

## HPTE Resolution#462

Approving Safety Patrol Sponsorship and Advertising Intra-Agency Agreement between the High Performance Transportation Enterprise and the Colorado Department of Transportation.

Whereas, the General Assembly created the Colorado High Performance Transportation Enterprise (“HPTE”)<sup>1</sup>, pursuant to Section 43-4-806, C.R.S., as a government-owned business within the Colorado Department of Transportation (“CDOT”) to pursue innovative means of more efficiently financing important surface transportation projects that will improve the safety, capacity, and accessibility of the surface transportation system; and

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

Whereas, HPTE acknowledges that CDOT possesses traffic operations expertise unavailable to HPTE, which enables it to ensure the effective, efficient, and safe operations of Express Lanes on the I-70 Mountain Corridor; and

Whereas, CDOT has prepared a Statement of Work describing the services HPTE has requested CDOT to provide HPTE, which is attached hereto and incorporated herein as Exhibit A (the “Statement of Work”) to the Safety Patrol Sponsorship and Advertising Intra-Agency Agreement (the “Agreement”); and

Whereas, in order to ensure the efficient running of surface transportation infrastructure projects that involve Express Lanes once they become operational, HPTE desires that CDOT utilize its expertise in traffic operations on the I-70 Mountain Corridor to provide the Services, in exchange for which HPTE agrees to compensate CDOT in the amounts set forth in the Statement of Work; and

Whereas, the HPTE Board of Directors (Board) has reviewed the Statement of Work and Agreement and finds the terms, conditions, and compensation amounts set forth to constitute fair and reasonable compensation for the specific Services to be provided to CDOT; and

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<sup>1</sup> 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, the Board has also reviewed the Agreement and by this Resolution accepts and confirms the findings and statements contained in the recitals.

Now therefore be it resolved, the Board hereby approves the Agreement in substantially the form presented and authorizes the HPTE Director to execute the Agreement with such changes therein and additions thereto, including revisions or modifications to the Statement of Work, as the HPTE Director may determine to be necessary or appropriate.

Signed as of February 19, 2025

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Simon Logan  
Secretary, HPTE Board of Directors