

**MINUTES OF A SPECIAL MEETING OF
THE BOARD OF DIRECTORS OF THE
AEROTROPOLIS AREA COORDINATING
METROPOLITAN DISTRICT (“DISTRICT”)
HELD
DECEMBER 23, 2020**

A special meeting of the Board of Directors of the District, County of Adams (referred to hereafter as the “Board”) was convened on Wednesday, December 23, 2020 at 11:00 a.m. at the Information Center, 3900 E. 470 Beltway, Aurora, Colorado. Due to concerns regarding the spread of the Coronavirus (COVID-19) and the benefits to the control of the spread of the virus by limiting in-person contact, the District Board meeting was held and properly noticed to be held via video enabled web conference, with Director Shearon attending in person at the physical meeting location. The meeting was open to the public via videoconference.

Directors In Attendance Were:

Matt Hopper
Michael Sheldon
Carla Ferreira
Cynthia (“Cindy”) Shearon

Also In Attendance Was:

MaryAnn McGeady, Esq., Elisabeth A. Cortese, Esq. and Jon Hoistad, Esq.; McGeady Becher P.C.
Chad Rabon, Tony Felitsky and Jeff Dohlby; AECOM Technical Services, Inc.
Debra Sedgeley, Denise Denslow, Anna Jones and Nic Carlson; CliftonLarsonAllen LLP
Kamille Curylo, Esq. and Tanya Lawless, Esq.; Kutak Rock LLP
Tim McCarthy; Schedio Group LLC
Kevin Walsh, Esq.; Brownstein Hyatt Farber Schreck, LLP

**ADMINISTRATIVE
MATTERS**

Disclosure of Potential Conflicts of Interest: Attorney McGeady discussed the requirements of Colorado law to disclose any potential conflicts of interest or potential breaches of fiduciary duty of the Board of Directors to the Secretary of State. The members of the Board were requested to disclose any potential conflicts of interest with regard to any matters scheduled for discussion at this meeting, and incorporated for the record those applicable disclosures made by the Board members prior to this meeting in accordance with statute. It was noted that the disclosures of potential conflicts of interest were filed with the Secretary of State for all Directors as required by statute. No new conflicts were disclosed.

Quorum/Confirmation of Meeting Location/Posting of Notice: A quorum for the special meeting was confirmed. The Board entered into a discussion

regarding the requirements of Section 32-1-903(1), C.R.S., concerning the location of the District's Board meeting. Following discussion, upon motion duly made by Director Hopper, seconded by Director Sheldon and, upon vote unanimously carried, the Board determined that because there was not a suitable or convenient location within the District boundaries to conduct this meeting it was determined to conduct this meeting at the above-stated location, with Director Shearon attending in person. Due to concerns regarding the spread of COVID-19, and the benefits to the control of the virus by limiting in-person contact, the remaining Board members and consultants attended via videoconference. The Board further noted that notice providing the time, date and video link information was duly posted and that no objections, or any requests that the means of hosting the meeting be changed by taxpaying electors within its boundaries have been received.

Agenda: The Board considered the proposed Agenda for the District's special meeting.

Following discussion, upon motion duly made by Director Hopper, seconded by Director Sheldon and, upon vote, unanimously carried, the Agenda was approved, as presented.

Public Comment: There was no public comment.

CONSENT
AGENDA

The Board considered the following actions:

- A. Approval of August 24, 2020, September 28, 2020, October 26, 2020 and November 23, 2020 special meeting minutes.
- B. Ratify approval of **Change Order No. 04** to Construction Agreement by and between the District and **JHL Constructors, Inc.** for Trib T Aurora Pkwy P3 and Main St P3 (Stabilize Subgrade) in the amount of \$42,773.92.
- C. Ratify approval of **Change Order No. 12** to Construction Agreement by and between the District and **JHL Constructors, Inc.** for Trib T Aurora Pkwy P3 and Main St P3 (E-470 Box Culvert Revisions) in the amount of \$294,759.36.
- D. Ratify approval of **Change Order No. 14** to Construction Agreement by and between the District and **JHL Constructors, Inc.** for Trib T Aurora Pkwy P3 and Main St P3 (Grading for Erosion Control - Tributary Roadways) in the amount of \$138,677.00.
- E. Ratify approval of **Change Order No. 15** to Construction Agreement by and between the District and **JHL Constructors, Inc.** for Trib T Aurora Pkwy P3 and Main St P3 (Topsoil Relocation) in the amount of \$170,460.00.
- F. Ratify approval of **Change Order No. 16** to Construction Agreement by and between the District and **JHL Constructors, Inc.**

for Trib T Aurora Pkwy P3 and Main St P3 (Grading for Erosion Control – 42 Ave East and NS Collector Roadways) in the amount of \$13,251.00.

