



COLORADO

Department of Transportation

Nonattainment Area Air Pollution
Mitigation Enterprise

Colorado Department of Transportation | 2829 W Howard Pl | Denver, CO 80204



The Nonattainment Area Air Pollution Mitigation Enterprise mitigates the environmental and health impacts of increased air pollution from motor vehicle emissions in nonattainment areas.

About The Nonattainment Area Air Pollution Mitigation Enterprise

This enterprise is created within the Colorado Department of Transportation (CDOT) to support mitigation of the environmental and health impacts of increased air pollution from motor vehicle emissions in nonattainment areas that results from the rapid and continuing growth in retail deliveries made by motor vehicles and in prearranged rides provided by transportation network companies. Enterprise funding is for eligible projects that reduce traffic, including demand management projects that encourage alternatives to driving alone or that directly reduce air pollution, such as retrofitting of construction equipment, construction of roadside vegetation barriers, and planting trees along ([CRS 43-4-1303](#))

NAAPME Board Meeting Resources

[ZOOM MEETING REGISTRATION LINK](#) | [YOUTUBE LIVE STREAM](#)

[May 5, 2022 Meeting Agenda](#)

[NAAPME Board Meeting Minutes from April 14 2022](#)

[NAAPME Board Meeting Registry of Actions from April 14 2022](#)

[NAAPME Board Meeting - May 05, 2022 Presentation](#)

Proposed Permanent Rulemaking

▸ [NAAPME Permanent Rulemaking Hearing Exhibits](#)

Supplemental Resources

▸ [Commonly Used Acronyms \(STIP\)](#) | [Acronyms Table \(CDOT\)](#)

NAAPME Governing Board Resources

[CRS 43-4-1303 - Creation of NAAPME \(SB260\)](#)

[Board Appointments](#)

[Enterprise Fund & Fees](#)

[Board Powers & Duties](#)

[NAAPME Bylaws](#)

[NAAPME Articles of Incorporation](#)

[NAAPME Loan Document](#)

[2 CCR 608-1 Permanent Rule](#)

Additional Resources

- [Basic Information on Nonattainment](#)
- [Map of Colorado's Nonattainment Areas](#)
- [History of Ozone in Colorado](#)
 - CDPHE summary of ozone classification in Colorado since the 1970s
- [Recent EPA Action on Colorado's Ozone Nonattainment Boundaries](#) (Weld Co)
 - https://www.epa.gov/system/files/documents/2021-11/summar1.doc_0.pdf
 - <https://www.epa.gov/system/files/documents/2021-11/final-weld-county-co-tsd-20210831.pdf>

About the Colorado Department of Transportation



The Colorado Department of Transportation (CDOT) works to provide the best multi-modal transportation system for Colorado that most effectively and safely moves people, goods and information. CDOT manages more than 23,000 lane miles of highway, more than 3,000 bridges and 35 mountain passes. CDOT also manages grant partnerships with a range of agencies and operates Bustang, the state-owned interregional express bus service. Gov. Jared Polis has charged CDOT to further build on the state's intermodal mobility options. Find more details at [codot.gov](https://www.codot.gov).



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Nonattainment Area Air Pollution
Mitigation Enterprise

GOVERNING BOARD MEETING - MAY 05, 2022

AGENDA

- I. Convene Meeting & Roll Call**
- II. Approval of Minutes**
- III. 10 Year Plan Development - Update**
Darius Pakbaz, NAAPME Program Administrator
- IV. Overview of Public Outreach**
Darius Pakbaz, NAAPME Program Administrator
- V. Future Meetings/Wrap-up**



COLORADO

Department of Transportation

Nonattainment Area Air Pollution
Mitigation Enterprise

The Nonattainment Area Air Pollution Mitigation Enterprise mitigates the environmental and health impacts of increased air pollution from motor vehicle emissions in nonattainment areas.

Nonattainment Area Air Pollution Mitigation Enterprise Board Meeting Minutes - April 14, 2022, 3:00pm - 4:52pm

Meeting Start/Opening Remarks — [Time: 09:45](#)

Role Call — [Time: 09:56](#)

Board Members:

Kristin Stephens, *Chair*

Lynn Baca, *Vice Chair*

Dena Wojtach, *Director*

Yessica Holguin, *Director*

Stacey Suniga, *Director*, (Joined meeting at 3:20)

Shoshana Lew, *Director* (Joined meeting at 3:20)

Leanne Wheeler, *Director* (Joined at 1:12:18)

CDOT:

Rebecca White, *Director, Division of Transportation Development*

Amber Blake, *Director, Division of Transit and Rail*

Darius Pakbaz, *Deputy Director, Division of Transportation Development*

Herman Stockinger, *Deputy Director, CDOT; Director, Office of Policy and Government Relations*

Jeff Sudmeier, *Chief Financial Officer*

Lisa Streisfeld, *Assistant Director of Mobility Services,*

Sally Chaffee, *Chief Of Staff, Office of the Executive Director*

Sari Weichbrodt, *Policy Advisor, Office of Policy and Government Relations*

Other Affiliation:

Kathy Young, *Colorado State Attorney General Office*

K. Lewis, *Adams County*

Matthew Gorenc, *Adams County*

Briefing on Pending Lawsuit Time — [Time: 10:47](#)

Kathy Young, *Colorado State Attorney General Office*

Purpose: For the purposes of informing the NAAPME Board of Directors regarding a lawsuit filed on 04/08/2022 against new Enterprises created under SB21-260, filed

Action:

- No Action Taken

Discussion:

