,250 sf (0.832 acres) of CDOT general ledger property that is no longer needed for transportation or maintenance purposes. The property will be sold to Garfield County at fair market value.

#### Action

CDOT R3 is requesting a resolution approving the disposal of 36,250 sf (0.832 acres) of general ledger property that is no longer needed for transportation or maintenance purposes.

#### Background

The subject property, located at 1115 Park Avenue in the City of Rifle, was originally acquired in 1947 to serve highway maintenance needs in portions of Garfield County. The subject property contains a land area of 36,250 sf (0.832 acres). Improvements include a 2,880 sf single story cinder block building constructed in 1947, typical utilities, chain link fencing and gates. CDOT ceased using the property as a maintenance site in 1989. The subsequent establishment of maintenance sites at I-70 Exit 90 and at SH 13 near Fravert Reservoir rendered the subject property unnecessary for CDOT purposes.

#### Details

The subject property has been determined to have stand alone value. Pursuant to C.R.S. 43-1-210(5)(a)(IV), Garfield County has elected to exercise its first right of refusal to purchase the subject property at the fair market value. CDOT Region 3 has determined that this property is not needed for maintenance or transportation purposes. The disposal of the subject property will have no effect upon the operation, use, maintenance or safety of the highway facility. The disposal of the subject property will be at fair market value.

#### Key Benefits

CDOT will be relieved of maintenance responsibilities and liability associated with this parcel. CDOT will also obtain revenue from the sale of the parcel that will be used make improvement at other maintenance sites or for future transportation projects since federal funds were not used to purchase or develop this maintenance site .

#### Next Steps

Upon approval of the Transportation Commission, CDOT will execute a quitclaim deed to convey the subject property to Garfield County. The deed will be recorded in office of the Garfield County Clerk and Recorder.

#### Attachments

Proposed Resolution

Exhibit Depicting the Disposal Property Available Upon Request

Project #: N/A Former Maintenance Site  
Location: 1115 Park Avenue, Rifle, CO  
Parcel #: N/A  
County: Garfield

### **PROPOSED RESOLUTION**

**WHEREAS**, CDOT acquired property located at 1115 Park Avenue in the City of Rifle in 1947 and used the property as a maintenance site serving portions of Garfield County;

**WHEREAS**, CDOT ceased using the property as a maintenance site in 1989;

**WHEREAS**, the establishment of additional maintenance sites have rendered this property unnecessary for CDOT purposes;

**WHEREAS**, the subject property consists of 36,250 square feet (0.832 acres);

**WHEREAS**, Garfield County would like to purchase the property without restrictions or reversions at fair market value;

**WHEREAS**, the Department of Transportation would like to sell the property located at 1115 Park Avenue in the City of Rifle to Garfield County;

**WHEREAS**, the disposal of the subject property will not affect the operation, maintenance, use or safety of CDOT's facility;

**WHEREAS**, the Department of Transportation, Region 3 has declared through Joshua Laipply as Chief Engineer, that property is no longer needed for maintenance of transportation purposes;

**WHEREAS**, pursuant to Colorado Revised Statutes (C.R.S) 43-1-210(5)(a)(I) The Department of Transportation is authorized, subject to approving resolution of the Transportation Commission, to dispose of any property or interest therein which is no longer needed for transportation purposes;

**WHEREAS**, the Department has determined that the subject property consisting of 36,250 sf has stand-alone value;

**WHEREAS**, pursuant to Colorado Revised Statutes (C.R.S.) 43-1-210(5)(a)(IV), if the Department determines that such property or interest is of use to more than one owner or potential owner, any political subdivision of this state including but not limited to any state agency, city or town, or county located within the boundaries of the property or interest therein shall have first right of refusal to purchase or exchange such property or interest at the fair market value;

**WHEREAS**, Garfield County desires to exercise its first right of refusal to purchase the subject property, which is no longer needed for maintenance or transportation purposes;

**NOW THEREFORE BE IT RESOLVED**, pursuant to the provisions of the C.R.S, 43-1-210(5) and 23 CFR 710.403 the Department of Transportation be given authority to declare the subject property at 1115 Park Avenue in Rifle as excess property and sell the subject property consisting of 36,250 sf, which is no longer needed for maintenance or transportation purposes for fair market value.