- G. Ratify approval of **Change Order No. 17** to Construction Agreement by and between the District and **JHL Constructors, Inc.** for Trib T Aurora Pkwy P3 and Main St P3 (Grading for Erosion Control – Denali Blvd north of the Parkway) in the amount of \$59,171.00.
- H. Ratify approval of **Change Order No. 18** to Construction Agreement by and between the District and **JHL Constructors, Inc.** for Trib T Aurora Pkwy P3 and Main St P3 (Berm Relocation) in the amount of \$25,887.00.
- I. Ratify approval of **Change Order No. 19** to Construction Agreement by and between the District and **JHL Constructors, Inc.** for Trib T Aurora Pkwy P3 and Main St P3 (Grading for Erosion Control – 42nd Ave west of Denali) in the amount of \$55,724.00.
- J. Ratify approval of **Change Order No. 20** to Construction Agreement by and between the District and **JHL Constructors, Inc.** for Trib T Aurora Pkwy P3 and Main St P3 (Main St P2 Grading) in the amount of \$59,711.00.
- K. Ratify approval of **Change Order No. 21** to Construction Agreement by and between the District and **JHL Constructors, Inc.** for Trib T Aurora Pkwy P3 and Main St P3 (Yard Relocation & Temporary Road) in the amount of \$1,264,211.38.
- L. Ratify approval of **Change Order No. 22** to Construction Agreement by and between the District and **JHL Constructors, Inc.** for Trib T Aurora Pkwy P3 and Main St P3 (EB Parkway Bridge Revisions) in the amount of \$13,533.10.
- M. Ratify approval of **Change Order No. 23** to Construction Agreement by and between the District and **JHL Constructors, Inc.** for Trib T Aurora Pkwy P3 and Main St P3 (Additional Excavation) in the amount of \$2,980.00.

Following discussion, upon a motion duly made by Director Ferreira, seconded by Director Sheldon and, upon vote unanimously carried, the Board approved and/or ratified approval of all items on the Consent Agenda.

LEGAL MATTERS None.

FINANCIAL MATTERS

Lender Funding Request and Payment of Claims for Operating Costs: Ms. Sedgeley reviewed the Lender funding request with the Board. Following discussion, upon a motion duly made by Director Shearon, seconded by Director Sheldon and, upon vote, unanimously carried by roll call, the Board acknowledged approval of the Lender funding request and approved payment of claims for operating costs in the amount of \$48,199.34.

Schedule of Unaudited Financial Statements dated October 31, 2020 and Cash Position Report dated October 31, 2020, updated as of December 16 20, 2020:

Ms. Sedgeley reviewed the Schedule of Unaudited Financial Statements and Cash Position Report with the Board. Director Hopper noted that there were receivables due from the Aerotropolis Regional Transportation Authority (“ARTA”). Ms. Sedgeley represented that she would carry forward the balance owed by ARTA that had resulted from the TAH Parkway cost re-allocation as an account receivable and that she would coordinate with ARTA’s accountant to ensure that the District’s and ARTA’s books aligned. Following discussion, upon a motion duly made by Director Ferreira, seconded by Director Sheldon and, upon vote, unanimously carried by roll call, the Board accepted the Schedule of Unaudited Financial Statements dated October 31, 2020 and the Cash Position Report dated October 31, 2020, updated as of December 16, 2020.

The Aurora Highlands Community Authority Board (“CAB”) and District Engineer’s Report and Verification of Costs Associated with Public Improvements (Draw No. 30) Engineer’s Report and Verification of Costs No. 7 prepared by Schedio Group LLC (“Engineer’s Report”):

Following discussion, upon a motion duly made by Director Hopper, seconded by Director Sheldon and, upon vote, unanimously carried by roll call, the Board approved the recommendation to the CAB for acceptance of the Engineer’s Report.

