

RECORD OF PROCEEDINGS

MINUTES OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS

OF THE

ROCKY MOUNTAIN RAIL AUTHORITY Held: Friday,
September 21, 2007, at 1:00 p.m. at Jefferson County
Administrative Building, 100 Jefferson County Parkway,
Golden, Colorado 80401

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:

Harry Dale – Clear Creek County
Doug Lehnen – Douglas County (via teleconference)
Randy Eubanks - Larimer County
Catherine Green – Town of Monument
Diane Mitsch Bush – Routt County (via teleconference)
Mary Jane Loevlie – Idaho Springs
Gene Putman – Thornton
Rick Garcia – City and County of Denver
Dennis Lunberg – Idaho Springs
Dorothea Farris – RFTA
Eva Wilson – Eagle County
Jack A. Hilbert – Douglas County
Richard Morton – Town of Castle Rock
Jason Longsdorf – City of Denver
Bill Christopher – RTD
Karen Tussey - Yampa
Kate Newman – Jefferson County
Bill Moore – City of Pueblo
Rod Bockenfeld – Arapahoe County
Forrest Whitman – Gilpin County

Also present were:

John Tangen – RFTA Controller (via teleconference)
Bob Wilson – Ranger Express
Don Moore – Douglas County (staff)
Tony Ogboli – City and County of Denver (staff)

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Morgan Poncelet -
Dusty Dunbar -
Paige Mackey – Icenogle Norton Smith & Blieszner, P.C.
Steve Robert –
Tom Mauser - Colorado Department of Transportation
John Valerio - Colorado Department of Transportation
Adam Rolstad - Colorado Department of Transportation

- Call to Order Director Dale, noting the presence of a quorum, called to order the meeting of the Board of Directors of the Rocky Mountain Rail Authority.
- Approve Minutes Director Lundberg moved, Director Putman seconded, that the minutes of the August 10, 2007 meeting be approved as presented. Passed.
- Approval of New Members Director Farris moved, Director Hilbert seconded, that the City of Leadville be approved as a new member. Passed.
- Discussion of Website The Board discussed the current Ranger Express Website. Bob Wilson, volunteer webmaster gave a report to the Board. There was agreement among the Board that it was desirable to have a website independent from the Ranger Express website. Dough Lehnem and Jack Hilbert agreed to come up with a proposal for a new website and present it to the board.
- Discussion of Financial Commitments Director Dale discussed with the Board a number of outstanding financial commitments. First, there was a commitment made to the New Century Energy Commodity Workshop of \$100. Director Farris agreed to talk to New Century about releasing the commitment.
- Director Dale discussed with the Board that the APTA (American Public Transportation Association) renewal was due, and that membership expired July 1. The amount owed was \$531. The Board agreed not to renew.
- Discussion of Outreach Director Lehnem indicated a need for a representative from the northern Front Range to be on the Outreach Committee. Director Eubanks agreed to be that representative. Director Lehnem reported that the outreach committee had begun a campaign to get jurisdictions aware of upcoming budget

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Scope of Work	<p>requests. John Tangen confirmed that invoices are being sent for 2007 and reminders are being sent for 2008. Tangen agreed to copy the Board on such correspondence.</p> <p>Director Farris reported that Garfield, Eagle, Pitkin County, Aspen, and RFTA have all budgeted for next year.</p>
Rail Governance Study Report	<p>John Valerio from CDOT reported on the Rail Governance Study Meeting earlier that day. In attendance were four MPOs on the Front Range and Russell George. The Study Group decided to come up with a basic vision for passenger rail in Colorado to facilitate the study, while they also look at the necessary legal structure.</p>
Steering Committee Report Board Meeting Locations and Schedule	<p>Director Dale reported that he had been elected Chair of the Steering Committee and that Director Lehnen had been elected Vice Chair. The Steering Committee is preparing the RFP for the Project Manager and the hope is to have it approved at the next Steering Committee Meeting.</p>
Financial Report	<p>Director Dale reviewed a revised budget. The budget anticipates the existence of the organization into 2009. Director Dale emphasized that there would be new contributions for 2009 requested. The budget assumes that the jurisdictions will give the amount they promised in their commitment letters and that all member jurisdictions will give a minimum of \$500. John Tangen clarified that the budget for 2008 needs to be approved by December 15.</p> <p>There was a discussion regarding administrative expenses. It was clarified that no expenses have been paid on secretarial expenses, but that some secretarial expenses will be needed.</p> <p>Director Dale and John Tangen indicated that they were working on a financial statement. The Board indicated it would like a monthly statement of account balances. John Tangen indicated that there was \$89,900 in the bank, \$113,000 in accounts receivable and approximately \$30,000 in expenses incurred to date. Director Dale, John Tangen, Bill Moore, Rick Garcia agreed to form a committee and conduct a conference call to work out details regarding the budget.</p>

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Paige Mackey described an issue regarding insurance. She explained how a vague provision in the contract with the Department of Transportation resulted in ambiguity regarding the types of insurance actually needed. She indicated that she was receiving insurance quotes to determine the financial obligations that might be required. She indicated she was going to continue discussing the issue with the Department of Transportation.

Upon motion by Director Farris and second by Director Garcia, and upon friendly amendment by Director Christopher the Board agreed to allow legal counsel to acquire additional insurance not to exceed \$2500 in the event negotiations are not effective in removing the insurance requirements from the contract. The Board clarified that it had previously voted to allow Director Dale to sign the contract subject to counsel's changes.

Director Green volunteered the Monument staff to do minutes for the Board meetings for the next three months.

Discussion re: Participation by Wyoming

Director Dale read a letter to the Board indicating that the Cheyenne MPO and other Wyoming jurisdictions had raised funds for inclusion in the Feasibility Study as a result of previous discussions with Bob Briggs. Bill Moore volunteered to meet with Tom Mason in Wyoming while he is there for the Blue Ribbon Panel, with the intention of seeing if they can keep the funds and can wait until 2009 after our study is complete to incorporate Wyoming into the study.

Motion by Director Hilbert and second by Director Dennis to refund Bill Moore's travel expenses not to exceed \$300. Passed.

John Valerio indicated that Tom Mauser would discuss the issue with the FRA to see how important it is to include Wyoming and New Mexico.

Chair, Harry Dale, adjourned.

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Adjournment

Secretary of the Meeting