

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

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

NOTICE OF A REGULAR 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: **February 17, 2022**
TIME: **1:00 P.M.**
PLACE: **Construction Trailer (formerly Information Center)
3900 E. 470 Beltway
Aurora, CO 80019**

THERE WILL BE AT LEAST ONE PERSON PRESENT AT THE ABOVE-REFERENCED PHYSICAL LOCATION. THIS DISTRICT BOARD MEETING WILL ALSO BE ACCESSIBLE 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/96576976056?pwd=NjFiQ25pVnAzSE80WFpGWnJMaTNqUT09>

Meeting ID: 965 7697 6056
Passcode: 800276
One tap mobile
1-253-215-8782,*800276#

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.

- Review and consider approval of January 20, 2022 special meeting minutes (enclosure).

III. FINANCIAL MATTERS

- A. Consider approval of payment of claims for operating costs, in the amount of \$58,003.34 (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, 2021, updated as of February 11, 2022 (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. 44 Engineer’s Report and Verification of Costs No. 22 prepared by Schedio Group LLC (enclosure).
- D. 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, In-Tract Improvements / In Tract Home Builder Expenses + Draw 42, Engineer’s Report and Verification of Costs No. 4 prepared by Schedio Group LLC (enclosure).

IV. CAPITAL PROJECTS

- A. Discuss and acknowledge funding sources in the total amount of \$2,746,677.00* prepared by the District’s accountant (enclosures - summary and list of checks):

CAB (A Bonds)	\$ 2,209,093.87
CAB (B Bonds)	\$ 49,362.75
ARTA	\$ 340,272.12
ATEC	\$ 147,948.26
Developer	\$ 0
Total:	<u><u>\$*2,746,677.00</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 approval of **Task Order No. 03** to **Master Service Agreement (“MSA”)** for Program Management, Design and Construction Support Services (ATEC Projects) by and between the District and **AECOM Technical Services, Inc.**, for Utility Modeling for Land Use Changes (Time and Materials), in the amount of \$238,092.00, subject to approval of the Construction Committee.
- C. Discuss and consider approval of **Task Order No. 12** to **MSA** for Program Management, Design and Construction Support Services (Aerotropolis Regional Transportation Authority (“ARTA”) Projects) by and between the District and **AECOM Technical Services, Inc.**, for 48th Avenue from E-470 to Aerotropolis Parkway (Time and Materials), in the amount of \$2,874,787.00, subject to approval of the Construction Committee.
- D. Discuss and consider approval of **Change Order No. 01** to **Task Order No. 01** to **MSA** for Program Management, Design and Construction Support Services (ATEC) by and between the District and **AECOM Technical Services, Inc.**, for Crestone Oil Well (Time and Materials), in the amount of \$24,450.00, subject to approval of the Construction Committee.
- E. Discuss and consider approval of **Change Order No. 13** to the **Construction Agreement** by and between the District and **BrightView Landscape Development, Inc.**, for Landscape, Hardscape and Monumentation (Increase to Height of Colloidal Walls South Clocktower), in the amount of \$15,189.00, subject to approval of the Construction Committee.

- F. Discuss and consider approval of **Change Order No. 15** to the **Construction Agreement** by and between the District and **BrightView Landscape Development, Inc.**, for Landscape, Hardscape and Monumentation (Credit for Nine Austrian Pine Trees), in the deductive amount of (\$4,500.00), subject to approval of the Construction Committee.

- G. Discuss and consider approval of **Change Order No. 02** to **Task Order No. 16** to **MSA** for Survey Services by and between the District and **CTL Thompson, Inc.**, for Main Street, Phase 2, 42nd Phase 1 and Aurora Boulevard Phase 1 (Cost of Work Exceeding Task Order and Future Work), in the amount of \$22,669.00, subject to approval of the Construction Committee.

- H. Discuss and consider approval of **Change Order No. 01** to **Task Order No. 18** to **MSA** for Survey Services by and between the District and **CTL Thompson, Inc.**, for Main Street, Phase 1 (Northbound Lane) (Cost of Work Exceeding Task Order and Future Work), in the amount of \$56,327.00, subject to approval of the Construction Committee.

- I. Discuss and consider approval of **Change Order No. 01** to **Task Order No. 19** to **MSA** for Survey Services by and between the District and **CTL Thompson, Inc.**, for 42nd Avenue, Phase 2, NS Collector and TAH Parkway Water Construction Testing (Cost of Work Exceeding Task Order and Future Work), in the amount of \$48,859.00, subject to approval of the Construction Committee.

- J. Discuss and consider approval of **Change Order No. 01** to **Task Order No. 25** to **MSA** for Survey Services by and between the District and **CTL Thompson, Inc.**, for Tributary T and Main Street Phase 3 (Cost of Work Exceeding Task Order and Future Work), in the amount of \$105,781.00, subject to approval of the Construction Committee.

- K. Discuss and consider approval of **Change Order No. 02** to the **Construction Management Agreement (CMAR)** by and between the District and **JHL Constructors, Inc.** for 36" Water Line Tie-Ins & Irrigation Taps (Survey for Area J and Replacement of Damaged Hydrant), in the amount of \$7,254.21, subject to approval of the Construction Committee.

