



JEFFERSON

P A R K W A Y

**Jefferson Parkway Public Highway Authority
Special Board Meeting Agenda
Wednesday, December 21, 2022
Arvada City Hall
8101 Ralston Road, Arvada, CO 80002**

**11:00 a.m.
Council Conference Room, 3rd Floor**

- I. Call to Order
- II. Pledge of Allegiance
- III. Public Comment
- IV. Report from Executive Director
- V. Report of the General Counsel
- VI. Public Hearings on Proposed Budgets:
 - A. Public Hearing – 2021 Budget
Adopt Resolution 22-01, Summarizing Expenditures and Revenues for Each Fund and Adopting a Budget and Appropriating Sums of Money to Each Fund in the Amounts and for the Purposes Set Forth Herein for the Jefferson Parkway Public Highway Authority for the Calendar Year Beginning on the First day of January 2021 and Ending on the Last Day of December 2021 (Attached)
 - B. Public Hearing – 2022 Budget
Adopt Resolution 22-02, Summarizing Expenditures and Revenues for Each Fund and Adopting a Budget and Appropriating Sums of Money to Each Fund in the Amounts and for the Purposes Set Forth Herein for the Jefferson Parkway Public Highway Authority for the Calendar Year Beginning on the First day of January 2022 and Ending on the Last Day of December 2022 (Attached)

C. Public Hearing – 2023 Budget

Adopt Resolution 22-03, Summarizing Expenditures and Revenues for Each Fund and Adopting a Budget and Appropriating Sums of Money to Each Fund in the Amounts and for the Purposes Set Forth Herein for the Jefferson Parkway Public Highway Authority for the Calendar Year Beginning on the First day of January 2023 and Ending on the Last Day of December 2023 (Attached)

VII. Engagement of Fiscal Focus Partners for Audit matters

VIII. Report from the Board of Directors

IX. Adjournment

STATE OF COLORADO
JEFFERSON PARKWAY PUBLIC HIGHWAY AUTHORITY
2021 BUDGET RESOLUTION

The Board of Directors of the Jefferson Parkway Public Highway Authority, State of Colorado, held a special meeting at Arvada City Hall, 8101 Ralston Road, Arvada, Colorado 80002 on Wednesday, December 21, 2022 at the hour of 11:00 A.M., at which a quorum of the Board of Directors was present.

Counsel reported that, prior to the meeting, each of the directors had been notified of the date, time and place of this meeting and the purpose for which it was called. It was further reported that this meeting is a special meeting of the Board of Directors of the Jefferson Parkway Public Highway Authority and that a notice of special meeting has been posted in accordance with Section 24-6-402, C.R.S. and as prescribed in the resolution on annual actions regarding meetings and notices, adopted at the January 17, 2019 meeting of the Jefferson Parkway Public Highway Authority and to the best of counsel's knowledge, remains posted to the date of this meeting. A copy of the Notice of Special Meeting, which was used for this purpose and an original publisher's Affidavit of Publication are attached hereto as **Exhibit A** and incorporated herein by this reference.

Thereupon, Commissioner _____ introduced and moved the adoption of the following Resolution:

**RESOLUTION
OF THE BOARD OF DIRECTORS
OF THE JEFFERSON PARKWAY PUBLIC HIGHWAY AUTHORITY**

Resolution 22-01

Summarizing Expenditures and Revenues for Each Fund and Adopting a Budget and Appropriating Sums of Money to Each Fund in the Amounts and for the Purposes Set Forth Herein for the Jefferson Parkway Public Highway Authority for the Calendar Year Beginning on the First Day of January 2021 and Ending on the Last Day of December 2021.

WHEREAS, the Board of Directors (the “Board”) of the Jefferson Parkway Public Highway Authority (the “Authority”) has authorized its treasurer and accountant to prepare and submit a proposed budget to said governing body at the proper time; and

WHEREAS, the proposed budget has been submitted to the Board for its review and consideration; and

WHEREAS, due and proper notice was published on December 7, 2022 in the Denver Post, indicating (i) the date and time of the hearing at which the adoption of the proposed budget will be considered; (ii) that the proposed budget is available for inspection by the public at a designated place; and (iii) that any interested persons may file any objections to the proposed budget at any time prior to the final adoption of the budget by the Authority; and

WHEREAS, the proposed budget was open for inspection by the public at a designated place; and

WHEREAS, a public hearing was held on Wednesday, December 21, 2022 and interested persons were given the opportunity to file or register any objections to said proposed budget and any such objections were considered by the Board; and

WHEREAS, the budget being adopted by the Board has been prepared based on the best information available to the Board regarding the effects of Section 29-1-301, C.R.S., and Article X, Section 20 of the Colorado Constitution; and

WHEREAS, whatever increases may have been made in the expenditures, like increases were added to the revenues so that the budget remains in balance, as required by law.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE JEFFERSON PARKWAY PUBLIC HIGHWAY AUTHORITY, STATE OF COLORADO:

Section 1. Summary of 2021 Revenues and 2021 Expenditures. That the estimated revenues and expenditures for each fund for fiscal year 2021, as more specifically set forth in the budget attached hereto as Exhibit B and incorporated herein by this reference, are accepted and approved.

Section 2. Adoption of Budget. That the budget as submitted, amended and attached hereto as Exhibit B, is approved and adopted as the budget of the Jefferson Parkway Public Highway Authority for fiscal year 2021.

