

# AEROTROPOLIS REGIONAL TRANSPORTATION AUTHORITY

8390 E. Crescent Pkwy., Suite 300  
Greenwood Village, CO 80111  
Phone: 303-779-5710  
www.aerotropolisrta.org

## NOTICE OF SPECIAL MEETING AND AGENDA

**DATE:** September 25, 2024

**TIME:** 11:00 a.m.

**LOCATION:** Via Microsoft Teams

**ACCESS:** To attend via Microsoft Teams Videoconference, use the below link:  
[https://teams.microsoft.com/l/meetup-join/19%3ameeting\\_NDQ5MzZIYzQtYjJjYy00Y2FjLTg2NTgtZjExYzFjMTVkJN2I0%40thread.v2/0?context=%7b%22Tid%22%3a%224aaa468e-93ba-4ee3-ab9f-6a247aa3ade0%22%2c%22Oid%22%3a%225b9f6fa2-e9dd-42cc-bfd8-f7dd2ed196a6%22%7d](https://teams.microsoft.com/l/meetup-join/19%3ameeting_NDQ5MzZIYzQtYjJjYy00Y2FjLTg2NTgtZjExYzFjMTVkJN2I0%40thread.v2/0?context=%7b%22Tid%22%3a%224aaa468e-93ba-4ee3-ab9f-6a247aa3ade0%22%2c%22Oid%22%3a%225b9f6fa2-e9dd-42cc-bfd8-f7dd2ed196a6%22%7d)

To attend via telephone, dial 720-547-5281 and enter Conference ID: 634 234 87#

### **Board of Directors**

Matthew Hopper  
Charles “Chaz” Tedesco  
Curtis Gardner  
Steve O’Dorisio  
Steve Sundberg

### **Office**

Chairman  
Vice-Chairman  
Secretary  
Treasurer  
Director

### **Discussion and possible action on any of the following:**

#### **I. ADMINISTRATIVE MATTERS**

- A. Call to order.
- B. Present disclosures of potential conflicts of interest.
- C. Confirm quorum, location of meeting and posting of meeting notices, approve agenda.
- D. 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.)

#### **II. CONSENT AGENDA**

- A. September 11, 2024 Special Board Meeting Minutes (enclosure).
- B. Approve/Ratify Claims Payable
  - 1. Claims paid as of September 20, 2024 (enclosure).
  - 2. August Claims Payable Report (enclosure).

**III. ENGINEERING/CONSTRUCTION MATTERS**

- A. Items concerning planning, design and construction of Authority’s Regional Transportation System and related matters.
  - 1. ARTA Project Status Report – Dave Center (to be distributed).

**IV. FINANCIAL MATTERS**

**V. MANAGER MATTERS**

**VI. LEGAL MATTERS**

- A. Contracts, intergovernmental agreements and other legal arrangements related to the planning, design and construction of the Authority’s Regional Transportation System and related matters.
- B. Conduct Continued Public Hearing on Petition to Include Real Property (continued from August 28, 2024 and September 11, 2024).
- C. Consider Adoption of Resolution Including Property into Authority Boundaries (enclosure).
- D. Update on Second Supplement to Establishing Agreement (amending Capital Plan and list of Regional Transportation System Improvements).
- E. Update on proposed Inclusion Agreements.
- F. Waiver and Consent regarding Spencer Fane Legal Representation.

**VII. 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.)

- A. ARTA capital project funding, debt financing, bond issuance and potential inclusions.

**VIII. OTHER BUSINESS**

**IX. ADJOURNMENT**

**The next regular meeting is scheduled for October 23, 2024 at 11:00 a.m. via video teleconference.**

MINUTES OF A SPECIAL MEETING OF  
THE BOARD OF DIRECTORS OF THE  
AEROTROPOLIS REGIONAL TRANSPORTATION AUTHORITY (THE “AUTHORITY”)  
HELD  
SEPTEMBER 11, 2024

A special meeting of the Board of Directors of the Aerotropolis Regional Transportation Authority (referred to hereafter as the “Board”) was convened on Wednesday, September 11, 2024, at 11:00 a.m. at 8390 E. Crescent Pkwy., Ste. 300 Greenwood Village, CO 80111 and via Microsoft Teams. The meeting was open to the public.

