

JEFFERSON PARKWAY PUBLIC HIGHWAY AUTHORITY
SUMMARY OF MINUTES OF REGULAR MEETING
JULY 15, 2009 9:00 AM
ARVADA CITY HALL -- 8101 RALSTON ROAD
ARVADA, COLORADO 80001

I. Call to Order by Chairman McCasky

Chairman Kevin McCasky called the meeting of the Jefferson Parkway Public Highway Authority (JPPHA) to order at 9:00 a.m. Present were Chairman Kevin McCasky, Vice-Chair Robert Frie, Director Pat Quinn, Dr. Mark Johnson, Member, representing the Regional Air Quality Council, and Wally Pulliam, Member, representing the Regional Transportation District

Also in attendance were Bill Ray, Interim Executive Director; Tamara Gilida, Legal Counsel for the JPPHA of Icenogle Norton; Chris Daly, City Attorney for City of Arvada; Bill Tuthill, Attorney for City and County of Broomfield; Ellen Wakeman, Jefferson County Attorney

II. Pledge of Allegiance

III. Consent Items

A. Approval of Minutes of the June 11, 2009 Special Meeting.

Director Quinn moved to approve the Minutes of June 11, 2009. Director Frie seconded the motion.

The following votes were cast on the motion:

Those voting Yes: McCasky, Frie, Quinn
The motion was approved.

IV. Report of the Interim Executive Director

A. Budget Status as of July 10, 2009

Interim Executive Director Bill Ray reviewed this item with the Authority and stated that the budget status as of July 10 was included in their agenda packet. He said the first amendment to the 2009 budget, which is scheduled for consideration on the agenda today, would increase the member contributions from \$600,000 to \$900,000 and reviewed changes in applicable budget line items.

V. Public Hearing

Jefferson Parkway Public Highway Authority Proposed 2009 Budget Amendment

A. Motion to Approve the First Amendment to the 2009 Jefferson Parkway Public Highway Authority Budget

Chairman McCasky opened the public hearing on the proposed First Amendment to the 2009 Jefferson Parkway Public Highway Authority budget. There being no one present to speak for or against, the public comment portion of the public hearing was closed.

Director Drie moved to approve the First Amendment to the 2009 Jefferson Parkway Public Highway Authority budget. Director Quinn seconded the motion.

The following votes were cast on the motion:

Those voting Yes: McCasky, Frie, Quinn
The motion was approved.

- VI. Report of the Project Manager
 - A. Dick Bauman, Project Manager, gave the Authority a brief report on the status of the report. He said the final revisions are being made and it will be submitted to the Colorado Department of Transportation Commission on July 20 and available for the Commission meeting on July 23.

Ms. Gilida suggested the following motion be considered by the Authority:

The Board of Directors of the JPPHA hereby agrees to accept, with such acceptance to be effective as of the date when it is finalized and complete as between JPPHA consultants and CDOT staff, the Jefferson Parkway System Feasibility Study processed pursuant to CDOT Procedural Directive Number 1601. Further, immediately upon the effective date of JPPHA's acceptance, the Interim Executive Director is directed to make formal submittal to CDOT, and to send a copy of the final report to Golden and all media in compliance with the Colorado Open Records Act.

The Authority suggested that this item be discussed during the Executive Session later in this meeting.

Mr. Bauman reviewed the DRCOG submission processing and timeframes.

- VII. Report of the Interim Executive Director
 - A. Bill Ray said he has put out a Request for Proposal for auditing services for the 2008 budget year and statements are due back on July 22.
 - B. Bill Ray said the Authority acquired public officials' liability insurance last year and that the cost for that insurance has increased this year due to the increase in the 2009 budget over 2008.
- VIII. Report from the Board of Directors - None
- IX. Public Comment (3 minute limit) - None
- X. Report of the General Counsel
 - A. Request for Executive Session regarding instructions to negotiators, Pursuant to CRS 24-6-402(4)(e)

Ms. Gilida reported that the Authority received another open records request from the City of Golden and it is being processed in the same manner as the others previously received.

Bill Ray said the Denver Post requested copies of all records that have been requested by the City of Golden and showed the Authority a full, regular size storage box containing the records that have been turned over to the City of Golden.

Chairman McCasky reported that the City of Golden has stated that the Authority has turned over no documents in response to their request and Mr. McCasky asked that the record be clear that the Authority has responded to all open records requests from the City of Golden.

Ms. Gilida advised that the Authority should go into an Executive Session to discuss right of way matters relative to Rocky Flats, the 1601 process, the open records requests from the City of Golden and the DRCOG process. She stated these matter matters are pursuant to CRS 24-6-402(4)(b) and (c) for purposes of legal advice and instructions to negotiators.

Director Quinn moved for the Authority to go into Executive Session for the purposes stated above, pursuant to CRS 24-6-402(4)(b) and (c). Director Frie seconded the motion.

The following votes were cast on the motion:

Those voting Yes: McCasky, Frie, Quinn
The motion was approved.

The board entered executive session at 9:40 a.m.

Chairman McCasky stated that the Authority is now back in open session – 10:50 a.m.

XI. Report of the General Counsel

A. Ms. Gilida recommended that the Authority make two motions, as follows:

The JPPHA Board hereby determines to hold a special board meeting on Monday, July 20, 2009 at 8:00 a.m. in order to receive the JPPHA System Feasibility Study from Parsons Brinkerhoff, to receive a formal presentation regarding the same, and directs the JPPHA staff to publish notice of the special meeting in accordance with law.

Director Frie moved the motion as stated. Director Quinn seconded.

The following votes were cast on the motion:

Those voting Yes: McCasky, Frie, Quinn
The motion was approved.

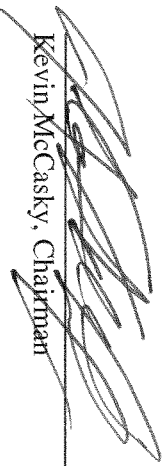
The JPPHA Board directs the Interim Executive Director of the JPPHA to work with staff to pursue all viable avenues of right-of-way acquisition in proximity to the rocky flats area.

Director Quinn moved the motion as stated. Director Frie seconded.


The following votes were cast on the motion:

Those voting Yes: McCasky, Frie, Quinn
The motion was approved.

XII. Adjournment – 10:53 a.m.



Kevin McCasky, Chairman



Christine Koch, Recording Secretary