Section 3. Appropriations. That the amounts set forth as expenditures and balances remaining, as specifically allocated in the budget attached hereto, are hereby appropriated from the revenue of each fund, to each fund, for the purposes stated and no other.

Section 4. Budget Certification. That the budget shall be certified by David Jones, Chairman of the Authority, and made a part of the public records of the Jefferson Parkway Public Highway Authority and a certified copy of the approved and adopted budget shall be filed with the Colorado Department of Local Affairs Division of Local Government.

The foregoing Resolution was seconded by _____.

ADOPTED AND APPROVED ON THE 21st DAY OF DECEMBER, 2022.

(SEAL)

JEFFERSON PARKWAY PUBLIC HIGHWAY
AUTHORITY

By: David Jones
Its: Chairman

ATTEST:

By: _____
Its: Secretary

STATE OF COLORADO
JEFFERSON PARKWAY PUBLIC HIGHWAY AUTHORITY

I, David Jones, hereby certify that I am a director and the duly elected and qualified Chairman of the Jefferson Parkway Public Highway Authority (the "Authority"), and that the foregoing constitutes a true and correct copy of the record of proceedings of the Board of Directors of the Authority, adopted at a special meeting of the Board of Directors of the Jefferson Parkway Public Highway Authority held on Wednesday, December 21, 2022, at 11:00 A.M. as recorded in the official record of the proceedings of the Authority, insofar as said proceedings relate to the budget hearing for fiscal year 2021; that said proceedings were duly had and taken; that the meeting was duly held; and that the persons were present at the meeting as therein shown.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the official seal of the Authority this 21st day of December, 2022.

(SEAL)

David Jones, Chairman

EXHIBIT A

Notice of Special Meeting
Affidavit of Publication
Notice as to Proposed 2021 Budget

The Denver Post, LLC

PUBLISHER'S AFFIDAVIT

City and County of Denver)
State of Colorado)
)

The undersigned Nicole Maestas
being first duly sworn under oath, states
and affirms as follows:

1. He/she is the legal Advertising Reviewer of The Denver Post, LLC, publisher of The Denver Post and Your Hub.
2. The Denver Post and Your Hub are newspapers of general circulation that have been published continuously and without interruption for at least fifty-two weeks in Denver County and meet the legal requisites for a legal newspaper under Colo. Rev. Stat. 24-70-103.
3. The notice that is attached hereto is a true copy, published in The Denver Post on the following date(s):

December 7, 2022

Nicole Maestas
Signature

Subscribed and sworn to before me this
8 day of December, 2022.

Kay Dapice
Notary Public

(SEAL)

KAY C. DAPICE
NOTARY PUBLIC
STATE OF COLORADO
NOTARY ID 19944012554
MY COMMISSION EXPIRES AUGUST 19, 2026

**PUBLIC NOTICE
NOTICE AS TO PROPOSED 2021 BUDGET AND HEARING
JEFFERSON PARKWAY PUBLIC HIGHWAY AUTHORITY**

NOTICE IS HEREBY GIVEN that a proposed budget has been submitted to the JEFFERSON PARKWAY PUBLIC HIGHWAY AUTHORITY for the year of 2021. A copy of such proposed budget has been filed at the office of Jefferson Parkway Public Highway Authority, where same is available for public inspection at the JPPHA offices located at 5555 West 56th Avenue, Arvada, Colorado 80002. Please call to schedule for an appointment (720) 898-7020 as the office is normally not staffed. Such proposed budget will be considered at a public hearing at a special meeting of the Jefferson Parkway Public Highway Authority to be held on December 21, 2022 at 11:00 a.m. in the third floor conference room at Arvada City Hall, 8101 Ralston Rd, Arvada, Colorado 80002. Any interested persons within the Jefferson Parkway Public Highway Authority may inspect the proposed budget and file or register any objections at any time prior to the final adoption of the 2021 budget.

BY ORDER OF THE EXECUTIVE DIRECTOR:
JEFFERSON PARKWAY PUBLIC
HIGHWAY AUTHORITY

Published: December 7, 2022
Denver Post

EXHIBIT B

Budget Document
Budget Message



JEFFERSON

P A R K W A Y

BUDGET MESSAGE FOR PROPOSED 2023 JPPHA BUDGET AND THE FINAL BUDGETS FOR 2021 AND 2022

December 12, 2022

The world is a different place since the adoption of the 2020 budget. In the year 2019, the Authority was on the cusp of issuing a Request for Proposal to the three finalists identified from a rigorous Request for Qualifications process that resulted in extremely qualified teams to be the preferred private partner to design, construct, operate, maintain and finance the Jefferson Parkway. All basic permits and review processes were granted and permitted. Interest rates were low, and materials were readily available.

In the course of taking one more set of soils samples to be shared with the finalists, there was one anomalous reading that caused the Board to pause while the Colorado Department of Public Health and Environment (CDPHE) reviewed the sample, the sampling protocol, the lab testing procedures and then secure a third party to review the same. Ultimately, CDPHE reaffirmed their long-held determination that the lands surrounding the Central Operating Unit of the former Rocky Flats site were safe for 'unlimited use and unlimited duration.' In other words, the Jefferson Parkway could proceed with construction and operation on the eastern edge of the Rocky Flats Wildlife Refuge. As an extra measure CDPHE and the Authority had developed a voluntary memorandum of understanding regarding extra measures the Authority would require for keeping dust to an absolute minimum during construction along with an air monitoring process to test for any radiological material.

