

AURORA HIGH POINT AT DIA METROPOLITAN DISTRICT

141 Union Boulevard, Suite 150
Lakewood, Colorado 80228-1898

Tel: (303) 987-0835

Fax: (303) 987-2032

Aurorahp.colorado.gov

NOTICE OF REGULAR MEETING AND AGENDA

<u>Board of Directors</u>	<u>Office</u>	<u>Term/Expires</u>
Andrew Klein	President	2027/May 2027
Otis Moore, III	Assistant Secretary	2025/May 2025
Theodore Laudick	Assistant Secretary	2025/May 2025
Mark Witkiewicz	Assistant Secretary	2027/May 2027
Ann Finn	Secretary	

DATE: May 22, 2023

TIME: 10:00 a.m.

PLACE: **VIA Zoom**

Zoom information:

<https://us02web.zoom.us/j/84522214676?pwd=Zi9JUFNqZEJtdGxGUeIMbHRSTUVNdz09>

Meeting ID: 845 2221 4676

Passcode: 859795

One tap mobile

+17193594580,,84522214676#,,,859795# US

+16699006833,,84522214676#,,,859795# US (San Jose)

I. ADMINISTRATIVE MATTERS

A. Present Disclosures of Potential Conflicts of Interest.

B. Confirm quorum, location of meeting and posting of meeting notices. Approve agenda.

C. Discuss results of May 3, 2022 Regular Election (enclosure).

D. Consider appointment of Officers:

President _____

Treasurer _____

Secretary _____

Asst. Secretary _____

Asst. Secretary _____

Asst. Secretary _____

- C. Review and consider Minutes of the February 27, 2023 Regular Meeting (enclosure).
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II. PUBLIC COMMENTS

- A. Members of the public may express their view to the Board on matters that affect the District. Comments will be limited to three (3) minutes.
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III. FINANCIAL MATTERS

- A. Ratify approval of the payment of claims for the period beginning February 22, 2023 through May 8, 2023, in the amount of \$7,315,233.89 (enclosure).
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- B. Review and accept the Cash Position Schedule, dated March 31, 2023, updated as of May 15, 2023, 2023 (enclosure).
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IV. LEGAL MATTERS

- A. Review and ratify approval of Statement of Lien and Releases of Lien on (19680 E. 61st Drive and 19642 E. 63rd Drive) (enclosures).
-

V. CAPITAL PROJECTS

- A. Discuss status of the capital improvements projects:
 - 1. Discuss status of the Lisbon Street Extension Project (Millstone Weber, LLC).

 - 2. Discuss status of the 64th Ave. and Denali Street Lighting Package Project.
-

- 3. Discuss status of the High Point 66th & 67th Ave. Improvement Project.
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- 4. Discuss status of the High Point North Pinon Sanitary Sewer Improvement Project (Vortex Services, LLC).
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5. Discuss status of the Gun Club Road Project.
-

6. Discuss status of the Possum Gulley Channel Improvement Project.
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- B. Discuss status of the 66th & 67th Avenue Street Light Project (Dynalectric Company Inc.).
-

- C. Approve final payment to Summit Excavation & Grading, LLC for the High Point Early Grading Project.
-

VI. OPERATIONS AND MAINTENANCE

- A. _____

VII. OTHER BUSINESS

- A. _____

VIII. ADJOURNMENT **THE NEXT REGULAR MEETING IS SCHEDULED FOR JULY 24, 2023.**

**NOTICE OF CANCELLATION
AND
CERTIFIED STATEMENT OF RESULTS
Aurora High Point at DIA Metropolitan District
Adams County, Colorado**

§1-13.5-513(6), 32-1-104, 1-11-103(3) C.R.S.

NOTICE IS HEREBY GIVEN by the Aurora High Point at DIA Metropolitan District, Adams County, Colorado, that at the close of business on the sixty-third day before the election, there were not more candidates for director than offices to be filled, including candidates filing affidavits of intent to be write-in candidates; therefore, the election to be held on May 2, 2023 is hereby cancelled pursuant to Section 1-13.5-513, C.R.S.

The following candidates are hereby declared elected for the following terms of office:

Name	Length of Term	Term Expiration
Andrew Klein	4 Years	May, 2027
Mark Witkiewicz	4 Years	May, 2027
Vacancy	4 Years	May, 2027

Michele M. Barrasso

(Signature of Designated Election Official)

Michele Barrasso

(DEO's Printed Name)

Contact Person for the District: Colin B. Mielke, Esq.

