



NORTH FRONT RANGE TRANSPORTATION & AIR QUALITY PLANNING COUNCIL
HYBRID MEETING AGENDA - REVISED
November 3, 2022

<u>In-Person Attendance Option</u> Public Works Administration Building 2525 W. 1 st Street Loveland, CO 80537	<u>Virtual Attendance Option</u> Call-in Number: (571) 317-3122 Access Code: 144-857-813 Online Meeting: https://bit.ly/2022NFRPC
---	--

For assistance during the meeting, please contact Alex Gordon – agordon@nfrmpo.org

Pledge of Allegiance

Public Comment- 2 Minutes Each *(accepted on items not on the Agenda) Anyone in the audience will be given time to speak to items on the Consent Agenda. Please ask for that item to be removed from the Consent Agenda. Items pulled will be heard at the beginning of the regular agenda. Members of the public will be given an opportunity to speak to all other items prior to Council action being taken.*

- 1) Acceptance of Meeting Agenda
- 2) Approval of Minutes - Lead Planning Agency for Air Quality/MPO – October 6 2022 *(Page 8)*

Lead Planning Agency for Air Quality Agenda

REPORTS:

- | | | |
|---|---|------|
| 3) Air Pollution Control Division (APCD) <i>(Page 13)</i> | (Written) | |
| 4) Regional Air Quality Council (RAQC) | (Handout) | |
| 5) NFRMPO Air Quality Program Updates <i>(Page 15)</i> | Medora Bornhoft - Transportation & Air Quality
Planner III | 6:05 |

Metropolitan Planning Organization Agenda

REPORTS:

- | | | |
|--|---|------|
| 6) Report of the Chair <ul style="list-style-type: none">• Reminder for December meeting: election of officers & executive session for Executive Director evaluation | Will Karspeck - Council Chair, Town of Berthoud | 6:10 |
| 7) Executive Director Report <ul style="list-style-type: none">• CTIO coordination | Suzette Mallette - Executive Director | 6:15 |
| 8) TAC <i>(Page 16)</i> | (Written) | |
| 9) Mobility | (Handout) | |
| 10) Finance <i>(Page 17)</i> | (Written) | |
| 11) Community Advisory Committee (CAC) <i>(Page 19)</i> | (Written) | |
| 12) Q3 2022 TIP Modifications <i>(Page 20)</i> | (Written) | |

CONSENT AGENDA:

- | | | |
|---|---|------|
| 13) FY2022 TIP Delay Review Resolution 2022-30 <i>(Page 33)</i> | AnnaRose Cunningham - Transportation Planner II | 6:20 |
|---|---|------|

ACTION ITEMS:

- | | | |
|--|--|------|
| 14) Link NoCo Study Recommendations Resolution 2022-31
<i>(Page 37)</i> | Alex Gordon - Transportation Planner III | 6:25 |
| 15) Records Retention Policy <i>(Page 55)</i> | Suzette Mallette | 6:30 |
| 16) NFRMPO FY2023 Budget Amendment #1
Resolution 2022-32 <i>(Page 56)</i> | Suzette Mallette | 6:35 |

NEXT MPO COUNCIL MEETING: December 1, 2022- Hosted by the Town of Windsor



DISCUSSION ITEMS:

- | | | |
|---|---|------|
| 17) 2022 Public Involvement Plan (PIP) <i>(Page 59)</i> | AnnaRose Cunningham - Transportation Planner II | 6:40 |
| 18) NFRMPO Transportation Demand Management (TDM) Plan <i>(Page 65)</i> | Alex Gordon | 6:50 |
| 19) FAMLI Opt Out <i>(Handout)</i> | Suzette Mallette | 7:05 |

COUNCIL REPORTS:

- | | | |
|---|---|------|
| Transportation Commission | Kathleen Bracke - Transportation Commissioner | 7:15 |
| CDOT R4 Update | Heather Paddock - CDOT R4 Transportation Director | |
| STAC Report <i>(Page 72)</i> | (Written) | |
| Colorado Transportation Investment Office (CTIO) | (Handout) | |
| I-25 Coalition | Scott James — Council Vice Chair, Weld County Commissioner | |
| US34 Coalition | Scott James | |
| Nonattainment Area Air Pollution Mitigation Enterprise (NAAPME) | Kristin Stephens — Larimer County Commissioner | |
| Front Range Passenger Rail District | Will Karspeck
Johnny Olson — City of Greeley Councilmember | |
| Host Council Member Report | Jon Mallo— City of Loveland Councilmember | 7:25 |

