

**NOTICE OF SPECIAL MEETING OF
THE AEROTROPOLIS AREA COORDINATING METROPOLITAN DISTRICT**

NOTICE IS HEREBY GIVEN that the Board of Directors (the “Board”) of the Aerotropolis Area Coordinating Metropolitan District (the “District”), in the City of Aurora, Adams County, Colorado, will conduct a special meeting on Monday, January 25, 2021 at 3:00 p.m. at the Information Center, 3900 E. 470 Beltway, Aurora, CO 80019. There will be one person in attendance at the referenced physical meeting 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, THE AUTHORITY 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/94124491114?pwd=UGQzdFNjYzFWVjZCOFRrZjhoS1pjZz09>

Meeting ID: 941 2449 1114

Passcode: 335703

Or dial In:

+1 312 626 6799

The District will take up such business as may be before the Board, including the items listed on the attached Agenda. The meeting is open to the public, and members of the public are encouraged to participate by video enabled web conference.

This notice is given by order of the Board.

AEROTROPOLIS AREA COORDINATING METROPOLITAN
DISTRICT

By: /s/ Matt Hopper
President of the District

I, Kathy Suazo, hereby certify that a copy of the foregoing Notice of Special Meeting was posted on the authority website at least 24 hours prior to the meeting.

Kathy Suazo

**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: **January 25, 2021**
TIME: **3:00 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:

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I. ADMINISTRATIVE MATTERS

A. Present disclosures of potential conflicts of interest.

- B. Confirm Quorum, location of meeting and posting of meeting notices. Approve Agenda.
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- 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.
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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 December 23, 2020 special meeting minutes (enclosure).
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III. LEGAL MATTERS

- A. Discuss public and executive session meeting procedure. Discuss and consider adoption of Resolution Providing Policy Regarding Recording of Public and Executive Session Meetings (enclosure).
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- B. Discuss and consider approval of Resolution Regarding Colorado Open Records Act Requests (enclosure).
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- C. Discuss and consider approval of Resolution Regarding the Retention and Disposal of Public Records and Adopting a Public Records Retention Schedule (enclosure).
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- D. Discuss 2021 Draw processing schedule.
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IV. FINANCIAL MATTERS

- A. Discuss status of Lender funding requests and consider approval of payment of claims for operating costs, in the amount of \$80,433.95 (numbers based upon information available at time of preparation of Agenda, final numbers to be presented by accountant at meeting) (enclosed).
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- B. Review and accept schedule of unaudited financial statements dated November 30, 2020 (to be distributed) and cash position report dated November 30, 2020, updated as of January 20, 2021 (enclosure).
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- 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. 31) Engineer’s Report and Verification of Costs No. 8 prepared by Schedio Group LLC (enclosure).
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V. CAPITAL PROJECTS

- A. Discuss and consider approval of Draw Request No. 31, in the total amount of \$4,256,990.28*, prepared by the District’s accountant (to be distributed- Draw Request No. 31 Summary and list of draw checks):

CAB (A Bonds)	\$ 2,880,770.69
CAB (B Bonds)	\$ 40,288.34
ARTA	\$ 1,317,422.25
ATEC	\$ 18,509.00
Developer	<u>\$ 0</u>
Total:	<u>\$*4,256,990.28</u>

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

Capital Projects:

B. Discuss and consider Lender Commitment to fund and approval of **Task Order** to Master Service Agreement (“**MSA**”) for Program Management, Design, and Construction Support Services by and between the District and **AECOM Technical Services, Inc.** for January Program Management Services, subject to approval of the Construction Committee.

C. Discuss and consider Lender Commitment to fund and approval of **Change Order No. 02** to Construction Agreement by and between the District and **Concrete Curb & Paving, LLC** for 42nd P2 NS Collector Parkway (Concrete Weather Protection) in the amount of \$7,365.70, subject to approval of the Construction Committee.

D. Discuss and consider Lender Commitment to fund and approval of **Change Order No. 03** to Construction Agreement by and between the District and **Concrete Curb & Paving, LLC** for 42nd P2 NS Collector Pkwy (Permit Reimbursement, Snow Removal, and Trickle Channel Removal) in the amount of \$17,594.51, subject to the approval of the Construction Committee.

E. 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 I-70 Interchange Design Report in the amount of \$17,000.00, subject to approval of the Construction Committee.