- State AG office is forming a team to defend the lawsuit;
- Named defendants include Governor Polis, Department of Revenue, State Comptroller, Community Access Enterprise, Clean Fleet Enterprise, Clean Transit Enterprise, Nonattainment Area Air Pollution Mitigation Enterprise, State Bridge and Tunnel Enterprise;
- The suit alleges that the enterprises created under SB21-260 are improperly created and violate Proposition 117; Legislature should have adjusted the TABOR cap downward;
- Plaintiffs have asked all of SB21-260 to be stricken;
- Question from Directors:
 - Director Wojtach: Can we move forward with the Board's work despite the lawsuit?
 - Kathy Young: Yes; The statute is presumed constitutional; Not only should you move forward, but you are supposed to move forward; Nothing has been stricken.
- Kathy Young will send out contents of the lawsuit; If warranted, an executive session can be scheduled to address additional questions

Convene Rulemaking Hearing — [Time: 17:44](#)

Kristen Stephens, NAAPME Board Chair

Purpose: Permanent rulemaking hearing to hear public comments concerning the proposed rules governing the Nonattainment Area Pollution Mitigation Enterprise (NAAPME)

Action:

- Staff establishes CDOT has met all the procedural requirements required by law
- Chair Stephens convenes rulemaking hearing

Discussion:

- Presentation on Rule Making Process - *Sari Weichbrodt, CDOT*
 - [Time - 19:42](#)
 - Feb 24, 2022 - NAAPME Board authorized CDOT to begin rulemaking process
 - Feb 25, 2022 - CDOT filed the proposed rules and hearing information
 - Members of the public who signed up on DORA website to be notified of any transportation or CDOT-related rulemaking were notified
 - CDOT emailed stakeholder and interested party group
 - Mar 4 2022 - CDOT updated filing on SoS website; Notified DORA of today's hearing on Zoome; Extended period of public comments to Apr 7, 2022
 - Stakeholders and interested parties were sent updated notices by both CDOT and DORA
 - Public notice of the rule published in the Colorado Register on Mar 10, 2022; Met the requirement to hold hearings no earlier than 20 days after this notice was published.
 - Updates published on CDOT Rules website
 - Accepted written comments for nearly 6 weeks; comments provided to the NAAPME board on Apr 8 for their consideration
- Presentation on rulemaking - Darius Pakbaz, CDOT
 - [Time - 22:29](#)
 - Statutory authority for rulemaking is found in CRS 43-4-1303(6)(h)

- CRS 43-4-1303(7)(b)(I) & (II) sets the per ride fee
 - CRS 43-4-1303(8)(b) sets the retail delivery fee
 - Testimony phase of the rulemaking hearing - *Kristen Stephens, Chair (NAAPME)*
 - [Time - 25:56](#)
 - Testimony:
 - [Marie Venner - Small Business Alliance](#)
 - [Travis Madsen - Transportation Program Director, SW Energy Efficiency Project](#)
 - Verbal Comments - time limited to ensure everyone who wishes to speak concerning the proposed rules can do so
 - [Discussion item]
-

Approval of Feb 24, 2022 NAAPME Board Meeting Minutes — [Time: 32:47](#)

Purpose: Approval of Feb 24, 2022 NAAPME Board Meeting Minutes

Action:

- Motion by Director Suniga,
- Motion seconded by Vice Chair Baca
- Motion passes

Discussion:

- No comments
-

Adoption of Amended Bylaws — [Time: 33:47](#)

Purpose: Amendment to bylaws would allow the program administrator to have signature authority on behalf of the NAAPME Board

Action:

- Motion to approve revised bylaws made by Director Holguin
- Motion is seconded by Director Suniga
- Motion passes without any additional discussion

Discussion:

- Bylaws are in the meeting packet, indicated adjustments are in red text
 - Question by Director Holguin regarding bylaws stating the need for in-person meetings; need for an amendment to allow for virtual meetings?
 - Kathy Young: Staff did include option for virtual meeting
-

Confirmation of NAAPME Program Administrator — [Time: 38:16](#)

Purpose: To confirm Darius Pakbaz as NAAPME Program Administrator

Action:

- Motion to approve Darius Pakbaz as Program Administrator of NAAPME by Vice Chain Baca
- Motion seconded (unsure as to whom)
- Motion passes without any further discussion

Discussion:

- No discussion items

Presentation: Bustang Overview and Proposed Expansion — [Time: 39:32](#)

Amber Blake, CDOT

Lisa Streisfeld, CDOT

Purpose: Presentation to the NAAPME board concerning expansion of Bustang services for the Board’s feedback, and the Board has an option to fund the Bustang family of services

Action:

- No action has been taken

Discussion:

- Bustang family of services
- Statewide and local benefit
- Expansion services for proposed Bustang Transit Services
 - Experiencing a 45% increase along the I-25 North Route
 - Multiple mobility hubs planned along I-25 corridor
- Implementation schedule
- Question and discussion
 - Director Lew: This is one of the most exciting opportunities that can breathe some fresh air regarding a mode shift in transit options
 - Charts a strategic vision forward to creating a multimodal transportation network
 - Director Suniga: Question to Amber Blake regarding departure times for expansion programs: most of these rides are around commuter hours - how has that worked out?
 - Additional question regarding changes in fees
 - Per Amber Blake, CDOT - still working on the right way to implement this service
- Looking to maintain same fee schedule
 - Director Wojtach - Very interested in the success of this type of project; This is a key opportunity to reduce emissions between now and 2026; is there an opportunity to re[po]rt back on annual progress? Lastly, are we asking for money now?
 - Amber Blake, CDOT - There is a need for additional funds; Asks boards to consider partially founding a piece of the expansion program now
 - Rebecca White - CDOT: If the Board is interested, we can return next board meeting for more refined budget numbers that would break down funding options for the Board’s consideration
 - Director Stephens: There needs to be some change in behavior, as people are not accustomed to public transit; What does outreach look like to get people to take Bustang?
 - Amber Blake, CDOT - Needs to be a multifaceted approach utilizing media, public outreach, education, social media, TDM strategies, bus ticket packages; This outreach will be part of the expansion