Prior to CDPHE's determination, the Broomfield Council elected to not fund its share of the 2019 JPPHA budget and subsequently voted its intent to withdraw its membership to the Parkway Authority. Members can withdraw only on the unanimous consent of the other members which has not been granted to date. Around the same time, the pandemic began throughout the United States and the Parkway was put in hiatus.

With the unresolved status of Broomfield, Arvada has generously provided approximately \$49,000 in 2021 and 2022 for hard costs incurred by the Authority, primarily legal and engineering costs associated with the review of new developments adjoining the parkway right of way to ensure compatibility of drainage, access, or

easements. In addition, Arvada continues to absorb the costs of the executive director (now a part time hourly employee) as well as providing office space, tech support and other office expenses.

FINAL 2021 BUDGET

The budget for the year 2021 reflects the actual expenses incurred and absorbed by Arvada in the amount of \$13,076 dollars. State law requires there be an adopted budget for these expenditures.

FINAL 2022 BUDGET

The 2022 budget is based on actual year to date expenditures through November plus an estimate for anticipated expenses for December. State law requires there be an adopted budget for these expenditures.

PROPOSED 2023 BUDGET

The proposal is for a total of \$38,500, to maintain the Authority at a minimum level of function. The principal costs are for staff (Bill Ray and Chris Koch) as well as legal and engineering review costs. Any progress toward the construction of the Parkway will depend on the outcome of the current discussions with Broomfield and any subsequent course of action agreed to by Jefferson County and Arvada. Until such time, the Authority will undertake only those activities that maintain the integrity of the right of way and the Authority as a viable entity.

Respectfully submitted,

William A. Ray, Jr.

Executive Director,
Jefferson Parkway
Public Highway Authority

**Jefferson Parkway Public Highway Authority
2021 Budget Final**

	<i>2019 Actual</i>	<i>2020 Actual</i>	<i>2021 Budget</i>
<i>Beginning FB</i>	\$ (89,525)	\$ 38,982	\$ 7,670
REVENUES			
Member Contributions	\$ 4,025,000	\$ 131,792	\$ 3,761
Interest	\$ 10,940	\$ 815	\$ 102
	<u>\$ 4,035,940</u>	<u>\$ 132,607</u>	<u>\$ 3,863</u>
EXPENDITURES			
Trainings and Meetings	\$ 1,336		\$ 275
Print/Mail/Supplies	\$ 125		\$ 350
Dues	\$ 75		\$ 113
Insurance (CIRSA)	\$ 3,445	\$ 3,467	\$ 3,680
Haynie/Audit	\$ 6,675	\$ 6,200	
Misc	\$ 8,709	\$ 953	
PROFESSIONAL SERVICES			
Executive Director	\$ 97,186		
Support Staff	\$ 52,838	\$ 14,888	\$ 3,250
Icenogle	\$ 72,255	\$ 37,241	\$ 4,663
Squire Patton Boggs	\$ 185,482	\$ 7,046	
Jones and Keller (H. Kenison)	\$ 98,091	\$ (23,999)	\$ (308)
Clifton	\$ 1,421	\$ 871	
HC Peck	\$ 14,558		
Public Information Officer			
Peak Facilitation			
The Antero Company	\$ 75,000		
Venable LLP	\$ 141,936		
Ballard Spahr LLP	\$ -		
CDM Smith			
Ernst & Young	\$ -		
Ames and Gough	\$ 3,710		
Ostrander & Dingess	\$ 8,292		
HDR Engineering - includes RMMA	\$ 836,608	\$ 71,334	\$ 1,052
GBSM Inc	\$ 85,969	\$ 18,206	
<i>Section 1601</i>			
LS Gallegos			
<i>ROW Work</i>	\$ 29,446	\$ 432	
<i>1601 Process oversight</i>			
Development/Implementation			
<i>Project Feasibility Phase</i>			
<i>RFQ/RFP Documents (Ashurst LLP)</i>	\$ 915,289		
<i>RFP Analysis/contract negotiations</i>			
<i>Land and Easement Acquisitions</i>	\$ 1,071,580	\$ 27,281	
CDOT Sec 1601 Oversight	\$ -		
<i>3% Emergency Reserve</i>			
<i>Contingency (2% of budget)</i>			
	<u>\$3,710,023</u>	<u>\$163,919</u>	<u>\$13,076</u>
<i>Ending FB</i>	\$236,391	\$ 7,670	\$ (1,543)

STATE OF COLORADO
JEFFERSON PARKWAY PUBLIC HIGHWAY AUTHORITY
2022 BUDGET RESOLUTION

The Board of Directors of the Jefferson Parkway Public Highway Authority, State of Colorado, held a special meeting at Arvada City Hall, 8101 Ralston Road, Arvada, Colorado 80002 on Wednesday, December 21, 2022 at the hour of 11:00 A.M., at which a quorum of the Board of Directors was present.

