

**AEROTROPOLIS REGIONAL TRANSPORTATION AUTHORITY**

**NOTICE OF A SPECIAL MEETING AND AGENDA**

**\*NOTE: given current events and current advice and directives from local, state and federal jurisdictions related to COVID-19, this meeting is being held by teleconference and virtual meeting only. Board members, consultants and members of the public may participate by teleconference or by computer/tablet by utilizing the following information:**

**URL link:**

[https://teams.microsoft.com/l/meetup-join/19%3ameeting\\_MThmNDZiODgtMDUxYi00ZDM0LWI1MDgtMjZjNzE5ZmU0YmY5%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](https://teams.microsoft.com/l/meetup-join/19%3ameeting_MThmNDZiODgtMDUxYi00ZDM0LWI1MDgtMjZjNzE5ZmU0YmY5%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)**

[+1 720-547-5281,408260033#](tel:+17205475281408260033) United States, Denver

Phone Conference ID: 408 260 033#

CliftonLarsonAllen LLP  
8390 E. Crescent Parkway, Suite 300  
Greenwood Village, CO 80111

**Board of Directors:**

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Matthew Hopper, Chairman  
Dave Gruber, Vice-Chair  
Nicole Johnston, Secretary  
Steve O’Dorisio, Treasurer  
Charles “Chaz” Tedesco, Director

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**Date:** May 12, 2021  
**Time:** 11:00 a.m.  
**Place:** VIA Microsoft Teams

**I. ADMINISTRATIVE MATTERS**

- A. Call to Order
- B. Confirm quorum, location of meeting and posting of notice. Approve agenda
- C. Public Comment and/or guests

Members of the public may express their views to the Board on matters that affect the Authority, Comments will be limited to three (3) minutes. Please sign in.

## **II. CONSENT AGENDA**

Consent Agenda - The items listed below are a group of items to be acted on with a single motion and vote by the Board. The Board has received the information on these matters prior to the meeting. An item may be removed from the consent agenda to the regular agenda, if desired, by any Board member. Items on the consent agenda are then voted on by a single motion, second, and vote by the Board.

- A. Review and consider approval of April 28, 2021 Special Meeting Minutes (enclosure).

## **III. ENGINEERING/CONSTRUCTION MATTERS**

- A. Other.

## **IV. FINANCIAL MATTERS**

- A. Update Regarding 2021 Bond Issue.

## **V. MANAGER MATTERS**

- A. Authority Manager Report.
- B. Discussion and possible action concerning matters presented by Authority Manager.
- C. Other.

## **VI. LEGAL MATTERS**

- A. Authority Legal Counsel report.
- B. Discussion and possible action concerning contracts, intergovernmental agreements and other legal arrangements related to the planning, design and construction of the Authority's Regional Transportation System and related matters.
  1. Agreement with Green Valley Ranch East Metropolitan District Nos. 6-8 Regarding ARI Mill Levies.
  2. Agreement with Green Valley Ranch East Metropolitan District No. 6 Regarding Project Construction and Funding.

## **VII. OTHER BUSINESS**

- A. Confirm Quorum for May 26, 2021 Regular Meeting.

## **VIII. EXECUTIVE SESSION** (If needed, an executive session may be called pursuant to and for the purposes set forth in Section 24-6-402(4), C.R.S., after announcement of the specific topic for discussion and statutory citation authorizing the executive session, and a vote of two-thirds of the quorum of the Board present).

**IX. ADJOURNMENT**

**2021 SCHEDULED BOARD MEETINGS – 11:00 A.M.**

**City of Aurora**

**15151 E. Alameda Parkway, (5<sup>th</sup> Floor Mt. Elbert Conference Room)**

**Aurora, CO 80012**

**Adams County Government Center**

**4430 S. Adams County Parkway, (5<sup>th</sup> Floor Study Session Conference Room)**

**Brighton, CO 80601**

**Virtual Meeting Via Microsoft Teams**

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Holidays are shown in red.

## RECORD OF PROCEEDINGS

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MINUTES OF A SPECIAL MEETING OF  
THE BOARD OF DIRECTORS OF THE  
AEROTROPOLIS REGIONAL TRANSPORTATION AUTHORITY  
HELD  
APRIL 28, 2021

A special meeting of the Board of Directors (the “Board”) of the Aerotropolis Regional Transportation Authority (the “Authority”) was held on Wednesday, April 28, 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  
Nicole Johnston, Secretary  
Charles “Chas” Tedesco, Director

#### **In Attendance at CliftonLarsonAllen LLP:**

Nic Carlson; CliftonLarsonAllen LLP

#### **Also In Attendance via Microsoft Teams Were:**

Lisa Johnson; CliftonLarsonAllen LLP  
Rick Gonzales; Marchetti & Weaver LLC  
Tom George & Nicole Detweiler; Spencer Fane LLP  
Jon Hoistad; McGeady Becher P.C.  
James Mann; Ehlers  
Jason Batchelor, Daniel Brotzman & Brian Rulla; City of Aurora  
Tony Felitsky & Tony DeVito; AECOM  
Marc Osborne; Adams County  
Michael Baldwin Sr. & Aliraza Hassan; Jefferies LLC  
Todd Johnson; Terra Forma  
Carla Ferreira; The Aurora Highlands

### ADMINISTRATIVE MATTERS

**Call to Order:** Chairman Hopper called the meeting to order at 11:02 a.m.

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

**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 Secretary Johnston and, upon vote, unanimously carried,

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the Board approved the agenda as presented.