- Vice Chair Baca: Speaking on behalf of Adams County, how can we help on this lift for public outreach?
 - Amber Blake with follow up with corrected slide on budget numbers
-

Presentation: NAAPME 10-Year Plan — [Time: 1:18:23](#)

Darius Pakbaz, CDOT

Purpose: CRS 43-4-1302(10)(a)(I) requires NAAPME to develop and publish a ten-year plan no later than June 1, 2022, create a public accountability dashboard, conduct public outreach, and present an annual report

Action:

- No action taken

Discussion:

- Rebecca White, CDOT: It would be good to get some input today on concept and funding areas
 - There is a statutory deadline to publish this plan
 - Propose developing a plan for the June deadline and refine plan - statute language allows for revisions
 - Asks how Board would like to conduct public outreach
- Director Stephens: Open up discussion to Board
- Director Wheeler: Agreement with an introductory letter; we want to be very clear about what is contained in the plan
 - Would like to see physical outreach for this process
 - These Boards come alongside what has already been decided; Want to ensure Board is actively informing and addresses constituent concerns
- Director Suniga: Requests that we include another meeting before the Jun 1 NAAPME Board meeting
- Rebecca White, CDOT: asks Director Wheeler clarifying question regarding *physical* outreach
 - Director Wheeler: wants to ensure she is not asked to sell to her constituency something that has already been decided
- Director Wojtach: Supports moving the April 26 date; Leveraging existing meetings to ensure people are aware of NAAPME and how to engage; Get talking points out to these entities to support NAAPME work
- Vice Chair Baca: Concur with what has been said so far; Open to additional meeting to discuss further; Leaning toward the May 5th, 2022 date
- Director Holguin: Wonders if we can do a 5 min video of what this all means for community members
- Chair Stephens: Focus on areas of funding- does not want to spread funding so thin so as to see no improvement at all; What are our funding priorities? We ought to funnel revenue to support these priorities

Conclusion of Agenda Items, Return to Rulemaking Hearing/Conclude Rulemaking and Adoption of Rule — [Time: 1:41:16](#)

Purpose: Allows for any remaining public comments

Action:

- Motion to adopt proposed rule (2 CCR 608 -1) by Director Wheeler
- Motion seconded by Director Holguin

- Motion passed unanimously without any further discussion

Discussion:

- Director Wojtach: Do fees come in staggered throughout the year?
 - Jeff Sudmeier, CDOT: the fees come in on a monthly basis from DOR; We project short term - over the course of the year - and long term revenue which will be used for planning;
 - Rebecca White, CDOT: We will project out over a 10-year timeline; Amount of revenue is expected to vary over time; about \$7M/year to nearly \$36M by FY32
-

Discussion on Colorado Serious Nonattainment Status — [Time: 1:46:32](#)

Director Dena Wojtach

Purpose: An explanation of The areas in serious nonattainment with regard to ozone, according to EPA standards

Action: No action taken

Discussion:

- EPA proposal will not take effect until 30 days after the final proposal;
 - EPA will take public comment, which are due in June
 - Reclassification to *severe* from *serious* nonattainment would occur 30 days from federal register of final action
- Chair Stephens asks for a short primer via email on implications of this reclassification
- CDPHE will have a public meeting on Apr 26 from 6pm-8pm and again May 14 from 10am-12pm
- There is lots more we have to do as far as finding reduction strategies, and transportation is a big part of the effort; The work of this board is instrumental in reduction efforts

Future Meetings/Wrap-up

Purpose: Discussion concerning next steps for the NAAPME and Enterprise Board

Action:

- Chair Stephens adjourned the meeting

Discussion:

- Addition of a second meeting in May - scheduled now for May 5, 2022
- In the interim, will work on outreach strategies
 - Survey will be created and distributed to public and stakeholders
 - Board members will work to distro survey to their networks

Meeting adjourned at 4:52pm - [Time: 1:52:38](#)



COLORADO NONATTAINMENT AREA AIR POLLUTION MITIGATION ENTERPRISE

REGISTRY OF ACTIONS

DATE OF MEETING: April 14, 2022

Action Number	Action	Decision
2022-06	Motion to approve minutes from February 2022 Meeting; <ul style="list-style-type: none">• Motion made by Director Suniga• Director Baca seconded the motion; it passed with no further discussion.	Approved
2022-07	Motion to adopt revised bylaws; passes with no further discussion. <ul style="list-style-type: none">• Motion made by Director Holguin• Director Suniga seconded the motion; it passed with no further discussion.	Approved
2022-08	Confirmed Darius Pakbaz as the Program Administrator for the NAAPME. <ul style="list-style-type: none">• Motion made by Director Baca• Director Suniga seconded the motion; it passed with no further discussion.	Approved
2022-09	Enterprise Board adopted 2-CCR-608-1: NONATTAINMENT AREA AIR POLLUTION MITIGATION ENTERPRISE FEES with no further discussion. <ul style="list-style-type: none">• Motion made by Director Wheeler• Director Holguin seconded the motion; it passed with no further discussion.	Approved