F. 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.

- G. 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.
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- H. Discuss and consider Lender Commitment to fund and approval of **Change Order No. 03** to the Construction Agreement by and between the District and **DCB Construction Company, Inc.** for Entry Monument 5A and 5B (Winter Protection) in the amount of \$1,459.00, subject to approval of the Construction Committee.
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- I. Discuss and consider Lender Commitment to fund and approval of **Change Order No. 05** to Construction Agreement by and between the District and **Dynalectric Company** for TAH Filing 1 Lighting (Relocation of Equipment and Materials) in the amount of \$6,777.00, subject to approval of the Construction Committee.
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- J. Discuss and consider Lender Commitment to fund and approval of **Change Order No. 06** to Construction Service Agreement by and between the District and **Dynalectric Company** for TAH Filing 1 Lighting (Installation of Temporary Light Poles and Solar Light Fixtures) in the amount of \$43,178.38, subject to approval of the Construction Committee.
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- K. Discuss and consider Lender Commitment to fund and approval of **Change Order No. 07** to Construction Agreement by and between the District and **Golden Triangle Construction, Inc.** for Entry Monument P2 (Hinged Access Panel – per RFI #27) in the amount of \$2,714.00, subject to approval of the Construction Committee.
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- L. Discuss and consider approval of **Change Order No. 07** to Construction Agreement by and between the District and **Iron Woman Construction and Environmental Services, LLC** for E470 and 38th Place P1 (Work Performed by Other Contractors) in the deductive amount of (\$90,651.93), subject to approval of the Construction Committee.
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- M. Discuss and consider approval of **Change Order No. 12** to Construction Agreement by and between the District and **Iron Woman Construction and Environmental Services, LLC** for Main Street P1-2, 42nd Ave P1 & Aura Blvd P1 (Relocating Edge Drain, Winter Protection and Quantity Reconciliation for Work Performed) in the deductive amount of (\$10,370.45), subject to approval of the Construction Committee.
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- N. Discuss and consider approval of **Change Order No. 02** to Construction Agreement by and between the District and **Iron Woman Construction and Environmental Services, LLC** for 38th Place Utilities and Paving in the deductive amount of (\$90,651.93), subject to approval of the Construction Committee.
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- O. Discuss and consider Lender Commitment to fund approval of **Change Order No. 8** to Construction Agreement by and between the District and **Iron Woman Construction and Environmental Services, LLC** for E470 and 38th Place P1 in the amount of \$90,651.93, subject to approval of the Construction Committee.
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- P. Discuss and consider Lender Commitment to fund and approval of **Change Order No. 01 to Task Order No. 01** to MSA for Limited Construction Management Services by and between the District and **JHL Constructors, Inc.**, for Construction Management Services for September 28 - December 31, 2020 in the amount of \$349,229.92, subject to approval of the Construction Committee.
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- Q. Discuss and consider Lender Commitment to fund and approval of **Task Order** to MSA for Limited Construction Management Services by and between the District and **JHL Constructors, Inc.** for January Construction Management Services, subject to approval of the Construction Committee.
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- R. Discuss and consider Lender Commitment to fund and approval of **Change Order No. 25** to Construction Agreement by and between the District and **JHL Constructors, Inc.**, for Trib T Aurora Pkwy P3 and Main St P3 (Additional Electrical Sleeving) in the amount of \$301,605.12, subject to approval of the Construction Committee.
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- S. Discuss and consider Lender Commitment to fund and approval of **Change Order No. 26** to Construction Agreement by and between the District and **JHL Constructors, Inc.**, for Trib T Aurora Pkwy P3 and Main St P3 (Miscellaneous Change Orders – Fencing, etc.) in the amount of \$102,600.45, subject to approval of the Construction Committee.
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- T. Discuss and consider Lender Commitment to fund and approval of **Change Order No. 27** to Construction Agreement by and between the District and **JHL Constructors, Inc.**, for Trib T Aurora Pkwy P3 and Main St P3 (Miscellaneous Change Orders – Grading, etc.) in the amount of \$187,973.34, subject to approval of the Construction Committee.
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- U. Discuss and consider Lender Commitment to fund and approval of **Change Order No. 29** to Construction Agreement by and between the District and **JHL Constructors, Inc.**, for Trib T Aurora Pkwy P3 and Main St P3 (Reconcile Changes to Scope) in the amount of \$1,478,306.92, subject to approval of the Construction Committee.
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- V. Discuss and consider Lender Commitment to fund and approval of **Change Order No. 30** to Construction Agreement by and between the District and **JHL Constructors, Inc.**, for Trib T Aurora Pkwy P3 and Main St P3 (Fence Installation) in the amount of \$46,657.33, subject to approval of the Construction Committee.
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- W. Discuss and consider Lender Commitment to fund and approval of **Change Order No. 31** to Construction Agreement by and between the District and **JHL Constructors, Inc.**, for Trib T Aurora Pkwy P3 and Main St P3 (Tributary Seeding) in the amount of \$95,677.83, subject to approval of the Construction Committee.
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- X. Discuss and consider Lender Commitment to fund and approval of **Change Order No. 32** to Construction Agreement by and between the District and **JHL Constructors, Inc.**, for Trib T Aurora Pkwy P3 and Main St P3 (Main Street Seeding) in the amount of \$84,360.23, subject to approval of the Construction Committee.
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- Y. Discuss and consider Lender Commitment to fund and approval of **Task Order** to MSA for Planning and Landscape Architecture Services by and between the District and **Norris Design, Inc.** for Community Feature (Round-a-Bout), in the amount of \$16,500, subject to approval of the Construction Committee.
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- Z. Discuss and consider Lender Commitment to fund and approval of **Change Order No. 13** to Construction Agreement by and between the District and **Wagner Construction, Inc. – Colorado** for 42nd Avenue P2 and NS Collector Pkwy Waterline in the amount of \$18,000, subject to approval of the Construction Committee.
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- AA. Presentation by Construction Manager concerning projects at substantial completion and close-out of Construction Agreements.
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- i. Consider recommendation of Construction Manager and direction to publish Notice of Final Payment and related authorization for release of final retainage for completed Construction Agreements.
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- BB. Presentation by AECOM Technical Services, Inc. regarding 2021 Construction and Design Master Schedule and Master Budget.
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VI. ARTA MATTERS

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 FEBRUARY 18, 2021.