

**Resolution #TC-1992**

**BE IT HEREBY RESOLVED, the Transportation Commission's Special and Regular Meeting Minutes for May 18 & 19 are hereby approved as published in the official agenda of the June 15 & 16, 2011 Meeting.**

**Approved by the Transportation Commission on: June 15, 2011**

**Transportation Commission of Colorado  
Regular Meeting Minutes  
May 19, 2011**

**Chairman Les Gruen convened the meeting at 9:32 a.m. in the auditorium of the headquarters building in Denver Colorado.**

PRESENT WERE: Les Gruen, Chairman, District 9  
Steve Parker, Vice Chair, District 8  
Trey Rogers, District 1  
Jeanne Erickson, District 2  
Heather Barry, District 4  
Doug Aden, District 7  
Gilbert Ortiz, Sr., District 10  
Kimbra L. Killin, District 11  
Herman Stockinger, Secretary

EXCUSED: Gary Reiff, District 3  
Bill Kaufman, District 5

ALSO PRESENT: Don Hunt, Executive Director  
Pam Hutton, Chief Engineer  
Jennifer Finch, Director of Transportation Planning  
Laurie Freedle, Representing, the CFO  
Heidi Bimmerle, Director of Admin and Human Resources  
Stacey Stegman, Public Relations Director  
Mark Imhoff, Division of Transit and Rail Director  
Mike Cheroutes, HPTE Director  
Casey Tighe, Audit Director  
Scott McDaniel, Staff Services Director  
Dave Gordon, Aeronautics Director  
Tony DeVito, Region 1 Transportation Director  
Tim Harris, Region 2 Transportation Director  
Dave Eller, Region 3 Transportation Director  
Johnny Olson, Region 4 Transportation Director  
Richard Reynolds, Region 5 Transportation Director  
Reza Akhavan, Region 6 Transportation Director  
Harry Morrow, Chief Transportation Counsel

Doug Bennett on behalf of John Cater, FHWA  
Vince Rogalski, Statewide Transportation Advisory  
Committee (STAC) Chairman

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

Two audiotapes of the meeting were made and supporting documents are filed in the Transportation Commission office.

### **Audience Participation**

Chairman Gruen stated that Richard Reynolds had signed up to speak during Audience Participation and that he would be allowed more than the traditional 3 minutes to address the Commission. Richard delivered a talk about the great place that CDOT is to work and stated that the people he had worked with over the years were very important to him. He spoke about his 14 year career with CDOT and about his decision to retire.

### **Individual Commissioner Comments**

Commissioner Erickson reminisced that she had known Richard Reynolds from way back when he worked at RTD and that she had worked closely with him in her position as the Director of CASTA. She stated that he would be missed. Commissioner Erickson also gave a glowing review of her experience in knowing Chief Engineer, Pam Hutton and how much she would be missed.

Commissioner Rogers stated that as the room recognized Richard and Pam with appreciation, he was thinking of the loss of the institutional knowledge that Pam and Richard take with them on their retirement. He wished them well.

Commissioner Killin stated that she echoed the Comments of her colleagues in regards to Pam and Richard and that she had always thought of Richard as a rock in the RTD group. She declared that she had really enjoyed her time on the Commission while working very closely with Pam Hutton and she marveled at her professionalism, integrity and intelligence.

Commissioner Barry mentioned that she would also miss Richard and Pam and that CDOT is always changing and doing so many good things. She highlighted the exciting project on US 36 and welcomed John Schwab to the team with words of confidence in his abilities.

Commissioner Aden declared that he and Richard had come to CDOT about the same time and had rode a bus together on the first Commission Road trip that they had both attended. He spoke fondly of the time that Richard had worked at CDOT and the good job he has done in Region 5, Durango. Commissioner Aden also remarked about his experience of watching Pam Hutton's career as she worked her way up through the

ranks and congratulated her success as the first Woman to be named to the position of Chief Engineer and now at her big step to retirement.

