



DATE: February 19, 2026
TO: Transportation Commission
FROM: Herman Stockinger
SUBJECT: Commission & Board Resolutions Proposed for Adoption

Transportation Commission

Proposed Resolution #1: Approve the Regular Meeting Minutes of January 2026 - NO PRINTED RESOLUTION

Proposed Resolution #2: IGA Approval >\$750,000

Proposed Resolution #3: Disposal Parcel 10REV-EX, US 285 EB On Ramp between Lincoln and Sherman, Englewood

Proposed Resolution #4: Disposal Parcel 5-EX, Mancos Car Wash

Proposed Resolution #5: Disposal Parcel E8, Park Avenue and I-25, Denver

Proposed Resolution #6: Hinsdale County Off Highway Vehicle (OHV) Permit

Proposed Resolution #7: MMOF Match Reduction Request, City of Fort Collins

Proposed Resolution #8: Condemnation Authorization Request - RW-181, Project 24948, Region 1

Proposed Resolution #9: HQ Building COP Refunding

Bridge and Tunnel Enterprise

Proposed Resolution #BTE1: Approve the Regular Meeting Minutes of January 2026- NO PRINTED RESOLUTION

Proposed Resolution #BTE2: 8th Budget Supplement to FY 2025-26

Fuels Impact Enterprise

Proposed Resolution #FIE1: Approve the Regular Meeting Minutes of November 2025- NO PRINTED RESOLUTION

Proposed Resolution #BTE2: Final FY 2026-27 FIE Budget

Proposed Resolution #2

Authorizing CDOT to execute Intergovernmental Contracts, Amendments, and Option Letters over \$750,000 of the projects specified below.

Approved by the Transportation Commission on February 19, 2026.

Whereas, pursuant to Colorado law at Section 43-1-110(4), C.R.S. the executive director or the chief engineer shall represent the department in negotiations with local governmental entities concerning intergovernmental agreements (IGAs) between the department and local governmental entities to implement the provisions of this article. No IGAs involving more than \$750,000 shall become effective without the approval of the commission.

Whereas, CDOT seeks to have the commission approve IGAs contracts identified in the attached IGA Approved Projects list each of which are IGAs greater than \$750,000.

Whereas, CDOT seeks to have this approval extend to all contributing agencies, all contracts, amendments and option letters that stem from the original project except where there are substantial changes to the project and/or funding of the project; and

Whereas, the Transportation Commission acknowledges that it has reviewed the IGA summary in the consent packet, which included all information necessary; and

Whereas, the Transportation Commission has determined that the projects will serve the public interest and/or convenience of the traveling public and that the approval of the projects described in the report will serve the purpose(s) of the project; and

Now Therefore Be It Resolved, the Transportation Commission hereby declares that the public interest and/or convenience will be served by approving the contracts identified in the attached IGA Approved Projects list and CDOT is authorized to execute all documents necessary to further these projects except that substantial changes to the project and/or funding will need to be reapproved.

Herman Stockinger, Secretary
Transportation Commission of Colorado

February 2026 - IGAs > \$750,000

Region	Project Number(s)	Local Agency	Contract Value	Federal \$ (FHWA&/or USDT funds)	State \$	Local \$	Description
R1	27359	Adams County	\$2,855,000.00	\$2,569,500.00	\$0.00	\$285,500.00	Adams County OLA – Riverdale Road Corridor HSIP Project. Total Funds - \$2,855,000.00
	27360	Adams County	\$1,218,000.00	\$1,096,200.00	\$0.00	\$121,800.00	Adams County OLA – 120 th and Salem Street Intersection HSIP Project. Total Funds - \$1,218,000.00
	26086	Denver	\$9,750,000.00	\$7,800,000.00	\$0.00	\$1,950,000.00	Denver OLA – Alameda Avenue Underpass Improvements Preconstruction Project - Kalamath Street to Cherokee Street. Total Funds - \$9,750,000.00
R2	25212	Pikes Peak Rural Transportation Authority	\$0.00	\$0.00	\$0.00	\$0.00	Pikes Peak Rural Transportation Authority AM1 – Colorado Springs Homestead, Woodmen, Skyline Trail Crossings Project. This Amendment 1 terminates the Agreement and decreases the total Agreement amount of \$1,706,000.00 by \$1,706,000.00 for a new total of \$0.00. Total Funds - \$0.00

Proposed Transportation Commission Resolution #3

Disposal - Parcel 10Rev-EX, South of the EB On-Ramp from Broadway to US 285 (W Hampden Ave), City of Englewood, Arapahoe County

Approved by the Transportation Commission on February 19th, 2026.

Whereas, CDOT acquired Parcel 10 in 1970 as a part of CDOT Project No U 016-1(42) for the construction of US 285 (formerly SH 285); and,

Whereas, Parcel 10Rev-EX is a portion of Parcel 10; and,

Whereas, Parcel 10Rev-EX contains 9,250 Sq Ft (0.212 acres +/-); and,

Whereas, Parcel 10Rev-EX is located south of the EB on-ramp from Broadway to US 285 between S. Lincoln St. and S. Sherman St.; and,

Whereas, Parcel 10Rev-EX is located outside of the right of way necessary for US 285; and,

Whereas, no state highway improvements have been or will be built on Parcel 10Rev-EX; and,

Whereas, CDOT Region 1 has determined, in accordance with Title 23, Code of Federal Regulations (C.F.R.) 710.403(b), that disposing of Parcel 10Rev-EX will not impair the safety of the highway facility or interfere with the free and safe flow of traffic; and,

Whereas, pursuant to Colorado Revised Statute (C.R.S.) 43-1-210(5)(a)(IV)(A) when a parcel is no longer needed for transportation purposes and has value to more than one owner, political subdivisions of the state shall have right of first refusal to acquire said property; and,

Whereas, CDOT Region 1 has determined that Parcel 10Rev-EX is no longer needed for transportation purposes and is of use to more than one owner or potential owner; and,