Counsel reported that, prior to the meeting, each of the directors had been notified of the date, time and place of this meeting and the purpose for which it was called. It was further reported that this meeting is a special meeting of the Board of Directors of the Jefferson Parkway Public Highway Authority and that a notice of special meeting has been posted in accordance with Section 24-6-402, C.R.S. and as prescribed in the resolution on annual actions regarding meetings and notices, adopted at the January 17, 2019 meeting of the Jefferson Parkway Public Highway Authority and to the best of counsel's knowledge, remains posted to the date of this meeting. A copy of the Notice of Special Meeting, which was used for this purpose and an original publisher's Affidavit of Publication are attached hereto as **Exhibit A** and incorporated herein by this reference.

Thereupon, Commissioner _____ introduced and moved the adoption of the following Resolution:

**RESOLUTION
OF THE BOARD OF DIRECTORS
OF THE JEFFERSON PARKWAY PUBLIC HIGHWAY AUTHORITY**

Resolution 22-02

Summarizing Expenditures and Revenues for Each Fund and Adopting a Budget and Appropriating Sums of Money to Each Fund in the Amounts and for the Purposes Set Forth Herein for the Jefferson Parkway Public Highway Authority for the Calendar Year Beginning on the First Day of January 2022 and Ending on the Last Day of December 2022.

WHEREAS, the Board of Directors (the “Board”) of the Jefferson Parkway Public Highway Authority (the “Authority”) has authorized its treasurer and accountant to prepare and submit a proposed budget to said governing body at the proper time; and

WHEREAS, the proposed budget has been submitted to the Board for its review and consideration; and

WHEREAS, due and proper notice was published on December 7, 2022 in the Denver Post, indicating (i) the date and time of the hearing at which the adoption of the proposed budget will be considered; (ii) that the proposed budget is available for inspection by the public at a designated place; and (iii) that any interested persons may file any objections to the proposed budget at any time prior to the final adoption of the budget by the Authority; and

WHEREAS, the proposed budget was open for inspection by the public at a designated place; and

WHEREAS, a public hearing was held on Wednesday, December 21, 2022 and interested persons were given the opportunity to file or register any objections to said proposed budget and any such objections were considered by the Board; and

WHEREAS, the budget being adopted by the Board has been prepared based on the best information available to the Board regarding the effects of Section 29-1-301, C.R.S., and Article X, Section 20 of the Colorado Constitution; and

WHEREAS, whatever increases may have been made in the expenditures, like increases were added to the revenues so that the budget remains in balance, as required by law.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE JEFFERSON PARKWAY PUBLIC HIGHWAY AUTHORITY, STATE OF COLORADO:

Section 1. Summary of 2022 Revenues and 2022 Expenditures. That the estimated revenues and expenditures for each fund for fiscal year 2022, as more specifically set forth in the budget attached hereto as Exhibit B and incorporated herein by this reference, are accepted and approved.

Section 2. Adoption of Budget. That the budget as submitted, amended and attached hereto as Exhibit B, is approved and adopted as the budget of the Jefferson Parkway Public Highway Authority for fiscal year 2022.

Section 3. Appropriations. That the amounts set forth as expenditures and balances remaining, as specifically allocated in the budget attached hereto, are hereby appropriated from the revenue of each fund, to each fund, for the purposes stated and no other.

Section 4. Budget Certification. That the budget shall be certified by David Jones, Chairman of the Authority, and made a part of the public records of the Jefferson Parkway Public Highway Authority and a certified copy of the approved and adopted budget shall be filed with the Colorado Department of Local Affairs Division of Local Government.

The foregoing Resolution was seconded by _____.

ADOPTED AND APPROVED ON THE 21st DAY OF DECEMBER, 2022.

(SEAL)

JEFFERSON PARKWAY PUBLIC HIGHWAY
AUTHORITY

By: David Jones
Its: Chairman

ATTEST:

By: _____
Its: Secretary

STATE OF COLORADO
JEFFERSON PARKWAY PUBLIC HIGHWAY AUTHORITY

I, David Jones, hereby certify that I am a director and the duly elected and qualified Chairman of the Jefferson Parkway Public Highway Authority (the "Authority"), and that the foregoing constitutes a true and correct copy of the record of proceedings of the Board of Directors of the Authority, adopted at a special meeting of the Board of Directors of the Jefferson Parkway Public Highway Authority held on Wednesday, December 21, 2022, at 11:00 A.M. as recorded in the official record of the proceedings of the Authority, insofar as said proceedings relate to the budget hearing for fiscal year 2022; that said proceedings were duly had and taken; that the meeting was duly held; and that the persons were present at the meeting as therein shown.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the official seal of the Authority this 21st day of December, 2022.

(SEAL)

David Jones, Chairman

EXHIBIT A

Notice of Special Meeting
Affidavit of Publication
Notice as to Proposed 2022 Budget

The Denver Post, LLC

PUBLISHER'S AFFIDAVIT

City and County of Denver)
State of Colorado)
)

The undersigned Nicole Maestas
being first duly sworn under oath, states
and affirms as follows:

1. He/she is the legal Advertising Reviewer of The Denver Post, LLC, publisher of The Denver Post and Your Hub.
2. The Denver Post and Your Hub are newspapers of general circulation that have been published continuously and without interruption for at least fifty-two weeks in Denver County and meet the legal requisites for a legal newspaper under Colo. Rev. Stat. 24-70-103.
3. The notice that is attached hereto is a true copy, published in The Denver Post on the following date(s):

December 7, 2022

Nicole Maestas
Signature

Subscribed and sworn to before me this
8 day of December, 2022.