Vice Chairman Parker mentioned that he had spent many years working together very closely with Richard Reynolds and that he had really gone in and shaped up Region 5. He stated that he and Richard had done a lot of bicycle riding together and that he would certainly be missed at CDOT. Commissioner Parker spoke of Pam and her professionalism and integrity and stated that she might be leaving now, but he felt they would be seeing her in some capacity around the headquarters building in the future.

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

Director Hunt stated that in his 2 months of work at CDOT, he had been witness to Pam Hutton's work ethic and professionalism and also her competitiveness. He reported that he had attended the following events and meetings:

- Quarterly Meeting with RTD and CDOT
- Met with CCA Board and Tony Milo
- Met with Michael Penny, Frisco Town Manager in Frisco
- Spoke at the FHWA All Hands Meeting
- Met with Marilyn Remer, Scott Sammons, ACEC
- WTS Colorado Reception for Executive Director
- Spoke at the Hispanic Contractors Breakfast Meeting
- I-70 East PACT Meeting
- Colorado Cooperation Conference, on Panel with Steve Parker, Michael Penny, Devil's Thumb Ranch
- Douglas County Meeting with Representative Mike Coffman, Commissioner Reiff
- Governor's Office Meetings
- Attended Cabinet Meetings and Economic Development Group Meetings at the Capitol
- Attended the Colorado Commission of Indian Affairs Meeting, DU
- Attended AASHTO Board of Directors and CEO Meetings, in Las Vegas

### **Chief Engineer Report**

Chief Engineer, Pam Hutton, reported that she had a few things to talk to the Commission about and that she was prepared to bring the Commission up-to-speed on recent activities. Pam delivered the following report:

## Summary

- Program Delivery
- MLOS Snow and Ice
- Flooding Danger
- Safety

## Program Delivery

- CE Objectives
- Key Performance Indicators
  - Schedule Performance Index
  - Project Milestones

## MLOS Snow and Ice

- As of May 17
  - \$54M of snow and ice budget expended
  - \$69M budget
- Projected surplus approximately \$14M

## Flooding Danger

- Situation
  - Snow depth, snow water equivalent, temperatures, rains
- Current effects
  - Glenwood Canyon bike path closed
- Potential Impacts
  - Scour critical bridges
  - Roadway, base washout
  - Avalanches
- What is CDOT doing?
  - Identified infrastructure at-risk
  - Active site monitoring
  - CDOT preparedness

## Employee Safety 2010 Progress

- Vehicle Accidents:
  - Goal: reduce by 10% annually
  - Achieved: 33% reduction
- Workers Compensation Claims
  - Volume:
    - 2006 - 2008: annually 450 claims
    - 2010: 222 claims
  - Value:
    - 2007: \$6M in claims
    - 2010: \$2.1M in claims

## FY11 Employee Safety Survey

- General results:
  - Noticeably more positive perceptions of safety from 2006 and 2007 surveys
  - New measure – CDOT’s overall safety maturity
    - 56% thought safety was “progressing” or better
- Improved Areas
- Areas for Future Improvement
- Statewide Safety Action Plan

## Highway Safety

- Highway Safety – 5 E’s to achieving safer highways
- CDOT’s History
  - 2002 – 743 fatalities
  - 2010 – 450
- National Initiatives –
  - Toward Zero Deaths
  - Half Fatalities by 2030
    - Goal for CDOT – reduce fatalities by 12 each year to 275 per year in 2030
    - Lives saved = 3000 drivers in Colorado

## **High Performance Transportation Enterprise (HPTE) Director’s Report**

HPTE Director, Michael Cheroutes reported that he had recently gone to California with Ben Stein and John Schwab to tour the SR-91 facility and took away ideas that have applicability to the US 36 project. He mentioned that he had been appointed to the E-470 Board of Directors and attended its meeting earlier in the month. Mike introduced Jane Hickey, the new Program Assistant for the HPTE.

## **FHWA Division Administrator Report**

Doug Bennett spoke of his experience working with Pam Hutton and wished her well in her retirement.