Whereas, pursuant to C.R.S. 43-1-10(5)(a)(IV)(B) if no political subdivision exercises its first right of refusal, CDOT will market the property publicly to dispose of Parcel 10Rev-EX at fair market value; and,

Whereas, CDOT will be relieved of maintenance responsibilities and liability associated with this parcel and funds from the disposal of Parcel 10Rev-EX shall be disbursed in accordance with Chapter 7 of the CDOT Right-of-Way Manual; and,

Whereas, CDOT Region 1 has determined that disposing of Parcel 10Rev-EX will not affect the operation, maintenance, use or safety of CDOT's facility; and,

Whereas, 23 C.F.R. 710.409(a) grants CDOT the authority to dispose of property in compliance with the CDOT/FHWA Stewardship and Oversight Agreement; and,

Whereas, the Chief Engineer and the Department of Transportation are authorized pursuant to C.R.S. 43-1-106(8)(n) and C.R.S. 43-1-210(5)(a)(I) to make determinations regarding land to be declared excess and not needed for transportation purposes now or in the foreseeable future; and,

Whereas, CDOT Region 1 has declared through Keith Stefanik as Chief Engineer that Parcel 10Rev-EX, containing 9,250 Sq Ft (0.212 acres +/-), is not needed for

transportation purposes; and,

Whereas, the Transportation Commission concurs with the Chief Engineer that Parcel 10Rev-EX is not needed for transportation purposes now or in the foreseeable future; and,

Now Therefore Be It Resolved, pursuant to C.R.S. 43-1-106, C.R.S. 43-1-210, 23 C.F.R. 710.403, and 23 C.F.R. 710.409, the Department of Transportation be given authority to declare Parcel 10Rev-EX as excess land and dispose of 9,250 Sq Ft (0.212 acres +/-) of land that is no longer needed for transportation purposes at fair market value.

Herman Stockinger,
Secretary Transportation Commission of Colorado

Proposed Transportation Commission Resolution #4

Disposal - Parcel 5-EX, NE Corner of US 160 and SH 184 (N. Main Street), Town of Mancos, Montezuma County

Approved by the Transportation Commission on February 19, 2026.

Whereas, CDOT acquired Parcel 5 in 2003 under project # FAP NH 1601-050 for the construction of the US 160 and SH 184 interchange; and,

Whereas, Parcel 5-EX is a portion of Parcel 5 and contains 5,692 sq. ft. (0.131 acres +/-); and,

Whereas, Parcel 5-EX is located on the NE corner of US 160 and SH 184 (N. Main Street), in the town of Mancos; and,

Whereas, Parcel 5-EX also contains a 1,200 SF (+/-) building that was constructed in 1989 and acquired with Parcel 5; and,

Whereas, both Parcel 5-EX and the building were used by region maintenance staff until 2020 as a car wash and have remained vacant since; and,

Whereas, Parcel 5-EX is located outside of the US 160 and SH 184 right of way; and,

Whereas, no highway improvements have been or will be built on Parcel 5-EX; and,

Whereas, CDOT Region 5 has determined, in accordance with Title 23, Code of Federal Regulations (C.F.R.) 710.403(b), that disposing of Parcel 5-EX will not impair the safety of the highway facility or interfere with the free and safe flow of traffic; and,

Whereas, pursuant to Colorado Revised Statute (C.R.S.) 43-1-210(5)(a)(IV)(A) when a parcel is no longer needed for transportation purposes and has value to more than one owner, political subdivisions of the state shall have right of first refusal to acquire said property; and,

Whereas, CDOT Region 5 has determined that Parcel 5-EX is no longer needed for transportation purposes and the Town of Mancos desires to exercise their right of first refusal to acquire Parcel 5-EX; and,

Whereas, CDOT Region 5 would like to convey Parcel 5-EX to the Town of Mancos at nominal value for continued use as a maintenance facility; and,

Whereas, 23 C.F.R 710.403(e)(1) allows CDOT to convey property for nominal value if the property is to be used for social, environmental, economic, or nonproprietary governmental use; and,

Whereas, a maintenance facility is considered nonproprietary governmental use; and,

Whereas, pursuant to 23 C.F.R 710.409(d), if Parcel 5-EX ever ceases to be used as a maintenance facility, Parcel 5-EX shall revert to CDOT; and,

Whereas, 23 C.F.R. 710.409(a) grants CDOT the authority to dispose of property in compliance with the CDOT/FHWA Stewardship and Oversight Agreement; and,

Whereas, the Chief Engineer and the Department of Transportation are authorized pursuant to

C.R.S. 43-1-106(8)(n) and C.R.S. 43-1-210(5)(a)(l) to make determinations regarding land to be declared excess and not needed for transportation purposes now or in the foreseeable future; and,

Whereas, CDOT Region 5 has declared through Keith Stefanik as Chief Engineer that Parcel 5-EX, containing 5,692 sq. ft. (0.131 acres +/-), is not needed for transportation purposes; and,

Whereas, the Transportation Commission concurs with the Chief Engineer that Parcel 5-EX is not needed for transportation purposes now or in the foreseeable future; and,

Now Therefore Be It Resolved, pursuant to C.R.S. 43-1-106, C.R.S. 43-1-210, 23 C.F.R. 710.403, and 23 C.F.R. 710.409 the Department of Transportation be given authority to declare Parcel 5-EX as excess land and dispose of 5,692 sq. ft. (0.131 acres +/-) that is no longer needed for transportation purposes to the Town of Mancos for nominal value.