Address of the District: 7400 East Orchard Road, Suite 3300
Greenwood Village, CO 80111

Telephone Number of the District: (303) 770-2700

Fax Number of the District: (303) 770-2701

District Email: cmielke@svwpc.com

RECORD OF PROCEEDINGS

MINUTES OF A REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE AURORA HIGH POINT AT DIA METROPOLITAN DISTRICT HELD FEBRUARY 27, 2023

A Regular Meeting of the Board of Directors (referred to hereafter as the "Board") of the Aurora High Point at DIA Metropolitan District (referred to hereafter as the "District") was convened on Monday, the 27th day of February, 2023, at 10:00 a.m. This District Board meeting was held and properly noticed to be held by via Zoom. The meeting was open to the public.

ATTENDANCE

Directors In Attendance Were:

Otis Moore, III
Theodore Laudick
Mark Witkiewicz

Following discussion, upon motion duly made by Director Moore, seconded by Director Witkiewicz and, upon vote, unanimously carried, the absence of Director Andrew Klein was excused.

Also In Attendance Were:

Ann Finn; Special District Management Services, Inc.

Colin B. Mielke, Esq. and Elizabeth A. Dauer, Esq.; Seter & Vander Wall, P.C.

Zachary Leavitt; CliftonLarsonAllen LLP

DISCLOSURE OF POTENTIAL CONFLICTS OF INTEREST

Disclosure of Potential Conflicts of Interest: The Board noted it was in receipt of disclosures of potential conflicts of interest statements for each of the Directors and that the statements had been filed with the Secretary of State at least seventy-two hours in advance of the meeting. Attorney Mielke requested that the Directors review the Agenda for the meeting and advised the Board of any new conflicts of interest which had not been previously disclosed. Director Laudick identified his relationship with Silverbluff Companies, and confirmed that he would not participate in discussions or voting on the Silverbluff Companies change order identified on the agenda. No further disclosures were made by Directors present at the meeting.

ADMINISTRATIVE MATTERS

Agenda: Ms. Finn distributed for the Board's review and approval a proposed Agenda for the District's Regular Meeting.

RECORD OF PROCEEDINGS

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

Minutes: The Board reviewed the Minutes of the February 27, 2023 Regular Meeting.

Following discussion, upon motion duly made by Director Moore, seconded by Director Witkiewicz and, upon vote, unanimously carried, the Board approved the Minutes of the February 27, 2023 Regular Meeting.

ANNUAL ADMINISTRATIVE MATTERS FOR 2023

Director Qualification Statement: Attorney Mielke noted his office will be reaching out to the Board members concerning updating the Director Qualification Statements.

Disclosure Matters/Update General Conflict Forms: Attorney Mielke noted that his office will be distributing Disclosure Matters/Update General Conflict Forms to all Board members the for updating.

Renewal of Consultants: The Board discussed the renewal of the District Consultants for 2023. Following discussion, it was determined that no changes were needed.

PUBLIC COMMENT

There was no public comment.

FINANCIAL MATTERS

Claims: The Board reviewed the payment of claims for the period beginning October 17, 2022 through February 21, 2023, in the amount of \$8,653,853.64.

Following discussion, upon motion duly made by Director Moore, seconded by Director Witkiewicz and, upon vote, unanimously carried, the Board approved the payment of claims for the period beginning October 17, 2022 through February 21, 2023, in the amount of \$8,653,853.64.

Unaudited Financial Statements: Mr. Leavitt reviewed with the Board the Cash Position Schedule, dated December 31, 2022, updated as of February 21, 2023.

Following discussion, upon motion duly made by Director Moore, seconded by Director Witkiewicz and, upon vote, unanimously carried, the Board accepted the Cash Position Schedule, dated December 31, 2022, updated as of February 21, 2023.

RECORD OF PROCEEDINGS

LEGAL MATTERS

Status of May 2, 2023 Election: Attorney Mielke discussed the status of the May 2, 2023 Election for Directors. It was noted that no more self-nomination forms were received than positions available so the election can be cancelled if no write-in are submitted.

First Amended and Restated Intergovernmental Agreement Regarding Cost Sharing of the Extension of Denali Street between HM Metropolitan District No. 1, the District and Colorado International Center Metropolitan District No. 7:

The Board reviewed the First Amended and Restated Intergovernmental Agreement Regarding Cost Sharing of the Extension of Denali Street between HM Metropolitan District No. 1, the District and Colorado International Center Metropolitan District No. 7. Mr. Mielke informed the Board that the purpose of the amendment is to identify American Civil Constructors as the applicable contractor and to clarify that the scope is limited to Phase 1 of the Denali Street Improvements.

