A special meeting of the Board of Directors (the “Board”) of the Aerotropolis Regional Transportation Authority (the “Authority”) was held on Wednesday, February 23, 2022, at 11:00 a.m. via Microsoft Teams.

ATTENDANCE

Directors In Attendance Were:

Matthew Hopper, Chairman
Charles “Chaz” Tedesco, Vice-Chairman
Steve O’Dorisio, Treasurer
Curtis Gardner, Secretary
Francoise Bergan, Director

Also In Attendance Were:

Lisa Johnson, Nic Carlson, Jenny Hackelman and Michael Jensen; CliftonLarsonAllen LLP
Rick Gonzales; Marchetti & Weaver LLC
Tom George and Brenden Desmond; Spencer Fane LLP
Jon Hoistad; McGeady Becher P.C.
Melissa Buck; UMB Bank
Tony DeVito; AECOM
Michael Baldwin Sr. and Aliraza Hassan; Jefferies LLC
Carla Ferreira; AACMD
Chris Blackwood; PFM Asset Management LLC
Michelle Gardner, Steve Sundberg and Brian Rulla; City of Aurora
Marc Osborne; Adams County

ADMINISTRATIVE MATTERS

Call to Order: Chairman Hopper called the meeting to order at 11:04 a.m.

Disclosures of potential conflicts of interest: It was noted that general disclosure statements and transactional disclosures regarding this meeting had been filed on behalf of members of the Board of Directors. Said disclosures were incorporated herein. Mr. George requested that the Directors consider whether they had any new conflicts of interest which had not previously been disclosed. There were no additional disclosures made.

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 Secretary Gardner, seconded by Treasurer O’Dorisio and, upon vote, unanimously carried,
the Board approved the agenda as amended to move Item VIII.A. to the beginning of the agenda.

**Acknowledge Appointment of Francoise Bergan:** The Board acknowledged the appointment of Francoise Bergan as Director on the Board as the second representative from the City of Aurora and welcomed her.

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

### CONSENT AGENDA

**Minutes of January 26, 2022 Special Board Meeting:** Following review, upon a motion duly made by Treasurer O’Dorisio, seconded by Secretary Gardner and, upon vote, unanimously carried, the Board approved the minutes of the January 26, 2022 meeting minutes as presented.

**Other:** None.

### ENGINEERING / CONSTRUCTION MATTERS

**Project costs associated with the Authority’s Regional Transportation System:** Following discussion, upon a motion duly made by Vice-Chairman Tedesko, seconded by Secretary Gardner and, upon vote, unanimously carried, the Board approved the Engineer’s Report and Verification of Costs No. 33 associated with the Authority’s Regional Transportation System, as presented.

**Planning, design and construction of Authority’s Regional Transportation System and related matters:** Mr. DeVito provided a verbal update on the status of the projects to date, noting the final design is in process with E-470 and the City of Aurora. The Harvest/TAH Parkway interchange design is underway. CDOT and the City of Aurora TDM project is underway. Mr. DeVito reported AECOM has completed 26th and Powhaton Road designs. The final design on 26th and TAH Parkway is underway and will be presented to the City of Aurora the second week of March. No action was taken.

**Aurora Highlands Development Update:** Ms. Ferreira provided an update on development to date. She reviewed a map noting 5,100 lots are in design, 900 lots are with final plats, 2,900 lots are in development and 366 lots are finished. Ms. Ferreira reiterated the frustrations with the outstanding drainage issues. No action was taken.

**City of Aurora Development Review Update:** No report.

**Other:** None.

### FINANCIAL MATTERS

**January claims totaling $20,280.79:** Mr. Gonzales presented the January claims to the Board. Following discussion, upon a motion duly made by Vice-
Chairman Tedesco, seconded by Director Bergan and, upon vote, unanimously carried, the Board approved the January claims totaling $20,280.79, as presented.

**January 31, 2022 Financial Statements:** Mr. Gonzales presented the January 31, 2022 Financial Statements to the Board. Upon a motion duly made by Secretary Gardner, seconded by Treasurer O’Dorisio and, upon vote, unanimously carried, the Board accepted the January 31, 2022 Financial Statements as presented and directed legal and accounting to coordinate a letter to the County regarding the delay in property tax remittances.

**AACMD Draw Request(s):** Mr. Gonzales reviewed the Draw Request with the Board. Following review, upon a motion duly made by Vice-Chairman Tedesco, seconded by Director Bergan and, upon vote, unanimously carried, the Board approved the AACMD Draw Request No. 013 in the amount of $340,472.12.

**ARTA Draw Request(s):** Mr. Gonzales reviewed the Draw with the Board. Following review, upon a motion duly made by Vice-Chairman Tedesco, seconded by Treasurer O’Dorisio and, upon vote, unanimously carried, the Board approved the ARTA Draw Request No. 012 in the amounts of $5,036.35.

**Other:** None.

**Manager Matters**

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

**Matters Presented by Authority Manager:** 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:** Upon a motion duly made by Chairman Hopper, seconded by Secretary Gardner and, upon a vote, unanimously carried, the Board entered into executive session pursuant to Section 24-6-402(4), C.R.S., for the purposes of conferring with the Authority’s legal counsel and seeking legal advice on specific legal questions related to a proposed settlement agreement regarding Aurora Highlands Parkway ECCV water line crossing, at 11:42 a.m.

Upon a motion duly made by Chairman Tedesco, seconded by Secretary Gardner and, upon a vote, unanimously carried, the Board adjourned the executive session at 12:12 p.m. and resumed the meeting.
Settlement Agreement Regarding Aurora Highlands Parkway ECCV Water Line Crossing: Mr. George reviewed the proposed Settlement Agreement with the Board. Following discussion, upon a motion duly made by Secretary Gardner, seconded by Treasurer O’Dorisio and, upon vote, unanimously carried, the Board approved the Settlement Agreement Regarding Aurora Highlands Parkway ECCV Water Line Crossing in substantially in the form presented, subject to final review by the Board Chair and legal counsel, and authorized the Chairman or Vice Chairman to execute the final agreement.

EXECUTIVE SESSION
Held during Legal Matters above.

OTHER BUSINESS
Quorum for March 9, 2022 and March 23, 2022 Regular Meetings: The Board confirmed quorums.

Other: None.

ADJOURNMENT
As there were no further matters to discuss, upon a motion duly made by Secretary Gardner, seconded by Treasurer O’Dorisio and, upon vote, unanimously carried, the Board adjourned the meeting at 12:18 pm

Respectfully submitted,

______________________________
Secretary for the Meeting
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Client Number: 011-045387
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Time Zone: (UTC-06:00) Central Time (US & Canada)

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Natalie.Herschberg@claconnect.com
Location: DocuSign

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