



## Board Summary Report

**TO:** Board of County Commissioners

**THRU:** Bryan Weimer, PWLF, Director *BW*

**THRU:** Jim Katzer, PE Transportation Division Manager *JK*

**FROM:** Cathleen Valencia, PE CIP Manager *CAV*

**DATE:** July 28, 2020

**SUBJECT:** C18-037 – Inverness Dr W Bike Path, Intergovernmental Agreement between County and CDOT associated with Project Funding (59% Federal, 14.3% County, 12.3% Inverness Metro District, 14.3% SPIMD). Approval of Agreement and Authorization to Expend Funds to Meet Contractual Obligations.

### REQUEST AND RECOMMENDATION

Staff requests the Board to approve an Intergovernmental Agreement (IGA) with the Colorado Department of Transportation (CDOT) regarding the funding of the Inverness Drive West Bike Path Project and to support the Director of Public Works and Development to execute the IGA on behalf of the County.

### PROJECT DESCRIPTION

The purpose of this project is to develop a final design for the construction of a shared path, bike lane, or a combination of both on Inverness Drive West from Dry Creek Rd. to County Line Road for a project length of approximately 1.3 miles. The project will recommended a final design to move forward into construction.

### BACKGROUND

This project was recommended in the Denver South Transportation Management Association (DSTMA) North-South Regional Bicycle Corridors Study (Study). The Study identified Inverness Dr. West as a recommended corridor alignment for the regional bicycle network that connects Denver South employers, employees and residents.



This project is important to more than just the Inverness area because it would construct one of the first and most expensive pieces of the regional north-south bicycle corridors proposed in the Study and the Arapahoe County Pedestrian and Bike Plan. During the Study, six different jurisdictions and several private entities came together and collaboratively identified two preferred corridor alignments parallel to I-25 that would allow low-stress bicycling between Denver and Lone Tree. With its high traffic speeds and topographic constraints, Inverness Drive West is one of the most challenging segments of those corridors; constructing it will serve as an impetus for other study partners to implement their relatively simpler corridor segments and bring the regional vision closer to reality.

Inverness Business Park today is auto-centric and lacking safe, comfortable, and convenient bicycle facilities; for all but the most dedicated cyclist, bicycling in Inverness is currently not a viable modal choice. A separated bikeway, shared roadway, or a combination of both along Inverness Drive West, with its direct access to numerous commercial & residential developments and to Dry Creek LRT Station, would greatly expand opportunities for interested cyclists and represent a major step towards Arapahoe County’s vision of a comprehensive active transportation network.

The 2020-2023 Transportation Improvement Program (TIP) identifies federal and state-funded transportation projects to be implemented in the Denver region from fiscal years 2020 through 2023. This project was submitted by the County for federal funding through the Arapahoe County Transportation Forum and ultimately selected and approved by DRCOG to be included in the 2020-2023 TIP.

## **DISCUSSION**

The County is working on separate IGAs with each contributing entity. These funding partners include Southeast Public Improvement Metropolitan District (SPIMD), Inverness Metropolitan District (Inverness), and the Colorado Department of Transportation (CDOT). Felsburg, Holt and Ullevig (FHU) is under contract with the County to provide design services for the project. After the design phase is completed, the project will be moved to the construction phase with the advertisement of the project for construction services. The Transportation Division Staff will be managing the project through all phases.

The table below details the funding partners for this project.

<b>Participant</b>	<b>Participant Share of the Estimated Project Cost</b>	<b>Participant Percentage of the Estimated Project Costs</b>
<b>Arapahoe County</b>	<b>\$849,900</b>	<b>14.3%</b>
<b>Inverness Metropolitan Improvement District</b>	<b>\$727,200</b>	<b>12.3%</b>
<b>Federal funds through DRCOG</b>	<b>\$3,493,000</b>	<b>59%</b>
<b>Southeast Public Improvement Metropolitan District</b>	<b>\$849,900</b>	<b>14.3%</b>
<b>Total Estimated Project Costs</b>	<b>\$5,920,000</b>	<b>100%</b>



**FUNDING SOURCE**

There is no funding from the County required for this action. County funding for the project will be through a separate Cost Center. The fiscal impact of this Design/ Construction is estimated to be \$5,920,000. Based on this amount the County’s share of the project will be \$849,900.00. In addition, the County is providing project management on the project, but is not applying those costs to the project.