Following discussion, upon motion duly made by Director Witkiewicz, seconded by Director Moore and, upon vote, unanimously carried, the Board approved the First Amended and Restated Intergovernmental Agreement Regarding Cost Sharing of the Extension of Denali Street between HM Metropolitan District No. 1, the District and Colorado International Center Metropolitan District No. 7.

Statement of Authority regarding the Master License Agreement No. 05-80 from Aurora High Point at DIA Metropolitan District to Colorado International Center Metropolitan District No. 3:

The Board reviewed the Statement of Authority regarding the Master License Agreement No. 05-80 from Aurora High Point at DIA Metropolitan District to Colorado International Center Metropolitan District No. 3. Mr. Mielke informed the Board that the Statement of Authority is required by the City of Aurora to process the assignment of the Master License Agreement for underdrain improvements from the District to Colorado International Center Metropolitan District No. 3, as contemplated by the Termination Agreement executed by the District and Colorado International Center Metropolitan District No. 3.

Following discussion, upon motion duly made by Director Moore, seconded by Director Witkiewicz and, upon vote, unanimously carried, the Board approved the Statement of Authority regarding the Master License Agreement No. 05-80 from Aurora High Point at DIA Metropolitan District to Colorado International Center Metropolitan District No. 3.

Mr. Mielke further noted that he has coordinated with the City of Aurora to identify all documentation necessary for the City to process the assignment of the Master License Agreement. Mr. Mielke also confirmed he delivered a Statement of Authority to the management company for Colorado International Center Metropolitan District No. 3 to complete, as required by the City of Aurora. Mr. Mielke noted that his firm

RECORD OF PROCEEDINGS

has made multiple attempts via email and telephone to coordinate on this matter with the management company for Colorado International Center Metropolitan District No. 3, but they have not returned his firm's messages.

CAPITAL PROJECTS

Capital Improvement Projects:

Lisbon Street Extension Project (Millstone Weber, LLC): Director Laudick reported the project is complete and he is waiting on as-builts from the contractor before processing final payment.

64th Avenue and Denali Street Lighting Package Project: Director Laudick reported the project is complete and is waiting on Xcel Energy to power up the lights.

Possum Gully Channel Improvement Project: Director Laudick reported the project is 100% complete.

High Point 66th & 67th Ave Improvement Project: Director Laudick reported the project is 100% complete and he is waiting on as-builts from the contractor before processing final payment.

High Point North Pinon Sanitary Sewer Improvement Project: Director Laudick reported the project is 100% complete and he is waiting on as-builts from the contractor before processing final payment.

Gun Club Road Project ("Project"): Director Laudick reported the project is shut down for the winter.

Public Improvement Inspections Permit Center Acceptance Letter: Director Laudick discussed the Public Improvement Inspections Permit Center Acceptance Letter. No action was needed by the Board.

Final Payment to Zak Dirt, Inc. for the High Point PDI Pond Project: Director Laudick discussed with the Board the final payment to Zak Dirt, Inc. for the High Point PDI Pond Project.

Following discussion, upon motion duly made by Director Laudick, seconded by Director Klein, and upon vote, unanimously carried, the Board ratified approval of the final payment to Zak Dirt, Inc. for the High Point PDI Pond Project.

66th & 67th Avenue Street Light Project:

Award of 66th & 67th Avenue Street Light Project: The Board discussed the award of

RECORD OF PROCEEDINGS

66th & 67th Avenue Street Light Project to Dynalectric Company Inc., in the amount of \$215,955.13.

Following discussion, upon motion duly made by Director Moore, seconded by Director Witkiewicz, and upon vote, unanimously carried, the Board ratified approval of the award of the 66th & 67th Avenue Street Light Project to Dynalectric Company Inc., in the amount of \$215,955.13.

Construction Contract/Project Manual with Dynalectric Company Inc.: The Board discussed the Construction Contract/Project Manual with Dynalectric Company Inc.

Following discussion, upon motion duly made by Director Moore, seconded by Director Witkiewicz, and upon vote, unanimously carried, the Board ratified approval of the Construction Contract/Project Manual with Dynalectric Company Inc.

Change Order with Silverbluff Companies for Construction Management Services: The Board, with Director Laudick abstaining from discussion, discussed the Change Order with Silverbluff Companies for construction management services.

Following discussion, upon motion duly made by Director Moore, seconded by Director Witkiewicz and, upon vote, carried with Directors Moore and Witkiewicz voting “Yes” and Director Laudick abstaining, the Board approved the Change Order with Silverbluff Companies for construction management services.

OPERATIONS AND MAINTENANCE

2022 Operation and Maintenance Services: Mr. Laudick noted there is no need for 2022 operation and maintenance services at this time.