Kay C. Dapice
Notary Public

(SEAL)

KAY C. DAPICE
NOTARY PUBLIC
STATE OF COLORADO
NOTARY ID 19944012554
MY COMMISSION EXPIRES AUGUST 19, 2026

**PUBLIC NOTICE
NOTICE AS TO PROPOSED 2022 BUDGET AND HEARING
JEFFERSON PARKWAY PUBLIC HIGHWAY AUTHORITY**

NOTICE IS HEREBY GIVEN that a proposed budget has been submitted to the JEFFERSON PARKWAY PUBLIC HIGHWAY AUTHORITY for the year of 2022. A copy of such proposed budget has been filed at the office of Jefferson Parkway Public Highway Authority, where same is available for public inspection at the JPPHA offices located at 5555 West 56th Avenue, Arvada, Colorado 80002. Please call to schedule for an appointment (720) 898-7020 as the office is normally not staffed. Such proposed budget will be considered at a public hearing at a special meeting of the Jefferson Parkway Public Highway Authority to be held on December 21, 2022 at 11:00 a.m. in the third floor conference room at Arvada City Hall, 8101 Ralston Rd, Arvada, Colorado 80002. Any interested persons within the Jefferson Parkway Public Highway Authority may inspect the proposed budget and file or register any objections at any time prior to the final adoption of the 2022 budget.

BY ORDER OF THE EXECUTIVE DIRECTOR:
JEFFERSON PARKWAY PUBLIC
HIGHWAY AUTHORITY

Published: December 7, 2022
Denver Post

EXHIBIT B

Budget Document
Budget Message



JEFFERSON

P A R K W A Y

BUDGET MESSAGE FOR PROPOSED 2023 JPPHA BUDGET AND THE FINAL BUDGETS FOR 2021 AND 2022

December 12, 2022

The world is a different place since the adoption of the 2020 budget. In the year 2019, the Authority was on the cusp of issuing a Request for Proposal to the three finalists identified from a rigorous Request for Qualifications process that resulted in extremely qualified teams to be the preferred private partner to design, construct, operate, maintain and finance the Jefferson Parkway. All basic permits and review processes were granted and permitted. Interest rates were low, and materials were readily available.

In the course of taking one more set of soils samples to be shared with the finalists, there was one anomalous reading that caused the Board to pause while the Colorado Department of Public Health and Environment (CDPHE) reviewed the sample, the sampling protocol, the lab testing procedures and then secure a third party to review the same. Ultimately, CDPHE reaffirmed their long-held determination that the lands surrounding the Central Operating Unit of the former Rocky Flats site were safe for 'unlimited use and unlimited duration.' In other words, the Jefferson Parkway could proceed with construction and operation on the eastern edge of the Rocky Flats Wildlife Refuge. As an extra measure CDPHE and the Authority had developed a voluntary memorandum of understanding regarding extra measures the Authority would require for keeping dust to an absolute minimum during construction along with an air monitoring process to test for any radiological material.

Prior to CDPHE's determination, the Broomfield Council elected to not fund its share of the 2019 JPPHA budget and subsequently voted its intent to withdraw its membership to the Parkway Authority. Members can withdraw only on the unanimous consent of the other members which has not been granted to date. Around the same time, the pandemic began throughout the United States and the Parkway was put in hiatus.

With the unresolved status of Broomfield, Arvada has generously provided approximately \$49,000 in 2021 and 2022 for hard costs incurred by the Authority, primarily legal and engineering costs associated with the review of new developments adjoining the parkway right of way to ensure compatibility of drainage, access, or

easements. In addition, Arvada continues to absorb the costs of the executive director (now a part time hourly employee) as well as providing office space, tech support and other office expenses.

FINAL 2021 BUDGET

The budget for the year 2021 reflects the actual expenses incurred and absorbed by Arvada in the amount of \$13,076 dollars. State law requires there be an adopted budget for these expenditures.

FINAL 2022 BUDGET

The 2022 budget is based on actual year to date expenditures through November plus an estimate for anticipated expenses for December. State law requires there be an adopted budget for these expenditures.

PROPOSED 2023 BUDGET

The proposal is for a total of \$38,500, to maintain the Authority at a minimum level of function. The principal costs are for staff (Bill Ray and Chris Koch) as well as legal and engineering review costs. Any progress toward the construction of the Parkway will depend on the outcome of the current discussions with Broomfield and any subsequent course of action agreed to by Jefferson County and Arvada. Until such time, the Authority will undertake only those activities that maintain the integrity of the right of way and the Authority as a viable entity.

Respectfully submitted,

William A. Ray, Jr.