ATTENDANCE

Directors in attendance were:

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

Also, In Attendance Were:

Anna Jones and Nic Carlson, CliftonLarsonAllen LLP (“CLA”)  
Tom George, Esq.; Spencer Fane LLP  
James Schultz; Marchetti & Weaver LLC  
Melissa Buck; UMB  
Dave Center and Tony DeVito; AECOM  
Michael Baldwin, Aliraza Hassan and Ali Hassan; Jefferies LLC  
Brian Rulla, Michael Kerrigan, Rachel Allen and Michelle Gardner; City of Aurora  
Marc Osborne; Adams County  
Brandon Wyszynski and Dave Carro; Oakwood Homes  
Jon Hoistad; McGeady Becher Cortese Williams P.C.

ADMINISTRATIVE MATTERS

**Call to Order:**

The meeting was called to order at 11:02 a.m. by Chairman Hopper.

**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. Attorney 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 Notice, and Agenda:**

It was noted that a quorum was present. The location of the meeting and the posting of meeting notices were confirmed.

The Board reviewed the agenda. Following discussion, upon a motion duly made by Chairman Hopper, seconded by Director Sundberg and, upon vote, unanimously carried, the Board approved the agenda, as presented.

**Public Comment:**

There was no public comment.

CONSENT AGENDA

**August 28, 2024 Special Board Meeting Minutes  
Cost Certifications; ARTA Draw Request Nos. 061 and 062 and AACMD Draw  
Request No. 062**

Following review and discussion, upon a motion duly made by Chairman Hopper, seconded by Secretary Gardner and, upon vote, unanimously carried, the Board approved the Consent Agenda, as presented.

ENGINEERING / CONSTRUCTION MATTERS

**Items Concerning Planning, Design and Construction of Authority’s Regional  
Transportation System and Related Matters:**

None.

FINANCIAL MATTERS

None.

MANAGER MATTERS

None.

EXECUTIVE SESSION

Upon a motion duly made by President Hopper, seconded by Director Sundberg and, upon vote, unanimously carried, the Board entered into executive session at 11:09 a.m., pursuant to Section 24-6-402(4)(b) and (e), C.R.S. to discuss matters subject to negotiation and/or to confer with legal counsel on specific legal questions related to ARTA capital project funding, debt financing and potential inclusions.

Following discussion, upon a motion duly made by President Hopper, seconded by Director Sundberg and, upon vote, unanimously carried, the Board exited from executive session at 12:12 p.m.

LEGAL MATTERS

**Contracts, Intergovernmental Agreements and Other Legal Arrangements Related to the Planning, Design and Construction of the Authority's Regional Transportation System and Related Matters.**

No items were presented.

**Continued Public Hearing on Petition to Include Real Property.**

Mr. George recommended the public hearing on the Petitions to Include Real Property be continued. Following discussion, upon a motion duly made by President Hopper, seconded by Treasurer O'Dorisio and, upon vote, unanimously carried, the Board continued the public hearing, which public hearing was originally set for August 28, 2024 but was continued until this meeting, until the next Board meeting on September 25, 2024.

**Resolution Including Property into Authority Boundaries:**

The Board deferred action on this matter.

**Second Supplement to Establishing Agreement (Amending Capital Plan and List of Regional Transportation System Improvements):**

The Board deferred action on this matter.

**Proposed Inclusion Agreements:**

The Board deferred action.

OTHER BUSINESS

None.

ADJOURNMENT

There being no further business to come before the Board at this time, upon a motion duly made by Director Sundberg, seconded by Secretary Gardner and, upon vote, unanimously carried, the meeting was adjourned at 12:16 p.m.