CAB and District Engineer’s Report and Verification of Costs Associated with Public Improvements / In-Tract Improvements (Draw Nos. 1-30 The Aurora Highlands Filing Nos. 01 and 02) Engineer’s Report and Verification of Costs No. 1 prepared by Schedio Group LLC (“In-Tract Cost Verification Report”):

Mr. McCarthy reviewed the In-Tract Cost Verification Report with the Board. Following discussion, upon a motion duly made by Director Ferreira, seconded by Director Sheldon and, upon vote, unanimously by roll call, the Board approved the recommendation to the CAB for acceptance of the In-Tract Cost Verification Report.

CAB and District Engineer’s Report Concerning Acceptance of In-Tract Public Improvements No. 1 (The Aurora Highlands Filing No. 1) (“In-Tract Acceptance Report”):

Attorney McGeady discussed the process for dedication and acceptance of public improvements. Mr. McCarthy noted that there is work in progress for this item. No action was taken at this time.

**CAPITAL
PROJECTS**

Draw Request No. 30: Attorney McGeady reviewed Draw Request No. 30 with the Board.

Following discussion, upon motion duly made by Director Ferreira, seconded by Director Sheldon and, upon vote unanimously carried by roll call, the Board approved Draw Request No. 30, in the amount of \$7,574,236.29, as shown below:

CAB (A Bonds)	\$ 5,912,196.03
CAB (B Bonds)	\$ 6,356.42
ARTA	\$ 1,615,562.26
ATEC	\$ 39,670.00
Developer	\$ 478.58
Total:	\$7,574,236.29

B Bond Draw: Attorney Curylo reviewed the components of the B Bond Draw with the Board. Following discussion, upon a motion duly made by Director Ferreira, seconded by Director Sheldon and, upon vote unanimously carried by roll call, the Board approved the Draw related to the B Bond issuance in the amount of \$5,471,337.00.

**AEROTROPOLIS
AREA
COORDINATING
CAPITAL
PROJECTS**

Presentation from AECOM Technical Services, Inc. (“AECOM”) regarding CMAR Bid Response and Recommendation for Award: Jeff Dohlby and Kevin Walsh presented on the outcome of the CMAR bid process, noting that JHL Constructors, Inc. (“JHL”) submitted the only bid. AECOM recommended the Notice of Award of Construction Contract for Construction Management Services to JHL.

Notice of Award of Construction Contract for Construction Management Services to JHL Constructors, Inc., and authorization of execution of Notice to Proceed, subject to approval of the Construction Committee: Following discussion, upon a motion duly made by Director Ferreira, seconded by Director Sheldon and, upon vote unanimously carried by roll call, the Board approved the Notice of Award of Construction Contract for Construction Management Services to JHL and authorized President Hopper to execute the Notice to Proceed, upon review and recommendation by the Construction Committee and Lender commitment to fund.

Task Order No. 18 to the Master Service Agreement (“MSA”) by and between the District and AECOM for Program Management, Design and Construction Services for Interim Program Management: Following discussion, upon motion duly made by Director Ferreira, seconded by Director Sheldon and, upon vote, unanimously carried by roll call, the Board approved **Task Order No. 18** to the MSA by and between the District and AECOM for Program Management, Design and Construction Services for Interim Program Management in an amount to be

determined, upon review and recommendation by the Construction Committee and Lender commitment to fund.

Change Order No. 02 to the Construction Agreement by and between the District and Aggregate Industries – WCR, Inc. for 42nd Ave. P2 NS Collector (Permit Fee Reimbursement): Following discussion, upon motion duly made by Director Ferreira, seconded by Director Sheldon and, upon vote, unanimously carried by roll call, the Board approved **Change Order No. 02** to the Construction Agreement by and between the District and **Aggregate Industries – WCR, Inc.** for 42nd Ave. P2 NS Collector (Permit Fee Reimbursement), in the amount of \$46,288.19, upon review and recommendation by the Construction Committee and Lender commitment to fund.