Jennifer Fogel, Secretary
Nonattainment Area Air Pollution Mitigation Enterprise

4.19.22

Date



COLORADO

Department of Transportation

Nonattainment Area Air Pollution Mitigation Enterprise

Governing Board Meeting
May, 05, 2022



Meeting Agenda

I. Convene Meeting & Roll Call

I. Approval of April 24 NAAPME Board Meeting Minutes

I. 10 Year Plan Development - Update

Darius Pakbaz, NAAPME Program Administrator

I. Overview of Public Outreach

Darius Pakbaz, NAAPME Program Administrator

I. Future Meetings/Wrap-up

**ACTION
ITEM**



Approval of April 24 NAAPME Board Meeting Minutes



10 Year Plan Development Update

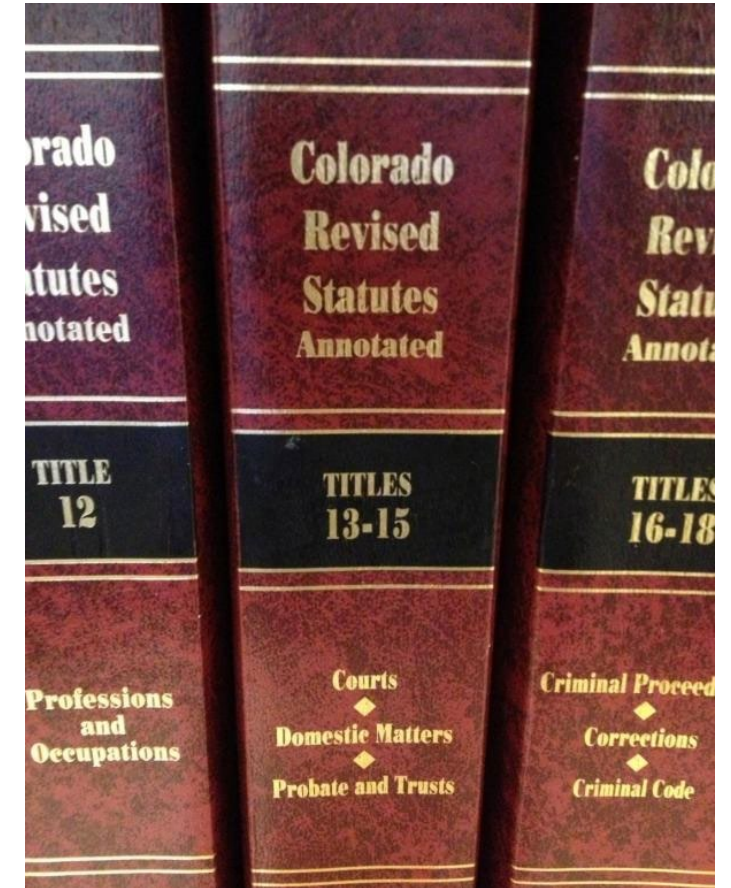
Darius Pakbaz, NAAPME Program Administrator



Statutory Requirements

C.R.S. 42-4-1303 - Nonattainment Area Air Pollution Mitigation Enterprise

- **(10)(a)(I) - 10-Year Plan**
 - Details how the Enterprise details its business purpose and estimates the amount of funding needed to implement the plan.
 - Required to be published by June 1, 2022
 - Encompasses fiscal years 2022-23 through 2031-32
 - New 10-Year Plan required in fiscal year 2031-32
- **(10)(a)(II) - Public Accountability Dashboard**
 - Implementation of 10-Year Plan
 - Details regarding funded projects including funding and completion
 - Enterprise funding and expenditures
- **(10)(a)(III) - Public Engagement**
 - Regularly engage the public regarding the purpose of the Enterprise
 - Including Disproportionately Impacted Communities and Interest Groups
- **(10)(a)(IV) - Annual Report**
 - Present to Colorado Transportation Commission
 - Present to State House Transportation and Local Government Committee
 - Present to State House Energy and Environment Committee
 - Present to State Senate Transportation and Energy Committee





Outline of the NAAPME 10-Year Plan



CO L O R A D O

Department of Transportation

Nonattainment Area Air Pollution
Mitigation Enterprise

- 1) Introductory Letter from Board Chair
- 2) Introduction and Purpose of NAAPME 10-Year Plan
- 3) Enterprise Business Purpose
- 4) Composition of the Board of Directors and Officers of the Enterprise
- 5) Nonattainment Area Description, Locations Within Colorado, & Status
- 6) Fees Established by the Enterprise, Current Estimates Funding over 10 Years
- 7) Funding Focus Areas for the Enterprise
- 8) Public Outreach Results
- 9) Spending Plan
- 10) Enterprise Funded Project Requirements
- 11) Reporting and Outcomes



Introductory Letter from the Board Chair

- **April 14th Board Meeting** - Board concurrence to include letter in 10-Year Plan.
 - Included discussion to include input from all Board members.

DECISION ITEM

- 1) *CDOT Staff proposes drafting and send to Board Chair and Board Members for review.*

December 2020 STATEWIDE PLAN INFORMATION YTP.codot.gov

THE LATEST ON TRANSPORTATION PLANNING YOUR TRANSPORTATION PRIORITIES POWERED BY YOU COLORADO Department of Transportation

VISION FOR COLORADO'S TRANSPORTATION SYSTEM

10-YEAR STRATEGIC PROJECT PIPELINE

“ In May 2019, I directed the Colorado Department of Transportation (CDOT) to embark on an effort to refresh our transportation plan and priorities based on firsthand input from residents across the state.

Our goals were simple: to hear directly from Coloradans about what they need from our transportation system; to ensure that we are prioritizing precious taxpayer dollars in ways that best deliver on those needs; and to energize an ongoing statewide conversation about the vitality of transportation in connecting our daily lives.

