

**AEROTROPOLIS AREA COORDINATING METROPOLITAN DISTRICT
("DISTRICT")**

8390 East Crescent Parkway, Suite 300
Greenwood Village, CO 80111
Phone: 303-779-5710

NOTICE OF A SPECIAL MEETING AND AGENDA

<u>Board of Directors:</u>	<u>Office:</u>	<u>Term/Expiration:</u>
Matt Hopper	President	2022/May 2022
Carla Ferreira	Vice President	2022/May 2022
Michael Sheldon	Treasurer	2023/May 2023
Cynthia (Cindy) Shearon	Assistant Secretary	2023/May 2023
VACANT	Assistant Secretary	2022/May 2022
VACANT	Assistant Secretary	2023/May 2023
VACANT	Assistant Secretary	2023/May 2023
Denise Denslow	Secretary	N/A

DATE: August 19, 2021
TIME: 1:00 P.M.
PLACE: Information Center
3900 E. 470 Beltway
Aurora, CO 80019

THERE WILL BE ONE PERSON PRESENT AT THE ABOVE-REFERENCED PHYSICAL LOCATION.

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, THIS DISTRICT BOARD MEETING WILL BE HELD BY VIDEO ENABLED WEB CONFERENCE. IF YOU WOULD LIKE TO ATTEND THIS MEETING, PLEASE JOIN THE VIDEO ENABLED WEB CONFERENCE VIA ZOOM AT:

Join Zoom Meeting

<https://zoom.us/j/91753379541?pwd=UGVjRUMyQWZUYy9XRmFIRkdYZzhUQT09>

Meeting ID: 917 5337 9541

Passcode: 204832

Or call in:

1-346-248-7799

I. ADMINISTRATIVE MATTERS

A. Present disclosures of potential conflicts of interest.

- B. Confirm Quorum, location of meeting and posting of meeting notices. Approve Agenda.
- C. Public Comment. Members of the public may express their views to the Board on matters that affect the District that are otherwise not on the agenda. Comments will be limited to three (3) minutes per person.
- D. Discuss and review Organizational Flowchart (Matrix).

II. CONSENT AGENDA

Consent Agenda – These items are considered to be routine and will be ratified by one motion. There will be no separate discussion of these items unless a board member so requests; in which event, the item will be removed from the Consent Agenda and considered in the Regular Agenda.

- A. Review and consider approval of July 15, 2021 special meeting minutes (enclosure).

III. LEGAL MATTERS

- A. Discuss status of proposed Terms for Cooperative Agreement Regarding Construction of The Aurora Highlands Parkway by and between Aerotropolis Regional Transportation Authority (“ARTA”), the District and East Cherry Creek Valley Water & Sanitation District and authorize execution of same.
- B. Convene in executive session pursuant to Section 24-6-402(4)(e), C.R.S., to discuss matters that may be subject to negotiations; developing strategy for negotiations; and instructing negotiators and receive legal advice regarding same.
- C. Acknowledge Letters of Consent of Interested Parties – Proposed 38th Parkway / Powhaton Road Alignment.

IV. FINANCIAL MATTERS

- A. Consider approval of payment of claims for operating costs, in the amount of \$60,763.23 (numbers based upon information available at time of preparation of Agenda, final numbers to be presented by accountant at meeting) (enclosure).
- B. Review and accept cash position report dated June 30, 2021, updated as of August 16, 2021 (enclosures).

- C. Discuss and consider approval of recommendation to the CAB for acceptance of the CAB and District Engineer’s Report and Verification of Costs Associated with Public Improvements (Draw No. 38) Engineer’s Report and Verification of Costs No. 15 prepared by Schedio Group LLC (enclosure).

V. CAPITAL PROJECTS

- A. Discuss and consider approval of Draw Request No. 38, in the total amount of \$4,693,763.01* prepared by the District’s accountant (enclosures - Draw Request No. 38 Summary and list of draw checks):

CAB (A Bonds)	\$ 3,959,581.91
CAB (B Bonds)	\$ 6,227.00
ARTA	\$ 727,293.47
ATEC	\$ 660.63
Developer	\$ 0.00
Total:	<u><u>\$*4,693,763.01</u></u>

* Numbers based upon information available at time of preparation of Agenda, final numbers to be presented by accountant at meeting.

District Capital Projects:

- B. Discuss and consider Lender Commitment to fund and approve **Task Order No. 03** to **Master Service Agreement** (“MSA”) for Program Management, Design and Construction Support Services (Aerotropolis Regional Transportation Authority Projects) by and between the District and **AECOM Technical Services, Inc.**, for Transfer of Remaining Balance of Task Order No. 09 (26th Ave. Conceptual Design...), in the amount of \$267,954.00, subject to approval of the Construction Committee.
- C. Discuss and consider Lender Commitment to fund and approve **Task Order No. 04** to **MSA** for Program Management, Design and Construction Support Services (Aerotropolis Regional Transportation Authority Projects) by and between the District and **AECOM Technical Services, Inc.**, for Transfer of Remaining Balance of Task Order No. 13 (Powhatan Road Conceptual Design...), in the amount of \$261,350.00, subject to approval of the Construction Committee.

