

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

8390 East Crescent Parkway, Suite 300

Greenwood Village, CO 80111

Phone: 303-779-5710

<https://www.theaurorahighlandscommunity.org>

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: **March 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 February 17, 2022 special meeting minutes (enclosure).

III. FINANCIAL MATTERS

- A. Consider approval of payment of claims for operating costs, in the amount of \$41,888.70 (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 January 31, 2022, updated as of March 14, 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. 45 Engineer’s Report and Verification of Costs No. 23 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, Engineer’s Report and Verification of Costs No. 5 prepared by Schedio Group LLC (enclosure).

IV. CAPITAL PROJECTS

- A. Discuss and acknowledge funding sources in the total amount of \$1,732,412.71* prepared by the District’s accountant (enclosures - summary and list of checks):

CAB (A Bonds)	\$ 1,267,411.87
CAB (B Bonds)	\$ (30,752.12)
ARTA	\$ 435,961.21
ATEC	\$ 4,838.50
Developer	\$ 54,953.25
Total:	<u><u>\$*1,732,412.71</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. 05** to **Master Service Agreement (“MSA”)** for Project Support and Review Services by and between the District and **AECOM Technical Services, Inc.**, for TAH Pkwy/Tributary T Change Order and CMAR Review, in the amount of \$110,500.00, subject to approval of the Construction Committee.
- C. Discuss and consider approval of **Task Order No. 10** 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 26th Avenue from E-470 to Aerotropolis Parkway (Time and Materials), in the amount of \$2,471,802.00, subject to approval of the Construction Committee.
- D. Discuss and consider approval of **Task Order No. 12** to **MSA** for Program Management, Design and Construction Support Services (ARTA Projects) by and between the District and **AECOM Technical Services, Inc.**, for Geotechnical Boring Report for 16’ Waterline under E-470 (Time and Materials), in the amount of \$56,943.00, subject to approval of the Construction Committee.
- E. Discuss and consider approval of **Task Order No. 13** to **MSA** for Program Management, Design and Construction Support Services (ARTA Projects) by and between the District and **AECOM Technical Services, Inc.**, for Geotechnical Boring Report for 16’ Waterline under E-470 (Time and Materials), in the amount of \$56,943.00, subject to approval of the Construction Committee.

- F. Discuss and consider approval of **Change Order No. 01 to Task Order No. 46 to MSA** for Survey Services by and between the District and **Aztec Consultants, Inc.**, for Filing No. 9 – Professional Services, in the amount of \$6,225.00, subject to approval of the Construction Committee.
- G. Discuss and consider approval of **Change Order No. 07 to Task Order No. 02 to MSA** for Civil Engineering Services by and between the District and **Beam Longest & Neff, LLC**, for Interchange Final Design Supplement, in the amount of \$119,930.00, subject to approval of the Construction Committee.
- H. Discuss and consider approval of **Change Order No. 01 to Task Order No. 04 to MSA** for Civil Engineering Services by and between the District and **Beam Longest & Neff, LLC**, for Interchange Final Design Supplement, in the amount of \$311,431.00, subject to approval of the Construction Committee.
- I. Discuss and consider approval of **Change Order No. 02 to Task Order No. 04 to MSA** for Civil Engineering Services by and between the District and **Beam Longest & Neff, LLC**, for Interchange Final Design Supplement, in the amount of \$42,519.00, subject to approval of the Construction Committee.
- J. Discuss and consider approval of **Change Order No. 02 to Task Order No. 14 to MSA** for Geotechnical Services by and between the District and **CTL Thompson, Inc.**, for F1 Tributary T Structural Testing, in the amount of \$1,783.88, subject to approval of the Construction Committee.
- K. Discuss and consider approval of **Change Order No. 01 to Task Order No. 39 to MSA** for Geotechnical Services by and between the District and **CTL Thompson, Inc.**, for Geotechnical Investigation / Roundabout Monument Testing, in the amount of \$2,500.00, subject to approval of the Construction Committee.
- L. Discuss and consider approval of **Change Order No. 04 to Task Order No. 01 to MSA** for Civil Engineering Services by and between the District and **Felsburg Holt & Ullevig, Inc.**, for Additional Fees for Meetings with City, Water District and E-470 and Additional Design Work, in the amount of \$44,890.00, subject to approval of the Construction Committee.
- M. Discuss and consider approval of **Change Order No. 03 to the Construction Management Agreement (CMAR)** by and between the District and **JHL Constructors, Inc.** for 38th Parkway (Winter Weather Protection / Credit for