## **STAC Report**

Vince Rogalski mentioned that the STAC had its regular meeting on Friday, May 13, 2011 and discussed the following items:

- Items discussed at last month’s TC meeting included the I-70 Viaduct alignment, the TC approval of the FY12 budget and the State Rail Plan

## Federal & State Legislative Update- Mickey Ferrell & Herman Stockinger

- CDOT anticipates applying for TIGER III grant funding
- TIGER III criteria will be released on June 15th
- The TIGER III funding should total approximately \$528 million, including:

- o \$140 million for rural projects
- o \$150 million in TIFIA loans
- o \$25 million for oversight
- CDOT will have approximately 120 days to pull together grant applications
- S.B. 228 funding will return to CDOT in 2014
- CDOT anticipates receiving approximately \$180 million over a 5-year period from S.B. 228

#### FTA Discretionary Grant Evaluation Criteria – Mark Imhoff/Sandi Kohrs

- STAC discussed the draft criteria and Barbara Kirkmeyer summed up the discussion:
  - o What other funds/grants are being used by the agency for the project
  - o What other partners are involved with the agency
  - o Who else is involved from the area
  - o Are there area schools, area aging organizations, hospitals, or nursing homes partnering with the agency
  - o Has the agency demonstrated financial capability for long-term viability
  - o Is there a demonstrated community need
  - o Is there a long-term community commitment to the project or agency
  - o Is the project in the regional plan

#### State Rail Plan - Mehdi Baziar

- Mehdi Baziar gave a presentation on the State Rail Plan
- CDOT has begun coordination with the Class I and Short line railroads
- The presentation covered the overarching tasks of the study

#### 2035 Statewide Transportation Plan Amendment- Jennifer Finch

- The STAC recommended that the Commission adopt the 2035 Statewide transportation Plan Amendment

#### FY 2012 – 2017 STIP – Laurie Freedle

- STAC recommended amending the STIP to include a letter from the Executive Director explaining the difficult financial situation CDOT is facing and the reduced buying power of the department

#### Resolution for Bill Moore

- The STAC recognized Bill Moore for his many years of service as a STAC representative for the Pueblo Area

#### FHWA inactive projects

- FHWA has started a major push to reduce the number of inactive projects
- From a public perspective, there are better ways to use money that is currently tied up in inactive projects
- CDOT will send out a letter to local governments on this issue

## **Committee Reports**

### **Efficiency and Accountability**

Commissioner Jeanne Erickson delivered the following report on the April 21, 2011 Meeting of the Efficiency and Accountability Meeting:

- The Committee participated in a town hall type meeting concerning CDOT's performance measures. In the meeting we responded to what measures we each felt were the most important. We answered these questions as both members of the Efficiency and Accountability Committee and as citizens of the State of Colorado. Many of the questions asked for ratings of what indicators, issues or concerns are most important in evaluating CDOT performance. CDOT Staff has been analyzing the responses and at the meeting later today the Committee is going to discuss the results of this exercise.
- Executive Director Hunt talked to the Committee and emphasized the importance the Committee can have in assuring CDOT is accountable to the Citizens of Colorado.
- There are three subcommittees currently working on various projects. These efforts include an analysis of CDOT's fixed and variable costs, an assessment of CDOT's planning process, and a review CDOT's cost recovery process for certain activities.

### **Transit and Intermodal Committee**

Commissioner Erickson delivered the following report on the Transit and Intermodal Committee Meeting that was held on Wednesday, May 18, 2011:

- Mark Imhoff reported on the Interregional Connectivity Study. The FRA has approved the scope but still hasn't signed off on the grant.
- Tom Mauser reported on a variety of Notices of Funding Availability that have been announced recently that offer transit funding. Because Congress isn't earmarking funds this year, the large program that offers funds for Buses and Bus Facilities is being made available instead by the FTA on a nationwide, competitive basis, just like they did last year. We are working cooperatively with CASTA and a consultant to streamline the application process.
- The FTA recommends that we prioritize the state's bus and bus facility project requests. We spent time talking about the potential criteria we'd use and how we'd work to ensure transparency in the process. We've already received input on the criteria from transit operators, STAC and the CASTA board.
- The T&I Committee was comfortable with Mark's proposal that we prioritize projects, that the Transit and Rail Advisory Committee finalize the recommended

criteria that would be used to prioritize, and that the project selection process be transparent.