Herman Stockinger, Secretary
Transportation Commission of Colorado

Proposed Transportation Commission Resolution #5

Disposal - E8, Park Ave West and I-25, City and County of Denver

Approved by the Transportation Commission on February 19, 2026

Whereas, Parcel 8AR was acquired in 1994 under Project No. IR(CX) 025-2(230) for the construction of the I-25 and Park Ave West on and off-ramps; and,

Whereas, Parcel 8AR was acquired for the specific purposes of relocating a portion of Globeville Road out of the proposed alignment for the on and off-ramps; and,

Whereas, the alignment for the relocated portion of Globeville Road changed and Parcel 8AR was no longer needed for that purpose, and,

Whereas, Parcel 8AR was then sold to the La Quinta Inns on May 23, 1995, in exchange for another parcel that was needed for the construction of the I-25 and Park Ave West on and off-ramps; and,

Whereas, Parcel E8 is an easement associated with Parcel 8AR; and,

Whereas, CDOT specifically reserved Parcel E8 in the Parcel 8AR disposal deed to the La Quinta Inns; and,

Whereas, CDOT acquired Parcel E8 in 1994 under Project No. IR(CX) 025-2(230) for the eventual installation of an electrical transformer; and,

Whereas, an electrical transformer was never installed on Parcel E8; and,

Whereas, Parcel E8 contains 666 sq ft (+/-); and,

Whereas, Parcel E8 is located east of Park Ave West and south of the northbound on-ramp from Park Ave W to NB I-25; and,

Whereas, no highway improvements have been or will be built on Parcel E8; and,

Whereas, CDOT Region 1 has determined, pursuant to Title 23, Code of Federal Regulations (C.F.R.), § 710.403(b), that disposing of Parcel E8 will not impair the safety of the highway facility or interfere with the free and safe flow of traffic; and,

Whereas, Pursuant to 23 C.F.R. § 710.403(e), CDOT Region 1 will dispose of Parcel E8, containing 666 sq ft (+/-) at fair market value to the underlying fee owner; and,

Whereas, pursuant to Colorado Revised Statute (C.R.S.) § 43-1-210(5)(a)(III) when a parcel is no longer needed for transportation purposes and is of use only to the underlying fee owner, that underlying fee owner shall have right of first refusal to acquire said parcel; and,

Whereas, CDOT Region 1 has determined that Parcel E8 is of use only to the underlying fee owner; and,

Whereas, the underlying fee owner desires to exercise their right of first refusal to

acquire Parcel E8 which is no longer needed for transportation purposes; and,

Whereas, CDOT will be relieved of maintenance responsibilities and liability associated with this parcel and funds from the disposal of Parcel E8 shall be disbursed in accordance with Chapter 7 of the CDOT Right-of-Way Manual and 23 C.F.R. § 710.403(f); and,

Whereas, CDOT Region 1 has determined that disposing of Parcel E8 will not affect the operation, maintenance, use or safety of CDOT's facility; and,

Whereas, 23 C.F.R. 710.409(a) grants CDOT the authority to dispose of property in compliance with the CDOT/FHWA Stewardship and Oversight Agreement; and,

Whereas, the Chief Engineer and the Department of Transportation are authorized pursuant to C.R.S. 43-1-106(8)(n) and C.R.S. 43-1-210(5)(a)(I) to make determinations regarding land to be declared excess and not needed for transportation purposes now or in the foreseeable future; and,

Whereas, CDOT Region 1 has declared through Keith Stefanik as Chief Engineer that Parcel E8, containing 666 sq ft (+/-), is not needed for transportation purposes; and,

Whereas, the Transportation Commission concurs with the Chief Engineer that Parcel E8 is not needed for transportation purposes now or in the foreseeable future; and,

Now Therefore Be It Resolved, pursuant to C.R.S. 43-1-106, C.R.S. 43-1-210, 23 C.F.R. 710.403 and 23 C.F.R. 409 the Department of Transportation be given authority to declare Parcel E8 as excess land and dispose of 666 sq ft (+/-) that is no longer needed for transportation purposes to the underlying fee owner for fair market value.

Herman Stockinger, Secretary
Transportation Commission of
Colorado

Proposed Transportation Commission Resolution #6

Instructing the Colorado Department of Transportation Regions on Permitting of Off-Highway Vehicles for Travel on State Highways.

Approved by the Transportation Commission on February 19, 2026

WHEREAS, State statute, specifically Section 33-14.5-108 (1)(a), C.R.S., stipulates that the State may designate a road or highway open to off-highway vehicles; and

WHEREAS, AG determined TC “Commission” are best empowered to authorize this (need language)

WHEREAS, in 2018, Hinsdale County and Lake City requested a pilot program to operate OHVs on a specific stretch of Hwy 149 in Lake City in order to complete the “Alpine Loop” a 63 mile loop popular for OHV users; and

WHEREAS, at the request of Hinsdale County, the Commission approved in 2018 TC 18-07-17, allowing OHVs to operate from May through September for both 2019 and 2020, and in 2021 TC 21-03-10, allowing OHV's to operate from May through September for 2021, 2022 and 2023; and

WHEREAS, the Hinsdale County Board of Commissioners and Lake City Board of Trustees have requested the Commission extend the pilot program that existed from 2019 through 2025, through 2035, for off-highway vehicles to travel on a designated 3.26 mile stretch of Hwy 149 for the purpose of completing the Alpine Loop, with a change in implementation dates to June 1 through September 30; and

WHEREAS, the Commission has reviewed the requests of the governments of Hinsdale County and Lake City, the required pilot program report, and the many public comments both in favor of the pilot and against it; and

WHEREAS, the Commission understands that both Hinsdale County and Lake City allow use of their county and town roads by OHVs under specific conditions outlined in their respective ordinances; and

WHEREAS, the Commission understands that voters in Lake City have been given two opportunities through a public vote to eliminate OHVs in Lake City and those votes have failed; and

WHEREAS, the Commission is concerned about the safety of OHVs traveling on public roads and have been provided a number of studies that articulate safety issues related to OHV travel on public roads, and also understands during the project there has been just one reported non-injury crash involving OHVs in Hinsdale County on Highway 149 since 2019; and

WHEREAS, the Commission has reviewed the conditions for which a permit would be issued by CDOT to Hinsdale County and notes the following conditions intended to preserve safety on the Hwy 149 corridor:

- OHV Highway Program will run for a period of ten years, including 2026 through 2035, beginning on June 1 through September 30 each year, and include the previous route on Hwy 149 from the County Road 30 intersection (MP 69.85) south of Lake City to the Ocean Wave Drive intersection (MP 73.11) in Lake City.

