

**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: May 20, 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_MzBkMDEwNTItZTMxOS00ZWE4LTlkYWMTmUzNTkyMjg5MzUy%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,,255271689# United States, Denver
Phone Conference ID: 255 271 689#

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 April 15, 2021 special meeting minutes (enclosure).

III. LEGAL MATTERS

- A. Discuss and consider adoption of Joint Amended and Restated Resolution of The Aurora Highlands Community Authority Board (“CAB”) and the District Establishing Project Procurement/Cost Verification and Cost Accounting Procedures (to be distributed).
- B. Discuss and consider approval of Proposed General 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.
- C. Discuss status of issuance of ARTA Bonds.
- D. 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.

IV. FINANCIAL MATTERS

- A. Discuss status of Lender funding requests and consider approval of payment of claims for operating costs, in the amount of \$22,697.39 (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 February 28, 2021 Financial Statements and cash position report dated February 28, 2021, updated as of May12, 2021 (enclosures).
- 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. 35) Engineer’s Report and Verification of Costs No. 12 prepared by Schedio Group LLC (enclosure).

V. CAPITAL PROJECTS

- A. Discuss and consider approval of Draw Request No. 35, in the total amount of \$2,515,692.84* prepared by the District’s accountant (enclosures - Draw Request No. 35 Summary and list of draw checks):

CAB (A Bonds)	\$ 1,980,166.20
CAB (B Bonds)	\$ 11,679.20
ARTA	\$ 523,263.64
ATEC	\$ 6,586.00
Developer	\$ <6,002.20>
Total:	\$*2,515,692.84

* 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 approval of **Work Order No. 02 to Construction Management Agreement (CMAR) with JHL Constructors, Inc.** for Project Area Grading, subject to approval of Construction Committee.
 - i. Discuss Work Order No. 02 Cost Allocation and confirm commitment to fund.

- C. Discuss and consider Lender Commitment to fund and approval of **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.**, subject to approval of the Construction Committee.
- D. Discuss and consider Lender Commitment to fund and approval of **MSA** for Design and Construction Support Services (ATEC Metropolitan Districts) by and between the District and **AECOM Technical Services, Inc.**, subject to approval of the Construction Committee.
- E. Discuss and consider Lender Commitment to fund and approval of **Task Order No. 22 to MSA** for Program Management, Design and Construction Support Services by and between the District and **AECOM Technical Services, Inc.**, for SWMP Plan for Overlot Grading South of Trib T, in the amount of \$297,381.00, subject to approval of the Construction Committee.
- F. Discuss and consider Lender Commitment to fund and approval of **Task Order No. 26 to MSA** for Program Management, Design and Construction Support Services by and between the District and **AECOM Technical Services, Inc.**, for Creststone Well Layout Section 28 NE Quad, in the amount of \$9,000.00, subject to approval of the Construction Committee.
- G. Discuss and consider Lender Commitment to fund and approval of **Change Order No. 01 to Task Order No. 06 to MSA** for Program Management, Design and Construction Support Services by and between the District and **AECOM Technical Services, Inc.**, for Site Grading Plan – True-Up Total Cost, in the amount of \$22,116.50, subject to approval of the Construction Committee.
- H. Discuss and consider Lender Commitment to fund and approval of **Task Order No. 27 to MSA** for Program Management, Design and Construction Support Services by and between the District and **AECOM Technical Services, Inc.**, for Coordination of Geotechnical Investigation for Over Excavation Areas, in the amount of \$9,000.00, subject to approval of the Construction Committee.
- I. Discuss and consider Lender Commitment to fund and approval of **Task Order No. 09 to MSA** for Program Management, Design and Construction Support Services by and between the District and **AECOM Technical Services, Inc.**, for 26th Avenue Concept Design Scope, in the amount of \$347,854.00, subject to approval of the Construction Committee.
- J. Discuss and consider Lender Commitment to fund and approve **Change Order No. 01 Service Agreement** for Landscape Consulting Services by and between the District and **Big West Consulting LLC** for January and February 2021 Services, in the amount of \$58,130.00, subject to approval of the Construction Committee.