## **Safety Committee**

Commissioner Killin delivered the following report on the Safety Committee meeting that was held on Wednesday, May 18, 2011:

### May 2011 Safety Committee Report

The Safety Committee met on Wednesday, May 18, 2011.

- 1) Safety Officer Rick Tenuta provided an update on the Employee Safety Program and the Employee Safety Survey.
  - a. 14 aspects of CDOT's employee safety climate were measured during the survey.
  - b. Employee perceptions of safety at CDOT in 2010 were noticeably more positive than in 2006 and 2007.
  - c. As part of the Safety Program, two safety campaigns are issued each year, one in summer and another in winter (i.e. 100 Safe Days of Summer and Putting the Freeze on Accidents). The safety committee is currently looking at issuing additional campaigns in between.
  - d. Additionally, the Committee is reviewing strategies to reduce incidences of distracted and aggressive driving.
- 2) Pam Hutton Announced the Governor's Office encouraged CDOT to participate in the 2011 State Employee Recognition Day and Public Service Recognition Week by selecting an employee that most exemplifies the focus of the event by demonstrating the 3 "E's": efficient, effective and elegant service to the State of Colorado. Ty Ortiz was CDOT's nominee!
- 3) Ty Ortiz, Rock Fall Program Manager, provided an update on Rock Fall Projects.
  - a. There is one project currently underway at Georgetown Hill. Completion is anticipated for May 2011.
    - i. McClure Pass project has been bumped to 2012 as they evaluate appropriate types of mitigation.
    - ii. Red Mountain Pass is also slated for 2012 to accommodate design clearances.
  - b. This year they responded to rock fall requests at 9 locations. A slideshow was presented highlighting the work and concerns at these areas.
- 4) Public Relations Representative Heather Halpape provided a Highway Safety PR Update on Traffic Safety Campaigns. Highlights included:
  - a. Click It or Ticket kicks off on Monday, May 23<sup>rd</sup> and runs through June 5<sup>th</sup>.
    - i. CDOT is hosting a press conference on Friday May 20<sup>th</sup> to announce the campaign.
    - ii. Primary target is males age 18-34.
  - b. The Motorcycle Safety Campaign is underway.
    - i. The Campaign focuses on Motorcycle Safety Training, encouraging riders to get training.
      1. The primary target is older, cruiser riders.

- ii. A Colorado motorcycle skill rating map has been published for cyclists and has proven to be very popular.
- iii. Motorist awareness is another component of the safety campaign.

**Act on Consent Agenda**

Chairman Gruen stated that the next item on the Agenda was the Consent Agenda. Chairman Gruen asked for a motion on the item and Commissioner Aden made the motion to approve the Consent Agenda. Commissioner Parker seconded the motion. The Chairman then asked if there was any discussion on the item and there being none, on a vote of the Commission, the Consent Agenda was unanimously approved.

**Approve the Special & Regular Meeting Minutes of April 20 & 21, 2011**

**Resolution #TC-1982**

BE IT HEREBY RESOLVED, that the Transportation Commission's Special and Regular Meeting Minutes of April 20 & 21, 2011 are hereby approved as published in the official agenda of the May 18 & 19, 2011 meeting Agenda.