MEETING WRAP UP:

- | | |
|---------------------------------------|------|
| Next Month's Agenda Topic Suggestions | 7:30 |
|---------------------------------------|------|



Date: November 1, 2022

From: Mike Silverstein
Executive Director

To: North Front Range Metropolitan Planning Organization

Subject: Monthly Meeting Briefing Memo

2023 Budget and Work Program

The RAQC will be presenting for the Board's consideration the proposed Budget and Work Program for 2023. At the November Board meeting, staff will review the revenue and expenditures for 2022 along with the 2023 projections. The 2023 work program highlights and then details the priorities and deliverables for 2023.

Major priorities for next year include:

- Planning and strategy development to reduce emissions and meet air quality standards;
- Implementing incentive programs to reduce emissions from mobile sources and lawn/garden equipment; and
- Administering programs of public information and education on air quality matters.

Consideration and approval of the 2023 Budget and Work Program is requested to occur at the December 2 Board meeting.

State Consideration of the Ozone State Implementation Plan

The Board-approved "severe" and "moderate" ozone plans continue to advance through the Air Quality Control Commission's "prehearing" process. The RAQC and the Air Pollution Control Division are the proponents for the plans and the accompanying regulations, all of which demonstrate the continued progress towards complying with federal air quality standards and administrative requirements.

Members of the public and interest groups have begun to submit comments on the proposal, and responses to the issues will be prepared, and final arguments are to be made, to the Commission at its December 13-15 public hearing.

City and County of Denver's Climate Protection Fund

Denver's **Office of Climate Action, Sustainability and Resiliency** is tasked with urgently responding to the climate crisis through:

- Mitigating the causes of climate change ;
- Adapting to the impacts we are already experiencing;
- Building resiliency in our communities to prepare for the impacts to come; and
- Underscoring this work is compassion for our neighbors who are most vulnerable to climate change.

At the November Board meeting, Denver staff will brief the Board on their climate protection efforts and the **Climate Protection Fund** which is a primary means of incentivizing action.



Joint Regional Mobility Committee—MINUTES

October 25th, 2022

1:00 p.m. – 3:30 p.m

1. Call Meeting to Order, Welcome and Introductions

In Person:

- Cory Schmitt, NFRMPO
- Hanna Johnson, NFRMPO
- Sheereen Ibtesam, NFRMPO
- Celeste Ewert, Envision
- Margie Martinez, Weld United Way
- Janet Bedingfield, 60+ Ride
- Nichole Seward, Weld County AAA
- Steve Teets, WAND
- Ruth Fletcher-Carter, RAFT
- Steve Conaway, RAFT
- Garrett Mumma, CO Div. of Vocational Rehabilitation
- Olga Gonzalez, WCDPHE
- Ari Edgley, Foothills Gateway
- Angela Woodall, Foothills Gateway
- Robyn Upton, WAND
- Megan Kaliczak, zTrip
- Lorraine Snow, Arc of Larimer County
- Lisa Bitzer, Via Mobility Services
- Anna Russo, Transfort
- Angel Bond- Boulder County Mobility & Access For All Coalition

Virtual:

- Suzette Mallette, NFRMPO
- Leiton Powell, GET
- Connie Nelson-Cleverley, SAINT
- Chris Montoya, Adeo
- Kathy Sargent, Arc of Weld County

2. Group Introductions and Review of Agenda

Both virtual and in person attendees introduced themselves and their organizations.

Presentations

1) Welcome & Introductions- Schmitt had all the attendees introduce themselves and the organization they represent.

- a. Speed Networking/Resource Fair-** Johnson gave instructions to the attendees for the speed-networking fair. Participants were able to better understand one another's organization and why they participate in Mobility Committees.



2) RideNoCo, Mobility Programming & NFRMPO Updates- Schmitt presented RideNoCo updates with mobility programming and transit mobility NFRMPO has been working on.