**Public Comment:** There were no public comments.

### CONSENT AGENDA

**Minutes from the April 14, 2021 Special Board Meeting:** Upon a motion duly made by Vice-Chairman Gruber, seconded by Director Tedesco 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:

- Work progress continues to be impacted from precipitation events in April, particularly for channel and pond grading and sidewalk.
- 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 8/11/2021 (based on schedule update submittal 4/6/2021).
- E470 Interchange: The project team held 90% plan review meetings with E470 Authority staff and some City of Aurora staff on March 31 and a follow up comment review with larger COA staff on April 19 (+3 wk delay.) 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 in April was requested by the Authority to move to the May meeting.

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- I-70 Harvest Rd Interchange: Building on the approved PD1601 from CDOT, the Transportation Demand Management (TDM) meetings with CDOT/COA/ and DRCOG continue monthly with goal towards a negotiated IGA. Towards this goal a large virtual stakeholder group TDM workshop occurred on March 10, 2021. Subsequent to this workshop, our consultant HDR, has provided a Transportation Demand Management Analysis Draft Memorandum (attached). Roadway and bridge design continue to progress over the next 30 days. Negotiations with UP are progressing on negotiated span dimension of crossing at Smith Road.
- Powhatan Road Design: Conceptual design to commence in March with emphasis to look at intersection options that best connects 26th, TAH, Harvest and Powhatan.
- 26th Avenue Main St to Harvest: Conceptual design underway
- 38th Avenue: The project has been split into three portions (1. Picadilly-Tibet; 2. Tibet-E470; 3. Odessa -Picadilly) to expedite plan approval and facilitate potential construction (by others) of the portion between Picadilly 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.

Vice-Chairman Gruber expressed his concerns with some of the growth projections included in the TDM report. Treasurer O'Dorisio suggested a meeting with all stakeholders. Mr. DeVito will work to schedule a meeting.

**Project costs associated with the Authority's Regional Transportation**

**System:** After discussion, upon a motion duly made by Vice-Chairman Gruber, seconded by Secretary Johnston and, upon vote, unanimously carried, the Board approved the Engineer's Report and Verification of Costs No. 23 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.

**Aurora Highlands Development – Carla Ferreira:** Ms. Ferreira presented an update on the land plan. She reported that the Developer recently hosted a

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meeting with representatives from all the builders in The Aurora Highlands and the City of Aurora to discuss the mass grading plan.

Vice-Chairman Gruber congratulated the City and the Developer on this mass grading effort. Ms. Ferreira expressed gratitude to the City for their collaboration on the mass grading effort.

**City of Aurora Development Review – Jason Batchelor:** Mr. Batchelor provided an update to the Board.

### FINANCIAL MATTERS

**March claims totaling \$25,916.10:** Mr. Gonzales presented the March claims to the Board. Upon a motion duly made by Vice-Chairman Gruber, seconded by Director Tedesco and, upon vote, unanimously carried, the Board approved the March claims totaling \$25,916.10, as presented.

**March 31, 2021 Financial Statements:** Mr. Gonzales presented the March 31, 2021 Financial Statements to the Board. Upon a motion duly made by Vice-Chairman Gruber, seconded by Secretary Johnston and, upon vote, unanimously carried, the Board accepted the March 31, 2021 Financial Statements as presented.

**AACMD Draw Request(s):** Mr. Gonzales reviewed the Draw Request with the Board, totaling \$786,971.73, with \$697,685.73 advanced for payment by AACMD pertaining to TAH Parkway and \$89,285.53 paid directly by ARTA. Upon a motion duly made by Vice-Chairman Gruber, seconded by Director Tedesco and, upon vote, unanimously carried, the Board approved the AACMD Draw Request No. 34 in the amount of \$786,971.73.

**2021 Bond Issue:** Mr. Mann provided an update on the 2021 bond issuance schedule. He noted staff is still waiting on information from the Developer to send to Zonda Market Study to complete the market study. Due Diligence questionnaires have been transmitted and all have been received by bond counsel with the exception of the Developer's. Mr. Mann reported that a mid-June bond sale is anticipated with a late June or early July closing at this time.

Ms. Ferreira commented that she is working to finalize the Developer information needed with her team and will provide it as soon as possible.

### MANAGER MATTERS

**Authority Manager Report:** There were no items to report.

**Matters Presented by Authority Manager:** None.

**Other:** None.

### LEGAL MATTERS

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



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### **Contracts, intergovernmental agreements and other legal arrangements related to the planning, design and construction of the Authority's Regional Transportation System and related matters:**

**Agreement with Green Valley Ranch East Metropolitan District Nos. 6-8 Regarding ARI Mill Levies:** Mr. George reported the agreement is still in process and will return to the May meeting for approval.

**Agreement with Green Valley Ranch East Metropolitan District No. 6 Regarding Project Construction and Funding:** Mr. George reported the agreement is still in process and will return to the May meeting for approval.

**Other:** Mr. George presented a proposed, non-substantive correction to the ARTA boundary map that was initially included as Exhibit B-1 to the March 3, 2021 Inclusion Resolution to more accurately depict ARTA's legal boundaries. Upon a motion duly made by Treasurer O'Dorisio, seconded by Secretary Johnston and, upon vote, unanimously carried, the Board approved substituting the corrected boundary map as Exhibit B-1 to the March 3, 2021 Inclusion Resolution.

### **OTHER BUSINESS**

**Quorum for May 12, 2021 and May 26, 2021 Regular meetings:** The Board confirmed a quorum for the May 12, 2021 and May 26, 2021 regular meetings.

### **EXECUTIVE SESSION**

Upon a motion duly made by Chairman Hopper, seconded by Vice Chairman Gruber and upon a vote, unanimously carried, the Board entered into executive session pursuant to Section 24-6-402(4)(e), C.R.S., 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 12:01 p.m.

Chairman Hopper adjourned the executive session at 12:51 p.m.

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 12:51 p.m.

Respectfully submitted,

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Secretary for the Meeting