Executive Director,
Jefferson Parkway
Public Highway Authority

**Jefferson Parkway Public Highway Authority
2022 Revised and Final**

	<i>2019 Actual</i>	<i>2020 Actual</i>	<i>2021 Actual</i>	<i>2022 Budget</i>
<i>Beginning FB</i>	\$ (89,525)	\$ 38,982	\$ 7,670	\$ (1,543)
REVENUES				
Member Contributions	\$ 4,025,000	\$ 131,792	\$ 3,761	\$ 37,500
Interest	\$ 10,940	\$ 815	\$ 102	
	<u>\$ 4,035,940</u>	<u>\$ 132,607</u>	<u>\$ 3,863</u>	<u>\$ 37,500</u>
EXPENDITURES				
Trainings and Meetings	\$ 1,336		\$ 275	\$ 50
Print/Mail/Supplies	\$ 125		\$ 350	\$ 50
Dues	\$ 75		\$ 113	\$ 73
Insurance (CIRSA)	\$ 3,445	\$ 3,467	\$ 3,680	\$ 1,870
Haynie/Audit	\$ 6,675	\$ 6,200		
Misc	\$ 8,709	\$ 953		\$ 275
PROFESSIONAL SERVICES				
Executive Director	\$ 97,186			
Support Staff	\$ 52,838	\$ 14,888	\$ 3,250	\$ 7,500
Icenogle	\$ 72,255	\$ 37,241	\$ 4,663	\$ 22,000
Squire Patton Boggs	\$ 185,482	\$ 7,046		
Jones and Keller (H. Kenison)	\$ 98,091	\$ (23,999)	\$ (308)	
Clifton	\$ 1,421	\$ 871		\$ 1,300
HC Peck	\$ 14,558			
Public Information Officer				
Peak Facilitation				
The Antero Company	\$ 75,000			
Venable LLP	\$ 141,936			
Ballard Spahr LLP	\$ -			
CDM Smith				
Ernst & Young	\$ -			
Ames and Gough	\$ 3,710			
Ostrander & Dingess	\$ 8,292			
HDR Engineering - includes RMMA	\$ 836,608	\$ 71,334	\$ 1,052	\$ 2,500
GBSM Inc	\$ 85,969	\$ 18,206		
<i>Section 1601</i>				
LS Gallegos				
<i>ROW Work</i>	\$ 29,446	\$ 432		
<i>1601 Process oversight</i>				
Development/Implementation				
<i>Project Feasibility Phase</i>				
<i>RFQ/RFP Documents (Ashurst LLP)</i>	\$ 915,289			
<i>RFP Analysis/contract negotiations</i>				
<i>Land and Easement Acquisitions</i>	\$ 1,071,580	\$ 27,281		
CDOT Sec 1601 Oversight	\$ -			
<i>3% Emergency Reserve</i>				
<i>Contingency (2% of budget)</i>				
	<u>\$3,710,023</u>	<u>\$163,919</u>	<u>\$13,076</u>	<u>\$35,619</u>
<i>Ending FB</i>	\$236,391	\$ 7,670	\$ (1,543)	\$ 338

STATE OF COLORADO
JEFFERSON PARKWAY PUBLIC HIGHWAY AUTHORITY
2023 BUDGET RESOLUTION

The Board of Directors of the Jefferson Parkway Public Highway Authority, State of Colorado, held a special meeting at Arvada City Hall, 8101 Ralston Road, Arvada, Colorado 80002 on Wednesday, December 21, 2022 at the hour of 11:00 A.M., at which a quorum of the Board of Directors was present.

Counsel reported that, prior to the meeting, each of the directors had been notified of the date, time and place of this meeting and the purpose for which it was called. It was further reported that this meeting is a special meeting of the Board of Directors of the Jefferson Parkway Public Highway Authority and that a notice of special meeting has been posted in accordance with Section 24-6-402, C.R.S. and as prescribed in the resolution on annual actions regarding meetings and notices, adopted at the January 17, 2019 meeting of the Jefferson Parkway Public Highway Authority and to the best of counsel's knowledge, remains posted to the date of this meeting. A copy of the Notice of Special Meeting, which was used for this purpose and an original publisher's Affidavit of Publication are attached hereto as **Exhibit A** and incorporated herein by this reference.

Thereupon, Commissioner _____ introduced and moved the adoption of the following Resolution:

**RESOLUTION
OF THE BOARD OF DIRECTORS
OF THE JEFFERSON PARKWAY PUBLIC HIGHWAY AUTHORITY**

Resolution 22-03

Summarizing Expenditures and Revenues for Each Fund and Adopting a Budget and Appropriating Sums of Money to Each Fund in the Amounts and for the Purposes Set Forth Herein for the Jefferson Parkway Public Highway Authority for the Calendar Year Beginning on the First Day of January 2023 and Ending on the Last Day of December 2023.

WHEREAS, the Board of Directors (the “Board”) of the Jefferson Parkway Public Highway Authority (the “Authority”) has authorized its treasurer and accountant to prepare and submit a proposed budget to said governing body at the proper time; and

WHEREAS, the proposed budget has been submitted to the Board for its review and consideration; and

WHEREAS, due and proper notice was published on December 7, 2022 in the Denver Post, indicating (i) the date and time of the hearing at which the adoption of the proposed budget will be considered; (ii) that the proposed budget is available for inspection by the public at a designated place; and (iii) that any interested persons may file any objections to the proposed budget at any time prior to the final adoption of the budget by the Authority; and

WHEREAS, the proposed budget was open for inspection by the public at a designated place; and

WHEREAS, a public hearing was held on Wednesday, December 21, 2022 and interested persons were given the opportunity to file or register any objections to said proposed budget and any such objections were considered by the Board; and

WHEREAS, the budget being adopted by the Board has been prepared based on the best information available to the Board regarding the effects of Section 29-1-301, C.R.S., and Article X, Section 20 of the Colorado Constitution; and

WHEREAS, whatever increases may have been made in the expenditures, like increases were added to the revenues so that the budget remains in balance, as required by law.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE JEFFERSON PARKWAY PUBLIC HIGHWAY AUTHORITY, STATE OF COLORADO:

Section 1. Summary of 2023 Revenues and 2023 Expenditures. That the estimated revenues and expenditures for each fund for fiscal year 2023, as more specifically set forth in the budget attached hereto as Exhibit B and incorporated herein by this reference, are accepted and approved.