Change Order No. 03 to Construction Agreement by and between the District and Aggregate Industries – WCR, Inc. 42nd Ave. P2 NS Collector (Additional Work to Excavate Subgrade): Following discussion, upon motion duly made by Director Ferreira, seconded by Director Sheldon and, upon vote, unanimously carried by roll call, the Board approved **Change Order No. 03** to Construction Agreement by and between the District and **Aggregate Industries – WCR, Inc.** 42nd Ave. P2 NS Collector (Additional Work to Excavate Subgrade), in the amount of \$3,640.00, upon review and recommendation by the Construction Committee and Lender commitment to fund.

MSA for Landscape Services by and between the District and American Civil Constructors, LLC: Following discussion, upon motion duly made by Director Ferreira, seconded by Director Sheldon and, upon vote, unanimously carried by roll call, the Board approved the **MSA** for Landscape Services by and between the District and **American Civil Constructors, LLC**, upon review and recommendation by the Construction Committee and Lender commitment to fund.

Task Order No. 01 to MSA for Landscape Services by and between the District and American Civil Constructors, LLC for Triangle Park/JHL Yard/Gas Line Area: Following discussion, upon motion duly made by Director Ferreira, seconded by Director Sheldon and, upon vote, unanimously carried by roll call, the Board approved **Task Order No. 01** to **MSA** for Landscape Services by and between the District and **American Civil Constructors, LLC** for Triangle Park/JHL Yard/Gas Line Area in the amount of \$223,809.20, upon review and recommendation by the Construction Committee and Lender commitment to fund.

Task Order No. 02 to MSA for Landscape Services by and between the District and American Civil Constructors, LLC for Trail Area: Following discussion, upon motion duly made by Director Ferreira, seconded by Director Sheldon and, upon vote, unanimously carried by roll call, the Board approved **Task Order No. 02** to **MSA** for Landscape Services by and between the District and **American Civil Constructors, LLC** for Trail Area in the amount of \$56,600.00, upon review and recommendation by the Construction Committee and

Lender commitment to fund.

Change Order No. 01 to Construction Agreement by and between the District and Concrete Curb & Paving, LLC for 42nd P2 NS Collector Parkway (Winter Weather Protection): Following discussion, upon motion duly made by Director Ferreira, seconded by Director Sheldon and, upon vote, unanimously carried by roll call, the Board approved **Change Order No. 01** to Construction Agreement by and between the District and **Concrete Curb & Paving, LLC** for 42nd P2 NS Collector Parkway (Winter Weather Protection) in the amount of \$15,951.82, upon review and recommendation by the Construction Committee and Lender commitment to fund.

Change Order No. 01 to Task Order No. 02 to MSA for Architecture, MEP and Structural Engineering Services by and between the District and EV Studio, LLC, for Interior Monument Design Only: Following discussion, upon motion duly made by Director Ferreira, seconded by Director Sheldon and, upon vote, unanimously carried by roll call, the Board approved **Change Order No. 01 to Task Order No. 02** to MSA for Architecture, MEP and Structural Engineering Services by and between the District and **EV Studio, LLC**, for Interior Monument Design Only in the amount of \$43,450.00, upon review and recommendation by the Construction Committee and Lender commitment to fund.

Change Order No. 02 to Task Order No. 02 to MSA for Architecture, MEP and Structural Engineering Services by and between the District and EV Studio, LLC, for Interior Monument Design Only: Following discussion, upon motion duly made by Director Ferreira, seconded by Director Sheldon and, upon vote, unanimously carried by roll call, the Board approved **Change Order No. 02 to Task Order No. 02** to MSA for Architecture, MEP and Structural Engineering Services by and between the District and **EV Studio, LLC**, for Interior Monument Design Only in the amount of \$98,800.00, upon review and recommendation by the Construction Committee and Lender commitment to fund.

Change Order No. 03 to Task Order No. 02 to MSA for Architecture, MEP and Structural Engineering Services by and between the District and EV Studio, LLC, for Interior Monument Design Only: Following discussion, upon motion duly made by Director Ferreira, seconded by Director Sheldon and, upon vote, unanimously carried by roll call, the Board approved **Change Order No. 03 to Task Order No. 02** to MSA for Architecture, MEP and Structural Engineering Services by and between the District and **EV Studio, LLC**, for Interior Monument Design Only in the amount of \$16,300.00, upon review and recommendation by the Construction Committee and Lender commitment to fund.