**FURTHER**, funds from the sale of the property shall be disbursed in accordance with Section 7.2.15 of the CDOT Right-of-Way Manual.



**DATE:** March 4, 2016  
**TO:** Transportation Commission  
**FROM:** Paul Jesaitis, P.E. Region One Transportation Director   
**SUBJECT:** Ratification of Transportation Commission Resolution #TC 3212

Purpose

Ratification of Transportation Commission Resolution #TC-3212 Abandoning SH 33 BRIDGE #E-17-AH Project #NHPP -33A-001 and Project Code 20343 to the City and County of Denver.

Action

CDOT Region 1 is requesting a resolution to consent to ratify Resolution #TC-3212.

Background

On December 18, 2014, the Transportation Commission approved the abandonment of Bridge # E-17-AH on State Highway 33 to the City and County of Denver in exchange for a payment of \$2,000,000. The Resolution and Colorado Revised Statutes § 43-2-106(1)(a) required the City to adopt an ordinance within 90 days of official notice of abandonment by the Transportation Commission, which was December 19, 2014. CDOT staff worked with City representatives, but the City did not pass the requisite ordinance agreeing to accept ownership of SH 33 Bridge #E-17-AH until January 19, 2016.

Next Steps

In order to comply with statutory requirements, CDOT requests that the Transportation Commission ratify its previous resolution in which it abandoned SH 33 BRIDGE #E-17-AH to the City and County of Denver in exchange for a payment of \$2,000,000.00.

Attachments

Proposed Resolution



**Resolution #TC-[ ]**

Ratification of Transportation Commission Resolution #TC-3212  
Abandoning SH 33 BRIDGE #E-17-AH Project #NHPP -33A-001 and  
Project Code 20343 to the City and County of Denver.

**WHEREAS**, the Transportation Commission is authorized pursuant to Colorado Revised Statutes § 43-2-106 to make determinations regarding abandonment of State Highways to the affected counties or municipalities; and

**WHEREAS**, the Transportation Commission approved the abandonment of Bridge #E-17-AH on State Highway 33 to the City and County of Denver (“City”) through Resolution #TC-3212 on December 18, 2014, in exchange for a payment of \$2,000,000.00; and

**WHEREAS**, Resolution #TC-3212 and Colorado Revised Statutes § 43-2-106(1)(a) required the City to adopt an ordinance within 90 days of official notice of abandonment by the Transportation Commission, which was December 19, 2014; and

**WHEREAS**, CDOT staff worked with City representatives, but the City did not pass the requisite ordinance agreeing to accept ownership of SH 33 Bridge #E-17-AH until January 19, 2016; and

**WHEREAS**, in order to comply with statutory requirements, CDOT requests that the Transportation Commission ratify its previous resolution in which it abandoned SH 33 BRIDGE #E-17-AH to the City and County of Denver in exchange for a payment of \$2,000,000.00.

**NOW THEREFORE BE IT RESOLVED**, the Transportation Commission ratifies Transportation Commission Resolution #TC-3212 abandoning SH 33 BRIDGE #E-17-AH to the City and County of Denver in exchange for a payment of \$2,000,000.00.

---

Herman Stockinger, Secretary  
Transportation Commission of Colorado

---

Date



Date: March 16, 2016  
To: Transportation Commission  
From: Nicholas Farber, HPTE Operations Manager  
Subject: CDOT / HPTE P3 Management Manual

#### Requested Action

The Transportation Commission is asked to consider a resolution that supports the staff recommendation.

