

HPTE Resolution #461

Approving the First Amendment to the Colorado High Performance Transportation Enterprise's (HPTE)¹ Central 70 Globeville and Elyria Swansea (GES) Tolling Equity Program.

Whereas, the High Performance Transportation Enterprise ("HPTE") was created under § 43-4-806(2), C.R.S. and operates as a government-owned business housed within CDOT run by a Board of Directors ("Board");

Whereas, under § 43-4-806 (6) (g), C.R.S., HPTE is empowered to enter into contracts or agreements with any public entity to facilitate a public-private partnership, including, but not limited to, an agreement in which the Enterprise, on behalf of CDOT, provides services in connection with a surface transportation infrastructure project;

Whereas, HPTE is further empowered, under § 43-4-806 (6) (h), C.R.S., to make and enter into all other contracts and agreements, including intergovernmental agreements under § 29-1-103, C.R.S., that are necessary or incidental to the exercise of its powers and performance of its duties;

Whereas, the business purpose of HPTE, as provided for in § 43-4-806 (2) (c), C.R.S. is to pursue public-private partnerships and other innovative and efficient means of completing surface transportation infrastructure projects, which HPTE may agree to complete for CDOT under agreements;

Whereas, on or about November 17, 2017, HPTE and the Colorado Bridge and Tunnel Enterprise, a government-owned business within CDOT, on behalf of CDOT, entered into an agreement with Kiewit Meridiam Partners L.L.C. for the Central I-70 Interstate Redevelopment Project ("Project");

Whereas, as part of the Project's environment review, CDOT committed to exploring ways to provide discounted access to planned Express Lanes for the low-income residents of the Globeville and Elyria Swansea (GES) neighborhoods;

Whereas, HPTE established a Steering Committee and Stakeholder Advisory Group to guide the process and conducted a literature review and interviews with other tolling agencies across the nation that have or are in the process of implementing a tolling equity program;

Whereas, HPTE held numerous meetings with the Steering Committee, the Stakeholder Advisory Group, GES. residents, and City and County of Denver council members. Additionally, HPTE held two public meetings in the GES community and circulated a public survey to GES residents to understand community needs and travel patterns;

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

Whereas, after the above-referenced feedback, HPTE determined that a program providing the following would make the most impact on the GES community: (1) eligible participants will receive a switchable transponder and promotional credit totaling a monetary value of one hundred dollars (\$100) when they enroll in the program, (2) additional funds will be made available annually for the GES community to decide how to allocate the funds either towards free transit passes or to add credit to the previously enrolled tolling equity Express Lanes accounts after the first year;

Whereas, eligibility criteria for the program were established in 2022 that to qualify you must be a GES resident and income qualify based on 200% of the Federal Poverty Level (FPL) for household income. However, the board deems it necessary to amend the income restriction from FPL to Area Median Income (AMI), which will be adjusted for inflation each year (see Attachment A for 2025 levels), to more equitably represent the necessary living costs for GES residents to qualify for the program and increase the number of eligible residents.

Now Therefore Be It Resolved, the Board approves the First Amendment to the HPTE Central 70 GES Tolling Equity Program and authorizes HPTE to amend the eligibility criteria, as presented by staff.

Signed as of February 19, 2025

Simon Logan
Secretary, HPTE Board of Directors

GES Tolling Equity Program Income verification table (2025)

Household Size	200% FPL (Current Criteria)	100% AMI (New Criteria)
1	\$30,120	\$48,834
2	\$40,880	\$56,372
3	\$51,640	\$63,867
4	\$62,400	\$70,574
5	\$73,160	\$76,013
6	\$83,920	\$81,451