- K. Discuss and consider Lender Commitment to fund and approval of **Change Order No. 04 to Task Order No. 02** to MSA for Civil Engineering Services by and between the District and **Beam Longest & Neff, LLC**, for Analysis of Scope of Services for I-70/Harvest Road Interchange – Phase I, in the amount of \$28,823.00, subject to approval of the Construction Committee.
- L. Discuss and consider Lender Commitment to fund and approval of **Task Order No. 32 to MSA** for Geotechnical Services by and between the District and **CTL Thompson, Inc.**, for the I-70 Interchange Design Report, in the amount of \$17,000.00, subject to approval of the Construction Committee.
- M. Discuss and consider Lender Commitment to fund and approval of **Task Order No. 33 to MSA** for Geotechnical Services by and between the District and **CTL Thompson, Inc.**, for Construction Observation and Materials Testing, P2 Entry Monument, in the amount of \$30,260.00, subject to approval of the Construction Committee.
- N. Discuss and consider Lender Commitment to fund and approval of **Task Order No. 34 to MSA** for Geotechnical Services by and between the District and **CTL Thompson, Inc.**, for Construction Observation and Materials Testing, Community Markers 5A and 5B, in the amount of \$4,877.00, subject to approval of the Construction Committee.
- O. Discuss and consider Lender Commitment to fund and approval of **Change Order No. 02 to Task Order No. 01** to the MSA for Civil Engineering Services by and between the District and **Felsburg Holt & Ullevig, Inc.** for Revised Scope of Work and Fee to Complete 100% Construction Documents for E-470 and 38th Avenue/TAH Parkway Interchange, in the amount of \$243,230.00, subject to approval of the Construction Committee.
- P. Discuss and consider Lender Commitment to fund and approval of **Change Order No. 02 to the Construction Agreement** by and between the District and **Golden Triangle Construction, Inc.** for Entry Monument P2 (Monument Sign and Electrical Revisions), in the amount of \$30,408.00, subject to approval of the Construction Committee.
- Q. Discuss and consider Lender Commitment to fund and approval of **Change Order No. 03 to the Construction Agreement** by and between the District and **Golden Triangle Construction, Inc.** for Entry Monument P2 (Revisions to the Downspouts per RFI-024), in the amount of \$18,378.00, subject to approval of the Construction Committee.

- R. Discuss and consider Lender Commitment to fund and approval of **Change Order No. 04** to the **Construction Agreement** by and between the District and **Golden Triangle Construction, Inc.** for Entry Monument P2 (Costs Associated with Parging All Exposed CMU and Match Stucco), in the amount of \$11,472.00, subject to approval of the Construction Committee.
- S. Discuss and consider Lender Commitment to fund and approval of **Change Order No. 05** to the **Construction Agreement** by and between the District and **Golden Triangle Construction, Inc.** for Entry Monument P2 (Switch from Damp Proofing to Waterproofing at the Above-Ground Planters), in the amount of \$13,848.00, subject to approval of the Construction Committee.
- T. Discuss and consider Lender Commitment to fund and approval of **Change Order No. 06** to the **Construction Agreement** by and between the District and **Golden Triangle Construction, Inc.** for Entry Monument P2 (Furnish and Install Outlet on North Stucco Wall to Provide Power for Christmas Décor), in the amount of \$2,434.00, subject to approval of the Construction Committee.
- U. Discuss and consider Lender Commitment to fund and approval of **Change Order No. 07** to the **Construction Agreement** by and between the District and **Golden Triangle Construction, Inc.** for Entry Monument P2 (Provide Hinged Access Panel with Keyed Lock to Provide Access in between Signage Wall), in the amount of \$2,714.00, subject to approval of the Construction Committee.
- V. Discuss and consider Lender Commitment to fund and approval of **Change Order No. 08** to the **Construction Agreement** by and between the District and **Golden Triangle Construction, Inc.** for Entry Monument P2 (PCR #8, PCR #9, PCR #10, PCR #11 and PCR #12), in the amount of \$54,115.00, subject to approval of the Construction Committee.
- W. Discuss and consider Lender Commitment to fund and approval of **Change Order No. 50** to the **Construction Agreement** by and between the District and **JHL Constructors, Inc.** for Trib T Infrastructure and Mainstreet P3 (YESCO to Furnish and Install Architectural Enhancements at Main Street and NS Collector Bridges at North Main Entry Monument), in the amount of \$155,101.19, subject to approval of the Construction Committee.
- X. Discuss and consider Lender Commitment to fund and approval of **Change Order No. 01 to Task Order No. 2** to the **MSA** for Subsurface Utility Engineering by and between the District and **Lamb-Star Engineering, L.P.** for Performance of 16 Additional Test Holes, in the amount of \$33,882.00, subject to approval of the Construction Committee.