Now, with that input gathered from across the state, we're ready to present our 10-year vision for Colorado's transportation system. **”**

Shoshana M. Lew
-Shoshana Lew, CDOT Executive Director

Grand Avenue Bridge ribbon-cutting ceremony in Glenwood Springs

LEARN MORE YTP.codot.gov | YTP.state.co.us



Introduction and Purpose of NAAPME 10-Year Plan

- Brief explanation of Senate Bill 21-260
- Discussion on the usage increase of retail deliveries and rideshare
- Outline the development process and timeline for development of the Plan
- Requirements of the 10-Year Plan
- List of acronyms relevant to the document
- *Other suggestions?*





Business Purpose of the Enterprise

- Language from Statute - C.R.S. 43-4-1303
- Where funds can be spent
- Outline potential funding focus areas
- Outline transportation needs within business purpose of the Enterprise
- *Other suggestions?*





Board of Directors

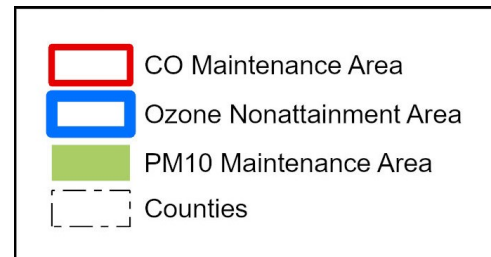
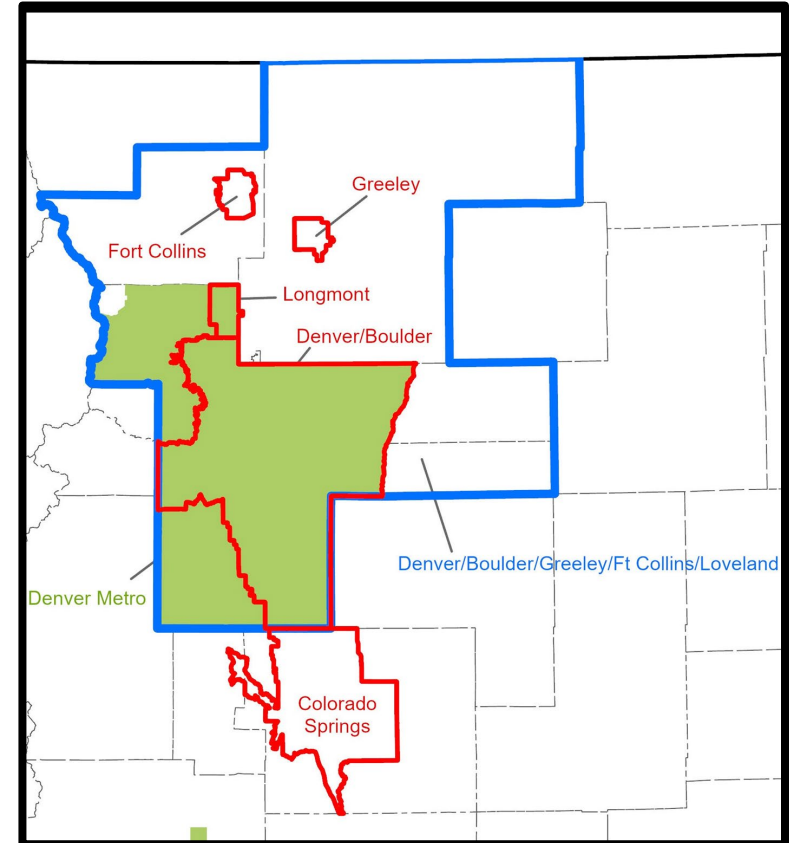
- Language from statute - C.R.S. 43-4-1303
- Current members of the board
- Duties of the Board of Directors as outlined in statute and rules
- Program Officers description
- *Other Suggestions?*

Appointment	Appointment Criteria
Lynn Baca, <i>Brighton</i> (Vice Chair)	Elected official of a disproportionately impacted community that is a member DRCOG
Yessica Holguin, <i>Denver</i>	Representative of a Disproportionately Impacted Community
Kristin Stephens, <i>Fort Collins</i> (Chair)	Elected official of a local government that is a member of NFRMPO
Danielle "Stacy" Suniga, <i>Greeley</i>	Expertise on Environmental, Environmental Justice, or Public Health Issues
Leanne Wheeler, <i>Aurora</i>	Representative of a Disproportionately Impacted Community
Shoshana Lew	Executive Director, CDOT (or designee)
Dena Wojtach	Executive Director Designee, CDPHE



Nonattainment Areas Description

- Public friendly description of a nonattainment area
- Locations of nonattainment areas in Colorado
- Ozone levels and air pollution statistics, including transportation contribution
 - From CDPHE/Colorado Energy Office/EPA
- *Other suggestions?*





Fees and Revenue

- Explanation of fees passed by board through rulemaking
- Anticipated revenue for both fees for the next 10-years.
- *Other suggestions?*

Nonattainment Area Air Pollution Mitigation Enterprise - Summary FY 2022-23 to FY 2031-32

