

# Jefferson Parkway Public Highway Authority Regular Board Meeting Minutes



Thursday, January 17, 2019  
Arvada City Hall  
8101 Ralston Road, Arvada, CO 80002

## **Executive Session** 3:00 p.m. Council Conference Room, 3<sup>rd</sup> Floor

Greg Johnson requested matters for discussion that required an Executive Session, pursuant to C.R.S., Section 24-6-402(4)(a), Section 24-6-402(4)(b) and Section 24-6-402(4)(e) for the purposes of discussing real property matters, receiving legal advice on specific legal questions and determining positions relative to matters that may be subject to negotiations and instructing negotiators related to FAA matters, right-of-way agreements, potential concession matters and professional services agreements.

Director Williams made a motion to go into Executive Session for the purposes stated above. Director Szabo seconded the motion.

The following votes were cast on the Motion:

Those voting Yes: Ahrens, Beacom, Jones, Szabo, Williams

## **Regular Board Meeting immediately following Executive Session** Council Chambers, 2<sup>nd</sup> Floor

### **Call to Order:**

Chairman David Jones called the meeting of the Jefferson Parkway Public Highway Authority (JPPHA) to order at 4:00 p.m. Present were Director Randy Ahrens, Director David Beacom, Chairman David Jones, Vice Chair Libby Szabo, and Director Marc Williams. Also in attendance: Bill Ray, Exec. Director; Tamara Seaver, JPPHA Counsel; Greg Johnson, JPPHA Counsel; Kevin Standbridge, Broomfield Deputy City and County Manager

**Pledge of Allegiance**

**Election of Officers**

A. Chair, Vice-Chair; Treasurer; Secretary

The following nominations were submitted for the 2019 election of officers:

Chair: David Jones

Vice Chair: Libby Szabo

Secretary: David Beacom

Treasurer: Randy Ahrens

Director Williams made a motion that the directors remain for 2019 in the same offices they have held the past year. Director Beacom seconded the motion.

The following votes were cast on the Motion:

Those voting Yes: Ahrens, Beacom, Jones, Szabo, Williams

**Organizational Matters**

A. Resolution 19-01, A Resolution Concerning Annual Administrative Items (Attached)

Director Williams moved that Resolution 19-01, A Resolution Concerning Annual Administrative Items, be approved. Director Beacom seconded the motion.

The following votes were cast on the Motion:

Those voting Yes: Ahrens, Beacom, Jones, Szabo, Williams

**Approval of Minutes:**

Director Szabo made a motion to approve the December 20, 2018 board meeting minutes as presented. Director Williams seconded the motion.

The following votes were cast on the Motion:

Those voting Yes: Ahrens, Beacom, Jones, Szabo, Williams

**Consent Items:**

Bill Ray stated that the items on the consent agenda are the annual contracts and letters of engagement for the consultants and firms that have been working with JPPHA over the past year.

- A. Letter of Engagement for Icenogle, Seaver, Pogue (Attached)
- B. Letter of Engagement for Jones & Keller (Attached)
- C. Letter of Engagement for Squire, Patton & Boggs (Attached)
- D. Letter of Engagement for Venable (Attached)

Director Williams moved for approval of the Consent Agenda. Director Beacom seconded the motion.

The following votes were cast on the Motion:

Those voting Yes: Ahrens, Beacom, Jones, Szabo, Williams

**New Business:**

- A. Approval of HDR Task Order #7 not to exceed the amount of \$428,539.24

Bill Ray reviewed the work HDR performs for the authority.

Director Williams moved for approval of the HDR Task Order #7 not to exceed the amount of \$428,539.24. Director Szabo seconded the motion.

The following votes were cast on the Motion:

Those voting Yes: Ahrens, Beacom, Jones, Szabo, Williams

- B. First Amendment to Consulting Contract for Financial Advisory Services – Ernest & Young Infrastructure Advisors, LLC (Attached)

Director Williams moved that the First Amendment to the Consulting Contract for Financial Advisory Services – Ernest & Young Infrastructure Advisors, LLC, be approved. Director Beacom seconded the motion.

The following votes were cast on the Motion:

Those voting Yes: Ahrens, Beacom, Jones, Szabo, Williams

**Report from Executive Director**

Bill Ray said a meeting was held yesterday to meet with the three finalists to get a better understanding of their issues and concerns of the procurement process. He said the three teams are extremely competent, able and ready to proceed with this project, knowing that this project will be 100% underwritten by the private sector.