#### Policy Implications

The P3 Management Manual will:

- Supplement existing laws, policies and guidance already in place, not supersede them
- Be a flexible living document and is not meant to be all inclusive
- Direct CDOT and HPTE to execute an IAA for each P3 project that details project resources and provide for any additional guidance for the P3 project
- The IAA will govern if there is possible confusion with guidance in the P3 manual
- Help CDOT and HPTE follow a consistent approach to selecting and delivering P3 projects
- Provide transparency to the industry and public as to how P3 projects are approached
- Provide HPTE and CDOT a tool to train new staff working on P3 projects

#### Background and Details

The March 30, 2015 HPTE Legislative Audit cited that the “application of project management principles is crucial to managing [P3] projects for the maximum benefit to the State. As funding for transportation system improvement continues to be limited in Colorado, it is likely that the State will be embarking on more of these [P3] projects. A robust project management framework, supported by adequate guidance, training, resources, and expertise, is essential to establishing a sustainable program that manages these risks and commitments effectively for current and future projects.”

The P3 Management Manual provides a framework for both HPTE and CDOT for the development, implementation, and oversight of P3 projects. The manual addresses P3 program development and management, and walks through the different stages of project development and defined roles and responsibilities to ensure timely and responsive actions between HPTE and CDOT to address common needs of P3 projects.

The P3 Manual will help HPTE and CDOT follow a consistent approach for selection of appropriate projects for the P3 delivery method and, once selected, optimize their efficiencies on accelerating projects through the P3 delivery method. By further defining roles and responsibilities, each team member will be able to take ownership of their responsibilities and ensure the appropriate personnel are being engaged at the proper time to help decision-makers make sound choices based on sufficient information in a timely manner, while addressing public concerns and transparency throughout.

#### Recommendation

Staff recommends that the Transportation Commission approve a resolution authorizing the approval of the CDOT / HPTE P3 Management Manual.

#### Attachment

March 4, 2016 Final Version of the CDOT/HPTE P3 Management Manual

**Resolution #TC-16-3-**

Approving the CDOT/HPTE P3 Management Manual

**Approved by the Transportation Commission on March 16, 2016**

**WHEREAS**, pursuant to Section 43-1-106(8), C.R.S, the Transportation Commission is responsible for formulating the general policy of the Colorado Department of Transportation (“CDOT”); and

**WHEREAS**, on September 30, 2013, by Resolution #TC-3100, the Transportation Commission approved a Memorandum of Understanding (“the “MOU”) between CDOT and the High Performance Transportation Enterprise (“HPTE”) defining the roles and responsibilities of CDOT and HPTE in advancing and promoting their respective missions, including with respect to projects involving public-private partnerships (“P3s”); and

**WHEREAS**, the March 30, 2015, HPTE Legislative Audit concluded that the application of project management principles is crucial to managing projects for the State, and recommended the development of additional guidance to support such a framework; and

**WHEREAS**, HPTE and CDOT have jointly developed a P3 Management Manual to provide for a consistent approach for the selection of potential P3 projects, and to outline a framework for the development, implementation and oversight of P3 projects; and

**WHEREAS**, in order to optimize efficiencies in the delivery of P3 projects, the P3 Management Manual clarifies the roles and responsibilities of CDOT and HPTE with respect to the delivery of P3 projects, including certain identified areas where changes have been made from the allocation of roles and responsibilities described in the MOU; and

**WHEREAS**, to the extent there are inconsistencies between the P3 Management Manual and the MOU, it is the intent of the Transportation Commission that the P3 Management Manual shall govern.

**NOW THEREFORE BE IT RESOLVED**, the Transportation Commission hereby approves the P3 Management Manual in the form presented.

**BE IT FURTHER RESOLVED**, the Transportation Commission also authorizes CDOT’s Executive Director or the Chief Engineer to deviate from the specific requirements outlined in the P3 Management Manual if a particular project or circumstance warrants such deviation, and to approve minor revisions to the P3 Management Manual, provided that the Executive Director or Chief Engineer shall timely report to the Chairperson of the Transportation

Commission any significant deviations from or revisions to the P3 Management Manual as presented.

---

Herman Stockinger, Secretary  
Transportation Commission of Colorado

---

Date