

MINUTES OF THE REGULAR MEETING OF THE
BOARD OF DIRECTORS

OF THE

ROCKY MOUNTAIN RAIL AUTHORITY Held: Friday,
July 9, 2010, at 1:00 p.m. at the Jefferson County
Administration Building, Lookout Mountain Room, 100
Jefferson County Parkway, Golden, CO 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, Chairman, Clear Creek County (Commissioner)
Gail Drumm, Town of Monument (Council) (via
teleconference)
John Tangen, RFTA (Staff) (via teleconference)
Harold Anderson, City of Lone Tree (Council)
Terry Carwile, City of Craig (Council) (via teleconference)
Ben Gerdes, Eagle County (Staff) (via teleconference)
Bob Bowland, City of Idaho Springs (Council)
John Hoffman, Town of Carbondale (Council) (via
teleconference)
Diane Mitsch Bush, Routt County (Commissioner)
Diane Mitsch Bush, Steamboat Springs (Alternate)
Diane Mitsch Bush, Oak Creek (Alternate)
Diane Mitsch Bush, Hayden (Alternate)
Diane Mitsch Bush, Town of Yampa (Alternate)
Bill Moore, City of Pueblo (Staff) (via teleconference)
Bill Moore, Pueblo County (Alternate) (via teleconference)
Lee Behrens, Georgetown (Council)

Also present were:

Jennifer Ivy, Icenogle, Norton, Smith, Blieszner, Gilida &
Pogue, P.C. (RMRA Attorney)
George Scheuernstuhl, DRCOG (Staff)
Jerome Korthase, WL Contractors

Call to Order

Chairman Dale noted that with 16 members present, there was
not a quorum of the Rocky Mountain Rail Authority. He
requested that Executive Committee members, Gail Drumm,
John Tangen, Diane Mitch Bush and Bill Moore remain after
the Board meeting concluded in order to consider current
RMRA bills and other business.

Identification of any Non-Board members
on the Conference Call Line

Chairman Dale asked for all non-board members on the
conference call to identify themselves. No one identified
themselves.

Public Comment Period

Chairman Dale asked for any person wishing to come forward to address the RMRA Board with public comments. There were none.

Consideration of Changes in the March 26 RMRA Board Meeting Minutes

Chairman Dale referenced Board Minutes from the March 26, 2010 Board meeting along with the meeting summary from May 14. He asked if there were any corrections. There were none.

June 2010 Financial Report

Chairman Dale referenced the packet documents.

Chairman Dale reviewed the June 2010 financial report. RMRA's current cash balance is \$16,145. There is one outstanding bill of \$1,513 for TEMS April 2010 work which was mostly for printing copies of the Feasibility Study Executive Summary. The remaining balance on the TEMS contract is \$816. Chairman Dale reported that he had just received an insurance policy renewal quote for Public Officials/Employment Practices Liability. Coverage would extend from July 22, 2010 for one year. The price of the insurance coverage was \$2,595 (\$2,000 for Public Officials Liability, \$520 Broker & Carrier Fee and \$75 Surplus Lines Tax). John Tangen has estimated the cost for the RMRA 2009/2010 audit at \$2,500. If all projected expenses were paid in 2010 (\$1,513, \$816, \$2,595, \$2,500) RMRA's closing cash balance for 2010 would be \$8,721.

Public Officials/Employment Practices Liability

Chairman Dale suggested that the Executive Committee would take up the insurance policy question following the Board meeting (\$2,000 for Public Officials Liability, \$520 Broker & Carrier Fee and \$75 Surplus Lines Tax).

The Board discussed the merits of Public Officials coverage for the majority of members who were either elected officials, jurisdictional staff or appointed representatives who already have liability coverage through their jurisdiction. In addition, there is no major activity that might attract litigation now that the high speed rail feasibility study has been completed. Since RMRA does not currently have any employees, Employment Practices Liability coverage also seemed unnecessary. The Board recommended against renewal of Public Officials/Employment Practices Liability insurance to the Executive Committee. Addressing a concern of at least one Board member, Chairman Dale suggested that all RMRA Director Appointees have their County Commissions or City/Town Councils pass a resolution making their representation of their jurisdiction official.

HSIPR Advocacy in Colorado

Chairman Dale told the Board that he had two more meetings scheduled in which he would be attending on behalf of the RMRA. The first was the Move Colorado Multi-Modal

Transportation Roundtable on July 29 and the second was the I-70 Collaborative Effort Meeting on July 30. The Roundtable event would discuss next steps for the RMRA and High Speed Rail in Colorado. The I-70 Collaborative Effort meeting would include a presentation on the RMRA study.

Chairman Dale also mentioned that he was an invited speaker at the September USA Rail 2010 Conference in Denver and at the Intermodal Transportation Institute/National Center for Intermodal Transportation conference on Intercity Passenger Rail on September 16.

State Rail Plan Advisory Committee

Chairman Dale told the Board that he had been serving on the Advisory Committee for the State Rail Plan, but since his term is limited and he is out of office in January, the RMRA would be better served by someone else. The State Rail Plan should be under way by the end of the year. There will be a smaller Study Oversight Committee and a larger Steering Committee used for the State Rail Plan.

Director Moore, Director Mitsch Busch, Director Hoffman and Director Drumm all expressed interest in serving on one of these committees. The Board suggested that the Executive Committee make the appointments following the Board meeting.

Next RMRA Board Meeting

Chairman Dale stated that the next RMRA Board meeting will be on Friday, October 1, 2010 at 1 pm in the Jefferson County Courts and Administration Building, Lookout Mountain Room.

He also explained to the Board that the October meeting would be his last meeting as Chairman, since he has accepted a full time job in the private sector and would not have the time necessary to devote to the RMRA. He would resign as Chairman following the October 1 meeting and would expect Vice Chairman Doug Lehn to be appointed by the Board to take over as Chairman for the balance of 2010. He would also expect the Board to elect a new Vice Chairman at the October meeting.

Adjournment

In that there were no further items of business to discuss, the meeting stood adjourned at 2:10 p.m.

Secretary of the Meeting