- D. Discuss and consider Lender Commitment to fund and approval of **Change Order No. 06** to the **Construction Agreement** by and between the District and **Brightview Landscape Development, Inc.**, for Landscape, Hardscape & Monumentation (PCI #15 – Credit for Sod Areas, PCI #19 – Installation of Ground Irrigation, and PCI #22 – Copper Stubs), in the deductive amount of (\$12,659.00), subject to approval of the Construction Committee.

- E. Discuss and consider Lender Commitment to fund and approval of **Change Order No. 06** to the **Construction Agreement** by and between the District and **Concrete Curb & Paving, Inc.**, for 42nd P2 NS Collector Pkwy (COR #07 – Deduction of Curb and Gutter along Haul Road), in the deductive amount of (\$11,786.28), subject to approval of the Construction Committee.

- F. Discuss and consider Lender Commitment to fund and approval of **Task Order No. 37** to **MSA** for Geotechnical Services by and between the District and **CTL Thompson, Inc.**, for Main Street North Rough Grading, in the amount of \$21,479.00, subject to approval of the Construction Committee.

- G. Discuss and consider Lender Commitment to fund and approval of **Notice to Proceed** under **Construction Management Agreement (CMAR)** by and between the District and **JHL Constructors, Inc.**, for District Walls and Fencing, in the amount not to exceed \$29,327.00, subject to approval of the Construction Committee.

- H. Discuss and consider Lender Commitment to fund and approval of **Notice to Proceed** under **Construction Management Agreement (CMAR)** by and between the District and **JHL Constructors, Inc.**, for Section 30 Mass Grading Preconstruction Services, in the amount not to exceed \$87,153.00, subject to approval of the Construction Committee.

- I. Discuss and consider Lender Commitment to fund and approval of **Notice to Proceed** under **Construction Management Agreement (CMAR)** by and between the District and **JHL Constructors, Inc.**, for Pre-Construction Services for Bridgewater F10 Utilities, in the amount not to exceed \$19,814.00, subject to approval of the Construction Committee.

- J. Discuss and consider Lender Commitment to fund and approval of **Notice to Proceed** under **Construction Management Agreement (CMAR)** by and between the District and **JHL Constructors, Inc.**, for TAH Parkway Roundabout Community Feature, in the amount not to exceed \$24,689.00, subject to approval of the Construction Committee.

- K. Discuss and consider Lender Commitment to fund and approval of **Notice to Proceed** under **Construction Management Agreement (CMAR)** by and between the District and **JHL Constructors, Inc.**, for Landscape Monumentation Pre-Construction, in the amount not to exceed \$15,880.00, subject to approval of the Construction Committee.
- L. Discuss and consider Lender Commitment to fund and approval of Work Order No. 01 to the **Construction Management Agreement (CMAR)** by and between the District and **JHL Constructors, Inc.**, for The Aurora Highlands Prairie Waters Pipeline: Material Procurement, for an amount not to exceed \$84,786.00, subject to approval of the Construction Committee.
- M. Discuss and consider Lender Commitment to fund and approval of **Change Order No. 57** to the **Construction Agreement** by and between the District and **JHL Constructors, Inc.**, for Trib T Aurora Pkwy P3 & Mainstreet P3 (Payment & Performance Bond), in the amount of \$6,957.08, subject to approval of the Construction Committee.
- N. Discuss and consider Lender Commitment to fund and approval of **Change Order No. 58** to the **Construction Agreement** by and between the District and **JHL Constructors, Inc.**, for Trib T Aurora Pkwy P3 & Mainstreet P3 (Irrigation Sleeving Under TAH Pkwy P2), in the amount of \$51,504.85, subject to approval of the Construction Committee.
- O. Discuss and consider approval of **Notice to Proceed** under **Construction Management Agreement (CMAR)** by and between the District and **JHL Constructors, Inc.**, for Preconstruction Services for 38th Parkway (Reserve-Monaghan), in the amount of \$0.00, subject to approval of the Construction Committee.
- P. Discuss and consider approval of **Notice to Proceed** under **Construction Management Agreement (CMAR)** by and between the District and **JHL Constructors, Inc.**, for Preconstruction Services for Southbound Main Street, in the amount of \$0.00, subject to approval of the Construction Committee.
- Q. Discuss and consider Lender Commitment to fund and approval of **Change Order No. 13** to the **Construction Agreement** by and between the District and **Stormwater Risk Management, LLC**, for 42nd Avenue P2 and NS Collector EWEC (Work Extension through August 31, 2021), in the amount of \$126,450.53, subject to approval of the Construction Committee.

- R. Discuss and consider Lender Commitment to fund and approval of **Task Order** to the **Master Service Agreement** by and between the District and **Stormwater Risk Management, LLC**, for Stormwater Management Services (Work Extension through August 31, 2021), in the amount of \$29,000.00, subject to approval of the Construction Committee.

VI. ARTA MATTERS

- A. Other.

VII. OTHER BUSINESS

VIII. ADJOURNMENT

THE NEXT REGULAR MEETING IS SCHEDULED FOR SEPTEMBER 16, 2021.