- Signage will indicate the beginning and end of the route, speed limit, and dates when the program is in effect in accordance to a sign plan approved by CDOT. Ownership and maintenance of the signs and posts shall be the responsibility of the permittee and applicant. If at any time CDOT believes the program shall be terminated, the signs shall be removed and the permit will be revoked.
- Any accidents involving OHVs on the Hwy 149 route will be reported to CDOT within 2 weeks of the incident. Upon review by the Region, any accident involving an injury will be reported to the Commission.
- If any portion of the Alpine Loop trail connection (within the City, County or Forest Service jurisdiction) is restricted to OHV access, this permit and OHV Highway Program will be terminated to not allow the OHV use on Hwy 149. This will require immediate removal of all signs and posts installed during this program.
- The speed limit for the portion of Hwy 149 included in the OHV Highway Program is lowered to 30 mph for all vehicles during the seasonal period of the program. Permittee will be required to maintain signs and traffic control representing this change during the season OHV's are allowed on Hwy 149.
- OHVs traveling along State Highway will be required to follow Colorado traffic laws, Hinsdale County Ordinance No. 1, Series 2025, regulating the use of OHVs on public roads, and Town of Lake City's Ordinance 2025-03, which includes similar safety provisions.
- Education efforts to inform OHV riders of rules and safety include:
 - Maps of the Highway Program route are made available at locations throughout Lake City.
 - Informational brochures on OHV operation and the Highway Program are available at locations throughout Lake City. Information on OHV operation and Highway Program is available on the Hinsdale County website and social media and lakecity.com
 - While on patrol, Hinsdale County Sheriff Department officers provide information on rules and regulations to OHV drivers and riders.
- In order to evaluate the safety of the OHV Highway Program, Permittee will provide CDOT a report on the program at the end of each OHV season. This report will be due in January of the following year. CDOT will then pass the report along to the Transportation Commission for review. This report will include specific data from law enforcement, CSP and CPW on numbers of accidents involving OHVs on the highway, warnings issued to OHV drivers, tickets issued to OHV drivers.
- In order to provide opportunity for citizens and business owners to comment on the pilot program, Hinsdale County will set up a link on the county website where the public can submit feedback/suggestions for the OHV Highway Program. This feedback will be incorporated into the annual end-of-season report to CDOT.
- Hinsdale County and Lake City shall jointly apply for a new Special Use Permit for each year of operation, starting in the 2026 season.

NOW THEREFORE BE IT RESOLVED, the Colorado Transportation Commission approves Region 3 to enter into agreements with the State Patrol and local governments to declare open and allow off-highway vehicles to travel only on the designated stretch of Hwy 149 pursuant to the terms of the permit.

NOW THEREFORE BE IT FURTHER RESOLVED, in approving this pilot, the Commission recognizes the unique characteristics of this pilot and wishes to note the Commission does not support the expansion of OHVs onto other state highways during the period this pilot is in effect.

Herman Stockinger, Secretary
Transportation Commission of Colorado

Date

Transportation Commission Proposed Resolution # 07

Approved by the Transportation Commission on February 19, 2026.

Whereas, the Multimodal Transportation and Mitigation Options Fund (MMOF), governed by Title 43-4-1103 of the Colorado Revised Statutes, requires a 50% Match Funding Rate, such that any project awarded funding requires an equal or greater match of funds from sources other than the MMOF; and

Whereas, Transportation Commission Resolution #TC-2024-05-06 provides for reduced or eliminated Match Funding Rates below the requisite 50% on projects sponsored by certain counties and municipalities; and

Whereas, the Transportation Commission is also permitted to grant further reduced match requirements on individual projects, when recommended by CDOT Staff; and

Whereas, the North Front Range Metropolitan Planning Organization, acting as the Local MMOF awarding agency, formally approves and supports the reduction of the Match Rate required on an eligible project sponsored by the City of Fort Collins; and

Whereas, CDOT Staff recommend the Transportation Commission approve the proposed project match rate reduction as presented.

Now Therefore Be It Resolved that the Colorado Transportation Commission approves the reduction of match funding rate required on the following project:

- Fort Collins, Foothills Transit Station and Roundabout - 50% match rate is reduced to 25%

Herman Stockinger, Secretary
Transportation Commission of Colorado

Proposed Resolution #8

R1, Project #: NHPP 0062-037, US 6 and Wadsworth Interchange, Project Code: 24948

Authorizing the Chief Engineer to initiate and conduct condemnation proceedings pursuant to articles 1 to 7 of title 38, C.R.S. for the property specified below.

Approved by the Transportation Commission on February 19, 2026.

Whereas, the Transportation Commission is authorized pursuant to Section 43-1-106(8), C.R.S. to formulate the general policy with respect to management, construction and maintenance of public highways and other transportation systems in the state and to promulgate and adopt all budgets of CDOT; and

Whereas, pursuant to Colorado law at Section 43-1-208, C.R.S., the Colorado General Assembly has conferred the power of eminent domain upon the Transportation Commission to acquire private property necessary for state highways purposes; and

Whereas, on September 26, 2016 the Colorado Supreme Court announced its decision in *Department of Transportation v. Amerco Real Estate Company; U-Haul Company of Colorado; et al.*, 2016SA75; and

Whereas, the *Amerco Real Estate Company* opinion held that the Transportation Commission must decide that the public interest or convenience will be served by a proposed alteration of a state highway and that the Commission's decision must be made in consideration of the portions of land of each landowner to be taken and an estimate of the damages and benefits accruing to each landowner prior to authorizing condemnation of property; and

Whereas, the *Amerco Real Estate Company* opinion also held that the Transportation Commission is authorized to either direct the Chief Engineer to make tender to a landowner or the Transportation Commission can proceed in the acquisition of private lands for state highway purposes, according to articles 1 to 7 of title 38, C.R.S., without tender to the landowner; and

Whereas, the *Amerco Real Estate* opinion further held that the Transportation Commission could delegate to the "legal staff or representatives of the commission or department" the "initiation and conduct of condemnation proceedings." *Amerco Real Estate Company*, 2016SA75, ¶15; and

