

Resolution – HPTE #361

Approving a Toll Rate Schedule for the I-25 North Express Lanes: US36 to 120th (Segment 2)

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)(I), the HPTE Board of Directors (the “Board”) has the authority to establish user fees for the privilege of using surface transportation infrastructure; and

WHEREAS, HPTE, in partnership with CDOT, completed construction and commenced tolling operations in July 2016 on the I-25 North Express Lanes (Segment 2) (“Segment 2 Express Lanes”), consisting of one tolled express lane in each direction between approximately US 36 and the Wagon Road Park-n-Ride at 120th Avenue; and

WHEREAS, HPTE has an annual toll rate adjustment process consistent with its Toll Rate Adjustment Policy where Express Lane rate adjustments are considered, based on traffic demand management, costs of operations and maintenance, and inflation; and

WHEREAS, in connection with the opening of the Segment 2 Express Lanes, the Board established a toll rate schedule on May 17, 2016 (*Resolution #204*); and

WHEREAS, at its June 20, 2018 meeting, the Board approved an adjusted toll rate schedule for the Segment 2 Express Lanes (*Resolution #266*); and

WHEREAS, at its March 18, 2020 meeting (*Resolution #324*), the Board conditionally approved the Segment 2 Express Lanes toll rate schedule consistent with information available at the time, including a projected increase in traffic volume and an increase in operations and maintenance costs; and

WHEREAS, those approved Segment 2 Express Lanes user fee rates were to be implemented by June 2020; and

WHEREAS, due to the COVID-19 global pandemic that has caused a decrease in traffic and an overall reduction in operations and maintenance costs, the previously approved Segment 2 Express Lanes user fee rates approved by the Board at its March 18, 2020 meeting were rescinded and the toll schedule reverted to those user fees more accurately described in *Resolution #266*; and

WHEREAS, on May 19, 2021, HPTE staff submitted to the Board a Toll Rate Adjustment Analysis memorandum to document the methodology used to evaluate toll rates on Segment 2 Express Lanes, including proposed user fee rates for Segment 2, attached hereto and incorporated herein as **Exhibit A** (the “Segment 2 Toll Schedule”); and

WHEREAS, the Board has reviewed the range of user fee rates proposed in the Segment 2 Toll Schedule, and based on the information presently available, considers the proposed toll rates to be reasonable, appropriate and compliant with HPTE’s Toll Rate Adjustment Policy; and

WHEREAS, HPTE has entered into an *Intergovernmental Agreement for the Interstate 25 North Express Lanes Extension and Express Bus Project* with the Regional Transportation District (“RTD”), dated November 22, 2014, (the “RTD IGA”), which provided for certain monetary contributions by RTD toward Segment 2 Express Lanes, in consideration of which HPTE agreed, *inter alia*, to provide at least thirty (30) days advance notice of any changes to the toll schedule, and ensure that the minimum toll rate during peak period in either direction of the Segment 2 shall not be less than the then existing fare for the lowest publicly available adult fare express service from the Wagon Road Park-n-Ride to Denver Union Station; and

WHEREAS, HPTE provided the requisite notice to RTD and the proposed Segment 2 Toll Schedule complies with the requirements of the RTD IGA.

NOW THEREFORE BE IT RESOLVED, the Board hereby approves and adopts the proposed user fee rates for the I-25 North Express Lanes (Segment 2) set forth in the Toll Schedule attached as **Exhibit A**, to be effective as of July 11, 2021.

Signed as of June 16, 2021

Simon Logan
Secretary, HPTE Board of Directors

**Exhibit A to HPTE Resolution #361
(I-25 North Segment 2 Toll Schedule)**

New Toll Rates for I-25 North Segment 2

Time	Northbound				Southbound			
	AVI	NEW AVI	LPT	NEW LPT	AVI	NEW AVI	LPT	NEW LPT
5:00 AM-6:00 AM	\$1.05	\$1.20	\$3.79	\$4.05	\$1.05	\$1.20	\$3.79	\$4.05
6:00 AM-6:45 AM	\$1.05	\$1.20	\$3.79	\$4.05	\$1.05	\$1.20	\$3.79	\$4.05
6:45 AM-7:15 AM	\$1.05	\$1.20	\$3.79	\$4.05	\$1.30	\$1.45	\$4.22	\$4.44
7:15 AM-8:15 AM	\$1.05	\$1.20	\$3.79	\$4.05	\$2.35	\$2.55	\$5.89	\$6.17
8:15 AM-8:45 AM	\$1.05	\$1.20	\$3.79	\$4.05	\$1.55	\$1.70	\$4.64	\$4.83
8:45 AM-10:00 AM	\$1.05	\$1.20	\$3.79	\$4.05	\$1.30	\$1.45	\$4.22	\$4.44
10:00 AM-12:00 PM	\$1.05	\$1.20	\$3.79	\$4.05	\$1.05	\$1.20	\$3.79	\$4.05
12:00 PM-3:00 PM	\$1.05	\$1.20	\$3.79	\$4.05	\$1.05	\$1.20	\$3.79	\$4.05
3:00 PM-3:30 PM	\$1.30	\$1.45	\$4.22	\$4.44	\$1.05	\$1.20	\$3.79	\$4.05
3:30 PM-4:30 PM	\$1.55	\$1.70	\$4.64	\$4.83	\$1.05	\$1.20	\$3.79	\$4.05
4:30 PM-6:00 PM	\$3.15	\$3.35	\$7.15	\$7.42	\$1.05	\$1.20	\$3.79	\$4.05
6:00 PM-8:00 PM	\$1.30	\$1.45	\$4.22	\$4.44	\$1.05	\$1.20	\$3.79	\$4.05
8:00 PM-5:00 AM	\$1.05	\$1.20	\$3.79	\$4.05	\$1.05	\$1.20	\$3.79	\$4.05
Weekend	\$1.30	\$1.45	\$4.22	\$4.44	\$1.30	\$1.45	\$4.22	\$4.44