Schmitt presented the RideNoCo Call Center and Website Data. There were total 104 calls for 2022 year compared to 95 the last year. Total website visits were almost 1600. Majority of the calls came from Weld County with 64 calls, Larimer was a little more than half of Weld County with 34 calls. Other calls came from Boulder County or Denver metro. Majority of the calls were people aged 60+ with 61% of the calls. 55 out of 104 calls were medical calls.

Mumma asked if there was enough staff to handle the volume of calls. Schmitt responded yes, with 3 staff total to handle the volume of calls, 15 a month. If it ever got to the point where staff could not do their regular duties if call volume is high, a new position dedicated to RideNoCo calls would be considered.

Teets suggested that RideNoCo present to city councils in Weld and Larimer County. Schmitt replied there would be dedicated staff in mobility team to do outreach and travel training.

Schmitt presented a demo of the Trip Discovery tool to the attendees. The NFRMPO released a call for projects 10/26. The deadline for applications is 11/10/22. RideNoCo will utilize TDS compliant software by the end of 2023.

Johnson presented the 2022 Outreach Recap. There were 2x as many Rider Guides distributed in 2022 than 2021, which was total 3480. Also 19 total presentations, and 20 outreach events.

Johnson presented the RideNoCo Travel Training Program development as priority for Quarter 4 in 2022 with a roll out in early 2023. The vision is to inform Northern Colorado community of the existing transportation resources available, and empower participants to utilize the resources through information sharing, in addition to gathering feedback from participants on transportation gaps and needs within Northern Colorado. There would be two components to travel training: 1. Online module, 2. In-person training. Teets suggested the library for travel training. Johnson agreed.

Johnson presented DriveNoCo recruitment for new paid drivers and volunteer drivers. Kaliczak mentioned the problem of driver retention for ZTrip and finding people who have passion for driving and serving people getting them to their destinations and happy on the job. Blizter said you can teach skills to driver but cannot teach compassion. Kaliczak mentioned best drivers who were in very different fields previously such as nursing or who seemed overqualified for the job. If selling as a community asset for the people, will get a broad swath of people for driving job. Teets asked about driver qualifications. Kaliczak said insurance doesn't allow under 25 and max age is 72.

Johnson presented 2023 Joint Mobility meeting suggestions- Colorado Division of Vocational Rehabilitation and Via Mobility Services. Russo suggested possibly a ride on the Poudre Express as a regional connection transit ride. Attendees agreed that having quarterly joint meetings would be



better while not increasing the total number of meetings within a year. Johnson and Schmitt said they will edit the calendar based on these suggestions

Schmitt announced that Via Mobility Services returning to Weld County for a 2-year period in late 2022 and early 2023.

Schmitt presented Bustang running 8 daily weekday roundtrips from Fort Collins Downtown Transit Center to Denver Union Station with stops in Harmony Rd Park & Ride and Loveland US34 Park & Ride. A Sterling-Greeley Denver Bustang Outrider route will launch 11/1. Weekend frequency of the North Line will increase in 2023.

Schmitt presented the CO-WY Transit Feasibility Study results; the top preferred alignment was from Cheyenne to Fort Collins and Loveland loop.

Schmitt mentioned 2050 RTP long range transportation plan will be ongoing in 2023, considering all transportation modes- walking, biking, transit roadways, freight etc. Considering air quality and greenhouse gas impacts of transportation and updating land use allocation model and travel demand model for scenarios. It is also fiscally constrained with consideration of which projects in pipeline have potential for funding.

3) Presentations:

a. Boulder County Coordinated Plan + 10 Year Anniversary Celebration

- i.** Bond presented Boulder County Mobility & Access For All Coordinated Plan and mentioned working with the NFRMPO Coordinated Plan. Overarching goals include accessibility, equity, reliability, efficiency, sustainability, and safety. They received feedback through a technical advisory committee, community partners, and focus groups. Bond mentioned they had a draft plan public comment period from February to March 2022, and their plan was adopted by Boulder County Commission on July 28.
- ii.** Bond mentioned seeking funding for transit plan and Vision Zero Safe Route to School initiative Action Plan, and volunteer driver program in the mountains- working with Via in the Nederland area. Lower density, volunteer driver program is more cost-effective.
- iii.** Bond mentioned using and purchasing Streetlight data for transportation master plan. This enabled Boulder County where people were traveling from Census Block to Census Block.

b. IntelliRide/Non-Emergency Medical Transportation

- i.** **This portion of the meeting was cancelled because presenters were unable to attend.**

**Upcoming Meetings:**

- a. LCMC – November 17th
- b. WCMC – December 13th
- c. 2023 Meeting Dates will be sent out for review by committee members by the end of November 2023.