**Resolution # TC-1983**

**Resolution to Approve STIP Policy Amendment Package for Amendment #37**

**Approved by the Transportation Commission on: May 19, 2011**

WHEREAS, the Colorado Transportation Commission has statutory authority pursuant to 43-1-106, C.R.S. to approve, accept, and amend various planning documents resulting from Section 135 Title 23 of the USC, and 43-1-1101 through 1105 C.R.S.; and

WHEREAS, the Commission adopted the 2008 – 2013 Statewide Transportation Improvement Program (STIP) in March, 2008; and

WHEREAS, the STIP is occasionally amended due to significant changes in project scope or projects need to be programmed in or out of the first four years of the STIP, thereby requiring a policy amendment to the STIP; and

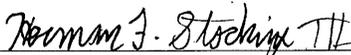
WHEREAS, the Section 450 Title 23 of the CFR requires a public process be implemented for review and comment on proposed policy amendments, as well as Transportation Commission approval of said amendments; and

WHEREAS, the public process for the policy amendments set before the Commission for the month of Amendment #37 was provided from April 19, 2011 through May 18, 2011, and no comments were received; and

WHEREAS, it is requested that the Transportation Commission approve these policy amendments to the STIP, which are detailed in the attached table, and direct staff to forward this approval to the Federal Highway Administration and the Federal Transit Administration for concurrence.

NOW, THEREFORE, BE IT RESOLVED, the attached STIP Policy Amendment package for Amendment #37 be adopted and forwarded to the Federal Highway Administration for concurrence.

BE IT FURTHER RESOLVED, after said concurrence is received from the Federal Highway Administration, staff from the CDOT Office of Financial Management and Budget will finalize the policy amendments in the STIP Database.



Herman Stockinger, Secretary  
Transportation Commission of Colorado

**Resolution #TC -1984**  
**Revising Workplace Violence Policy**

**Approved by the Transportation Commission on: May 19, 2011**

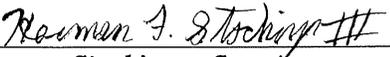
WHEREAS, it is the statutory responsibility of the Transportation Commission of Colorado to set policies and establish rules for the Colorado Department of Transportation (CDOT); and

WHEREAS, the Commission adopted a Policy Directive 10.0 Workplace Violence policy for non-tolerance for workplace violence in October 2010; and

WHEREAS, per the guidance of Executive Order D 02309, staff has revised the Workplace Violence Policy to address Workplace Violence, including domestic violence affecting the workplace; and

WHEREAS, a policy directive has been revised to standardize the practice of such implementation.

NOW THEREFORE BE IT RESOLVED, that Policy Directive 10.0, entitled Workplace Violence, is hereby adopted as revised and submitted in the standard form for use in CDOT.

  
**Herman Stockinger, Secretary**  
**Transportation Commission of Colorado**

**Resolution #TC-1985**

**Policy Directive 0703-0 on Budget Policies for the Transportation Commission**

**Approved by the Transportation Commission on May 19, 2011**

WHEREAS, it is the statutory responsibility of the Transportation Commission of Colorado to set policies and establish rules for the Colorado Department of Transportation (CDOT); and

WHEREAS, the Commission adopted a Policy Directive 703.0 Budget Policies for the Transportation Commission in February 2011 to provide clear guide lines to CDOT staff for the approval of budget actions for projects and programs; and

WHEREAS, the Bridge Enterprise Board has determined it is necessary and appropriate to amend CDOT Policy Directive 703.0 (Budget Policies for the Transportation Commission). The Policy Directive has been revised to allow the Chief Engineer to make a +/- 15% budget adjustment to a previously approved Board budget action;

AND FURTHERMORE, to eliminate the separate column and set of authority for budget actions pertaining to the 7<sup>th</sup> POT/Strategic Program. Since there is no longer a dedicated funding source for these projects, the funds they receive are those derived from the Commission's generally available resources.

NOW THEREFORE BE IT RESOLVED, that the revision of Policy Directive 703.0 entitled Budget Policies for the Transportation Commission is hereby adopted.