Change Order No. 10 to Construction Agreement by and between the District and Iron Woman Construction and Environmental Services, LLC for Main Street P1-2, 42nd Ave P1 & Aura Blvd P1 (Sawcut, Remove & Stockpile Asphalt/Grading for Handicap Ramps): Following discussion, upon motion duly

made by Director Ferreira, seconded by Director Sheldon and, upon vote, unanimously carried by roll call, the Board approved **Change Order No. 10** to Construction Agreement by and between the District and **Iron Woman Construction and Environmental Services, LLC** for Main Street P1-2, 42nd Ave P1 & Aura Blvd P1 (Sawcut, Remove & Stockpile Asphalt/Grading for Handicap Ramps) in the amount of \$4,600.00, upon review and recommendation by the Construction Committee and Lender commitment to fund.

Change Order No. 11 to Construction Agreement by and between the District and Iron Woman Construction and Environmental Services, LLC for Main Street P1-2, 42nd Ave P1 & Aura Blvd P1 (Delete All Splash Block at Main St P1-2): Following discussion, upon motion duly made by Director Ferreira, seconded by Director Sheldon and, upon vote, unanimously carried by roll call, the Board approved **Change Order No. 11** to Construction Agreement by and between the District and **Iron Woman Construction and Environmental Services, LLC** for Main Street P1-2, 42nd Ave P1 & Aura Blvd P1 (Delete All Splash Block at Main St P1-2) in the deductive amount of (\$100,076.15), upon review and recommendation by the Construction Committee.

MSA for Logo Design Services by and between the District and The J. Cohn Marketing Group, Inc.: Following discussion, upon motion duly made by Director Ferreira, seconded by Director Sheldon and, upon vote, unanimously carried by roll call, the Board approved the MSA for Logo Design Services by and between the District and **The J. Cohn Marketing Group, Inc.**, upon review and recommendation by the Construction Committee and Lender commitment to fund.

Task Order No. 01 to MSA for Logo Design Services by and between the District and The J. Cohn Marketing Group, Inc. for Logo Design: Following discussion, upon motion duly made by Director Ferreira, seconded by Director Sheldon and, upon vote, unanimously carried by roll call, the Board approved **Task Order No. 01** to MSA for Logo Design Services by and between the District and **The J. Cohn Marketing Group, Inc.** for Logo Design in the amount of \$2,000.00, upon review and recommendation by the Construction Committee and Lender commitment to fund.

Change Order No. 22 to Construction Agreement by and between the District and JHL Constructors, Inc., for Trib T Aurora Pkwy P3 and Main St P3 (Modifications to EB Parkway Bridge Rev. 3.1): Following discussion, upon motion duly made by Director Ferreira, seconded by Director Sheldon and, upon vote, unanimously carried by roll call, the Board approved **Change Order No. 22** to Construction Agreement by and between the District and **JHL Constructors, Inc.**, for Trib T Aurora Pkwy P3 and Main St P3 (Modifications to EB Parkway Bridge Rev. 3.1) in the amount of \$13,533.10, upon review and recommendation by the Construction Committee and Lender commitment to fund.

Change Order No. 23 to Construction Agreement by and between the District

and JHL Constructors, Inc., for Trib T Aurora Pkwy P3 and Main St P3 (Additional Excavation): Following discussion, upon motion duly made by Director Ferreira, seconded by Director Sheldon and, upon vote, unanimously carried by roll call, the Board approved **Change Order No. 23** to Construction Agreement by and between the District and **JHL Constructors, Inc.**, for Trib T Aurora Pkwy P3 and Main St P3 (Additional Excavation) in the amount of \$2,980.90, upon review and recommendation by the Construction Committee and Lender commitment to fund.

