

Resolution #BE-15-3-3

Resolution Authorizing Use of the HPTE Project Proposal Guidelines for Public Private Partnership or Co-Development Proposals

Approved by the Bridge Enterprise Board of Directors on March 19, 2015

WHEREAS, pursuant to 43-4-805(2)(a)(I) C.R.S., the Colorado Bridge Enterprise (“CBE”) was created as a government-owned business within the Colorado Department of Transportation (“CDOT”); and

WHEREAS, the business purpose of the Bridge Enterprise is to finance, repair, reconstruct, and replace Designated Bridges (as defined in 43-4-803(10), C.R.S.) in the State; and

WHEREAS, Section 43-4-805(5)(f), C.R.S. authorizes the Bridge Enterprise Board to make and enter into contracts or agreement with a private entity to facilitate a public-private initiative; and

WHEREAS, the Transportation Commission in Resolution #TC-15-2-5, in February 2015, determined that the I-70 East Corridor Project shall move forward utilizing the optimal financing structure available to CDOT within a Design Build Finance Operate Maintain procurement and delivery process; and

WHEREAS, also in Resolution #TC-15-2-5 the Transportation Commission approved a governance structure for the I-70 East Corridor Project in which CBE will be the managing partner on the Project and CBE and the Colorado High Performance Transportation Enterprise (“HPTE”) will enter into an anticipate concession agreement with a private partner; and

WHEREAS, the CBE Board has not previously adopted guidelines for the solicitation and pursuit of public-private initiatives; and

WHEREAS, the Transportation Commission adopted Public-Private Initiative Guidelines in 1998 and the HPTE Board adopted Project Proposal Guidelines (“HPTE Guidelines”) in June 2011 and updated these guidelines in June 2013; and

WHEREAS, the 1998 Transportation Commission Guidelines are somewhat dated and provide less flexibility for evaluating public private proposals than the more recently adopted HPTE Guidelines; and

WHEREAS, CDOT, CBE and HPTE staff desire to utilize the HPTE Guidelines for purposes of soliciting and evaluating proposals submitted for the I-70 East Corridor Project; and

NOW THEREFORE BE IT RESOLVED, the Bridge Enterprise Board approves the use of the HPTE Guidelines for purposes of soliciting and evaluating competing proposals submitted for the I-70 East Viaduct Project.

Herman J. Stockinger II
Herman Stockinger, Secretary
Colorado Bridge Enterprise Board of Directors

4-1-15
Date