Herman Stockinger, Secretary  
Transportation Commission of Colorado

**Resolution Number TC-1986**  
**Highway Designations 2011**

- **State Highway 105 as the Medal of Honor Master Sergeant William J. Crawford Highway**
  
- **State Highway 71 as the Sergeant Eric Autobee Memorial Highway**

**Approved by the Transportation Commission on: May 19, 2011**

WHEREAS, the Transportation Commission adopted Policy Directive 803 to establish a consistent statewide process regarding designation or memorializing of a highway, bridge or any other highway component; and

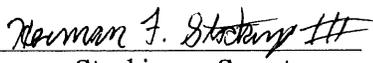
WHEREAS, the Colorado General Assembly has the authority, by Act or Resolution, to approve designations or memorializing highways, bridges, or any other components of the highway system. And, the Transportation Commission has the authority to accept such requests from the Colorado General Assembly; and

WHEREAS, in 2011 during the First Regular Session, the State of Colorado's Sixty Eighth General Assembly has adopted the following House Joint Resolution (HJR) and Senate Joint Senate Resolution (SJR); and

WHEREAS, HJR 11-1012 requesting the Commission's approval to dedicate the portion of State Highway 105 located at the intersection of Hwy 105 and County Line Road, north of Palmer Lake, to just east of the Monument Town Hall, as the "Medal of Honor Master Sergeant William J. Crawford Highway"; and

WHEREAS, SJR 11-026 requesting the Commission's approval to dedicate the portion of State Highway 71 south of the city limits of the Town of Limon and extending by and beyond the front of the Limon Correctional Facility for a total distance of 5 miles, as the "Sergeant Eric Autobee Memorial Highway"; and

NOW THEREFORE BE IT RESOLVED, that the Transportation Commission hereby approves House Joint Resolution – HJR 11-1012, and Senate Joint Resolution - SJR 11-026.

  
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Herman Stockinger, Secretary  
Transportation Commission of Colorado

**Resolution #TC-1987**  
**FHWA FY '11 Discretionary Grant Programs**

**Approved by the Transportation Commission on: May 19, 2011**

WHEREAS, The Federal Highway Administration issued a memorandum on May 6, 2011 to announce and seek project applications for eleven discretionary programs for FY '11 worth approximately \$430 million; and

WHEREAS, CDOT is eligible to compete for funding in at least seven of those programs; and

WHEREAS, Under Commission Policy Directive 703.0 the Transportation Commission must approve competitive grant program applications before the departments submits the application if there are match requirements associated with the federal funds; and

WHEREAS, per the advanced FHWA notification, an abbreviated application process is identified with a grant submission deadline by June 3, 2011, which is prior to the June Transportation Commission meeting, and typical FHWA grants require the recipient to provide matching funds; and

NOW THEREFORE BE IT RESOLVED, the Transportation Commission agrees that it is advantageous to submit appropriate applications, acknowledges and hereby allows the matching of FHWA grant funds (if required by the application) with already available funds within the division submitting the application, and delegates to the Executive Director final authority to submit an application.



Herman Stockinger, Secretary  
Transportation Commission of Colorado

**Discuss and Act on the 12<sup>th</sup> Budget Supplement**

Chairman Gruen asked for a motion of approval for the item and Commissioner Killin motioned for approval of the Budget Supplement. Commissioner Ortiz seconded the motion. On a vote of the Commission, the 12<sup>th</sup> Budget Supplement was unanimously approved.

**Resolution #TC-1988**  
**Approval of the 12<sup>th</sup> Budget Supplement**

BE IT RESOLVED THAT, the 12<sup>th</sup> Supplement to the Fiscal Year 2010-2011 Budget be approved.

**Discuss and Act on the Resolution to Adopt the 2035 Statewide Plan Amendment**

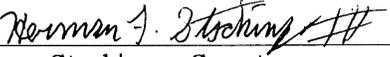
Jennifer Finch asked for approval of the Resolution.

Chairman Gruen asked for a motion of approval for the item and Commissioner Aden motioned for approval. Commissioner Erickson seconded the motion. On a vote of the Commission, the following Resolution was unanimously approved.