Task Order to MSA for Planning and Landscape Architecture Services by and between the District and Norris Design, Inc. for Infrastructure Site Plan 01 - Buffer Area and CIG Plan Changes: Following discussion, upon motion duly made by Director Ferreira, seconded by Director Sheldon and, upon vote, unanimously carried by roll call, the Board approved **Task Order** to **MSA** for Planning and Landscape Architecture Services by and between the District and **Norris Design, Inc.** for Infrastructure Site Plan 01 - Buffer Area and CIG Plan Changes, in the amount of \$58,000.00, upon review and recommendation by the Construction Committee and Lender commitment to fund.

Task Order to MSA for Planning and Landscape Architecture Services by and between the District and Norris Design, Inc. for On Call Services: Following discussion, upon motion duly made by Director Ferreira, seconded by Director Sheldon and, upon vote, unanimously carried by roll call, the Board approved **Task Order** to **MSA** for Planning and Landscape Architecture Services by and between the District and **Norris Design, Inc.** for On Call Services, in the amount of \$100,000.00, upon review and recommendation by the Construction Committee and Lender commitment to fund.

Task Order to MSA for Planning and Landscape Architecture Services by and between the District and Norris Design, Inc. for E-470 Interchange Development Assistance: Following discussion, upon motion duly made by Director Ferreira, seconded by Director Sheldon and, upon vote, unanimously carried by roll call, the Board approved **Task Order** to **MSA** for Planning and Landscape Architecture Services by and between the District and **Norris Design, Inc.** for E-470 Interchange Development Assistance, in the amount of \$131,250, upon review and recommendation by the Construction Committee and Lender commitment to fund.

Termination of Construction Agreement by and between the District and Pase Contracting, Inc. - Colorado for Main St P1: Following discussion, upon motion duly made by Director Ferreira, seconded by Director Sheldon and, upon vote, unanimously carried by roll call, the Board approved **termination of Construction Agreement** by and between the District and **Pase Contracting, Inc. - Colorado** for Main St P1, upon review and recommendation by the Construction Committee.

Termination of Construction Agreement by and between the District and Pase Contracting, Inc. - Colorado for 42nd P2, NS Collector, Pkwy Waterline:

Following discussion, upon motion duly made by Director Ferreira, seconded by Director Sheldon and, upon vote, unanimously carried by roll call, the Board approved the **termination of Construction Agreement** by and between the District and **Pase Contracting, Inc. - Colorado** for 42nd P2, NS Collector, Pkwy Waterline, upon review and recommendation by the Construction Committee.

Termination of Construction Agreement by and between the District and Pase Contracting, Inc. - Colorado for Main St P3 Trib T Grading and EC:

Following discussion, upon motion duly made by Director Ferreira, seconded by Director Sheldon and, upon vote, unanimously carried by roll call, the Board approved the **termination of Construction Agreement** by and between the District and **Pase Contracting, Inc. - Colorado** for Main St P3 Trib T Grading and EC, upon review and recommendation by the Construction Committee.

Change Order No. 03 to Construction Agreement by and between the District and Stormwater Risk Management, LLC for Community Markers

(Additional Seed and Mulch): Following discussion, upon motion duly made by Director Ferreira, seconded by Director Sheldon and, upon vote, unanimously carried by roll call, the Board approved **Change Order No. 03** to Construction Agreement by and between the District and **Stormwater Risk Management, LLC** for Community Markers (Additional Seed and Mulch), in the amount of \$4,300.00, upon review and recommendation by the Construction Committee and Lender commitment to fund.

Change Order No. 07 to Construction Agreement by and between the District and Stormwater Risk Management, LLC for 42nd Ave P2 NS Collector EWEC

(Ongoing Erosion Control Management – Trib T): Following discussion, upon motion duly made by Director Ferreira, seconded by Director Sheldon and, upon vote, unanimously carried by roll call, the Board approved **Change Order No. 07** to Construction Agreement by and between the District and **Stormwater Risk Management, LLC** for 42nd Ave P2 NS Collector EWEC (Ongoing Erosion Control Management – Trib T) in the amount of \$51,500.00, upon review and recommendation by the Construction Committee and Lender commitment to fund.

