

Resolution – HPTE #174

Approving and Adopting a First Supplement to the Fiscal Year 2015-16 HPTE Budgets for Fund 536 and Fund 537

WHEREAS 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”); and

WHEREAS Section 43-4-806(3)(a), C.R.S. created the Statewide Transportation Enterprise Special Revenue Fund in the state treasury (“Fund 536”) for the purpose of, *inter alia*, depositing user fee revenues received by the HPTE, and further provided for the establishment of separate accounts in connection with specific surface transportation infrastructure projects; and

WHEREAS Section 43-4-806(4), C.R.S., separately created the Statewide Transportation Enterprise Operating Fund (“Fund 537”) for the HPTE; and

WHEREAS pursuant to Section 43-4-806(6)(l), C.R.S., the HPTE Board of Directors previously adopted annual budgets for fiscal year 2015-2016 for Fund 536 and Fund 537; and

WHEREAS the need has now arisen to amend the budgets for fiscal year 2015-2016 for Fund 536 and Fund 537 to authorize the expenditure of additional moneys not anticipated at the time of adoption of the budgets, to be funded out of such revenue sources as identified in this First Supplement.

NOW THEREFORE BE IT RESOLVED that the amended fiscal year 2015-2016 budgets set forth in this First Supplement for Fund 536 and Fund 537, attached hereto as **Exhibit A** and **Exhibit B** respectively, are hereby approved and adopted by the HPTE Board of Directors.

Signed as of July 15, 2015

Kari V. Grant
Interim Secretary, HPTE Board

Exhibit A to HPTE Resolution #174

Amended (First Supplement) FY 2015-16 Fund 536 Budget

Final Fiscal Year 2016 Budget		
Statewide Transportation Enterprise Special Revenue Fund (C.R.S. 43-4-806(3)(a)) 536		
Expenses by Corridor	Estimated FY16 Revenues	Estimated FY16 Expenses
US 36 Managed Lanes (Cost Center T8620-536)		
Estimated Amount of FY 2015 of Funds for Carry Forward	\$ 280,278	
Fiscal Year 2016 Revenue		
Transponder Revenue	\$ 450,000	
Express Lanes Advertising Reimbursement from Plenary	\$ 70,000	
Interest Earnings	\$ 200,000	
Annual Concessionaire Management Fee	\$ 401,413	
Operations and Maintenance Reserve Reimbursement	\$ 630,000	
Total US 36 FY16 Available Revenue	\$ 2,031,691	
Fiscal Year 2016 Expenses		
CDOT Staff Costs		\$ (15,000)
Legal Services		\$ (158,650)
Project Oversight		\$ (401,413)
Miscellaneous Fees		\$ (31,500)
Annual Audit		\$ (5,100)
Attorney General Fees		\$ (30,000)
Transponder Processing		\$ (15,000)
TIFIA Fees		\$ (12,500)
TIFIA Phase 1 Principal Payment		\$ (592,106)
Total US 36 FY16 Estimated Expenses		\$ (1,261,269)
US36 Remaining Balance		\$ 770,422
I-25 North Managed Lanes (Cost Center T8630-536)		
Total I-25 N FY16 Available Revenue		
Total I-25 N FY16 Estimated Expenses		
I-25 N Remaining Balance		
I-70 West PPSL Lanes (Cost Center T8640-536)		
Total I-70 W PPSL FY16 Available Funds	\$ 689,750	
Fiscal Year 2016 Expenses		
PPSL Loan Interest Payment		\$ (689,750)
Total I-70 W PPSL FY16 Estimated Expenses		\$ (689,750)
I-70 W PPSL Remaining Balance		
Total Fund 536 FY16 Revenues \$ 2,721,441		
Total Fund 536 FY16 Expenses \$ (1,951,019)		
Remaining Unbudgeted Funds \$ 770,422		