**Resolution #TC-1989**  
**Adoption of the 2035 Statewide Transportation Plan Amendment**

**Approved by the Transportation Commission on: May 19, 2011**

- WHEREAS, the Colorado Transportation Commission (the Commission) has statutory authority pursuant to 43-1-106 to approve, accept, and amend various planning documents resulting from 23 U.S.C. 135 and 43-1-1101 through 1105 C.R.S.;
- WHEREAS, the Commission and the Colorado Department of Transportation (CDOT) in coordination with its planning partners have developed a 2035 Statewide Transportation Plan Amendment, Moving Colorado: Vision for the Future, that supplements the 2035 Statewide Transportation Plan; and,
- WHEREAS, Transportation Commission Resolution 1842 provided approval of the 2035 Statewide Transportation Plan Amendment approach to include new information and accommodate the federally required MPO long-range plan updates, while retaining the fiscal control totals for the planning period and develop the 2012-2017 STIP using updated fiscal projections that better reflect current economic conditions; and,
- WHEREAS, Transportation Commission Resolution 1956 released the Draft 2035 Statewide Transportation Plan Amendment for public review and comment from February 18, 2011 to March 21, 2011; and,
- WHEREAS, CDOT has responded to comments received during the public comment and review period as required by VI A 5 of 2CCR 604-2 (The Rules), and has modified the document to address those comments; and,
- WHEREAS, the Denver Regional Council of Governments, Grand Valley Metropolitan Planning Organization, and Pueblo Area Council of Governments have adopted 2035 Regional Transportation Plan updates that will be incorporated into the Statewide Transportation Plan Amendment by passage of this resolution; and,
- WHEREAS, the North Front Range Metropolitan Planning Organization and Pikes Peak Area Council of Governments will adopt 2035 Regional Transportation Plan updates later this year and will be incorporated into the Statewide Transportation Plan Amendment by separate resolution; and,
- THEREFORE, be it resolved that the Transportation Commission hereby adopts the 2035 Statewide Plan Amendment as a supplement to the 2035 Statewide Transportation Plan.

  
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Herman Stockinger, Secretary  
Transportation Commission of Colorado

**Discuss and Act on the Resolution to Adopt the FY 2012-FY 2017 Statewide Transportation Improvement Program**

Ben Stein requested approval of the item.

Chairman Gruen asked for a motion of approval for the item and Commissioner Ortiz motioned for approval. Commissioner Rogers seconded the motion. On a vote of the Commission, the following Resolution was unanimously approved.

**Resolution #TC-1990**

**Adoption 2012 - 2017 Statewide Transportation Improvement Program (STIP)**

**Approved by the Transportation Commission on: May 19, 2011**

WHEREAS, the Fiscal Year 2012 - 2017 Statewide Transportation Improvement Program (STIP) has been prepared in accordance with 23 CFR Parts 450.210 and 450.216; and

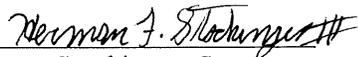
WHEREAS, 23 CFR Part 450.210 requires public comment on the proposed STIP, which was solicited between March 17, 2011 and April 29, 2011; and

WHEREAS, the CDOT Executive Director has signed the Self-Certification document stating that the CDOT has abided all federal regulations pertaining to the development and public process for the STIP; and

WHEREAS, the Final Fiscal Year 2012-2017 Statewide Transportation Improvement Program is being adopted by the Transportation Commission and released for approval by the Federal Highway Administration and the Federal Transit Administration; and

WHEREAS, this FY2012 - FY2017 Statewide Transportation Improvement Program will become effective July 1, 2011, and cover the period from that time until June 30, 2015.

NOW THEREFORE BE IT RESOLVED that the Colorado Transportation Commission directs staff to submit the Final FY2012 - FY2017 Statewide Transportation Improvement Program to the Federal Highway Administration and the Federal Transit Administration for approval.



Herman Stockinger, Secretary  
Transportation Commission of Colorado

**Discuss and Act on the Resolution approving the new COP Documents**

Ben Stein requested approval of the item.

