

**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: **April 15, 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 MICROSOFT TEAMS AT:

https://teams.microsoft.com/l/meetup-join/19%3ameeting_MzJhYTAzYjltNGQ1Zi00ZWQ1LTg4NjEtNTcwNTM0Nzg5YzMx%40thread.v2/0?context=%7b%22Tid%22%3a%224aaa468e-93ba-4ee3-ab9f-6a247aa3ade0%22%2c%22Oid%22%3a%2278e91a46-bdcc-4fe5-980c-8ff3dcc70755%22%7d

Or call in (audio only)

+1 720-547-5281,,833175057# United States, Denver
Phone Conference ID: 833 175 057#

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.

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 March 18, 2021/Continued March 25, 2021, March 25, 2021 and April 1, 2021 special meeting minutes (enclosures).
- B. Ratify approval of and consent to First Supplement to ARTA Establishment Agreement, Exhibit A-1 (Regional Transportation System), and Exhibit D-1 (Phasing Plan).

III. LEGAL MATTERS

- A. Review and consider approval of Partial Termination of Temporary Construction Easement Agreement by and among Green Valley East LLC, Aurora Highlands LLC, GVRE 470 LLC, SJSA Investments LLC, Aurora Highlands Holdings LLC, Aurora Tech Center Holdings LLC, GVR King Commercial LLC and the District (to be distributed).
- B. Review and consider approval of Temporary Construction License (Filing No. 4) by and between the District and the City of Aurora (to be distributed).
- C. Review and consider approval of Temporary Construction License (Filing No. 5) by and between the District and the City of Aurora (to be distributed).

IV. FINANCIAL MATTERS

- A. Discuss status of Lender funding requests and consider approval of payment of claims for operating costs, in the amount of \$13,149.15 (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 December 31, 2020, updated as of April 12, 2021 (enclosure).
- C. Discuss and consider approval of recommendation to The Aurora Highlands Community Authority Board (“**CAB**”) for acceptance of the CAB and District Engineer’s Report and Verification of Costs Associated with Public Improvements (Draw No. 34) Engineer’s Report and Verification of Costs No. 11 prepared by Schedio Group LLC (enclosure).

V. CAPITAL PROJECTS

- A. Discuss and consider approval of Draw Request No. 34, in the total amount of \$3,128,966.15*, prepared by the District’s accountant (enclosures - Draw Request No. 34 Summary and list of draw checks):

CAB (A Bonds)	\$ 2,303,741.34
CAB (B Bonds)	\$ 7,867.00
ARTA	\$ 786,971.26
ATEC	\$ 13,307.75
Developer	<u>\$ 17,078.80</u>
Total:	\$*3,128,966.15

* 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. 01** to Master Service Agreement (“**MSA**”) for Civil Engineering Services by and between the District and **Cage Engineering, Inc.** for District Collector Roadways and Pond (8540 EURV Preliminary and Final Engineering), in the amount of \$130,750.00.
- C. Discuss and consider Lender Commitment to fund and approval of **Change Order No. 01 to Work Order No. 01** to Construction Management Agreement by and between the District and **JHL Constructors, Inc.**, for Procurement of 60” Steel Transmission Line and 72” Casing Steel Pipe for Prairie Water Pipeline, in an amount to be determined, subject to approval of the Construction Committee.

- D. Discuss and consider Lender Commitment to fund and approval of **Work Order No. 02** to Construction Management Agreement by and between the District and **JHL Constructors, Inc.**, for Procurement and Installation of Landscape Fencing and Concrete Walls, in an amount to be determined, subject to approval of the Construction Committee.
- E. Discuss and consider Lender Commitment to fund and approval of **Change Order No. 01 to Task No. 01** to the MSA for Civil Engineering Services by and between the District and **Merrick & Company** for LOMR Submittal Phase 1 Trib T Improvements, in the amount of \$57,970.00, subject to approval of the Construction Committee.
- F. Discuss and consider Lender Commitment to fund and approval of **Change Order No. 02 to Task Order No. 09** to the MSA for Civil Engineering Services by and between the District and **Merrick & Company** for Construction Related Services - T&M (Meetings, RFI's, Submittals), in the amount of \$60,000.00, subject to approval of the Construction Committee.
- G. Discuss and consider Lender Commitment to fund and approval of **Task Order No. 11** to the MSA for Civil Engineering Services by and between the District and **Merrick & Company** for Miscellaneous Meetings and Exhibits, in the amount of \$10,000.00, subject to approval of the Construction Committee.

VI. ARTA MATTERS

- A. None.

VII. EXECUTIVE SESSION

- A. Convene in executive session pursuant to Section 24-6-402(4)(e)(I), 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.

VIII. OTHER BUSINESS

IX. ADJOURNMENT

THE NEXT REGULAR MEETING IS SCHEDULED FOR MAY 20, 2021.