Section 2. Adoption of Budget. That the budget as submitted, amended and attached hereto as Exhibit B, is approved and adopted as the budget of the Jefferson Parkway Public Highway Authority for fiscal year 2023.

Section 3. Appropriations. That the amounts set forth as expenditures and balances remaining, as specifically allocated in the budget attached hereto, are hereby appropriated from the revenue of each fund, to each fund, for the purposes stated and no other.

Section 4. Budget Certification. That the budget shall be certified by David Jones, Chairman of the Authority, and made a part of the public records of the Jefferson Parkway Public Highway Authority and a certified copy of the approved and adopted budget shall be filed with the Colorado Department of Local Affairs Division of Local Government.

The foregoing Resolution was seconded by _____.

ADOPTED AND APPROVED ON THE 21st DAY OF DECEMBER, 2022.

(SEAL)

JEFFERSON PARKWAY PUBLIC HIGHWAY
AUTHORITY

By: David Jones
Its: Chairman

ATTEST:

By: _____
Its: Secretary

STATE OF COLORADO
JEFFERSON PARKWAY PUBLIC HIGHWAY AUTHORITY

I, David Jones, hereby certify that I am a director and the duly elected and qualified Chairman of the Jefferson Parkway Public Highway Authority (the "Authority"), and that the foregoing constitutes a true and correct copy of the record of proceedings of the Board of Directors of the Authority, adopted at a special meeting of the Board of Directors of the Jefferson Parkway Public Highway Authority held on Wednesday, December 21, 2022, at 11:00 A.M. as recorded in the official record of the proceedings of the Authority, insofar as said proceedings relate to the budget hearing for fiscal year 2023; that said proceedings were duly had and taken; that the meeting was duly held; and that the persons were present at the meeting as therein shown.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the official seal of the Authority this 21st day of December, 2022.

(SEAL)

David Jones, Chairman

EXHIBIT A

Notice of Special Meeting
Affidavit of Publication
Notice as to Proposed 2023 Budget

The Denver Post, LLC

PUBLISHER'S AFFIDAVIT

City and County of Denver)
State of Colorado)
)

The undersigned Nicole Maestas
being first duly sworn under oath, states
and affirms as follows:

1. He/she is the legal Advertising Reviewer of The Denver Post, LLC, publisher of The Denver Post and Your Hub.
2. The Denver Post and Your Hub are newspapers of general circulation that have been published continuously and without interruption for at least fifty-two weeks in Denver County and meet the legal requisites for a legal newspaper under Colo. Rev. Stat. 24-70-103.
3. The notice that is attached hereto is a true copy, published in The Denver Post on the following date(s):

December 7, 2022

Nicole Maestas
Signature

Subscribed and sworn to before me this
8 day of December, 2022.

[Signature]
Notary Public

(SEAL)

KAY C. DAPICE
NOTARY PUBLIC
STATE OF COLORADO
NOTARY ID 19944012554
MY COMMISSION EXPIRES AUGUST 19, 2026

**PUBLIC NOTICE
NOTICE AS TO PROPOSED 2023 BUDGET AND HEARING
JEFFERSON PARKWAY PUBLIC HIGHWAY AUTHORITY**

NOTICE IS HEREBY GIVEN that a proposed budget has been submitted to the JEFFERSON PARKWAY PUBLIC HIGHWAY AUTHORITY for the ensuing year of 2023. A copy of such proposed budget has been filed at the office of Jefferson Parkway Public Highway Authority, where same is available for public inspection at the JPPHA offices located at 5555 West 56th Avenue, Arvada, Colorado 80002. Please call to schedule for an appointment (720) 898-7020 as the office is normally not staffed. Such proposed budget will be considered at a public hearing at a special meeting of the Jefferson Parkway Public Highway Authority to be held on December 21, 2022 at 11:00 a.m. in the third floor conference room at Arvada City Hall, 8101 Ralston Rd, Arvada, Colorado 80002. Any interested persons within the Jefferson Parkway Public Highway Authority may inspect the proposed budget and file or register any objections at any time prior to the final adoption of the 2023 budget.

BY ORDER OF THE EXECUTIVE DIRECTOR:
JEFFERSON PARKWAY PUBLIC
HIGHWAY AUTHORITY

Published: December 7, 2022
Denver Post

EXHIBIT B

Budget Message
Budget Document



JEFFERSON

P A R K W A Y

BUDGET MESSAGE FOR PROPOSED 2023 JPPHA BUDGET AND THE FINAL BUDGETS FOR 2021 AND 2022

December 12, 2022

The world is a different place since the adoption of the 2020 budget. In the year 2019, the Authority was on the cusp of issuing a Request for Proposal to the three finalists identified from a rigorous Request for Qualifications process that resulted in extremely qualified teams to be the preferred private partner to design, construct, operate, maintain and finance the Jefferson Parkway. All basic permits and review processes were granted and permitted. Interest rates were low, and materials were readily available.