Mr. Ray said the Authority received earlier this week a statement with his recommendations on the Jefferson Parkway Advisory Committee's Final Report. He said these recommendations will be posted on the website either today or tomorrow. He said the committee's recommendations will be made a part of the RFP process. He also said an RFQ has been issued for a marketing person to work with the Authority, staff and citizens.

**Report from the General Counsel - None**

**Report from the Board of Directors - None**

**Informational Items - None**

**Public Comment:**

Prior to public comment from citizens, Chairman Jones said he would like to make a few comments. He said there have been statements made via social network about how the authority operates and what has and hasn't been done. He said some of those comments are not true, factual, or contain all of the information. He read the following Statements and Responses from the Authority into the record:

Statement: The local member governments have appropriated a combined \$10.5 million for the Jefferson Parkway since inception and are being asked for \$7.5 million this year.

Response: All local funds provided to the Jefferson Parkway are advances, not grants, and the Jefferson Parkway is contractually obligated to repay those funds through the proceeds of the Parkway over time once the Parkway is in operation.

Statement: Voters turned down the W-470 proposal in 1989.

Response: The W-470 proposal was a different alignment with a different funding mechanism from a different time. The Jefferson Parkway alignment is the result of a 5 year \$15 million EIS process initiated by CDOT studying 73 alternatives to connect the NW Parkway terminus with the W-470 extension terminus. The preferred alignment determined by the draft EIS is the alignment of the Jefferson Parkway.

Statement: The 2000 Northwest Quadrant Study concluded improvements to existing arterials was the best solution for future traffic.

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Response: Problematically the source of the \$900 million (in 2000 dollars) to pay for this alternative was never identified and the plan for implementation was never developed. Shortly after this process ended, CDOT began the groundwork for the EIS process mentioned above to address the same issue of improving regional mobility.

Statement: The NW Parkway has under-performed financially and is now leased to a Portuguese firm for a century.

Response: The NW Parkway financial performance reflects the roller coaster economy with dot-com bust and the great recession. Recently, the rights to the concession held originally by Brisa (a Portuguese based firm) was purchased, by an international consortium at a handsome premium above Brisa's original investment. The good news is that Colorado tax payers were never at risk, the NW Parkway is meeting its traffic expectations and a significant regional arterial operates without subsidy from the public.

Statement: Construction along Rocky Flats may be a health risk.

Response: The post-clean up final report from the EPA and the Colorado Department of Health concluded that the area including the Jefferson Parkway ROW is safe for unlimited use. The State has reaffirmed that finding as recently as December 2018. The Jefferson Parkway does plan to establish a baseline condition before construction begins and to have an air monitoring system in use during construction.

Bill Ray gave an update on the Request for Proposals (RFP) and said staff is hoping to publish it the first half of March. He said it is very common over the course of an RFP being issued that there are routine and regular addenda that are issued as the RFP progresses. He said these addenda carry equal weight as the original RFP.

Chairman Jones then called those wishing to speak.

Brett Vernon talked about the importance of the Jefferson Parkway Advisory Committee's recommendations being included in the original RFP.

Don Figgins talked about the negative impacts of the Parkway on the Leyden Community.

Jeff Staniszewski talked about the importance of citizens having the time needed to discuss questions they have about the Parkway.

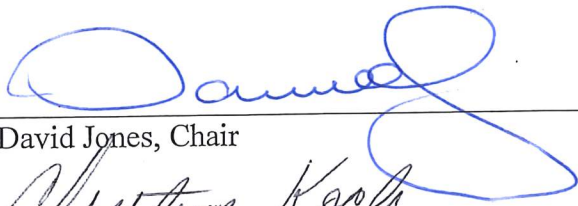
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Marla Griffith talked about the architectural drawing they were given by the builder at the time they bought their house and how what is being done now does not reflect what they were told. Cassie Goldfine talked about speeds along the highway and the close proximity of the road to her backyard.

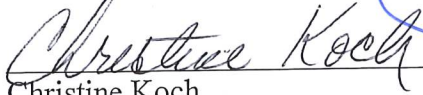
Michael Ennis talked about the importance of incorporating the unique aspects of the Parkway that are being submitted by citizens through the survey.

Ian Owens said the survey results are showing the citizens of Leyden Rock are concerned about sound and safety mitigation.

**Adjournment:** Meeting was adjourned at 4:50 p.m.



David Jones, Chair



Christine Koch  
Recording Secretary

