

RECORD OF PROCEEDINGS

MINUTES OF A SPECIAL MEETING OF
THE BOARD OF DIRECTORS OF THE
AEROTROPOLIS REGIONAL TRANSPORTATION AUTHORITY
HELD
JUNE 23, 2021

A special meeting of the Board of Directors (the “Board”) of the Aerotropolis Regional Transportation Authority (the “Authority”) was held on Wednesday, June 23, 2021, at 11:00 a.m. Due to the current events and advice from local, state and federal jurisdictions related to COVID-19, this meeting was held via Microsoft Teams.

ATTENDANCE

Directors In Attendance Were:

Matthew Hopper, Chairman
Dave Gruber, Vice-Chairman
Steve O’Dorisio, Treasurer
Curtis Gardner, Secretary

The absence of Director Tedesco was excused.

Also In Attendance via Microsoft Teams Were:

Lisa Johnson and Nic Carlson; CliftonLarsonAllen LLP
Rick Gonzales; Marchetti & Weaver LLC
Tom George and Nicole Detweiler; Spencer Fane LLP
Jon Hoistad; McGeady Becher P.C.
Jim Mann; Ehlers
Jason Batchelor, Michelle Gardner and Brian Rulla; City of Aurora
Tony DeVito and Tony Felitsky; AECOM
Michael Baldwin Sr. and Aliraza Hassan; Jefferies LLC

ADMINISTRATIVE MATTERS

Call to Order: Chairman Hopper called the meeting to order at 11:13 a.m.

Disclosures of potential conflicts of interest: It was noted that disclosures have been filed.

The Board acknowledged the appointment of Curtis Gardner as the City of Aurora’s alternate Board Member and the City’s 2nd member to the ARTA Board.

Quorum, location of meeting, posting of meeting notices, and agenda: It was noted that a quorum was present. The location of the meeting and the posting of meeting notices were confirmed. Upon a motion duly made by Vice-Chairman Gruber, seconded by Treasurer O’Dorisio and, upon vote, unanimously carried, the Board approved the agenda as amended.

RECORD OF PROCEEDINGS

Appointment of Curtis Gardner: Upon a motion duly made by Vice-Chairman Gruber, seconded by Treasurer O’Dorisio and, upon vote, unanimously carried, the Board appointed Curtis Gardner as Secretary.

Public Comment: There were no public comments.

CONSENT AGENDA

Minutes from the May 26, 2021 Special Board Meeting: Upon a motion duly made by Vice-Chairman Gruber, seconded by Treasurer O’Dorisio and, upon vote, unanimously carried, the Board approved the Consent Agenda as presented.

ENGINEERING / CONSTRUCTION MATTERS

Progress report from AACMD regarding the design and construction of the Authority’s Regional Transportation System, and discussion and possible action concerning the same: Mr. DeVito presented the AACMD Progress Report to the Board.

ARTA Project Status:

- Infrastructure work approaching completion on: TAH Parkway/Northbound Main St/42 Ave/Reserve Blvd and H St (formerly Hogan Park St).
- Paving has been completed on:
 - TAH Parkway from Main to Denali
 - NB Main St from 26th Ave to 42nd, NB side final SMA complete from 26th Ave to south of Pkwy, temporary top mat placed from south of Pkwy to 42nd Ave.
 - 42nd from Main to Reserve Blvd
 - Denali from 42nd to roundabout at TAH Parkway.
 - Reserve Blvd from 38th Pkwy to 42nd
 - H St (formerly Hogan Park Blvd) from 38th Pkwy to TAH Pkwy
- Sidewalk and trail construction are ongoing along 42nd Ave east of Denali, Reserve Blvd, and H St with scheduled completion by mid May 2021.
- Construction continues for TAH Pkwy (bridge structures including H St. bridge) east of Denali and Tributary T channel grading and drainage, water quality ponds, concrete trail. TAH Pkwy and Tributary T scheduled substantial completion pushed back a month to September 2021.
- E470 Interchange: Design continues to progress over the next 30 days with anticipated final PS&E package now in August 2021. Proposed architectural presentation on structure aesthetics to E470 Construction Committee on May 27th was well received and followed will a full presentation to the E470 Board on June 10th. (Aesthetic Options presented will be shared) Board gave head nod to E470 staff and

RECORD OF PROCEEDINGS

ARTA to proceed with negotiations on specific aesthetic options and most importantly ownership and maintenance IGAs for said improvements.