Respectfully submitted,

By \_\_\_\_\_

Secretary for the Meeting

## Aerotropolis Regional Transportation Authority

10:43 AM

## Claims Paid for Ratification

09/20/2024

As of September 20, 2024

| Type  | Date       | Num    | Memo  | Amount            | Capital (a)       |
|---|------------|--------|---|-------------------|-------------------|
| <b>Waas Campbell Rivera Johnson &amp; Velasquez</b> |            |        |   |                   |                   |
| Bill  | 05/31/2024 | 844494 | May 2024 Legal Services for Schleppe                      | 26,859.97         | 26,859.97         |
| Bill  | 05/31/2024 | 844495 | May 2024 Legal Services for 8th Avenue                    | 1,392.00          | 1,392.00          |
| Bill  | 05/31/2024 | 844497 | May 2024 Legal Services for Grimm Farms Property          | 3,943.20          | 3,943.20          |
| Bill  | 05/31/2024 | 844493 | May 2024 Legal Services for 26th & 48th Avenues           | 3,924.50          | 3,924.50          |
| Bill  | 06/30/2024 | 844591 | June 2024 Legal Services for 26th & 48th Ave Acquisitions | 1,280.00          | 1,280.00          |
| Bill  | 06/30/2024 | 844595 | June 2024 Legal Services for Grimm Farms                  | 13,500.00         | 13,500.00         |
| Bill  | 06/30/2024 | 844592 | June 2024 Legal Services for Schleppe Property            | 64,082.00         | 64,082.00         |
| Bill  | 07/31/2024 | 844970 | July 2024 Legal Services for King Property Interchange    | 1,392.00          | 1,392.00          |
| Bill  | 07/31/2024 | 844968 | July 2024 Legal Services for Schleppe                     | 12,279.63         | 12,279.63         |
| Bill  | 07/31/2024 | 844967 | July 2024 Legal Services for 26th & 48th Ave Acquisitions | 9,500.00          | 9,500.00          |
| Bill  | 07/31/2024 | 844971 | July 2024 Legal Services for Grimm Farms LLC              | 406.00            | 406.00            |
| Total Waas Campbell Rivera Johnson & Velasquez      |            |        |   | 138,559.30        |                   |
| <b>TOTAL</b>  |            |        |   | <b>138,559.30</b> | <b>138,559.30</b> |

**Aerotr  
Claim  
As of Se**

|              | Admin (b) |
|--------------|-----------|
| Waas         | -         |
|              | -         |
|              | -         |
|              | -         |
|              | -         |
|              | -         |
|              | -         |
|              | -         |
|              | -         |
|              | -         |
|              | -         |
| Total V      | -         |
| <b>TOTAL</b> | <b>-</b>  |

**Aerotropolis Regional Transportation Authority**  
**Claims Payable**  
**As of September 20, 2024**

10:28 AM  
 09/20/2024

|                                   | <u>Date</u> | <u>Num</u> | <u>Memo</u>                            | <u>Open Balance</u> | <u>Capital (a)</u> | <u>Admin (b)</u> |
|-----------------------------------|-------------|------------|--|---------------------|--------------------|------------------|
| <b>CliftonLarsonAllen, LLP</b>    |             |            |  |                     |                    |                  |
|                                   | 08/31/2024  | L241597059 | August 2024 Management Services        | 7,467.08            | 3,733.54           | 3,733.54         |
| Total CliftonLarsonAllen, LLP     |             |            |  | 7,467.08            |                    |                  |
| <b>Marchetti &amp; Weaver LLC</b> |             |            |  |                     |                    |                  |
|                                   | 08/31/2024  | 23757      | August 2024 Accounting Services        | 4,161.62            | 753.75             | 3,407.87         |
| Total Marchetti & Weaver LLC      |             |            |  | 4,161.62            |                    |                  |
| <b>PFM Asset Management LLC</b>   |             |            |  |                     |                    |                  |
|                                   | 07/11/2024  | 14368996   | July 2024 Investment Advisory Services | 244.47              | 122.24             | 122.23           |
| Total PFM Asset Management LLC    |             |            |  | 244.47              |                    |                  |
| <b>Spencer Fane LLP</b>           |             |            |  |                     |                    |                  |
|                                   | 08/31/2024  | 1317167    | August 2024 Legal Services             | 10,548.49           | 166.00             | 10,382.49        |
| Total Spencer Fane LLP            |             |            |  | 10,548.49           |                    |                  |
| <b>TOTAL</b>                      |             |            |  | <b>22,421.66</b>    | <b>4,775.53</b>    | <b>17,646.13</b> |