Change Order No. 09 to Construction Agreement and between the District and Stormwater Risk Management, LLC for 38th Place & 38th Avenue EWEC

(Concrete Washout; Extend Maintenance through July 1, 2021; and Sediment Log): Following discussion, upon motion duly made by Director Ferreira, seconded by Director Sheldon and, upon vote, unanimously carried by roll call, the Board approved **Change Order No. 09** to Construction Agreement and between the District and **Stormwater Risk Management, LLC** for 38th Place & 38th Avenue EWEC (Concrete Washout; Extend Maintenance through July 1, 2021; and Sediment Log) in the amount of \$24,555.00, upon review and recommendation by the Construction Committee and Lender commitment to fund.

Change Order No. 10 to Construction Agreement by and between the District and Stormwater Risk Management, LLC for 38th Place & 38th Avenue EWEC (Tracking Pads – 12' Culvert): Following discussion, upon motion duly made by Director Ferreira, seconded by Director Sheldon and, upon vote, unanimously carried by roll call, the Board approved **Change Order No. 10** to Construction Agreement by and between the District and **Stormwater Risk Management, LLC** for 38th Place & 38th Avenue EWEC (Tracking Pads – 12' Culvert) in the amount of \$2,148.00, upon review and recommendation by the Construction Committee and Lender commitment to fund.

Change Order No. 10 to Construction Agreement by and between the District and Stormwater Risk Management, LLC for Main Street P1-2, 42nd & Aura Blvd P1 (Additional Rough Cut Street Controls): Following discussion, upon motion duly made by Director Ferreira, seconded by Director Sheldon and, upon vote, unanimously carried by roll call, the Board approved **Change Order No. 10** to Construction Agreement by and between the District and **Stormwater Risk Management, LLC** for Main Street P1-2, 42nd & Aura Blvd P1 (Additional Rough Cut Street Controls), in the amount of \$1,115.00, upon review and recommendation by the Construction Committee and Lender commitment to fund.

Change Order No. 11 to Construction Agreement by and between the District and Stormwater Risk Management, LLC for Main St P1-2, 42nd & Aura Blvd P1 (Ongoing Erosion Control Management – Main Street P1): Following discussion, upon motion duly made by Director Ferreira, seconded by Director Sheldon and, upon vote, unanimously carried by roll call, the Board approved **Change Order No. 11** to Construction Agreement by and between the District and **Stormwater Risk Management, LLC** for Main St P1-2, 42nd & Aura Blvd P1 (Ongoing Erosion Control Management – Main Street P1), in the amount of \$51,500.00, upon review and recommendation by the Construction Committee and Lender commitment to fund.

Change Order No. 14 to Construction Agreement by and between the District and Wagner Construction, Inc. - Colorado for Main St P1 Utilities (Delete Scope of Work No Longer Needed): Following discussion, upon motion duly made by Director Ferreira, seconded by Director Sheldon and, upon vote, unanimously carried by roll call, the Board approved **Change Order No. 14** to Construction Agreement by and between the District and **Wagner Construction, Inc. - Colorado** for Main St P1 Utilities (Delete Scope of Work No Longer Needed), in the deductive amount of (\$171,475.00), upon review and recommendation by the Construction Committee.

Presentation by AECOM Regarding Current Status of Construction and Proposed Design and Construction for 2021: Discussion of this item was deferred.

ARTA MATTERS

None.

**EXECUTIVE
SESSION**

It was determined that an executive session was not necessary.

OTHER BUSINESS

Attorney McGeady reminded the Board that in 2021 the meeting schedule will be shifting to the 3rd Thursday of each month per Board request, noting that the January meeting will be held on the 4th Monday and then the schedule will adjust thereafter.

ADJOURNMENT

There being no further business to come before the Board at this time, upon motion duly made by Director Hopper, seconded by Director Sheldon and, upon vote, unanimously carried, the Board adjourned the meeting at 12:15 p.m.

Respectfully submitted,

DocuSigned by:
Denise Denstow
77517AF6E925439...