Unused Funds), in the deductive amount of (\$13,548.00), subject to approval of the Construction Committee.

- N. Discuss and consider approval of **Change Order No. 01 to Work Order No. 10** to the **Construction Management Agreement (CMAR)** by and between the District and **JHL Constructors, Inc.** for Bridgewater Filing 10 Wet Utilities (Remove Domestic Water and Sanitary Services from Contract), in the deductive amount of (\$226,118.00), subject to approval of the Construction Committee.
- O. Discuss and consider approval of **Change Order No. 04 to Work Order No. 09** to the **Construction Management Agreement (CMAR)** by and between the District and **JHL Constructors, Inc.** for Southbound Main Street (Credit for Unused Funds related to Dry Utilities Sleeving), in the deductive amount of (\$93,810.00), subject to approval of the Construction Committee.
- P. Discuss and consider approval of **Change Order No. 71** 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 (ECCV Waterline Overburden Excavation, Temporary Support and Protection of New Waterline / Removal of ECCV Easement Berm), in the amount of \$18,442.23, subject to approval of the Construction Committee.
- Q. Discuss and consider approval of **Task Order** to **MSA** for Program Management Services by and between the District and **Matrix Design Group, Inc.**, for Operations and Maintenance Planning and Budgeting, in an amount not to exceed \$25,000.00, subject to approval of the Construction Committee.
- R. Discuss and consider approval of **Change Order No. 26** to the **Construction Agreement** by and between the District and **Stormwater Risk Management, LLC** for 42nd Avenue Phase 2 and NS Collector EWEC (Cost to Stabilize Area Around Clocktower), in the amount of \$1,969.88, subject to approval of the Construction Committee.

V. LEGAL MATTERS

- A. Discuss status of Second Amended and Restated Service Plan.
- B. Update regarding status of May 3, 2022 Regular Election.

- C. Consider approval of form of Irrigation (Water) Service Connection Fee Allocation Agreement by and between the District and the City of Aurora by and through its Utility Enterprise.
- D. Review and consider approval of Temporary Access Easement Agreement by and between Grimm Farms LLC and the District (enclosure).
- E. Discuss Second Amended and Restated Inclusion Agreement (Aurora Tech Center Holdings, LLC / Aurora Tech Center Development, LLC / Property East of Powhaton) by and between the District, Aurora Tech Center Holdings, LLC and Aurora Tech Center Development, LLC.
- F. Discuss Second Amended and Restated Inclusion Agreement (GVR King Commercial, LLC / Property East of Powhaton) by and between the District, GVR King Commercial, LLC and Aurora Tech Center Development, LLC.
- G. Acknowledge District and East Cherry Creek Valley Water and Sanitation District Overlap Area Consent Agreement (The Aurora Highlands Parkway and Pedestrian Pathway) by and between the District and East Cherry Creek Valley Water and Sanitation District (enclosure).
- H. Acknowledge Settlement Agreement by and between ARTA, the District, Green Valley East LLC, GVR King LLC, Aurora Highlands Holdings LLC, the CAB, the City of Aurora and East Cherry Creek Valley Water and Sanitation District (enclosure).
 - 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. EXECUTIVE SESSION

IX. ADJOURNMENT

THE NEXT REGULAR MEETING IS SCHEDULED FOR APRIL 21, 2022.