Whereas, on April 2, 2025, the right of way plans for US-6 and Wadsworth Interchange, Project Number NHPP 0062-037, Project Code 24948, ("Project") were authorized by the Chief Engineer; and

Whereas, pursuant to Colorado law at Section 43-1-208, C.R.S., the authorization of right of way plans by the Chief Engineer allowed CDOT to acquire land necessary for the Project by purchase, exchange, or negotiations with landowners; and

Whereas, CDOT attempted to locate the landowners or their living heirs, but the attempts to locate landowners or any living heirs were unsuccessful; and

Whereas, the Property sought by CDOT may include buildings, structures, or other improvements on the real Property and may also include tenant-owned improvements, personal property, and other real estate; and

Whereas, CDOT does not have possession of the Property, and CDOT's inability to work on the Property will likely cause delay to US-6 and Wadsworth Interchange, Project Number NHPP 0062-037, Project Code 24948; possibly resulting in significant monetary harm to CDOT; and

Whereas, the Transportation Commission acknowledges that it has reviewed the written report of the Chief Engineer seeking approval to initiate and conduct condemnation proceedings, and the report included all information and documents required pursuant to Section 43-1-208(1), in relation to the Project and the Property; and

Now Therefore Be It Resolved, the Transportation Commission authorizes CDOT to initiate and conduct condemnation proceedings for the following landowner. If acquisition of the Property requires acquisition of buildings, structures, or improvements on real property as well as acquisition of tenant-owned improvements both real and personal property, or other real estate, the Transportation Commission authorizes CDOT to acquire those items through eminent domain proceedings if necessary.

CDOT may initiate and conduct condemnation proceedings for the following landowners or properties:

Landowner Name: Unknown

Address of Property: No Postal address for the Property identified. The Property consists of vacant land located in Jefferson County, CO, approximately between 480 and 490 Wadsworth Boulevard. Located in the NE 1/4 of Section 11, T4S, R69W, 6th PM

Parcels Required: RW-181 and 181-RM

Estimated Property Value, Damages and Benefits (if any): \$5,040.00

Herman Stockinger, Secretary
Transportation Commission of Colorado

Proposed Resolution #9

Approving a Third Amended and Restated Site Lease, a Third Amended and Restated Lease Purchase Agreement and certain other documents and items relating thereto; providing other details in connection therewith; acknowledging the forms of Certificates of Participation, Series 2026, evidencing undivided interests in the right to receive certain rental payments made by the State of Colorado, acting by and through the Colorado Department of Transportation under such Third Amended and Restated Lease Purchase Agreement, and a Third Amended and Restated Indenture of Trust providing the terms thereof; and providing the effective date of this resolution.

Approved by the Transportation Commission on February 19, 2026

WHEREAS, the Colorado Department of Transportation is an executive department of the State of Colorado (the “State”); and

WHEREAS, the State, acting by and through the Colorado Department of Transportation (as so acting, “CDOT”), is authorized by Part 2 of Article 1 of Title 43, Colorado Revised Statutes, as amended (“C.R.S.”), including without limitation Sections 43-1-211 and 43-1-212, C.R.S. (the “Act”), to enter into rental or leasehold agreements under which CDOT will acquire title to the buildings leased within a period not to exceed 30 years; and

WHEREAS, Section 43-1-212, C.R.S. requires that the plans, specifications, bids and contracts for such buildings and the terms of all such rental or leasehold agreement be approved by the governor, the Chief Engineer of CDOT, a majority of the members of the Colorado State Transportation Commission (“the Commission”) and the director of the Office of State Planning and Budgeting; and

WHEREAS, CDOT has previously leased certain property (as further defined in the below-defined Prior Amended Lease, the “Leased Property”) in accordance with the Act, pursuant to the Headquarters Facilities Lease Purchase Agreement dated as of December 29, 2016 (the “Original Lease”) between Zions Bancorporation, National Association (formerly known as ZB, National Association dba Zions Bank), in its capacity as trustee under the below-defined Prior Amended Indenture (the “Trustee”), as lessor, and CDOT, as lessee, as previously amended and restated by the Amended and Restated Headquarters Facilities Lease Purchase Agreement dated as of April 26, 2017 and the Second Amended and Restated Headquarters Facilities Lease Purchase Agreement dated as of August 5, 2020 (as so amended, the “Prior Amended Lease”) between the Trustee, as lessor, and CDOT, as lessee; and

WHEREAS, such Leased Property consists of the Trustee’s leasehold interest in the Sites and Improvements thereto (both as defined in the Prior Amended Indenture, defined below) leased by CDOT to the Trustee pursuant to the Headquarters Facilities Site Lease Agreement dated as of December 29, 2016 (the “Original Site Lease”) between CDOT, as lessor, and the Trustee, as lessee, as previously amended and restated by the Amended and Restated Headquarters Facilities Site Lease Agreement dated as of April 26, 2017 and the Second Amended and Restated Headquarters Facilities Site Lease Agreement dated as of August 5, 2020 (as so amended, the “Prior Amended Site Lease”) between CDOT, as lessor, and the Trustee, as lessee; and

WHEREAS, to finance the lease by the Trustee of such Sites and the construction by the Trustee of such Improvements thereon, the Trustee executed and delivered for the benefit of the Owners (as defined in the Prior Amended Indenture) the “State of Colorado Colorado Department of Transportation Headquarters Facilities Lease Purchase Agreement Certificates of Participation, Series 2016” (the “2016 Certificates”), pursuant to the Headquarters Facilities Indenture of Trust dated as of December 29, 2016 (the “Original Indenture”), and the “State of Colorado Colorado Department of Transportation Headquarters Facilities Lease Purchase Agreement Certificates of Participation, Series 2017” (the “2017 Certificates”), which Original Indenture was amended and restated pursuant to the Amended and Restated Headquarters Facilities Indenture of Trust dated as of April 26, 2017 and the Second Amended and Restated Headquarters Facilities Indenture of Trust dated as of August 5, 2020 (as so amended, the “Prior Amended Indenture”), which Prior Amended Indenture amended and restated the Original Indenture; and