Fiscal Year	Mitigation Per Ride Fee	Mitigation Retail Delivery Fee	Total Fee Revenue
FY 2021-22	\$0	\$0	\$0
FY 2022-23	\$5,193,149	\$1,932,077	\$7,125,226
FY 2023-24	\$6,350,348	\$2,131,003	\$8,481,351
FY 2024-25	\$7,799,651	\$2,294,681	\$10,094,332
FY 2025-26	\$9,325,133	\$2,597,962	\$11,923,096
FY 2026-27	\$11,713,055	\$2,871,891	\$14,584,946
FY 2027-28	\$14,330,228	\$3,177,431	\$17,507,658
FY 2028-29	\$17,528,868	\$3,432,886	\$20,961,753
FY 2029-30	\$21,626,892	\$3,900,463	\$25,527,354
FY 2030-31	\$26,448,435	\$4,328,152	\$30,776,588
FY 2031-32	\$31,857,744	\$4,808,073	\$36,665,817
10-Year Total	\$152,173,502	\$31,474,619	\$183,648,121



Funding Programs/Focus Areas

- Three major funding focus areas:
 - Reduce the Environmental and Health Impacts of Highway Projects
 - Reduce Traffic Congestion through Multimodal Options
 - Improve Neighborhood Connectivity for Communities Adjacent to Highways
- Include description of each funding focus area
- Include examples and/or sub-categories and definitions

DECISION ITEMS

- *Three categories outlined in Section 9 of statute, any other major funding focus areas to consider?*
- *Additional Examples/Subcategories to consider? Slides 14-16 have proposed areas.*



Reduce the Environmental and Health Impacts of Highway Projects

Reduce the Environmental and Health Impacts of Highway Projects

- Proposed subcategories:
 - Mitigation for the state's largest highway construction projects
 - Construction equipment retrofitting used in highway construction projects
 - Air quality monitoring for larger highway construction projects
 - Installation of roadside vegetation barriers



Reduce Traffic Congestion through Multimodal Options

Reduce Traffic Congestion through Multimodal Options

- Proposed Subcategories:
 - Expand interregional transit services like Bustang
 - Bus Rapid Transit services
 - Construction of mobility hubs
 - Interregional and local transit connections, electric vehicle charging, bike parking
 - Construction/expansion of sidewalks and bike paths
 - (Joint category with Neighborhood Connectivity)
 - Expansion of vanpools and carpools (Travel Demand Management)



Improve Neighborhood Connectivity for Communities Adjacent to Highways

Improve Neighborhood Connectivity for Communities Adjacent to Highways

- Proposed subcategories:
 - Building sidewalks and bike paths along major corridors and local roads
 - (Joint Category with Reducing Traffic Congestion)
 - Safer bike and pedestrian connectivity along busy urban corridors
 - Projects that reduce traffic speeds along busy urban corridors



Public Outreach

- Outline specific activities to date:
 - Rulemaking Public Comment
 - Website and Contacts
 - Board of Directors Meetings (youtube)
 - Public Outreach Survey
 - Public Outreach Listening Session
- Report on results of public outreach for rulemaking and development of 10-Year Plan
- Outline future public outreach initiatives.
- *Other suggestions?*



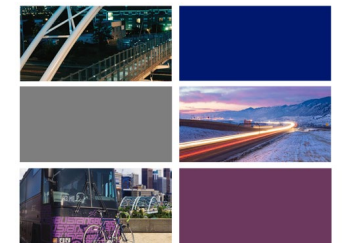
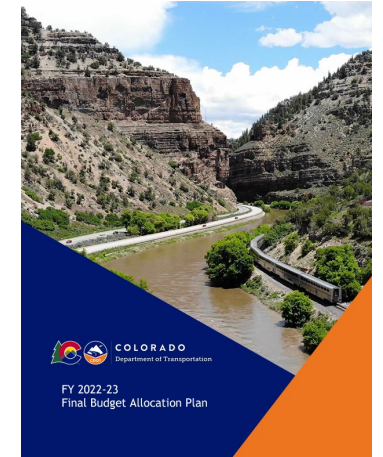
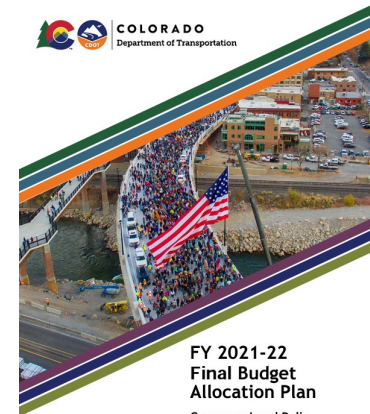


Spending Plan

- Outline expected revenue for each year over the next ten years by year
- Yearly budget to be adopted by the Board annually
- Allocate a portion of funds to Enterprise expenses (board administration)
 - Recommendation of \$300,000 per year, unused funds get pushed to programming in future years
- Recommendation of a Reserve Fund - For potential changes in revenue collection vs. current forecast and to adjust awarded amounts for funded projects
 - Recommendation of 18-20%

DECISION ITEM

- *Percent of funds allocated to Enterprise Expenses?*
- *Percent of funds allocated to Enterprise Reserve?*



Governor Jared Polis
April 15, 2020



NAAPME - Expenses Budget for FY23

Expense Description	Quantity	FY22 Funding
Repayment of Loan to CDOT	Original Amount & Interest	\$76,486.25
Program Administrator	25.0% of 1.0 FTE	\$30,000.00
Enterprise Secretary	5.0% of 1.0 FTE	\$4,000.00
Division of Transportation Development Staff	15.0% of 2.0 FTE	\$18,000.00
Development of Public Accountability Dashboard	Consultant OR 100% of 0.5 FTE	\$100,000.00
Division of Accounting and Finance Staff	15.0% of 1.0 FTE	\$15,000.00
Board Travel/Reimbursement	\$1,000 per mtg (5)	\$5,000.00
Meeting Expenses	\$100 per mtg (5)	\$500.00
Total		\$248,986.25