- L. Discuss and consider approval of **Change Order No. 02** to the **Construction Management Agreement (CMAR)** by and between the District and **JHL Constructors, Inc.** for Section 30 Mass Grading (Bridgewater District Mass Grading), the amount of \$242,782.95, subject to approval of the Construction Committee.
- M. Discuss and consider approval of **Change Order No. 02** to the **Construction Management Agreement (CMAR)** by and between the District and **JHL Constructors, Inc.** for 38th Parkway (Added Guard Rail to Temporary Gas Line Bridge), in the amount of \$32,901.00, subject to approval of the Construction Committee.
- N. Discuss and consider approval of **Change Order No. 02** to the **Construction Management Agreement (CMAR)** by and between the District and **JHL Constructors, Inc.** for Southbound Main Street (Electrical Revisions per Approved Curb Cut Designs), in the amount of \$16,535.57, subject to approval of the Construction Committee.
- O. Discuss and consider approval of **Change Order No. 03 to Work Order No. 09** to the **Construction Management Agreement (CMAR)** by and between the District and **JHL Constructors, Inc.** for Southbound Main Street (Paving at Main Street Phase 1, Phase 2, 42nd Phase 1 and Aura Blvd.), in the amount of \$29,947.36, subject to approval of the Construction Committee.
- P. Discuss and consider approval of **Change Order No. 01 to Work Order No. 11** to the **Construction Management Agreement (CMAR)** by and between the District and **JHL Constructors, Inc.** for Frac Tank Rental for Temp Site Watering (Credit for Usage through 9/22/21), in the deductive amount of (\$18,075.00), subject to approval of the Construction Committee.
- Q. Discuss and consider approval of **Work Order No. 12** to the **Construction Management Agreement (CMAR)** by and between the District and **JHL Constructors, Inc.** for Center Roundabout Monument, in the amount of \$475,419.00, subject to approval of the Construction Committee.

- R. Discuss and consider approval of **Change Order No. 69** to the **Construction Management Agreement (CMAR)** by and between the District and **JHL Constructors, Inc.** for Tributary T Aurora Parkway Phase 3 and Main Street Phase 3 (Additional Scope of Work added to Merrick Drawings from Revision 5 to Revision 6 in RFI-177 and Merrick Revision 6 Drawings), in the amount of \$67,332.58, subject to approval of the Construction Committee.

- S. Discuss and consider approval of **Change Order No. 70** to the **Construction Management Agreement (CMAR)** by and between the District and **JHL Constructors, Inc.** for Tributary T Aurora Parkway Phase 3 and Main Street Phase 3 (Earthwork for Landscape Mounds along EB and WB TAH Parkway per Tributary T Landscape Berm Plan), in the amount of \$117,913.59, subject to approval of the Construction Committee.

- T. Discuss and consider approval of **Change Order No. 03 to Task Order No. 03** to the **MSA** for Subsurface Utility Engineering by and between the District and **Lamb-Star Engineering, LLC** for Additional 11 QL-A Test Holes in the area of 38th Avenue and Future E-470 Interchange, in the amount of \$22,824.00, subject to approval of the Construction Committee.

- U. Discuss and consider approval of **Change Order No. 23** to the **Construction Agreement** by and between the District and **Stormwater Risk Management, LLC** for 42nd Avenue Phase 2 and NS Collector EWEC (Back of Curb Control in Tributary to Address City Violations / Region 2 Re-Stabilization Back of Walk at 42nd Avenue Phase), in the amount of \$6,038.38, subject to approval of the Construction Committee.

- V. Discuss and consider approval of **Change Order No. 24** to the **Construction Agreement** by and between the District and **Stormwater Risk Management, LLC** for 42nd Avenue Phase 2 and NS Collector EWEC (Installation of Rock Socks), in the amount of \$2,711.25, subject to approval of the Construction Committee.

- W. Discuss and consider approval of **Change Order No. 25** to the **Construction Agreement** by and between the District and **Stormwater Risk Management, LLC** for 42nd Avenue Phase 2 and NS Collector EWEC (Back Charge for Damaging Fire Hydrant Installed in Area A by JHL and Final Stabilization of the North Community Marker), in the deductive amount of (\$3,593.75), subject to approval of the Construction Committee.

- X. Discuss and consider approval of **Short Form Construction Agreement** by and between the District and **SRM Holdings, LLC**, in the amount of \$1,394,955.00, subject to approval of the Construction Committee.

V. LEGAL MATTERS

- A. Discuss status of Second Amended and Restated Service Plan.
- B. Discuss and consider approval of Temporary Construction and Access Easement Agreement by and between the District and The Phillips Family Trust, with consideration not to exceed \$100,000 (enclosure).
- C. Discuss status of proposed Terms for Cooperative Agreement Regarding Construction of The Aurora Highlands Parkway by and between ARTA, the District and East Cherry Creek Valley Water & Sanitation District and authorize execution of same.
 - 1. If necessary, 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.

VI. ARTA MATTERS

- A. Other.

VII. OTHER BUSINESS

VIII. ADJOURNMENT

THE NEXT REGULAR MEETING IS SCHEDULED FOR MARCH 17, 2022.