WHEREAS, CDOT desires to amend and restate the Prior Amended Lease pursuant to a Third Amended and Restated Headquarters Facilities Lease Purchase Agreement (the “Lease”) between the Trustee, as lessor, and CDOT, as lessee, in connection with the refunding of all or a portion of the outstanding 2016 Certificates and 2017 Certificates (the “Refunded Certificates”); and

WHEREAS, the Leased Property leased pursuant to the Lease consists of the Trustee’s leasehold interest in the Sites and Improvements thereto leased by CDOT to the Trustee pursuant to a Third Amended and Restated Headquarters Facilities Site Lease (the “Site Lease”) between CDOT, as lessor, and the Trustee, as lessee, that amends and restates the Prior Amended Site Lease (which Sites and Improvements thereto are unchanged from those subject to the Prior Amended Site Lease) ; and

WHEREAS, in order to finance the refunding of the Refunded Certificates, the Trustee will execute and deliver the “State of Colorado Colorado Department of Transportation Headquarters Facilities Lease Purchase Agreement Certificates of Participation, Series 2026” (the “2026 Certificates” and, together with the 2016 Certificates, the 2017 Certificates, the 2020 Certificates and any additional certificates of participation executed and delivered under the below-defined Indenture, the “Certificates”), pursuant to a Third Amended and Restated Indenture of Trust (the “Indenture”) that amends and restates the Prior Amended Indenture and is entered into by the Trustee for the benefit of the Owners of the Certificates; and

WHEREAS, the Lease shall expire on June 30 of any CDOT fiscal year (a “Fiscal Year”) if the Commission has, on such date, failed, for any reason, to budget and allocate sufficient amounts authorized and directed to be used to pay all Base Rentals (as defined in the Indenture) scheduled to be paid and all Additional Rentals (as defined in the Indenture) estimated to be payable in the next ensuing Fiscal Year, and in certain other circumstances set forth in the Lease; and

WHEREAS, the Certificates shall evidence assignments of undivided interests in the right to receive certain revenues payable pursuant to the annually renewable Lease, shall be payable solely from the sources provided in the Lease and the Indenture, shall not constitute a mandatory charge or requirement of CDOT or the State in any Fiscal Year beyond a Fiscal Year in which the Lease shall be in effect, and shall not constitute or give rise to a general obligation or other indebtedness of CDOT or the State or a multiple fiscal year direct or indirect debt or other financial obligation

whatsoever of CDOT or the State, within the meaning of any constitutional or statutory debt provision or limitation; and

WHEREAS, no provision of the Certificates, the Indenture, the Lease, the Site Lease or any other document or instrument shall be construed or interpreted (a) to directly or indirectly obligate CDOT or the State to make any payment in any Fiscal Year in excess of amounts allocated by the Commission for Base Rentals and Additional Rentals for such Fiscal Year; (b) as creating a multiple fiscal year direct or indirect debt or other financial obligation whatsoever of CDOT or the State within the meaning of Section 3 of Article XI of the Colorado Constitution, Section 20 of Article X of the Colorado Constitution, or any other limitation or provision of the Colorado Constitution, State statutes or other State law; (c) as a delegation of governmental powers by CDOT or the State; (d) as a loan or pledge of the credit or faith of CDOT or the State or as creating any responsibility by CDOT or the State for any debt or liability of any person, company or corporation within the meaning of Section 1 of Article XI of the Colorado Constitution; or (e) as a donation or grant by CDOT or the State to, or in aid of, any person, company or corporation within the meaning of Section 2 of Article XI of the Colorado Constitution; and

WHEREAS, the State, acting by and through the State Treasurer, is expected to enter into a Certificate Purchase Agreement (the “Certificate Purchase Agreement”) with Piper Sandler & Co, on behalf of itself and RBC Capital Markets, LLC (the “Underwriters”) for the purchase and sale of the 2026 Certificates, and a Defeasance Escrow Agreement (the “Escrow Agreement”) with the Trustee, in its capacity as Trustee and in its capacity as Escrow Agent thereunder, to establish a defeasance escrow for the refunding of the Refunded Certificates; and

WHEREAS, in connection therewith, the State, acting by and through the State Treasurer, is expected to prepare a Preliminary Official Statement and final Official Statement to be used and distributed by the Underwriter in connection with the offer and sale of the 2026 Certificates, and to enter into a Continuing Disclosure Undertaking for the benefit of the Owners of the 2026 Certificates (the “Continuing Disclosure Undertaking”); and

WHEREAS, in connection with the transactions described above, the Commission desires to: (a) authorize and approve the execution and delivery by CDOT of, and the performance by CDOT of its obligations under, the Site Lease and the Lease; (b) confirm and reaffirm its prior approvals of the plans, specifications, bids and contracts with respect to the Leased Property leased pursuant to the Lease; (c) acknowledge the Indenture and the 2026 Certificates; and (d) authorize, approve, ratify, make findings and take other actions with respect to the foregoing and related matters.

NOW, THEREFORE, BE IT RESOLVED, by the Colorado State Transportation Commission:

Section 1. The Commission hereby approves the following documents, copies of which have been made available to the Commission, authorizes the Executive Director of CDOT, the Chief Engineer of CDOT and all other appropriate officers and employees of CDOT and the Commission to execute and deliver, and to affix the seal of CDOT to, such documents in the respective forms made available to the Commission, with such changes therein, not inconsistent herewith, as are approved by the person(s) executing the same (whose signature(s) thereon shall constitute conclusive evidence of such approval), and authorizes and directs the performance by

CDOT of its obligations under such documents in the respective forms in which they are executed and delivered:

(a) the Site Lease; provided that the term thereof shall not extend beyond June 30, 2051; and

(b) the Lease; provided that (i) the portion of the Base Rentals relating to the 2026 Certificates payable by CDOT pursuant to the Lease shall not exceed \$8,000,000 per Fiscal Year, and (ii) the Scheduled Lease Term (as defined in the Lease) shall not extend beyond June 30, 2041.