NAAPME - Spending Plan Draft

	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	FY 2026-27	FY 2027-28	FY 2028-29	FY 2029-30	FY 2030-31	FY 2031-32
Total Fee Revenue	\$7,125,226	\$8,481,351	\$10,094,332	\$11,923,096	\$14,584,946	\$17,507,658	\$20,961,753	\$25,527,354	\$30,776,588	\$36,665,817
Enterprise Expenses	\$300,000	\$300,000	\$300,000	\$300,000	\$300,000	\$300,000	\$300,000	\$300,000	\$300,000	\$300,000
Reserve (20%)	\$1,425,045	\$1,696,270	\$2,018,866	\$2,384,619	\$2,916,989	\$3,501,532	\$4,192,351	\$5,105,471	\$6,155,318	\$7,333,163
Available for Programing	\$5,400,181	\$6,485,081	\$7,775,466	\$9,238,477	\$11,367,957	\$13,706,126	\$16,469,402	\$20,121,883	\$24,321,270	\$29,032,654



Possible Project Requirements

- Projects must be located within the boundaries of a nonattainment area as described by National Ambient Air Quality Standards (40 CFR part 50).
- Projects must be within scope of one or more of the funding focus areas as established within statute and the 10-Year Plan.
- Projects funded with Enterprise Dollars will be required to report back on expenses and progress. Required in Statute and used in Public Accountability Dashboard.

DECISION ITEM:

- *Any other information the Board would like to have projects to report back to the Enterprise?*
 - *Examples:*
 - *Anticipated Quantifiable Environmental Benefit*
 - *Specific Locations and Communities Served*
 - *Anticipated Construction Start and End Dates*
 - *Contractor*
 - *General Project Benefits*
 - *Impacts to Current Traffic (if applicable)*





Project Selection & Prioritization

- Projects will be selected and approved by an affirmative vote of the Board of Directors.

DECISION ITEM:

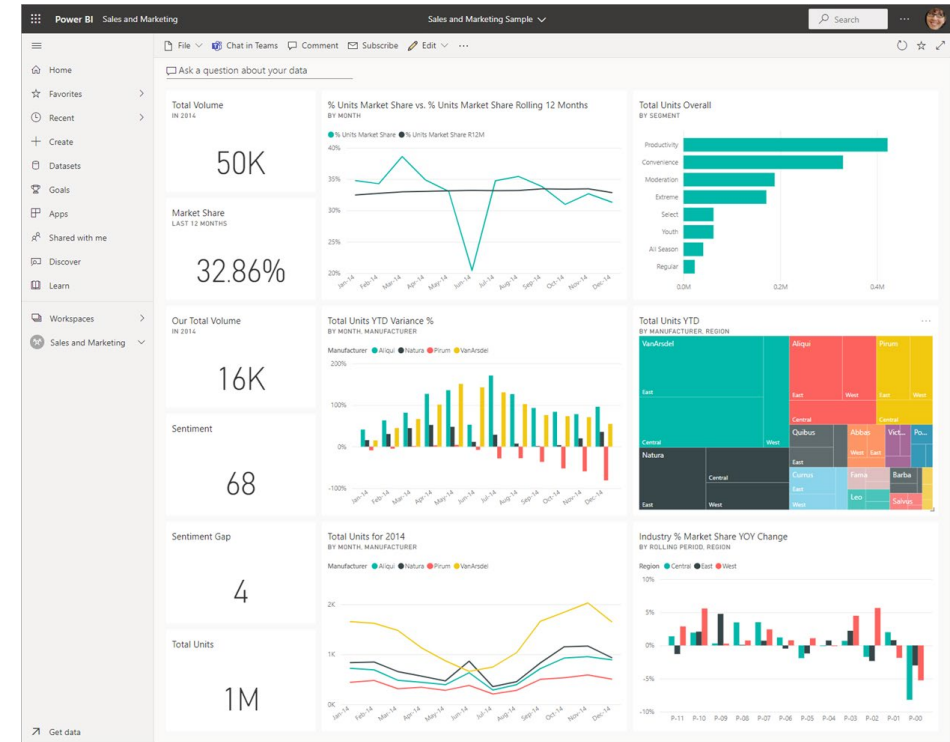
- *How would the Board like to prioritize project proposals?*
 - *Supports projects and priorities in the State's 10-Year Transportation Plan*
 - *Located within or supports Disproportionately Impacted Communities*
 - *Anticipated GHG/Ozone reduction benefit*
 - *Geographic equity*
 - *Other potential prioritization categories?*





Reporting Requirements

- Outline requirements of section 10 of 43-4-1303.
- Public Accountability Dashboard
 - Statutory requirements
 - Include statistics and data from project requirements
- Annual Report
 - Date of publication
 - Presentation to Colorado Transportation Commission
 - Presentation to General Assembly Committees of reference.





Overview of Public Outreach

Darius Pakbaz, NAAPME Program Administrator



Overview of Public Outreach

1) Rulemaking Public Hearing - Completed on April 14th

2) Website Updates

- a) With updated email address - completed on April 12th
- b) Email Subscription Service - completed on April 12th
- c) All previous Board meetings available for Public Review - completed on April 16th
- d) Future updates for survey, video, and details for public outreach meeting

3) Public Outreach Survey

- a) Survey questions sent to Board on April 28th
- b) Using Qualtrics software to perform survey
- c) Including a Spanish version of the survey

4) NAAPME Enterprise Overview Video

- a) Short video outlining Enterprise purpose and soliciting feedback
- b) Will be included with the survey and link on website
- c) Including a Spanish version

5) Public Outreach Listening Session

- a) Virtual session through Zoom
- b) Scheduled for May 17th at 4:00 PM to 5:30PM
- c) Similar questions and outreach to survey
- d) Including Spanish language translation

6) Results and Next Steps

- a) Prepare results to send to Board ahead of May 26th Board Meeting
- b) Include results in 10-Year Plan

7) DECISION ITEM - Future outreach efforts?