**RESOLUTION OF THE BOARD OF DIRECTORS  
OF THE AEROTROPOLIS REGIONAL TRANSPORTATION AUTHORITY  
INCLUDING PROPERTY INTO THE AUTHORITY BOUNDARIES  
(2024 Inclusions)**

**RECITALS**

1. The Aerotropolis Regional Transportation Authority (the “**Authority**” or “**ARTA**”) is a political subdivision and body corporate of the State of Colorado formed pursuant to Section 43-4-601, *et seq.*, C.R.S.

2. The Authority was organized pursuant to the Intergovernmental Agreement Among the Board of County Commissioners of the County of Adams (the “**County**”), the City of Aurora (the “**City**”) and the Aerotropolis Area Coordinating Metropolitan District (“**AACMD**”) Establishing the Aerotropolis Regional Transportation Authority, dated February 27, 2018 (which was amended by a First Supplement last executed July 8, 2021) (as supplemented, the “**Establishing Agreement**”) and the Regional Transportation Authority Law, Section 43-4-601, *et seq.*, C.R.S. (the “**RTA Law**”) (the City, County, and AACMD are collectively referred to herein as the “**Governing Bodies**” or the “**Members**”).

3. The Authority was organized for the general purposes of constructing, or causing to be constructed, a Regional Transportation System, as more particularly described in the Establishing Agreement and Exhibit A thereto (as used herein, the “**Regional Transportation System**”), consistent with the detailed phasing plan and budget attached to the Establishing Agreement as Exhibit D (the “**Capital Plan**”).

4. The boundaries of the Authority were initially set forth in Exhibit B attached to the Establishing Agreement, which Exhibit B may be and was amended in accordance with Article VII of the Establishing Agreement by that certain Resolution of the Board of Directors of the Aerotropolis Regional Transportation Authority Including Property into the Authority Boundaries (ATEC and GVRE) (the “2021 Inclusions”) approved by the Board of Directors of the Authority (the “Board”) on March 3, 2021 (as defined in the Establishing Agreement, as amended, and as used herein, the “Boundaries”).

5. As set forth in the Establishing Agreement, the Capital Plan may be modified, amended or supplemented upon approval by the Governing Body of each Member and the unanimous vote of the Board, and the Regional Transportation System as set forth in Exhibit A of the Establishing Agreement may be modified, supplemented and finalized in the Capital Plan or amended from time-to-time in accordance with Article VII of the Establishing Agreement.

6. Pursuant to Article VII, Section 7.01 of the Establishing Agreement, the Establishing Agreement may be amended only with the consent of the Governing Bodies and the unanimous approval of the ARTA Board; except for the Authority’s Boundaries, which may be amended in accordance with Section 43-4-605(2)(a), C.R.S.

7. Pursuant to Section 43-4-605(2)(a), C.R.S., and consistent with the Establishing Agreement, the Board may, following a public hearing, upon the affirmative vote of two-thirds of the Board, and provided the property is within the boundaries of the Members at the time of the inclusion, adopt a resolution including additional property within the Boundaries.

8. Following notice duly published in a newspaper of general circulation within the boundaries of the Authority and mailed as required by Section 43-4-605(2)(a), C.R.S., the ARTA Board held a public hearing on August 28, 2024, on the proposed inclusion of the properties more particularly described in **Exhibit C-1** attached hereto and incorporated by reference herein (the “**Property**”) into the Boundaries, at which time members of the public were afforded an opportunity to be heard, and the Board heard all objections to the proposed inclusion.