Chairman Gruen asked for a motion of approval for the item and Commissioner Killin motioned for approval. Commissioner Aden seconded the motion. On a vote of the Commission, the following Resolution was unanimously approved.

**RESOLUTION #TC-1991**

**COPs Project Account for the Materials Lab Building in Region 3**

**Approved by the Transportation Commission on: May 19, 2011**

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WHEREAS, the Colorado Department of Transportation ("CDOT") issued Certificates of Participation ("COPs") for the purpose of financing certain real property acquisitions and improvements to real property (the "2004 Project") pursuant to an Indenture of Trust dated August 31, 2004 (the "Indenture") by Wells Fargo Bank, National Association, as Trustee (the "Trustee"), which COPs evidenced interests in the right to receive revenues payable by CDOT under a Lease Purchase Agreement dated August 31, 2004 between the Trustee, as lessor, and CDOT, as lessee; and

WHEREAS, CDOT delivered a certificate of completion of the 2004 Project to the Trustee under the terms of the Indenture and has identified at least \$1,900,000 of moneys remaining in the COPs Project Account not allocated to costs of the 2004 Project; and

WHEREAS, CDOT intends to use such moneys remaining in the COPs Project Account for an additional capital project to construct, improve and equip a Materials Lab Building in Grand Junction, Colorado for CDOT Region 3; and

WHEREAS, CDOT must execute and deliver the First Amendment to Lease Purchase Agreement (the "First Amendment") dated May 19, 2011 between CDOT and the Trustee, together with a Real Estate License Agreement (the "License Agreement") dated May 19, 2011 between CDOT and the Trustee; and

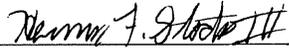
WHEREAS, the Trustee must execute and deliver the First Supplemental Indenture dated May 19, 2011 (the "Supplemental Indenture"); and

WHEREAS, the First Amendment, the License Agreement and the Supplemental Indenture are necessary to authorize the use of the moneys remaining in the COPs Project Account for the Materials Lab Building in Region 3 and to provide as additional security for repayment of the COPs the new Materials Lab Building in Region 3 and the associated real estate underlying the new Materials Lab Building; and

WHEREAS, the Transportation Commission desires to authorize and approve the execution and delivery by CDOT of the First Amendment and License Agreement and acknowledges that it desires the Trustee to execute the Supplemental Indenture.

NOW THEREFORE BE IT RESOLVED that the Transportation Commission approves execution and delivery by the CDOT Executive Director of the First Amendment and License Agreement and desires the Trustee to execute the Supplemental Indenture.

I hereby certify that the foregoing Resolution was ADOPTED AND APPROVED by the Transportation Commission of Colorado at a duly noticed public meeting at which a quorum of the Transportation Commission was present on May 19, 2011.



Herman Stockinger, Secretary  
Transportation Commission of Colorado

### **Acknowledgements**

Jennifer Finch presented Achievement Awards to the CDOT Staff members listed below in recognition for their role in a project that CDOT's consultant, Felsburg, Holt, & Ullevig (FHU) submitted to an Award program. The Award was the American Council of Engineering Companies of Colorado (ACEC) Engineering Excellence Award.

Jennifer stated that these awards are given to projects that were evaluated on uniqueness and innovative applications. This project is an example of the innovative work taking place in Colorado to study, develop, and implement innovative engineering solutions. The following CDOT staff were instrumental in this project:

- Katie Dawson (Region 6 Central Engineering - managed the engineering portion of the project)
- Roberto DeDios (DTD Research Branch - managed the overall research project)
- Jordan Rudel (Region 6 Environmental - contributed significant noise expertise and time throughout the project).

Pam Hutton was honored and spoken about by Les Gruen and Don Hunt congratulating her on her retirement from CDOT.

### **Adjournment**

Chairman Gruen announced that the meeting was adjourned at 10:58 a.m.

  
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Herman Stockinger, Secretary  
Transportation Commission of Colorado