Exhibit B to HPTE Resolution #174

Amended (First Supplement) FY 2015-16 Fund 537 Budget

Final Fiscal Year 2016 Budget		
Statewide Transportation Enterprise Operating Fund (C.R.S. 43-4-806(4)) 537		
Operations Expenses	Estimated FY16 Revenues	Estimated FY16 Expenses
Estimated Amount of FY 2015 537 Funds For Carry Forward	\$ 786,804	
Fiscal Year 2016 Revenue		
Interest Earnings	\$ 8,800	
Fee for Consulting Services	\$ 2,000,000	
Total FY2016 Operating Revenue	\$ 2,795,604	
Fiscal Year 2016 Expenses		
Administrative Cost Center (T8700-537)		
HPTE Staff Costs		\$ (400,000)
CDOT Staff COST		\$ (100,000)
P3 Advisor		\$ (250,000)
Legal Services		\$ (158,650)
Transparency, Outreach and Communications Support		\$ (120,000)
Community and Public Affairs Support		\$ (60,000)
Program Management		\$ (200,000)
Attorney General Services		\$ (75,000)
Annual Audit		\$ (5,100)
Board Expenses		\$ (5,000)
Conferences, Memberships and Subscriptions		\$ (8,800)
Administrative Expenses		\$ (10,500)
Repayment of Transportation Commission Loan		\$ (750,852)
Aconex Document Management System		\$ (225,000)
Accounting Services		\$ (50,000)
TIFIA Loan Processing Fees		\$ (100,000)
Credit Ratings Services		\$ (200,000)
Local Travel		\$ (500)
Miscellaneous		\$ (50,000)
Out of State Travel Cost Center (T8710-537)		
Out of State Travel Expenses		\$ (19,800)
Total FY2016 Operating Revenue	\$ 2,795,604	
Total FY2016 Operating Expenses		\$ (2,789,202)
Total Fund 537 FY16 Revenues	\$ 2,795,604	
Total Fund 537 FY16 Expenses		\$ (2,789,202)
Remaining Unbudgeted Funds		\$ 6,402



To: HPTE Board of Directors
Date: July 15, 2015
From: Piper Frode, Enterprises Budget Analyst
Subject: Amendments to the FY2016 HPTE Fund 536 and Fund 537 Budgets

Purpose:

This memo provides information to the High Performance Transportation Enterprise (HPTE) Board of Directors regarding the First Budget Supplement for Fiscal Year (FY) 2016.

Action:

The Board is asked to review the attached amended budgets and to pass Resolution #174 approving the First Budget Supplement for FY 2016.

Details

The current budget amendments are a result of several items relating to the completion of the US36 project phase 1 as well as a correction to Peak Period Shoulder Lane (PPSL) Cost Center (T8640-536).

Specific changes to Fund 536 highlighted in yellow on Attachment B are as follows:

- A new budget line item for Legal Services in the amount of \$158,650 has been added to the US36 Managed Lanes Cost Center (T8620-536). This is to provide legal support to HPTE's oversight responsibilities of the Concession Agreement with Plenary Roads Denver (PRD).
- A new budget line item for TIFIA Phase 1 Principal Payment in the amount of \$592,106 has been added to the US 36 Managed Lanes Cost Center (T8620-536). This payment is necessary in order for HPTE to re-set the current TIFIA Phase 1 loan repayment schedule to match the original repayment schedule. This principal payment essentially acts as a "true-up" and is occurring because HPTE drew down faster on the loan than anticipated. See Attachment A for a comparison of the original and updated repayment schedule. Since HPTE will be making this payment on July 22nd to correspond with tolling commencement, an additional \$2,500 was added to the July 1st payment amount of \$589,606 making the total principal payment \$592,106.
- An available funds line item has been added to the I-70 West PPSL Cost Center (T8640-536) for \$689,750. This is to reflect that the FY2016 PPSL Loan Interest Payment will be covered by PPSL Loan Proceeds that have been transferred into the cost center.

Specific Changes to Fund 537 highlighted in yellow on Attachment C are as follows:

- A new budget line item for Legal Services in the amount of \$158,650 has been added to the Administrative Cost Center (T8700-537). This is to provide general legal advice and assistance to HPTE in connection to legislative requests, audit requests and other legal matters associated with various HPTE projects.
- The Miscellaneous budget line item has been reduced by \$25,000 in order to cover the additional budget needed for the Legal Services line item.

Options and Recommendations

Staff recommends approving and adopting the First Supplement to the FY2016 Budgets via Resolution #174 amending the current FY2016 budgets for Fund 536 and Fund 537.

Next Steps

Staff will be working with the CDOT Office of Financial Management and Budget (OFMB) to ensure that the FY2016 budgets pushed to our cost centers for Fund 536 and 537 are correct as well as start reconciling FY2015 to determine a correct roll forward amount for FY2016.