For the purposes of tracking the reimbursements of funds from CDOT associated with this IGA, Staff has created new cost center and two accounts within the cost center which are as follows:

424520025 – 54896 Federal (Expense)	\$3,493,000	CDOT Contribution
424520025 – 43127 Federal (Revenue)	\$3,493,000	CDOT Contribution

WBS20025.1.1.4.2

The CDOT share of \$3,493,000 will be recognized as revenue and appropriated into an expenditure cost center for the County to use on the project. The expenditures from this account will be reimbursed accordingly and any remaining funds in this the revenue account will be returned to CDOT after completion of the project per the requirements of the IGA.

Once consultant invoices are provided to the County, County Staff will review and forward on to CDOT for verification of applicable costs and issue a check to the County, which will be placed in the cost center referenced above. The County will pay the invoices using a combination of County, Federal, Inverness, and SPIMD funds. Once the payment is received from CDOT, the funds shall be deposited in the project’s revenue account. The cost centers WILL NOT accrue interest.

**IMPORTANT NOTE:**

There is no interest allocation to the above referenced cost centers. Please note that the County will not receive the CDOT funds up front in the process, but will receive CDOT funds as a reimbursement for their share of dollars expended.

**ACTION REQUESTED**

1. Approval of the attached Intergovernmental Agreement between Arapahoe County and CDOT for Inverness Drive West Bike Path Project, committing CDOT to the project contribution.
2. Support of the BoCC for Bryan D. Weimer, Director, to sign the IGA pursuant to Resolution 200110.
3. Authorization to invoice and receive CDOT reimbursements in accordance with contractual obligations.



4. Authorization to budget the CDOT Funds of \$3,493,000 into Cost Center 424520025-54896 (Expense) and recognize the anticipated revenue of \$3,493,000 into Cost Center 424520025-43127 per the IGA in the quarterly budget supplemental process following the execution of the IGA.

**Reviewed by:**

The County and CDOT have reviewed the project funding and are in agreement with this proposal.

**Attorney Comments:**

The Arapahoe County Attorney's Office has reviewed the agreement.

Enclosures: IGA

CC:

**Email**

Bryan D. Weimer, PWLF, Public Works Director  
James Katzer, PE, Transportation Division Manager  
Cathleen Valencia, PE, CIP Manager  
Rhonda Robinson, Public Works Budget Analyst  
Keith Ashby, Purchasing Manager  
Todd Weaver, Finance Director  
Robert Hill, Senior Assistant County Attorney  
File – Project #C18-037, #C20-025



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RESOLUTION NO. \_\_\_\_\_. It was moved by Commissioner \_\_\_\_\_ and duly seconded by Commissioner \_\_\_\_\_ to approve of the Intergovernmental Agreement between Arapahoe County and the Colorado Department of Transportation (CDOT) for cost sharing of the Inverness Dr. W. Bike Path Project; and to authorize expenditure of funds in the amount of \$3,493,000 for completion of design, environmental clearances, right-of-way, and construction and support of Bryan Weimer, Public Works Director, to sign said IGA.

This action also authorizes the budgeting of the anticipated CDOT Funds of \$3,493,000 into Cost Center 424520025 – 54896 Federal (Expense) and 424520025 – 43127 Federal (Revenue).

The vote was:

Commissioner Baker, \_\_\_\_; Commissioner Sharpe, \_\_\_\_; Commissioner Holen, \_\_\_\_;  
Commissioner Jackson, \_\_\_\_; Commissioner Conti, \_\_\_\_.

The Chair declared the motion carried and so ordered.



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