In the course of taking one more set of soils samples to be shared with the finalists, there was one anomalous reading that caused the Board to pause while the Colorado Department of Public Health and Environment (CDPHE) reviewed the sample, the sampling protocol, the lab testing procedures and then secure a third party to review the same. Ultimately, CDPHE reaffirmed their long-held determination that the lands surrounding the Central Operating Unit of the former Rocky Flats site were safe for 'unlimited use and unlimited duration.' In other words, the Jefferson Parkway could proceed with construction and operation on the eastern edge of the Rocky Flats Wildlife Refuge. As an extra measure CDPHE and the Authority had developed a voluntary memorandum of understanding regarding extra measures the Authority would require for keeping dust to an absolute minimum during construction along with an air monitoring process to test for any radiological material.

Prior to CDPHE's determination, the Broomfield Council elected to not fund its share of the 2019 JPPHA budget and subsequently voted its intent to withdraw its membership to the Parkway Authority. Members can withdraw only on the unanimous consent of the other members which has not been granted to date. Around the same time, the pandemic began throughout the United States and the Parkway was put in hiatus.

With the unresolved status of Broomfield, Arvada has generously provided approximately \$49,000 in 2021 and 2022 for hard costs incurred by the Authority, primarily legal and engineering costs associated with the review of new developments adjoining the parkway right of way to ensure compatibility of drainage, access, or

easements. In addition, Arvada continues to absorb the costs of the executive director (now a part time hourly employee) as well as providing office space, tech support and other office expenses.

FINAL 2021 BUDGET

The budget for the year 2021 reflects the actual expenses incurred and absorbed by Arvada in the amount of \$13,076 dollars. State law requires there be an adopted budget for these expenditures.

FINAL 2022 BUDGET

The 2022 budget is based on actual year to date expenditures through November plus an estimate for anticipated expenses for December. State law requires there be an adopted budget for these expenditures.

PROPOSED 2023 BUDGET

The proposal is for a total of \$38,500, to maintain the Authority at a minimum level of function. The principal costs are for staff (Bill Ray and Chris Koch) as well as legal and engineering review costs. Any progress toward the construction of the Parkway will depend on the outcome of the current discussions with Broomfield and any subsequent course of action agreed to by Jefferson County and Arvada. Until such time, the Authority will undertake only those activities that maintain the integrity of the right of way and the Authority as a viable entity.

Respectfully submitted,

William A. Ray, Jr.

Executive Director,
Jefferson Parkway
Public Highway Authority

**Jefferson Parkway Public Highway Authority
2023 Proposed Budget**

	2019 Actual	2020 Actual	2021 Actual	2022 Estimate	2023 Proposed
<i>Beginning FB</i>	\$ (89,525)	\$ 38,982	\$ 7,670	\$ (1,543)	\$ 338
REVENUES					
Member Contributions	\$ 4,025,000	\$ 131,792	\$ 3,761	\$ 37,500	\$ 38,000
Interest	\$ 10,940	\$ 815	\$ 102		\$ 500
	\$ 4,035,940	\$ 132,607	\$ 3,863	\$ 37,500	\$ 38,500
EXPENDITURES					
Trainings and Meetings	\$ 1,336		\$ 275	\$ 50	\$ 100
Print/Mail/Supplies	\$ 125		\$ 350	\$ 50	\$ 100
Dues	\$ 75		\$ 113	\$ 74	
Insurance (CIRSA)	\$ 3,445	\$ 3,467	\$ 3,680	\$ 1,870	\$ 1,880
Haynie/Audit	\$ 6,675	\$ 6,200		\$ 275	\$ 5,800
Misc	\$ 8,709	\$ 953			.
PROFESSIONAL SERVICES					
Executive Director	\$ 97,186	\$ -			\$ 10,000
Support Staff	\$ 52,838	\$ 14,888	\$ 3,250	\$ 7,500	\$ 5,000
Icenogle	\$ 72,255	\$ 37,241	\$ 4,663	\$ 22,000	\$ 10,000
Squire Patton Boggs	\$ 185,482	\$ 7,046			\$ -
Jones and Keller (H. Kenison)	\$ 98,091	\$ (23,999)	\$ (308)		\$ -
Clifton	\$ 1,421	\$ 871		\$ 1,300	
HC Peck	\$ 14,558				
Public Information Officer					
Peak Facilitation					
The Antero Company	\$ 75,000				
Venable LLP	\$ 141,936				
Ballard Spahr LLP	\$ -				
CDM Smith					
Ernst & Young	\$ -				
Ames and Gough	\$ 3,710				
Ostrander & Dingess	\$ 8,292				
HDR Engineering - includes RMMA	\$ 836,608	\$ 71,334	\$ 1,052	\$ 2,500	\$ 3,000
GBSM Inc	\$ 85,969	\$ 18,206			\$ 1,500
Section 1601					
LS Gallegos					
ROW Work	\$ 29,446	\$ 432			\$ -
1601 Process oversight					
Development/Implementation					
Project Feasibility Phase					
RFQ/RFP Documents (Ashurst LLP)	\$ 915,289				
RFP Analysis/contract negotiations					
Land and Easement Acquisitions	\$ 1,071,580	\$ 27,281			-
CDOT Sec 1601 Oversight	\$ -				
3% Emergency Reserve					\$ 1,120
Contingency (2% of budget)					
	\$3,710,023	\$163,919	\$13,076	\$35,619	\$38,500
<i>Ending FB</i>	\$236,391	\$ 7,670	\$ (1,543)	\$ 338	\$ 338