Nonattainment Area Air Pollution Mitigation Enterprise

The Enterprise mitigates the environmental and health impacts of increased air pollution from motor vehicle emissions in nonattainment areas.



About the Nonattainment Area Air Pollution Mitigation Enterprise

This Enterprise was created within the Colorado Department of Transportation (CDOT) to support mitigation of the environmental and health impacts of increased air pollution from motor vehicle emissions in nonattainment areas that results from the rapid and continuing growth in retail deliveries made by motor vehicles and in prearranged rides provided by transportation network companies.

Enterprise funding is for eligible projects that reduce traffic, including demand management projects that encourage alternatives to driving alone or that directly reduce air pollution, such as retrofitting of construction equipment, construction of roadside vegetation barriers, and planting trees along (CRS 43-4-1303).

Nonattainment Area Air Pollution Mitigation Enterprise Governing Board

The Nonattainment Area Air Pollution Mitigation Enterprise Board consists of up to seven (7) members, appointed as follows:

- Danielle "Stacy" Suniga (Greeley, Colorado) - Serves as an individual with expertise on environmental, environmental justice, or public health issues
- Lynn Baca (Brighton, Colorado) - Serves as an elected official of a disproportionately impacted community that is a member of the Denver Regional Council of Governments
- Kristin Stephens (Fort Collins, Colorado) - Serves as an elected official of a local government that is a member of the North Front Range Metropolitan Planning Organization
- Yessica Holguin (Denver, Colorado) - Serves as a representative of disproportionately impacted communities
- Leanne Wheeler (Aurora, Colorado) - Serves as a representative of disproportionately impacted communities
- Shobana Law - Executive Director (CDOT)
- Dana Wotach - Executive Director Deshanee (CDPHE)

Contact Us
cdot_nonattainmententerprise@state.co.us

Resources
[Board Appointments](#)
[Enterprise Funds](#)
[Board Powers & Duties](#)

Upcoming Meetings
 May 05, 2022 - NAAPME Board Meeting
[Zoom Link](#)
[YouTube Live Stream Link](#)

Prior Meetings
[Board of Directors Meeting & Proposed Permanent Rulemaking Hearing - April 14, 2022](#)
[Board Meeting Packet](#)
[Board Registry of Actions](#)
[Video Recording](#)
[Board of Directors Meeting Feb 24, 2022](#)
[Board Meeting Packet](#)
[Board Registry of Actions](#)
[Video Recording](#)
[Board of Directors Meeting - Jan 27, 2022](#)
[Board Meeting Packet](#)
[Video Recording](#)

Subscribe for NAAPME Updates
 * Indicates required
 Email Address *





Wrap-Up / Next Steps



Future Meetings and Agenda

Upcoming Dates:

- May 17, 2022 - 4:00 PM - 5:30 PM - *Public Outreach Virtual Listening Session*
- May 26, 2022 - 3:00 PM - 4:30 PM - *Enterprise Board Meeting*
- June 1, 2022 - *Statutory Deadline to Publish NAAPME 10-Year Plan*
- June 26, 2022 - 3:00 PM - 4:30 PM - *Enterprise Board Meeting*

Upcoming Meeting Topics:

- 10 Year Plan Adoption
- Public Outreach and Results
- CDOT Policy Directive 703 - “Annual Budget, Project Budgeting, and Cash Management Principles”



Background Information



Enterprise Overview

- Created within CDOT to mitigate transportation-related emissions in ozone nonattainment areas
- Enterprise can fund projects that reduce traffic or directly reduce air pollution through the congestion mitigation and air quality improvement program
- Enterprise can impose an air pollution mitigation fee on retail deliveries and rides provided by TNCs to fund its operations





Governing Board

Appointment	Appointment Criteria
Lynn Baca, <i>Brighton</i> (Vice Chair)	Elected official of a disproportionately impacted community that is a member DRCOG
Yessica Holguin, <i>Denver</i>	Representative of a Disproportionately Impacted Community
Kristin Stephens, <i>Fort Collins</i> (Chair)	Elected official of a local government that is a member of NFRMPO
Danielle "Stacy" Suniga, <i>Greeley</i>	Expertise on Environmental, Environmental Justice, or Public Health Issues
Leanne Wheeler, <i>Aurora</i>	Representative of a Disproportionately Impacted Community
Shoshana Lew	Executive Director, CDOT (or designee)
Dena Wojtach	Executive Director Designee, CDPHE



NAAPME Information & Resources

Website: <https://www.codot.gov/programs/planning/naapme>

Email: cdot_nonattainmententerprise@state.co.us

Email Subscription Service for Updates from the Enterprise

Available on NAAPME Website

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...ible projects that reduce traffic, including demand management projects that encourage alternatives to driving alone or that directly reduce air pollution, such as retrofitting of construction and planting trees along (CRS 43-4-1303).

- **Danielle - Stacy - Sanga (Denver, Colorado)** - Serves as a representative of disproportionately impacted communities
- **Lynn Baca (Brighton, Colorado)** - Serves as an elected official of a disproportionately impacted community that is a member of the Denver Regional Council of Governments
- **Kristin Stephens (Fort Collins, Colorado)** - Serves as an elected official of a local government that is a member of the North Front Range Metropolitan Planning Organization
- **Yessica Holguin (Denver, Colorado)** - Serves as a representative of disproportionately impacted communities
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* indicates required

Email Address *