

# RECORD OF PROCEEDINGS

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## MINUTES OF THE FIRST MEETING OF THE BOARD OF DIRECTORS

OF THE

ROCKY MOUNTAIN RAIL AUTHORITY

Held: Tuesday, January 16, 2007, at 12:00 p.m. Dixon's  
Downtown Grill, 1610 16<sup>th</sup> Street, Denver, Colorado 80202.

Attendance:

A meeting of the Board of Directors of the Rocky Mountain Rail Authority was scheduled in compliance with the laws of the State of Colorado, with the following Board members in attendance:

Dan Blankenship - RFTA  
Harry Dale – Clear Creek County  
Gail Drumm – Monument  
Martina Wilkinson – Larimer County

Also present were:

Bob Briggs – Rocky Mountain Rail Authority  
Mary Blue – Longmont  
Bernie Zimmer - Colorado Rail Association  
Ann Callison  
Dan Miller – HPR Engineering  
Bob Friis – Summit Development  
David Mentor – Castle Rock  
Jessica Senters - Westword Magazine  
Paige L. Mackey - Icenogle, Norton, Smith & Blieszner, P.C.  
T. Edward Icenogle - Icenogle, Norton, Smith & Blieszner  
P.C.

Call to Order:

Bob Briggs, noting the presence of a quorum, called to order the meeting of the Board of Directors of the Rocky Mountain Rail Authority.

Consider Administrative  
Resolution:

Mr. Icenogle presented an Administrative Resolution for consideration, which included the following items detailed

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below: Board Positions; Appointment of Executive Director; Opening Checking Account and Signing of Checks; Place of Business; Meeting Locations, Dates, and Times; Designation Of Public Place For Notices Of Meetings Of Board; Designation Of Newspaper For Legal Notices

## Board Positions

The Board considered the positions of Chair, Vice Chair and Secretary. After discussion, and upon Motion of Director Dale and second of Director Blankenship, the Board voted unanimously to appoint Harry Dale as temporary Chair, and tabled the election of permanent positions until the next meeting.

## Appointment of Executive Director

After discussion and upon motion of Director Dale and second of Director Blankenship, the Board voted unanimously to appoint Bob Briggs as Executive Director of the Authority, as an independent contractor.

## Open Checking Account and Signing of Checks

After discussion, and upon motion of Director Dale and second of Director Blankenship, the Board voted unanimously to open checking accounts, and to require one signature of one of the following individuals for all checks: the Executive Director, the Chair, the Vice Chair, or the Secretary.

## Place of Business

After discussion and upon motion of Director Blankenship and second of Director Wilkinson, the Board voted unanimously to designate 5729 West 115<sup>th</sup> Ave., Westminster, Colorado 80020, as the Authority's principal office. The Board discussed changing this principal office in the future.

## Meeting Locations, Dates and Times

After discussion and upon motion of Director Blankenship and second of Director Dale, the Board voted unanimously to designate the meeting times as the first Friday of each month, at 1:00 pm, with the location of the meetings alternating between the various member jurisdictions.

## Designation Of Public Place

After discussion, and upon motion of Director Dale and

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For Notices Of Meetings Of Board

second of Director Wilkinson, the Board voted unanimously to designate the administrative offices of Clear Creek County, located at 405 Argentine Street, Georgetown, Colorado, 80444, as the designated public place for notices of meetings of the Board.

Designation Of Newspaper For Legal Notices

After discussion regarding the need to designate a newspaper of general circulation for posting of legal notices, the Board recommended that the issue be tabled until the next meeting, so that research can be done to determine the cost of different newspapers.

Engagement of Icenogle, Norton, Smith & Blieszner, P.C. as general legal counsel to the Authority

After discussion regarding the services of Icenogle, Norton, Smith & Blieszner, P.C., the Board recommended that the issue of engaging the firm be tabled until the next meeting.

Adoption of Resolution

Upon discussion, and upon motion of Director Wilkinson and second of Director Blankenship, the Board voted unanimously to adopt the administrative resolution with the changes detailed above.

Amendments to the Establishing Contract

The Board recommended that the Establishing Contract be revised at a future meeting to amend Section 1.06 to allow appointed staff to attend meetings as an alternate voting Director.

Insurance

Mr. Icenogle discussed with the Board the possible need to acquire general liability and public officials' liability insurance. The Board recommended that the law firm of Icenogle Norton Smith & Blieszner, P.C. research such insurance.

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### Other Discussions

Executive Director Briggs discussed the status of negotiations with Colorado Department of Transportation for SB-1 funds, the upcoming meetings on January 17<sup>th</sup> and 18<sup>th</sup>, 2007 with CDOT, and the structure and requirements of SB-1 funds and the local match.

Director Dale discussed the need to centralize communication, the need to coordinate the various groups to streamline the meetings, and the focus on recruitment, managing the rail study and outreach.

### Adjournment:

There being no further business to come before the Board, and upon motion, second and unanimous vote, the meeting was adjourned.

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Secretary of the Meeting