9. In connection with the proposed inclusion of the Property into the Boundaries, the Board has also considered requests from Members and the owners of the Property that certain regional transportation infrastructure projects be identified in the Establishing Agreement as additional components of the Regional Transportation System.

10. As further set forth herein, the Board has determined it to be in the best interests of the Authority to include the Property into the Boundaries on the condition that certain regional transportation infrastructure projects are identified in the Establishing Agreement as additional components of the Regional Transportation System and that both Exhibits A and D of the Establishing Agreement are supplemented as set forth herein.

11. The Board hereby finds that inclusion of the Property into the Boundaries and the inclusion of certain regional transportation infrastructure projects in the Establishing Agreement as additional components of the Regional Transportation System as set forth in this Resolution are in the best interests of the Authority and its residents, taxpayers and constituents, will support the public interest and economic health of the region, and aligns with ARTA’s goals of fostering and supporting economic development through the expansion and creation of transportation improvements.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Directors of the Aerotropolis Regional Transportation Authority as follows:

1. **Inclusion.** The Property is hereby included in the Boundaries and shall be considered to be located within the Boundaries for all purposes under the Establishing Agreement; provided, this Resolution and the inclusion of the Property set forth herein shall be effective immediately only upon the addition of those certain regional transportation infrastructure projects described in **Exhibit A-1** and **Exhibit D-1** attached hereto (collectively, the “Additional Regional Transportation System Components”), which addition shall be accomplished by supplementing Exhibit A and Exhibit D to the Establishing Agreement with **Exhibit A-1** and **Exhibit D-1** hereof, respectively. In the event the Additional Regional Transportation System Components are not included in the Establishing Agreement as additional components of the Regional Transportation System, and Exhibit A and Exhibit D to the Establishing Agreement are not supplemented with **Exhibit A-1** and **Exhibit D-1** hereof, respectively, consistent with the provisions of the

Establishing Agreement, and unless and until they are, this Resolution shall be in its entirety of no effect.

2. Amended Authority Boundaries. The Boundaries of the Authority are hereby amended to include the Property and are established as set forth in **Exhibit B-1** attached hereto. Exhibit B to the Establishing Agreement is amended and replaced in its entirety with **Exhibit B-1** attached hereto.

3. Consent of Governing Bodies to Supplement Exhibit A and Exhibit D to the Establishing Agreement. As required by the Establishing Agreement, with this Resolution the Authority Board unanimously approves supplementing Exhibit A and Exhibit D to the Establishing Agreement with **Exhibit A-1** and **Exhibit D-1** hereof, respectively. The Board further requests the Governing Bodies consent to the proposed supplements to Exhibit A and Exhibit D to the Establishing Agreement with **Exhibit A-1** and **Exhibit D-1** hereof, respectively, and authorizes and directs the Authority's manager, legal counsel, and financial advisor to take all actions reasonably necessary and appropriate to accomplish the purposes set forth herein, including but not limited to seeking the consent of the Governing Bodies.

4. Effect of Inclusion. Following its inclusion into the Boundaries, the Property and all activities occurring on the Property shall be subject to the revenue-raising powers of the Authority and shall be subject to the same mill levies and other taxes levied or to be levied on other similarly situated property at the time the Property is included. The Property is an addition to taxable real property, and the application of such levies and other taxes to the Property is not subject to the requirements of section 20(4) of article X of the Colorado constitution, the intent being to place the Property and similarly situated existing property within the Authority on an equal basis.

5. Amendment; Revocation. Because this Resolution requires unanimous approval of the Board in order to accomplish the entire purpose set forth herein, this Resolution may be altered, amended or revoked only upon the unanimous vote of the Board.

6. Severability. Invalidation of any of the provisions of this Resolution or of any paragraph, sentence, clause, phrase, or word herein, or the application thereof in any given circumstance, shall not affect the validity of the remainder of this Resolution.

7. Filing and Recording. Upon its effectiveness as set forth in Section 1 hereof, the Board directs that this Resolution be filed with the Director of the Division of Local Government in the Department of Local Affairs and be recorded in the real estate records of Adams County.