Attachments:

Attachment A: TIFIA Phase 1 Loan Repayment Schedule

Attachment B: Amended HPTE FY2016 Fund 536 Budget

Attachment C: Amended HPTE FY2016 Fund 537 Budget

TIFIA Phase 1 Loan
HPTE Payment based on Updated Drawdown

Period	Original Drawdown Schedule		Updated Drawdown Schedule	
	Original TIFIA Draws	Cumulative Draws	Updated TIFIA Draws	Cumulative Draws
10/1/13	-	-	3,666,719	3,666,719
11/1/13	-	-	3,906,465	7,573,184
12/1/13	-	-	975,934	8,549,118
1/1/14	-	-	1,313,990	9,863,107
2/1/14	-	-	802,541	10,665,648
3/1/14	-	-	327,262	10,992,910
4/1/14	-	-	3,395,124	14,388,034
5/1/14	-	-	4,069,110	18,457,144
6/1/14	-	-	4,992,355	23,449,500
7/1/14	17,200,000	17,200,000	6,026,697	29,476,197
8/1/14	-	17,200,000	7,839,537	37,315,735
9/1/14	-	17,200,000	7,635,080	44,950,815
10/1/14	19,000,000	36,200,000	6,486,162	51,436,977
11/1/14	-	36,200,000	2,563,023	54,000,000
12/1/14	-	36,200,000	-	54,000,000
1/1/15	9,300,000	45,500,000	-	54,000,000
2/1/15	-	45,500,000	-	54,000,000
3/1/15	-	45,500,000	-	54,000,000
4/1/15	6,500,000	52,000,000	-	54,000,000
5/1/15	-	52,000,000	-	54,000,000
6/1/15	-	52,000,000	-	54,000,000
7/1/15	2,000,000	54,000,000	-	54,000,000
8/1/15	-	54,000,000	-	54,000,000
9/1/15	-	54,000,000	-	54,000,000
10/1/15	-	54,000,000	-	54,000,000

TIFIA Phase 1 Loan
 HPTE Payment based on Updated Drawdown

Period	Original Repayment Schedule			Updated Repayment Schedule			Difference (HPTE Payment) One Time
	Original Interest Accrued	Cummulative Interest Accrued	Ending Loan Balance	Update Interest Accrued	Cummulative Interest Accrued	Ending Loan Balance	
11/1/13	-	-	-	-	-	3,666,719	-
12/1/13	-	-	-	-	-	7,573,184	-
1/1/14	-	-	-	33,816	33,816	8,582,933	-
2/1/14	-	-	-	-	33,816	9,896,923	-
3/1/14	-	-	-	-	33,816	10,699,464	-
4/1/14	-	-	-	-	33,816	11,026,726	-
5/1/14	-	-	-	-	33,816	14,421,850	-
6/1/14	-	-	-	-	33,816	18,490,960	-
7/1/14	-	-	17,200,000	216,514	250,330	23,699,830	-
8/1/14	-	-	17,200,000	-	250,330	29,726,527	-
9/1/14	-	-	17,200,000	-	250,330	37,566,065	-
10/1/14	153,940	153,940	36,353,940	-	250,330	45,201,145	-
11/1/14	-	153,940	36,353,940	-	250,330	51,687,307	-
12/1/14	-	153,940	36,353,940	-	250,330	54,250,330	-
1/1/15	325,368	479,308	45,979,308	727,457	977,787	54,977,787	-
7/1/15	884,888	1,364,195	55,364,195	976,014	1,953,801	55,953,801	(589,606)
1/1/16	991,019	2,355,215	56,355,215	1,009,805	2,963,606	56,963,606	(608,392)
7/1/16	1,008,758	3,363,973	57,363,973	1,014,077	3,977,683	57,977,683	-
1/1/17	1,026,815	4,390,788	58,390,788	1,043,472	5,021,155	59,021,155	-
7/1/17	1,045,195	5,435,983	58,652,087	1,047,795	6,068,950	59,283,103	-
1/1/18	1,049,872	6,485,855	58,914,555	1,069,889	7,138,839	59,550,576	-
7/1/18	1,054,571	7,540,426	59,178,197	1,057,194	8,196,033	59,814,874	-
1/1/19	1,059,290	8,599,716	59,443,020	1,079,486	9,275,520	60,084,746	-

Attachment B: Amended HPTE FY2016 Fund 536 Budget

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