Section 2. In connection with such approval of the Lease, the Commission hereby confirms and reaffirms its prior approvals of the plans, specifications, bids and contracts for the Leased Property leased pursuant to the Lease.

Section 3. The Commission hereby acknowledges the Indenture, a copy of which has been made available to the Commission, with changes therein, not inconsistent herewith, as are approved by the office of the Colorado Attorney General; provided that (a) the aggregate principal amount of 2026 Certificates authorized to be executed and delivered thereunder shall not exceed \$70,000,000 and, (b) the final maturity of the 2026 Certificates authorized thereby shall be not later than June 15, 2041.

Section 4. The Commission hereby acknowledges the 2026 Certificates in the form appended to the Indenture, with changes therein, not inconsistent herewith, as are approved by the office of the Colorado Attorney General.

Section 5. The Commission hereby adopts, as if set forth in full herein, all the representations, covenants, agreements, findings, determinations and statements of or by CDOT set forth in the documents described in Section 1 hereof.

Section 6. The officers, employees and agents of CDOT and the Commission are authorized and directed to take all action necessary or appropriate to carry out the provisions of this resolution and the documents referred to herein and to carry out the transactions described herein or in such documents, including, without limitation, the execution and delivery of (a) a certificate or letter of representations of CDOT to be appended to the Certificate Purchase Agreement and executed by CDOT in connection with the execution and delivery of the Certificate Purchase Agreement by the State Treasurer and the Underwriter, (b) any certificates or other documents that may be reasonably be required by the State Treasurer in connection with the execution and delivery of the Continuing Disclosure Undertaking and Escrow Agreement by the State Treasurer, and (c) such other certificates as may reasonably be required by the Underwriter, relating, among other matters, to the tenure and identity of the officials of CDOT and the Commission, the receipt of the purchase price for the 2026 Certificates, the absence of litigation, pending or threatened, expectations and covenants relating to the exclusion from gross income for federal income tax purposes of the portion of Base Rentals which is designated in the Lease and paid as interest on the 2026 Certificates, the sale and issuance of the 2026 Certificates, and the investment of the proceeds of the Certificates.

Section 7. No provision of this resolution or any of the documents or instruments described herein shall be construed or interpreted: (a) to directly or indirectly obligate CDOT or the State to make any payment in any Fiscal Year in excess of amounts allocated by the Commission for Base Rentals and Additional Rentals for such Fiscal Year; (b) as creating a multiple fiscal year direct or indirect debt or other financial obligation whatsoever of CDOT or the State within the meaning of Section 3 of Article XI of the Colorado Constitution, Section 20 of Article X of the Colorado Constitution, or any other limitation or provision of the Colorado Constitution, State statutes or other State law; (c) as a delegation of governmental powers by CDOT or the State; (d) as a loan or pledge of the credit or faith of CDOT or the State or as creating any responsibility by CDOT or the State for any debt or liability of any person, company or corporation within the meaning of Section 1 of Article XI of the Colorado Constitution; or (e) as a donation or grant by CDOT or the State to, or in aid of, any person, company or corporation within the meaning of Section 2 of Article XI of the Colorado Constitution. The term of the Lease shall not extend beyond the Lease Term (as defined in the Lease), and CDOT shall have no obligation to make any payment beyond the current Fiscal Year in accordance with the provisions of the Lease.

Section 8. All action previously taken by the Commission and the officers, employees and agents of CDOT and the Commission directed toward the transactions described herein or in the documents referred to herein are hereby ratified, approved and confirmed.

Section 9. All prior acts, orders or resolutions, or parts thereof, of the Commission that are in conflict with this Resolution are hereby repealed, except that this repealer shall not be construed to revive an act, order or resolution, or part thereof, heretofore repealed.

Section 10. If any section, paragraph, clause or provision of this resolution or any of the documents referred to herein (other than provisions as to the payment of Base Rentals and Additional Rentals by CDOT during the Lease, including the requirement that the obligations of CDOT to pay Base Rentals and Additional Rentals under the Lease are conditioned upon the prior budgeting and allocation by the Commission of amounts for such purposes in accordance with the requirements of state law of the State, provisions for the quiet enjoyment of the Leased Property by CDOT during the Lease Term and provisions for the transfer of the Leased Property to CDOT or its designee) shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining sections, paragraphs, clauses or provisions of this Resolution.

Section 11. This resolution shall take effect immediately upon its introduction and passage.

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I hereby certify that the attached Resolution Number TC-_____ is a true and exact copy of the resolution adopted by the Commission on February 19.

By

Herman Stockinger, Secretary
Transportation Commission of Colorado

Date of Approval

Proposed Resolution #BTE2

Approval and Adoption of the Eighth Fiscal Year 2025-26 Project Budget Supplement for the Statewide Bridge and Tunnel Enterprise (BTE).

Approved by the Bridge and Tunnel Enterprise Board of Directors on February 19, 2026.

Whereas, in 2009, the Colorado General Assembly created the Colorado Bridge Enterprise (BE) in C.R.S. § 43-4-805 as a government-owned business within CDOT for the business purpose of financing, repairing, reconstructing, and replacing designated bridges, defined in C.R.S. § 43-4-803(10) as those bridges identified by CDOT as structurally deficient or functionally obsolete and rated by CDOT as poor; and

Whereas, in 2021, the Colorado General Assembly passed Senate Bill 21-260, which was signed into law by the Governor on June 17, 2021, expanding the BE to include both designated bridge projects and surface transportation infrastructure projects for tunnels and renaming the expanded enterprise the Statewide Bridge and Tunnel Enterprise (BTE), C.R.S. § 43-4-805(2)(a)(I)(2021); and

Whereas, in 2023, the Colorado General Assembly passed House Bill 23-1276, which was signed into law by the Governor on May 15, 2023, approving the expansion of the scope of the BTE authority to include preventative maintenance for bridges rated as fair and good and to include the repair, reconstruction, replacement, and maintenance of bridges rated as fair if they are bundled with a project to address a designated bridge; and