MEMORANDUM

To: NFRMPO Planning Council

From: Suzette Mallette

Date: November 3, 2022

Re: FMLI opt out

BACKGROUND

Colorado voters approved Proposition 118 in November 2020, creating a state-run Paid Family and Medical Leave Insurance (FMLI) program.

The FMLI program provides all Colorado workers access to paid leave to take care of themselves or their families during life circumstances that pull them away from their jobs. FMLI will be available starting on January 1, 2024, and contributions to the program are paid by the employee and the employer beginning January 1, 2023.

The NFRMPO currently provides a greater benefit to employees at no cost to the employee. Opting out is not permanent and will be revisited biannually. At this time, it is in the best interest of our employees to opt out.

NFRMPO provides employees with sick time off, disability benefits (short and long-term), and parental leave, all at no cost to the employee.

Here is a table summarizing FMLI and NFRMPO disability and parental leave benefits:

	FMLI	NFRMPO
General Description	The Colorado Family Care Act program provides Colorado employees with up to 12 weeks of partial pay and job security for various family and medical related absences from work, plus an additional four (4) weeks of paid leave if workers have serious health conditions related to pregnancy or childbirth complications	Employee Disability Leave Benefit Insurance provides employees with benefits to replace part of their paycheck when they can't work because of a sickness or injury. Parental Leave Benefit allows employees paid time off for the care of a new child, adopted child, or spouse/partner who has given birth to a child



Eligibility	Employees who've earned at least \$2,500 in wages within the State within the last four (4) calendar quarters. Self-employed workers (1099 or contract workers) may also be eligible if they have opted into coverage, and life and work in Colorado.	Employees are eligible after working 30 consecutive days
Weekly Benefit	90% of the state average weekly wage for the portion of wages equal to or less than 50% of the state average weekly wage: And 50% of the portion of the wages that exceeds the state average wage; with a weekly cap of \$1,100	Disability leave provides 66.67% compensation after using sick and vacation time. Maximum weekly cap is \$1,200.
Duration	Depending on the reason and need for leave, the benefit leave period may be up to 12 weeks. For people experiencing pregnancy and childbirth complications, this may be extended an additional four (4) weeks, for a total of 16 weeks.	Depending on the reason and need for leave, the STD benefit leave period may be up to 11 weeks. After 11 weeks, if medically necessary, LTD benefits would begin. Parental leave is available for up to 120 hours or three weeks.
	The FAMLI benefit can only be taken once a year across a rolling annual calendar year.	Up to 11 weeks per disability

Employees have the option to individually opt into FAMLI directly with the state FAMLI Agency if they feel it would be of benefit to them. To participate, an employee must notify the agency and pay the employee portion of the premium directly to them (.45% of the employee's wages in 2023). For more information, please go to <https://famli.colorado.gov/>.

NFRMPO staff received an email from the Executive Director on October 26, 2022 outlining this program and the reasons for opting out. Staff are encouraged to reach out with questions or to discuss further at an All Staff meeting.

ACTION

This is a discussion item to meet the required public comment period.

	<p>MINUTES OF THE INFORMAL DISCUSSION AND REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE COLORADO TRANSPORTATION INVESTMENT OFFICE (CTIO)¹</p> <p>Held: Wednesday, September 14, 2022, 11:00 am Broadcast on YouTube Live. A recording of the meeting can be found here.</p> <p>The regular meeting of the CTIO Board of Directors was convened in accordance with applicable statutes of the State of Colorado, with the following Directors present:</p> <table> <tr> <td>Karen Stuart, Vice-Chair</td><td>Cecil Gutierrez</td></tr> <tr> <td>Joel Noble</td><td>Eula Adams</td></tr> <tr> <td>Don Stanton</td><td>Travis Easton</td></tr> </table>	Karen Stuart, Vice-Chair	Cecil Gutierrez	Joel Noble	Eula Adams	Don Stanton	Travis Easton
Karen Stuart, Vice-Chair	Cecil Gutierrez						
Joel Noble	Eula Adams						
Don Stanton	Travis Easton						
Roll Call Regular Meeting	All board members, with the exception of Chair Bowes, were present. The meeting began at 11:00 am and was chaired by Vice-Chair Stuart.						
Informal Discussion	<p>CTIO Staff and the CTIO Board discussed an update on the commercial back office procurement, a joint CTIO Board and Transportation Commission workshop, and an update on Burnham Yard.</p> <p>Discussion</p> <ul style="list-style-type: none"> CTIO Board members commended Kelly Brown and her team on the professionalism and rigor that has gone into the commercial back office procurement. 						
Roll Call Regular Meeting	All board members, with the exception of Chair Bowes, were present. The meeting continued at 11:11 am.						
Public Comment	There was no public comment.						
Director's Report	<p>Nick Farber, CTIO Director, provided the Director's Report, which included information on the following:</p> <ul style="list-style-type: none"> Director Farber attended the Swansea Elementary School's playground ribbon-cutting ceremony as a part of the Central 70 project. It was a very special event, and credit must go to Bob Hays (Central 70 Project Director) 						