OTHER BUSINESS

There was no other business to discuss at this time.

ADJOURNMENT

There being no further business to come before the Board at this time, upon motion duly made by Director Moore, seconded by Director Witkiewicz and, upon vote, unanimously carried, the meeting was adjourned at approximately 10:20 a.m.

Respectfully submitted,

By: _____
Secretary for the Meeting

AURORA HIGH POINT AT DIA METROPOLITAN DISTRICT

Payment of Claims Report

For the Period Beginning February 22, 2023 and Ending May 8, 2023

<u>Vendor</u>	<u>Invoice Number</u>	<u>Payment Amount</u>	<u>Date Paid</u>	<u>Payment Method</u>
Schedio Group LLC	201003-1417	\$ 782.00	2/22/2023	BILL EFT
Xcel Energy	13434651	34,073.55	3/6/2023	Other
All Phase Landscape, Inc.	M0108496	483.00	3/7/2023	BILL Check
American West Construction LLC	2130-13	997.50	3/7/2023	BILL Check
City of Aurora	706167	612.00	3/7/2023	Other
CliftonLarsonAllen LLP	Multiple	23,189.11	3/7/2023	BILL Check
Ground Engineering	Multiple	17,350.28	3/7/2023	BILL EFT
Martin/Martin Inc.	19.0804-00051	740.00	3/7/2023	BILL EFT
McGeady Becher P.C.	Multiple	2,901.88	3/7/2023	BILL Check
RCD Construction Inc	Pay App 10	52,925.27	3/7/2023	BILL EFT
Rise Broadband	2407	139.42	3/7/2023	Other
Schedio Group LLC	201003-1664	378.00	3/7/2023	BILL EFT
Seter & Vander Wall, P.C.	85300	1,502.00	3/7/2023	BILL Check
Silverbluff Companies, Inc.	220113	35,000.00	3/7/2023	BILL Check
Special District Association	Multiple	1,927.28	3/7/2023	BILL Check
Special District Mgmt Svcs Inc	Multiple	9,774.94	3/7/2023	BILL EFT
T2 UES Inc	611000	995.50	3/7/2023	BILL Check
Terracon Consultants Inc.	T101457	16,511.00	3/7/2023	Vendor Direct Virtual Card
United Site Services, Inc.	INV-01384304	708.41	3/7/2023	Vendor Direct Virtual Card
Utility Notification Center of CO	223010027	81.27	3/7/2023	BILL Check
Williams Scotsman, Inc.	Multiple	7,411.23	3/7/2023	Vendor Direct Virtual Card
Xcel Energy	53-0013153808-5	297.81	3/7/2023	BILL Check
Hudick Excavating, Inc.	Pay App 13	366,346.89	3/9/2023	Other
City of Aurora	23-Feb	40.91	3/10/2023	ACH
OTB Supply, Inc.	2023-019	772,512.00	3/16/2023	Wire
Rise Broadband	2407 Mar23	139.42	4/3/2023	Other
Terracon Consultants Inc.	TJ01019	13,326.00	4/7/2023	Vendor Direct Virtual Card
Williams Scotsman, Inc.	9017124625	3,660.66	4/7/2023	Vendor Direct Virtual Card
Aurora Media Group LLC	105174	69.00	4/10/2023	BILL EFT
Martin/Martin Inc.	Multiple	21,305.00	4/10/2023	BILL EFT
McGeady Becher P.C.	Multiple	5,761.90	4/10/2023	BILL Check
OTB Supply, Inc.	Multiple	1,428,627.40	4/10/2023	BILL Check
PCS Group, Inc.	14868	291.25	4/10/2023	BILL Check
Seter & Vander Wall, P.C.	85425	4,451.00	4/10/2023	BILL Check
Silverbluff Companies, Inc.	220114	35,000.00	4/10/2023	BILL Check
Special District Mgmt Svcs Inc	AURORAHP.00 Feb23	5,664.75	4/10/2023	BILL EFT
T. Charles Wilson Insurance	Multiple	1,980.00	4/10/2023	BILL EFT
Utility Notification Center of CO	223020029	74.82	4/10/2023	BILL Check
Xcel Energy	53-0013153808-5 Mar23	273.65	4/10/2023	BILL Check