Whereas, pursuant to C.R.S. § 43-4-805(5)(m), the BTE Board of Directors (the “Board”) is empowered to set and adopt, on an annual basis, a program budget for the BTE; and

Whereas, under Policy Directive 703.0, approval by the Board is required to establish initial funding for BTE-eligible construction projects as well as any project increases above certain thresholds over the life of the project; and

Whereas, the project request(s) included in the Supplement and summarized below are consistent with the FY 2025-26 through FY 2028-29 Statewide Transportation Improvement Program (STIP); and

Description	Region	Project Number	Eligible Structures Addressed	Amount Requested
Increase Design Phase	1	24947	E-17-ID, E-17-IE, E-17-IF, E-17-IG, E-17-IH, E-17-IJ	\$ 4,174,711

Whereas, the project budget request(s) being presented to the Board for approval this month have been reviewed and met BTE funding eligibility as well as prioritization criteria; and

Now Therefore Be It Resolved, after review and consideration, the Eighth Supplement to the Fiscal Year 2025-26 Budget is approved by the Bridge and Tunnel Enterprise Board.

Herman Stockinger, Secretary
Statewide Bridge and Tunnel Enterprise Board of Directors

Proposed Resolution #BTE3

Committing BTE state match funding for the 23rd Avenue Bridge Improvements Project being submitted for the Capital Projects category of the Federal Fiscal Year 2026 (FY 2026) U.S. Department of Transportation (USDOT) Better Utilizing Investments to Leverage Development (BUILD) discretionary grant opportunity.

Approved by the Bridge and Tunnel Enterprise Board of Directors on February 19, 2026.

Whereas, in 2009, the Colorado General Assembly created the Colorado Bridge Enterprise (BE) in C.R.S. § 43-4-805 as a government-owned business within CDOT for the business purpose of financing, repairing, reconstructing, and replacing designated bridges, defined in C.R.S. § 43-4-803(10) as those bridges identified by CDOT as structurally deficient or functionally obsolete and rated by CDOT as poor; and

Whereas, in 2021, the Colorado General Assembly passed Senate Bill 21-260, which was signed into law by the Governor on June 17, 2021, expanding the BE to include both designated bridge projects and surface transportation infrastructure projects for tunnels and renaming the expanded enterprise the Statewide Bridge and Tunnel Enterprise (BTE), C.R.S. § 43-4-805(2)(a)(I)(2021); and

Whereas, in 2023, the Colorado General Assembly passed House Bill 23-1276, which was signed into law by the Governor on May 15, 2023, approving the expansion of the scope of the BTE authority to include preventative maintenance for bridges rated as fair and good and to include the repair, reconstruction, replacement, and maintenance of bridges rated as fair if they are bundled with a project to address a designated bridge; and

Whereas, a Notice of Funding Opportunity (NOFO) for FY 2026 BUILD grants was issued by the USDOT on December 15, 2025 to solicit applications for, among other things, Capital Project grants with a total maximum award size of \$25 million; and

Whereas, USDOT intends to make one round of selections under the NOFO using the \$1.5 billion provided by the Infrastructure Investments and Jobs Act (IIJA) for FY 2026 and will include any additional funding appropriated for National Infrastructure Investments in an Appropriations Act; and

Whereas, applications for FY 2026 BUILD grants are due to the USDOT by 11:59 PM E.S.T on February 24, 2026; and

Whereas, the FY 2026 BUILD grants for the Capital Projects category will be awarded on a competitive basis for projects that will improve safety; environmental sustainability; quality of life; mobility and community connectivity; economic competitiveness and opportunity including tourism; state of good repair; partnership and collaboration; and innovation; and

Whereas, Staff performed an evaluation of potential projects for the Department to submit under a BUILD grant application for the Capital Projects category and recommend the

submission of the 23rd Avenue Bridge Improvements Project, which is expected to be competitive based on USDOT's FY 2026 BUILD program goals; and

Whereas, the 23rd Avenue Bridge Improvements Project includes one bridge, Structure Number F-16-DA, that is eligible for bridge replacement funds through the BTE; and

Whereas, F-16-DA is a top tier candidate structure in the Q3 FY2026 Bridge and Tunnel Enterprise Bridge Prioritization Plan and the replacement of F-16-DA and full reconstruction of the interchange at 23rd Avenue and I-25 is a key component for the I-25 Interchange Reconstruction at Speer Boulevard and 23rd Avenue 10-Year Plan, making the project a priority for both the Enterprise and CDOT; and

Whereas, the Bridge and Tunnel Enterprise Board of Directors (BTE Board) is being asked to commit BTE funds to address one designated bridge included in this project to meet required state cost share levels and increase the competitiveness of the Department's application; and

Whereas, the Bridge and Tunnel Enterprise has funding capacity to accommodate this funding allocation during the anticipated project delivery schedule.

Now therefore be it resolved, the BTE Board commits to providing \$11,000,000 of funding to replace one BTE eligible bridge as part of the 23rd Avenue Bridge Improvements Project if the Department's application is awarded a grant by the USDOT.

Now therefore be it further resolved, in order to show the Department's financial commitment to the one recommended project, the BTE may commit funding in an amount not-to-exceed the limits stated herein for future federal discretionary grant opportunities.

Herman Stockinger, Secretary
Bridge and Tunnel Enterprise Board of Directors

Fuels Impact Enterprise Proposed Resolution #FIE2

Approval to adopt the FIE 2026-27 Budget.

Approved by the Fuels Impact Enterprise on February 19, 2026.

WHEREAS, the Fuels Impact Enterprise Board of Directors has the statutory authority pursuant to C.R.S. 43-4-1503-1505 to approve and amend the annual budget of the Fuels Impact Reduction cash fund and grant; and

WHEREAS, proposed fiscal year 2026-27 budget for the Fuels Impact Enterprise have been reviewed by the Fuels Impact Enterprise Board of Directors November 2025.

NOW THEREFORE BE IT RESOLVED, the Fuels Impact Enterprise hereby adopts the fiscal year 2026-27 budget.

Herman Stockinger
Secretary
Fuels Impact Enterprise Board of Directors

Date of Approval