

RECORD OF PROCEEDINGS

**MINUTES OF ANNUAL MEETING OF
THE BOARD OF REPRESENTATIVES OF
THE AURORA REGIONAL TRANSPORTATION AUTHORITY
("ARTA")
HELD
SEPTEMBER 27, 2022**

The Annual meeting of the Board of Representatives of ARTA (referred to hereafter as the "Board") was convened on Tuesday, the 27th day of September, 2022, at 9:00 a.m. The meeting was held and properly noticed to be held via Zoom video / teleconference. The meeting was open to the public.

ATTENDANCE

Directors In Attendance Were:

Rick Wells
Christopher Fellows
Brett Ellen
Julie von Clausburg
Patrick Rowe
Dianne Miller

Also In Attendance Were:

Steve Beck; Special District Management Services, Inc.

MaryAnn McGeady, Esq. and Jon Hoistad, Esq.; McGeady Becher P.C.

ADMINISTRATIVE MATTERS

Agenda: Mr. Beck noted that the Agenda for ARTA's annual meeting had been distributed for the Board's review and approval.

Following discussion, upon motion duly made by Director Fellows, seconded by Director Wells and, upon vote unanimously carried, the Agenda was approved, as presented.

Meeting Location / Manner of Meeting: A quorum for the annual meeting was confirmed and the absences of all Board members not in attendance were noted as excused. It was further noted that the Board meeting was held and properly noticed to be held by Zoom video / telephonic means.

Resignation and Appointment of District Secretary: The Board acknowledged the resignation of Matt Cohrs as Secretary to the Board and considered the appointment of Steve Beck as same.

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Following discussion, upon motion duly made by Director Fellows, seconded by Director Wells and, upon vote unanimously carried, the Board appointed Steve Beck as Secretary to the Board.

Appointment of Officers: There were no new Board representatives acknowledged. The Board entered into discussion regarding the appointment of officers.

Following discussion, upon motion duly made by Director Fellows, seconded by Director Wells and, upon vote unanimously carried, the following slate of officers was appointed:

President	Rick Wells
Secretary	Steve Beck

All other Board representatives were appointed as Assistant Secretaries.

Resolution Establishing Regular Meeting Dates, Time and Location, and Designating Location for Posting of 24-Hour Notices: The Board discussed business to be conducted in 2023 and the schedule for the annual meeting.

Following discussion, upon motion duly made by Director Fellows, seconded by Director Wells and, upon vote unanimously carried, the Board set the 2023 annual meeting date for June 20, 2023 at 9:00 a.m. and adopted the Resolution Establishing Regular Meeting Dates, Time and Location, and Designating Location for Posting of 24-Hour Notices.

Minutes: The Board reviewed the minutes of the December 15, 2021 annual meeting.

Following discussion, upon motion duly made by Director Fellows, seconded by Director Wells and, upon vote unanimously carried, the Board approved the minutes of the December 15, 2021 annual meeting.

FINANCIAL MATTERS

Claims: The Board considered ratifying the approval of the payment of claims as follows:

Fund	Period Ending Jan. 31, 2022	Period Ending April 30, 2022	Period Ending July 31, 2022
General	\$ 2,513.00	\$ 4,046.42	\$ 1,408.22
Total	\$ 2,513.00	\$ 4,046.42	\$ 1,408.22

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Following discussion, upon motion duly made by Director Fellows, seconded by Director Wells and, upon vote unanimously carried, the Board ratified approval of the payment of claims, as presented.

Financial Statements: Mr. Beck discussed with the Board the unaudited financial statements of ARTA setting forth the cash deposits, investments, budget analysis, and accounts payable vouchers for the period ending June 30, 2022.

Following review, upon motion duly made by Director Fellows, seconded by Director Wells and, upon vote unanimously carried, the unaudited financial statements dated as of June 30, 2022, were accepted, as presented.

2021 Application for Exemption from Audit: Mr. Beck discussed with the Board the 2021 Application for Exemption from Audit.

Following review and discussion, upon motion duly made by Director Fellows, seconded by Director Wells and, upon vote unanimously carried, the Board ratified approval of the preparation, execution and filing of the 2021 Application for Exemption from Audit.