- I-70 Harvest Rd Interchange: Conversation continue monthly on TDM approach, based on the Transportation Demand Management Analysis Memorandum, previously presented, that HDR prepared. The fundamental recommendation of the memorandum is the creation of or expansion of an existing Transportation Management Association (TMA) or Organization (TMO).
Roadway and bridge designs continue to progress over the next 30 days. Negotiations with UP are progressing well with notice this month that their consultant was finishing up the variance request for the crossing at Smith Road.
- Powhatan Road Design: Conceptual design underway with emphasis to look at intersection options that best connects 26th, TAH, Harvest and Powhatan. Meeting with the City of Aurora Traffic, on June 28th to present these various options.
- 26th Avenue Main St to Harvest: Conceptual design underway.
- 38th Avenue: The project has been split into three portions (1. Piccadilly-Tibet; 2. Tibet-E470; 3. Odessa -Piccadilly) to expedite plan approval and facilitate potential construction (by others) of the portion between Piccadilly and Tibet. Phase two Infrastructure plans have been submitted to City of Aurora for review and design team is responding to comments received. Phases three Infrastructure plans are 90% complete with outstanding items related to Tributary T and First Creek crossings and CLOMR process has begun. Grading and some paving of portion 1 was started by Majestic's Metro District and now completed. Grading of the northern section of portion from Himalaya to Odessa by TCMD. Water line work has been broken out of Construction Drawings and has begun. Design is projected to progress over the next 30 days. AACMD continues to work with ARTA's counsel and the City to coordinate responsibilities and commitments along the corridor.

Project costs associated with the Authority's Regional Transportation System: After discussion, upon a motion duly made by Vice-Chairman Gruber, seconded by Treasurer O'Dorisio and, upon vote, unanimously carried, the Board approved the Engineer's Report and Verification of Costs No. 25 associated with the Authority's Regional Transportation System, as presented.

Planning, design and construction of Authority's Regional Transportation System and related matters: Not discussed.

RECORD OF PROCEEDINGS

Aurora Highlands Development – Carla Ferreira: Ms. Ferreira communicated to Chairman Hopper that she would not be attending the meeting and would send a written report for transmission to the Board after the meeting.

City of Aurora Development Review – Jason Batchelor: Mr. Batchelor provided a brief update on the mass grading effort related to the Aurora Highlands Development to the Board. President Hopper then reported that the City recently participated in a meeting with the following builders: 1) Taylor Morrison, 2) Bridgewater, 3) DR Horton, 4) Century Communities, 5) Tri-Pointe, and 6) Richmond. The meeting focused on the mass grading effort and building permit process.

FINANCIAL MATTERS

May claims totaling \$16,175.03: Mr. Gonzales presented the May claims to the Board. Upon a motion duly made by Vice-Chairman Gruber, seconded by Treasurer O’Dorisio and, upon vote, unanimously carried, the Board approved the May claims totaling \$16,175.03, as presented.

May 31, 2021 Financial Statements: Mr. Gonzales presented the May 31, 2021 Financial Statements to the Board. Upon a motion duly made by Vice-Chairman Gruber, seconded by Treasurer O’Dorisio and, upon vote, unanimously carried, the Board accepted the May 31, 2021 Financial Statements as presented.

2020 Audit: Mr. Gonzales reviewed the 2020 Audit with the Board. Following discussion, upon a motion duly made by Vice-Chairman Gruber, seconded by Treasurer O’Dorisio and, upon vote, unanimously carried, the Board accepted the 2020 Audit.

AACMD Draw Request(s): Mr. Gonzales reviewed the Draw Request with the Board, totaling \$160,872.40. Following discussion, upon a motion duly made by Vice-Chairman Gruber, seconded by Treasurer O’Dorisio and, upon vote, unanimously carried, the Board approved the AACMD Draw Request No. 36 in the amount of \$160,872.40.

