

## RECORD OF PROCEEDINGS

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MINUTES OF A SPECIAL MEETING OF  
THE BOARD OF DIRECTORS OF THE  
AEROTROPOLIS REGIONAL TRANSPORTATION AUTHORITY  
HELD  
OCTOBER 27, 2021

A special meeting of the Board of Directors (the “Board”) of the Aerotropolis Regional Transportation Authority (the “Authority”) was held on Wednesday, October 27, 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  
Chaz Tedesco, Director

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

Lisa Johnson and Nic Carlson; CliftonLarsonAllen LLP  
Rick Gonzales; Marchetti & Weaver LLC  
Tom George and Brenden Desmond; Spencer Fane LLP  
Jon Hoistad; McGeady Becher P.C.  
Jim Mann; UMB Bank  
Jason Batchelor, Michelle Gardner, Daniel Brotzman and Brian Rulla; City of Aurora  
Marc Osborne; Adams County  
Tony DeVito; AECOM  
Michael Baldwin Sr. and Aliraza Hassan; Jefferies LLC

### ADMINISTRATIVE MATTERS

**Call to Order:** Chairman Hopper called the meeting to order at 11:05 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 Treasurer O’Dorisio and, upon vote, unanimously carried, the Board approved the agenda as presented.

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

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### CONSENT AGENDA

**Minutes from the October 13, 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

**Project costs associated with the Authority’s Regional Transportation System:** After discussion, upon a motion duly made by Vice-Chairman Gruber, seconded by Secretary Gardner and, upon vote, unanimously carried, the Board approved the Engineer’s Report and Verification of Costs No. 29 associated with the Authority’s Regional Transportation System, as presented.

**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 ARTA and AACMD Progress Reports to the Board.

#### ARTA Project Status:

- E470 Interchange: Design Quality Assurance review of final design plans is about complete, and it is being coordinated for final design submittal and review with the City and E 470 Authority in early November. In anticipation of this submittal, meetings with E470 and City staff have occurred to discuss ROW limits, easements, and O&M responsibilities. To note this interchange design will be incorporated into the construction of the next E470 widening project and Kiewit Construction is apparent successful general contractor.
- I-70 & Aerotropolis Parkway (formerly Harvest Rd) Interchange: Conversation continue monthly on TDM approach, based on the Transportation Demand Management Analysis Memorandum, previously presented. 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 and Interchange plans are at 90% and have gone through an internal QA review. Conversations with CDOT are under way to schedule Final Office Review, (FOR).
- Aerotropolis Parkway roadway design from I-70 Interchange to 26th are now moving to full design. Railroad approval and utility relocations will be critical path for this phase.

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- Powhatan Road Design: Conceptual design completed with emphasis to look at intersection options that best connects 26th, TAH, Harvest and Powhatan. Following the feedback from the meeting with the City of Aurora Traffic, on June 28th, a diverging diamond grade separated intersection has been analyzed and the operational data has been given to the city.
- 26th Avenue Main St to Harvest: Conceptual design has progressed with an established plan and profile grade from E470 to Powhatan.
- 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 design items related to Tributary T and First Creek crossings being worked through by CCD and COA, however, CLOMR process has begun. Paving of portion 1 was started by Majestic's Metro District and now is 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.

**Aurora Highlands Development – Carla Ferreira:** No report.

**City of Aurora Development Review – Jason Batchelor:** No report.

### FINANCIAL MATTERS

**Public Hearing on Proposed 2021 budget Amendment (if needed); Public Hearing on Proposed 2022 Budget:**

**Continued discussion of 2022 budget:  
December 15 – Mill Levy Certified:**

Chairman Hopper opened a combined public hearing on the proposed 2021 amended budget and 2022 budget. There were no public comments. Chairman Hopper closed the public hearing.

Mr. Gonzales reviewed the proposed 2022 General Fund, Debt Service Fund and Capital Project Fund budgets with the Board. No action was taken by the Board, and budget approval was deferred to the November meeting.

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No action was taken on the 2021 amended budget, and this item was deferred to the November meeting for approval.

**August claims totaling \$44,063.60:** Mr. Gonzales presented the August claims to the Board. Upon a motion duly made by Treasurer O’Dorisio, seconded by Vice-Chairman Gruber and, upon vote, unanimously carried, the Board approved the August claims totaling \$44,063.60, as presented.

**August 31, 2021 Financial Statements:** Mr. Gonzales presented the August 3, 2021 Financial Statements to the Board. Upon a motion duly made by Secretary Gardner, seconded by Vice-Chairman Gruber and, upon vote, unanimously carried, the Board accepted the August 31, 2021 Financial Statements as presented.

**AACMD Draw Request(s):** Mr. Gonzales reviewed the Draw Request with the Board, totaling \$1,622,723.23. Following discussion, upon a motion duly made by Vice-Chairman Gruber, seconded by Secretary Gardner and, upon vote, unanimously carried, the Board approved the AACMD Draw Request No. 40 in the amount of \$1,622,723.23.

**ARTA Draw Request(s):** Mr. Gonzales reviewed the Draw Request with the Board, totaling \$14,010.49 and \$3.31. Following discussion, upon a motion duly made by Secretary Gardner, seconded by Vice-Chairman Gruber and, upon vote, unanimously carried, the Board approved the ARTA Draw Requests in the amounts of \$14,101.49 and \$3.31.

**2021 Bond Issue Post Sale Report:** Following review, the Board accepted the 2021 Bond Issue Post Sale Report.

**Bond Proceeds Investment:** Mr. Mann suggested the Board consider engaging a firm to provide investment services. The Board is interested in soliciting proposals for investment services and directed legal staff to do so. Chairman Hopper appointed Secretary Gardner and Treasurer O’Dorisio to serve as the committee to review the proposals once received. The Board also directed legal staff to draft a letter of termination to Ehlers related to its investment and financial advisory services.

**Other:** None.

MANAGER  
MATTERS

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

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

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### LEGAL MATTERS

**Authority Legal Counsel Report:** Mr. George reported that a complaint was filed in the Adams County District Court related to the East Cherry Creek Valley Water and Sanitation District water line crossing issue.

**Contracts, intergovernmental agreements and other legal arrangements related to the planning, design and construction of the Authority's Regional Transportation System and related matters:** There was no report.

### EXECUTIVE SESSION

Not needed.

### OTHER BUSINESS

**Quorum for November 10, 2021 and November 24, 2021 Regular Meetings:** The Board reported the intent is to not meet on November 10<sup>th</sup>, but that will be determined later. Quorums were confirmed.

### ADJOURNMENT

As there were no further matters to discuss, upon a motion duly made by Vice-Chairman Gruber, seconded by Secretary Gardner and, upon vote, unanimously carried, the Board adjourned the meeting at 11:53 a.m.

Respectfully submitted,

DocuSigned by:

*Curtis Gardner*

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Secretary for the Meeting

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