- Y. Discuss and consider Lender Commitment to fund and approval of **Change Order No. 01 to Task Order No. 15** to the **MSA** for Planning and Landscape Architecture Services by and between the District and **Norris Design, Inc.** for Neighborhood Park #1 (School/Park), in the amount of \$13,000.00, subject to approval of the Construction Committee.
- Z. Discuss and consider Lender Commitment to fund and approval of **Task Order No. 27** to the **MSA** for Planning and Landscape Architecture Services by and between the District and **Norris Design, Inc.** for ARTA/I-70 Interchange Concepts, in the amount of \$11,200.00, subject to approval of the Construction Committee.
- AA. Discuss and consider Lender Commitment to fund and approval of **Change Order No. 02 to Task Order No. 01** to **MSA** for District Engineering Services, by and between the District and **Schedio Group LLC**, for Time and Materials, in the amount of \$100,000.00, subject to approval of the Construction Committee.
- BB. Discuss and consider Lender Commitment to fund and approval of **Change Order No. 03 to Task Order No. 01** to **MSA** for District Engineering Services, by and between the District and **Schedio Group LLC**, for AACMD/ARTA Cost Verification, in the amount of \$706,521.00, subject to approval of the Construction Committee.
- CC. Discuss and consider Lender Commitment to fund and approval of **Change Order No. 01** to the **Service Agreement** for Program Management (Executive Advisor for the Advancement of Interstate, Tollway, Rail and Regional Transportation Solutions) by and between the District and **Summit Strategies, Inc.** for Time and Materials, in the amount of \$688,800.00, subject to approval of the Construction Committee.
- DD. Discuss and consider Lender Commitment to fund and approval of **Change Order No. 02** to the **Service Agreement** for Program Management (Executive Advisor for the Advancement of Interstate, Tollway, Rail and Regional Transportation Solutions) by and between the District and **Summit Strategies, Inc.** for Term Extension, in the amount of \$750,000.00, subject to approval of the Construction Committee.
- EE. Discuss and consider Lender Commitment to fund and approval of **MSA** for Architectural Design Consulting Services, by and between the District and **Woodley Architectural Group, Inc.**, subject to approval of the Construction Committee.
- FF. Discuss and consider Lender Commitment to fund and approval of **Task Order No. 1** to **MSA** for Architectural Design Consulting Services, by and between the District and **Woodley Architectural Group, Inc.** for Invoice # 20-00489, in the amount of \$10,016.88, subject to approval of the Construction Committee.

- GG. Discuss and consider Lender Commitment to fund and approval of **Task Order No. 2 to MSA** for Architectural Design Consulting Services, by and between the District and **Woodley Architectural Group, Inc.**, in an amount to be determined, subject to approval of the Construction Committee.

VI. ARTA MATTERS

- A. Other.

VII. OTHER BUSINESS

VIII. ADJOURNMENT

THE NEXT REGULAR MEETING IS SCHEDULED FOR JUNE 17, 2021.