2021 Bond Issue: Mr. Mann provided an update on the 2021 bond issuance.

Mr. Mann then announced that Ehlers will be closing its office in Colorado effective August 27, 2021. He and Ms. Buck will no longer be employed by Ehlers. Mr. Mann will introduce an Ehlers’ representative prior to that date who will work with ARTA to finalize the bond transaction.

Chairman Hopper responded with his disappointment to hear this news and thanked Mr. Mann and Ms. Buck for their hard work and dedication to ARTA over the last several years. Other Board Members expressed the same thoughts

RECORD OF PROCEEDINGS

and comments. Chairman Hopper suggested Mr. George draft an RFP for the services currently provided by Ehlers for Board review at a future meeting. The Board agreed.

MANAGER MATTERS

Authority Manager Report: There were no items to report. Vice-Chairman Gruber asked management staff to conduct a thorough review of the ARTA website as he has discovered several broken links in the information on the website.

Matters Presented by Authority Manager: None.

Other: None.

LEGAL MATTERS

Authority Legal Counsel Report: There were no items to report.

Contracts, intergovernmental agreements and other legal arrangements related to the planning, design and construction of the Authority's Regional Transportation System and related matters: Mr. George reported that he continues to work with the entities on the draft agreements. The Board deferred action at this time.

Agreement with Green Valley Ranch East Metropolitan District Nos. 6-8 Regarding ARI Mill Levies: This item was deferred.

Agreement with Green Valley Ranch East Metropolitan District No. 6 Regarding Project Construction and Funding: This item was deferred.

Agreement with ATEC Metropolitan District Nos. 1-2, and AACMD regarding ARI Mill Levies: This item was deferred.

Other: None.

OTHER BUSINESS

Quorum for July 14, 2021 and July 28, 2021 Regular meetings: The Board confirmed a quorum for the June 9, 2021 and June 23, 2021 regular meetings.

EXECUTIVE SESSION

Upon a motion duly made by Vice-Chairman Gruber, seconded by Treasurer O'Dorisio and, upon vote, unanimously carried, the Board entered into executive session pursuant to Sections 24-6-402(4)(b) and (e), C.R.S., to confer with legal counsel on specific legal matters and questions, and to determine positions relative to matters that may be subject to negotiations, develop strategy for negotiations, and instructing negotiators on matters related to the financing of the Authority's Regional Transportation System at 12:16 p.m.

Upon a motion duly made by Chairman Hopper, seconded by Vice-Chairman Gruber, the Board adjourned the executive session at 1:17 p.m.

RECORD OF PROCEEDINGS

No action was taken.

ADJOURNMENT

As there were no further matters to discuss, upon a motion duly made by Chairman Hopper, the meeting was adjourned at 1:19 p.m.

Respectfully submitted,

DocuSigned by:

Curtis E. Gardner

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Secretary for the Meeting

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Subject: Please DocuSign: Minutes 06-23-2021.pdf	
Client Name: ARTA	
Client Number: 011-045387-OS01-2021	
Source Envelope:	
Document Pages: 6	Signatures: 1
Certificate Pages: 4	Initials: 0
AutoNav: Enabled	Envelope Originator:
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Curtis E. Gardner
 cgardner@auroragov.org
 Security Level: Email, Account Authentication (None)

Signature



Signature Adoption: Pre-selected Style
 Using IP Address: 73.153.239.52
 Signed using mobile

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Sent: 8/2/2021 9:10:06 AM
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 Signed: 8/2/2021 9:30:37 AM

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In Person Signer Events	Signature	Timestamp
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Editor Delivery Events	Status	Timestamp
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Envelope Summary Events	Status	Timestamps
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Envelope Sent	Hashed/Encrypted	8/2/2021 9:10:06 AM
Certified Delivered	Security Checked	8/2/2021 9:29:50 AM
Signing Complete	Security Checked	8/2/2021 9:30:37 AM
Completed	Security Checked	8/2/2021 9:30:37 AM

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