

Resolution – HPTE #311

Adopting the High Performance Transportation Enterprise Unsolicited Proposal Policy

WHEREAS, pursuant to C.R.S. § 43-4-806, *et seq.*, the General Assembly of the State of Colorado created the Colorado High Performance Transportation Enterprise (“HPTE”) 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 C.R.S. § 43-4-806(2)(c)(IV), the HPTE Board of Directors (the “Board”) has broad authority to seek out and enter into public-private partnerships; and

WHEREAS, pursuant to C.R.S. § 43-4-809(1), HPTE is not subject to the provisions of the Procurement Code, articles 101 to 112 of title 24, C.R.S.; and

WHEREAS, to further its mission to seek out and enter into public-private partnerships, the HPTE Board has directed staff to increase its engagement with the market and to solicit new revenue-generating ideas; and

WHEREAS, on July 17, 2019, HPTE staff submitted to the Board a draft Unsolicited Proposal Policy that included key areas such as evaluation of proposals, timing and phasing of proposals, application fees, and other relevant considerations; and

WHEREAS, the Board provided its comments and reviewed the draft Unsolicited Proposal Policy, and based on the information presently available, considers the proposed Unsolicited Proposal Policy to be reasonable, transparent, and conforming to statutory obligations; and

WHEREAS, the Board now finds it necessary to approve the Unsolicited Proposal Policy.

NOW THEREFORE BE IT RESOLVED, the Board of the High Performance Transportation Enterprise hereby approves and adopts the Unsolicited Proposal Policy, with such changes thereto not inconsistent with this Resolution, as may be approved by the HPTE Director, or his designee, to be effective as of this date.

Signed as of November 20, 2019

Simon Logan
Secretary, HPTE Board