8. Headings. The headings contained in this Resolution are for reference purposes only and shall not affect in any way the meaning or interpretation of this Resolution.

*[end of text; remainder of page intentionally left blank]*

THE FOREGOING RESOLUTION WAS UNANIMOUSLY ADOPTED AND APPROVED BY THE BOARD OF DIRECTORS OF THE AEROTROPOLIS REGIONAL TRANSPORTATION AUTHORITY THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 2024.

**AEROTROPOLIS REGIONAL  
TRANSPORTATION AUTHORITY**

\_\_\_\_\_  
Matthew Hopper, President

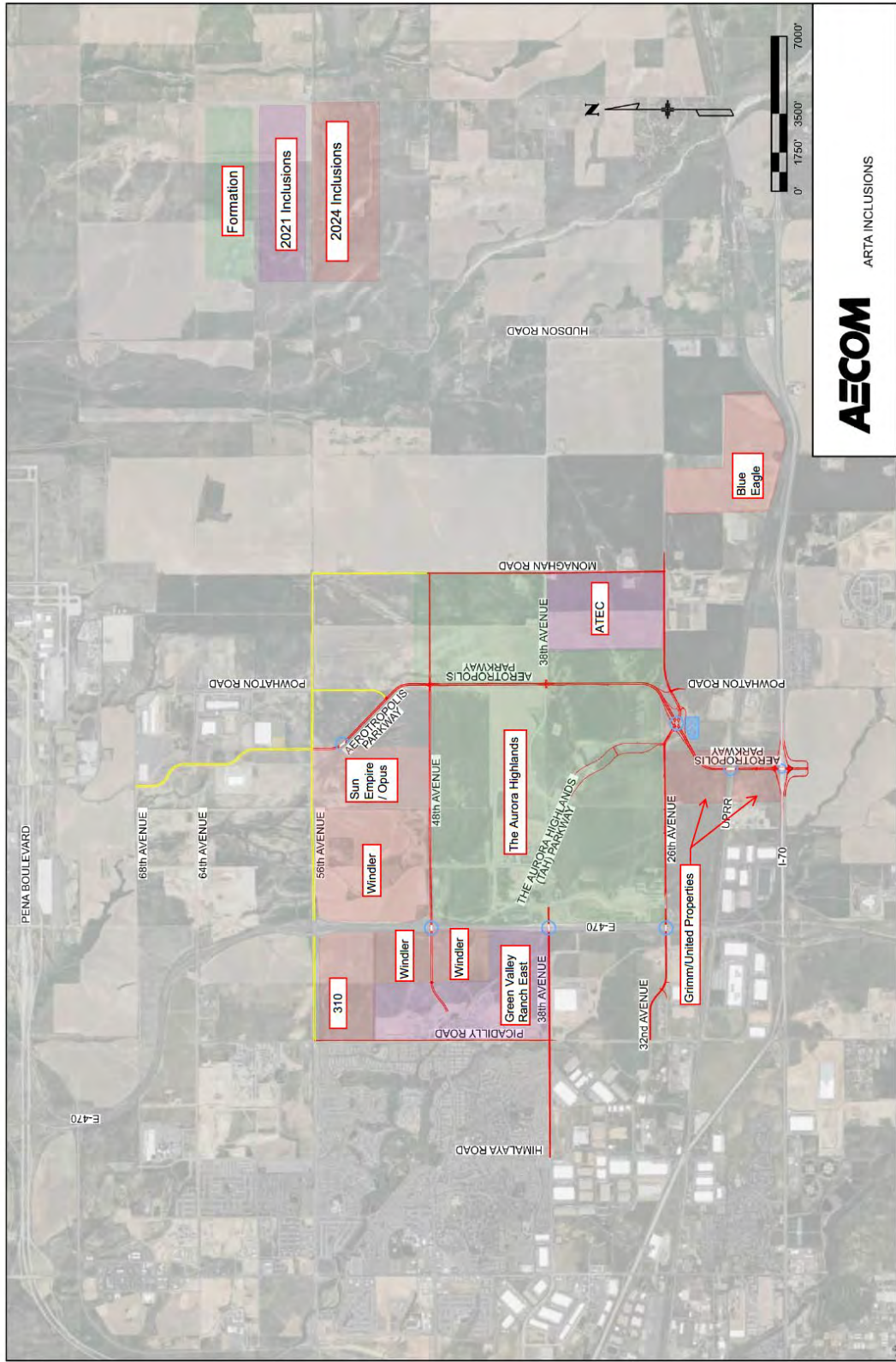
ATTEST:

\_\_\_\_\_  
Secretary

**Exhibit A-1**  
**Supplement to Regional Transportation System**

|  |
|--|
| Aerotropolis Parkway (UPRR Bridge North Abutment to Adjacent Property Line) – 3 Lanes                |
| Aerotropolis Parkway (UPRR Bridge South Abutment to I-70/Aerotropolis Parkway Interchange) – 3 Lanes |
| 26 <sup>th</sup> Avenue (Harvest Mile Road to East 1/2 Mile) – South 2 Lanes                         |
| 26 <sup>th</sup> Avenue (Monaghan Road to Hayesmount Road) – South 2 Lanes                           |
| 48 <sup>th</sup> Avenue (E-470 to Harvest Mile Road) – North 3 Lanes                                 |
| 48 <sup>th</sup> Avenue Bridge Over E-470 (Widening)   |
| 48 <sup>th</sup> Avenue (Harvest Mile Road to East 1/2 Mile) – South 3 Lanes                         |
| 56 <sup>th</sup> Avenue (E-470 to Harvest Mile Road) – South 3 Lanes                                 |
| 56 <sup>th</sup> Avenue (Harvest Mile Road to East 1/2 Mile) – South 3 Lanes                         |
| 56 <sup>th</sup> Avenue (Picadilly Road to E-470) – North 3 Lanes                                    |

# Exhibit B-1 Amended Boundaries of the Aerotropolis Regional Transportation Authority



**Exhibit C-1**  
**Maps and Legal Descriptions of Property**

**Exhibit D-1**  
**Supplement to Capital Plan**



**SECOND SUPPLEMENT TO  
INTERGOVERNMENTAL AGREEMENT AMONG THE BOARD OF COUNTY  
COMMISSIONERS OF THE COUNTY OF ADAMS (THE “COUNTY”), THE CITY OF  
AURORA (THE “CITY”) AND THE AEROTROPOLIS AREA COORDINATING  
METROPOLITAN DISTRICT (“AACMD”) ESTABLISHING THE AEROTROPOLIS  
REGIONAL TRANSPORTATION AUTHORITY**

**RECITALS**

1. The Aerotropolis Regional Transportation Authority (the “**Authority**” or “**ARTA**”) is a political subdivision and body corporate of the State of Colorado formed pursuant to Section 43-4-601, *et seq.*, C.R.S.

2. The Authority was organized pursuant to the Intergovernmental Agreement Among the Board of County Commissioners of the County of Adams (the “**County**”), the City of Aurora (the “**City**”) and the Aerotropolis Area Coordinating Metropolitan District (“**AACMD**”) Establishing the Aerotropolis Regional Transportation Authority, dated February 27, 2018 (the “**Establishing Agreement**”) and the Regional Transportation Authority Law, Section 43-4-601, *et seq.*, C.R.S. (the “**RTA Law**”) (the City, County, and AACMD are collectively referred to herein as the “**Governing Bodies**” or the “**Members**”).

3. The Authority was organized for the general purposes of constructing, or causing to be constructed, a Regional Transportation System, as more particularly described in the Establishing Agreement and Exhibit A thereto (as used herein, the “**Regional Transportation System**”), consistent with the detailed phasing plan and budget attached to the Establishing Agreement as Exhibit D (the “**Capital Plan**”).

4. As set forth in the Establishing Agreement, the Capital Plan may be modified, amended or supplemented upon approval by the Governing Body of each Member and the unanimous vote of the Board of Directors of the Authority (the “**Board**”), and the Regional Transportation System as set forth in Exhibit A may be modified, supplemented and finalized in the Capital Plan or amended from time-to-time in accordance with Article VII of the Establishing Agreement.