Secretary for the Meeting

Certificate Of Completion

Envelope Id: 6E85191D3CA542C7969BE181DC89961F	Status: Completed
Subject: Please DocuSign: 2.A. 12-23-20 Minutes - AACMD (FINAL).pdf	
Client Name: AACMD	
Client Number: 011-042659-OS03-2021	
Source Envelope:	
Document Pages: 12	Signatures: 1
Certificate Pages: 4	Initials: 0
AutoNav: Enabled	Envelope Originator:
Envelope Stamping: Enabled	Kathy Suazo
Time Zone: (UTC-06:00) Central Time (US & Canada)	220 South 6th Street
	Suite 300
	Minneapolis, MN 55402
	Kathy.Suazo@claconnect.com
	IP Address: 67.137.57.251

Record Tracking

Status: Original	Holder: Kathy Suazo	Location: DocuSign
1/26/2021 11:31:30 AM	Kathy.Suazo@claconnect.com	

Signer Events

Denise Denslow
denise.denslow@claconnect.com
Secretary
Security Level: Email, Account Authentication (None)

Signature

Signature Adoption: Pre-selected Style
Using IP Address: 165.225.216.188

Timestamp

Sent: 1/26/2021 11:32:36 AM
Viewed: 1/26/2021 3:26:28 PM
Signed: 1/26/2021 3:26:35 PM

Electronic Record and Signature Disclosure:
Accepted: 1/26/2021 3:26:28 PM
ID: 63bfcfac-1736-4895-b3e2-32df638062dd

In Person Signer Events	Signature	Timestamp
Editor Delivery Events	Status	Timestamp
Agent Delivery Events	Status	Timestamp
Intermediary Delivery Events	Status	Timestamp
Certified Delivery Events	Status	Timestamp
Carbon Copy Events	Status	Timestamp
Witness Events	Signature	Timestamp
Notary Events	Signature	Timestamp
Envelope Summary Events	Status	Timestamps
Envelope Sent	Hashed/Encrypted	1/26/2021 11:32:36 AM
Certified Delivered	Security Checked	1/26/2021 3:26:28 PM
Signing Complete	Security Checked	1/26/2021 3:26:35 PM
Completed	Security Checked	1/26/2021 3:26:35 PM
Payment Events	Status	Timestamps
Electronic Record and Signature Disclosure		

ELECTRONIC RECORD AND SIGNATURE DISCLOSURE

From time to time, CliftonLarsonAllen LLP (we, us or Company) may be required by law to provide to you certain written notices or disclosures. Described below are the terms and conditions for providing to you such notices and disclosures electronically through the DocuSign system. Please read the information below carefully and thoroughly, and if you can access this information electronically to your satisfaction and agree to this Electronic Record and Signature Disclosure (ERSD), please confirm your agreement by selecting the check-box next to 'I agree to use electronic records and signatures' before clicking 'CONTINUE' within the DocuSign system.

Getting paper copies

At any time, you may request from us a paper copy of any record provided or made available electronically to you by us. You will have the ability to download and print documents we send to you through the DocuSign system during and immediately after the signing session and, if you elect to create a DocuSign account, you may access the documents for a limited period of time (usually 30 days) after such documents are first sent to you. After such time, if you wish for us to send you paper copies of any such documents from our office to you, you will be charged a \$0.00 per-page fee. You may request delivery of such paper copies from us by following the procedure described below.

Withdrawing your consent

If you decide to receive notices and disclosures from us electronically, you may at any time change your mind and tell us that thereafter you want to receive required notices and disclosures only in paper format. How you must inform us of your decision to receive future notices and disclosure in paper format and withdraw your consent to receive notices and disclosures electronically is described below.

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You may contact us to let us know of your changes as to how we may contact you electronically, to request paper copies of certain information from us, and to withdraw your prior consent to receive notices and disclosures electronically as follows:

To contact us by email send messages to: BusinessTechnology@CLAconnect.com

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To let us know of a change in your email address where we should send notices and disclosures electronically to you, you must send an email message to us at BusinessTechnology@CLAconnect.com and in the body of such request you must state: your previous email address, your new email address. We do not require any other information from you to change your email address.

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To request delivery from us of paper copies of the notices and disclosures previously provided by us to you electronically, you must send us an email to BusinessTechnology@CLAconnect.com and in the body of such request you must state your email address, full name, mailing address, and telephone number. We will bill you for any fees at that time, if any.

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- Until or unless you notify CliftonLarsonAllen LLP as described above, you consent to receive exclusively through electronic means all notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to you by CliftonLarsonAllen LLP during the course of your relationship with CliftonLarsonAllen LLP.