2022 Budget Amendment Hearing: The President opened the public hearing to consider a Resolution to Amend the 2022 Budget and discuss related issues.

It was noted that publication of Notice stating that the Board would consider adoption of a Resolution to Amend the 2022 Budget and the date, time and place of the public hearing was made in a newspaper having general circulation within the ARTA boundaries. No written objections were received prior to this public hearing. No public comments were received and the public hearing was closed.

Following discussion, it was determined that an amendment to the 2022 budget was not necessary.

2023 Budget: The President opened the public hearing to consider the proposed 2023 Budget and discuss related issues.

It was noted that publication of Notice stating that the Board would consider adoption of the budget and the date, time and place of the public hearing was made in a newspaper having general circulation within the ARTA boundaries. No written objections were received prior to this public hearing. No public

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comments were received and the public hearing was closed.

Mr. Beck discussed the preliminary budget with the Board.

Following discussion, the Board considered the adoption of the Resolution to Adopt the 2023 Budget and Appropriate Sums of Money. Upon motion duly made by Director Fellows, seconded by Director Wells and, upon vote unanimously carried, the Resolution was adopted, as discussed, and execution of the Certification of Budget was authorized. Mr. Beck was authorized to transmit the Certification of Budget to the Division of Local Government not later than January 30, 2023. A copy of the adopted Resolution is attached to these Minutes and incorporated herein by this reference.

2022 Application for Exemption from Audit: The Board discussed the requirements for an audit.

Following discussion, upon motion duly made by Director Fellows, seconded by Director Wells and, upon vote unanimously carried, the Board appointed the District Accountant to prepare and file the Application for Exemption from Audit for 2022 with the State Auditor by March 31, 2023.

Preparation of 2024 Budget: The Board discussed the preparation of the 2024 Budget.

Following discussion, upon motion duly made by Director Fellows, seconded by Director Wells and, upon vote unanimously carried, the Board appointed the ARTA accountant to prepare the 2024 Budget.

Establishment of Mid-Aurora Regional Improvement Authority: Director Fellows informed the Board that Painted Prairie Metropolitan District Nos. 1-6, Windler Homestead Metropolitan District and Windler Metropolitan District No. 1 are withdrawing from ARTA to enter into a new authority in the planning area referred to as “Area 2” or the “Mid-Aurora ARIA Planning Area”. Director Wells informed the Board that the HM Metropolitan Districts also intended to withdraw from ARTA in the future.

LEGAL MATTERS

Creation of Additional Authorities: The Board further discussed the creation of the Area 2 Planning Area.

Eighth Amendment to ARTA Establishment Agreement: Attorney McGeady presented the Eighth Amendment to ARTA Establishment Agreement, which approves the admission of East Bend Metropolitan District,

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Harvest Crossing Metropolitan District Nos. 1 and 2, Sagebrush Farm Metropolitan District Nos. 3, 4, 5 and 6 and Sky Dance Metropolitan District Nos. 1 and 2 into ARTA, along with acknowledging the resignations of Painted Prairie Metropolitan District Nos. 1-6, Windler Homestead Metropolitan District and Windler Metropolitan District No. 1 from ARTA.

Following discussion, upon motion duly made by Director Fellows, seconded by Director Wells and, upon vote unanimously carried, the Board approved the Eighth Amendment to ARTA Establishment Agreement, approving the admission of East Bend Metropolitan District, Harvest Crossing Metropolitan District Nos. 1 and 2, Sagebrush Farm Metropolitan District Nos. 3, 4, 5 and 6 and Sky Dance Metropolitan District Nos. 1 and 2 into ARTA and acknowledging the resignations of Painted Prairie Metropolitan District Nos. 1-6, Windler Homestead Metropolitan District and Windler Metropolitan District No. 1 from ARTA. It was noted that Director Fellows was no longer a Board representative as of the approval of the Eighth Amendment to ARTA Establishment Agreement.

Capital Improvement Plan: Attorney McGeady discussed with the Board the timing for establishment of a capital improvement plan.

ADJOURNMENT

There being no further business to come before the Board at this time, upon motion duly made and seconded, and upon vote unanimously carried, the meeting was adjourned.

Respectfully submitted,

By 

Secretary for the Meeting