5. Pursuant to Article VII, Section 7.01 of the Establishing Agreement, the Establishing Agreement may be amended only with the consent of the Governing Bodies and the unanimous approval of the ARTA Board.

6. The Board of Directors of the Authority has unanimously approved supplementing Exhibit A and Exhibit D to the Establishing Agreement with Exhibit A-1 and Exhibit D-1 hereof in order to identify certain additional regional transportation infrastructure projects as additional components of the Regional Transportation System, and has requested each of the Governing Bodies consent to the same.

7. Each of the Governing Bodies, for itself, has determined it to be in the best interests of the Authority and such Governing Body to supplement Exhibit A and Exhibit D to the Establishing Agreement with Exhibit A-1 and Exhibit D-1 hereof and that so doing will support the public interest and economic health of the region in alignment with ARTA's goals of fostering and supporting economic development through the expansion and creation of transportation improvements.

**NOW, THEREFORE**, each of the Governing Bodies by signing below, hereby consents as follows:

1. Consent of Governing Bodies to Supplement Exhibit A and Exhibit D to the Establishing Agreement. Each of the undersigned Governing Bodies hereby consents to supplementing Exhibit A and Exhibit D to the Establishing Agreement with Exhibit A-1 and Exhibit D-1 hereof, respectively. Thereafter, the Regional Transportation System as defined in the Establishing Agreement shall include those regional transportation projects identified in both Exhibit A to the Establishing Agreement and Exhibit A-1 hereof, and the Capital Plan shall be comprised of both Exhibit D to the Establishing Agreement and Exhibit D-1 hereof. This Consent, and Exhibit A-1 and Exhibit D-1 hereof, shall be appended to and shall supplement the Establishing Agreement, and Exhibit A and Exhibit D attached thereto, respectively.

2. Limited Effect. Except as supplemented herein, the Establishing Agreement is in all other respects unmodified and shall remain in full force and effect.

*[remainder of page intentionally left blank; signature pages follow]*

**COUNTY OF ADAMS**

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

**CITY OF AURORA**

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

**AEROTROPOLIS AREA COORDINATING METROPOLITAN DISTRICT**

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

**Exhibit A-1**  
**Second Supplement to Exhibit A to the Establishing Agreement**

**SUPPLEMENT TO REGIONAL TRANSPORTATION SYSTEM**

|  |
|--|
| Aerotropolis Parkway (UPRR Bridge North Abutment to Adjacent Property Line) – 3 Lanes                |
| Aerotropolis Parkway (UPRR Bridge South Abutment to I-70/Aerotropolis Parkway Interchange) – 3 Lanes |
| 26 <sup>th</sup> Avenue (Harvest Mile Road to East 1/2 Mile) – South 2 Lanes                         |
| 26 <sup>th</sup> Avenue (Monaghan Road to Hayesmount Road) – South 2 Lanes                           |
| 48 <sup>th</sup> Avenue (E-470 to Harvest Mile Road) – North 3 Lanes                                 |
| 48 <sup>th</sup> Avenue Bridge Over E-470 (Widening)   |
| 48 <sup>th</sup> Avenue (Harvest Mile Road to East 1/2 Mile) – South 3 Lanes                         |
| 56 <sup>th</sup> Avenue (E-470 to Harvest Mile Road) – South 3 Lanes                                 |
| 56 <sup>th</sup> Avenue (Harvest Mile Road to East 1/2 Mile) – South 3 Lanes                         |
| 56 <sup>th</sup> Avenue (Picadilly Road to E-470) – North 3 Lanes                                    |

**Exhibit B-1**

*[intentionally omitted; no such exhibit]*

**Exhibit C-1**

*[intentionally omitted; no such exhibit]*



**Exhibit D-1**  
**Second Supplement to Exhibit D to the Establishing Agreement**

**SUPPLEMENT TO CAPITAL PLAN**