¹ The High Performance Transportation Enterprise (HPTE) is now doing business as the Colorado Transportation Investment Office (CTIO). CTIO is how the enterprise will refer to itself now and in the future, however, the HPTE name is retained for legislative and legal documents.

	<p>and the rest of the Central 70 team for all the work on this complicated project over the years to get to this point.</p> <ul style="list-style-type: none"> • CTIO staff are working with the attorney general's office, CDOT procurement, and the state controllers office to update the procurement guidelines to streamline the approval process in the future. • CTIO received thirteen Statement of Qualifications (SOQs) related to the commercial back office procurement. CTIO was seeking in the range of eight and was pleased to receive a significantly higher number. Credit to Kelly Brown (Toll Operations Chief Officer), her team, KPMG, and Atkins for all the work on this procurement so far.
Consent Agenda: Resolution #396 August 2022 Board Minutes	ACTION: Upon a motion by Director Guterrez and second by Director Adams, a vote was conducted, and Resolution #396, August 2022 minutes, was unanimously approved.
Central 70 Flood Update	<p>Bob Hays, Central 70 Project Director, provided an overview of the flood event on Central 70, the after-action information currently available, and steps the department is taking to ensure an event like this does not occur again.</p> <p>Discussion</p> <ul style="list-style-type: none"> • CTIO Board members outlined that they have full confidence in CDOT staff to address this issue and ensure it doesn't happen again in the future. • Other items that were discussed included compensation for members of the public who had property (vehicles) damaged, assessment of the damage to the tunnel (there was no damage), and the steps being put in place to ensure the larger pumps are activated and operational when needed.
Burnham Yard Update	<p>Nick Farber, CTIO Director, provided an overview of the costs and next steps with the Burnham Yard project.</p> <p>Discussion</p> <ul style="list-style-type: none"> • CTIO Board members and staff discussed the overall costs, purchase price, cost share elements with Union Pacific in some circumstances, and how CTIO anticipates getting the money back to repay loans taken out to purchase the property. • Director Noble requested to be engaged more on this issue moving forward.
Break	The CTIO Board of Directors took a brief break. The meeting resumed at 12:00 on the first floor in the auditorium.
Joint CTIO Board and Transportation	Nick Farber (CTIO Director), Piper Darlington (Budget and Special Projects Manager), Kelly Brown (Chief Toll Operations Officer), and Simon Logan (Special Projects Lead and Policy Analyst) provided a short overview presentation on CTIO. The purpose of the presentation was to give new TC members an

<p>Commission Workshop</p> <p>The recording for this session is available here.</p>	<p>opportunity to learn more about CTIO, history, core functions, projects, and how it supports CDOT's overall mission.</p> <p>Discussion</p> <ul style="list-style-type: none"> ● CTIO Board, TC members, and staff discussed;; <ul style="list-style-type: none"> ○ The unsolicited proposal policy and how it was adapted and changed to encourage more proposals from the market. ○ The cost-benefit analysis of public-private partnerships and how that process is managed. ○ Express Lanes minimum speed requirement as they relate to transit. ○ The CTIO back office procurement timeline and steps. ○ Toll collection and how the system verifies the vehicle and who to contact (E-470) that information is inaccurate.
<p>Adjourn</p>	<p>The CTIO Board adjourned at 1:11 pm.</p>