AURORA HIGH POINT AT DIA METROPOLITAN DISTRICT

Payment of Claims Report

For the Period Beginning February 22, 2023 and Ending May 8, 2023

<u>Vendor</u>	<u>Invoice Number</u>	<u>Payment Amount</u>	<u>Date Paid</u>	<u>Payment Method</u>
Bill Pay City of Aurora Water	23-Mar	40.91	4/11/2023	ACH
Hudick Excavating, Inc.	Pay App 14	1,161,966.59	4/12/2023	Other
Rise Broadband	2407Apr23	139.42	4/20/2023	Other
Terracon Consultants Inc.	TJ13287	16,137.50	5/5/2023	Vendor Direct Virtual Card
Williams Scotsman, Inc.	9017422064	3,660.66	5/5/2023	Vendor Direct Virtual Card
All Phase Landscape, Inc.	MO108916	2,417.36	5/8/2023	BILL Check
Aurora Media Group LLC	Multiple	178.95	5/8/2023	BILL EFT
CliftonLarsonAllen LLP	Multiple	28,657.44	5/8/2023	BILL Check
Ground Engineering	Multiple	6,183.64	5/8/2023	BILL EFT
Hudick Excavating, Inc.	Pay App 15	649,978.87	5/8/2023	BILL Check
Martin/Martin Inc.	Multiple	49,690.00	5/8/2023	BILL EFT
OTB Supply, Inc.	2023-100	2,441,179.30	5/8/2023	BILL Check
PCS Group, Inc.	Multiple	6,483.75	5/8/2023	BILL Check
Seter & Vander Wall, P.C.	85570	3,459.50	5/8/2023	BILL Check
Silverbluff Companies, Inc.	220115	75,000.00	5/8/2023	BILL Check
Special District Mgmt Svcs Inc	AURORAHP.00Mar23	1,663.60	5/8/2023	BILL EFT
Utility Notification Center of CO	223030031	90.30	5/8/2023	BILL Check
Grand Total		\$ 7,315,233.89		

AURORA HIGH POINT AT DIA METROPOLITAN DISTRICT

Schedule of Cash Position

March 31, 2023

Updated as of May 15, 2023

<u>1st Bank - Checking Account</u>	<u>General Fund AHP</u>	<u>Capital Projects Fund</u>	<u>Total</u>
Balance as of 03/31/23	\$ (268.29)	\$ 11,682,088.59	\$ 11,681,820.30
Subsequent activities:			
04/04/23 Developer Advance	18,000.00	-	18,000.00
04/07/23 CIC8 Requisition No. 37	-	25,453.55	25,453.55
04/07/23 Bill.com Payments	-	(16,986.66)	(16,986.66)
04/10/23 Bill.com Payments	(17,926.65)	(1,485,572.12)	(1,503,498.77)
04/11/23 Bill Pay City of Aurora Water	(40.91)	-	(40.91)
04/12/23 HEI Pay App Wire	-	(1,161,966.59)	(1,161,966.59)
04/24/23 CIC8 Requisition No. 38	-	67,311.44	67,311.44
04/24/23 EFT Payment Rise Broadband	-	(139.42)	(139.42)
05/03/23 Developer Advance	35,000.00	-	35,000.00
05/05/23 Bill.com Payments	(16,137.50)	(3,264,982.71)	(3,281,120.21)
05/05/23 Bill.com Payments	(3,660.66)	-	(3,660.66)
05/11/23 Bill Pay City of Aurora Water	-	(1,584.59)	(1,584.59)
Anticipated CIC8 Requisition No. 35 - COI	-	25,123.20	25,123.20
Anticipated Refund from CIC8 (UMB fees)	4,000.00	-	4,000.00
Anticipated Balance	\$ 18,965.99	\$ 5,868,744.69	\$ 5,887,710.68
Reserve for TABOR	(12,300.00)	-	(12,300.00)
Anticipated Balance	\$ 6,665.99	\$ 5,868,744.69	\$ 5,875,410.68

After recording, please
return to:
WHITE BEAR ANKELE TANAKA &
WALDRON
2154 East Commons Avenue
Suite 2000
Centennial, Colorado 80122

(Space above this line for recorder's use only)

STATEMENT OF LIEN

In accordance with Title 32 and Title 38 of the Colorado Revised Statutes, the AURORA HIGH POINT AT DIA METROPOLITAN DISTRICT (the "Lien Claimant"), a quasi-municipal corporation and political subdivision of the State of Colorado, makes the following Statement of Lien:

FIRST: That the name of the owner(s) or reputed owner(s) of such property to be charged with the lien are:

**JAMES C ROBERSON AND ANNA M ROBERSON AND PAMELA DARDEN
19680 E 61ST DR
AURORA, CO 80019**

SECOND: That the name and mailing address of the Lien Claimant is:

**AURORA HIGH POINT AT DIA METROPOLITAN DISTRICT
C/O WHITE BEAR ANKELE TANAKA & WALDRON
2154 EAST COMMONS AVENUE, SUITE 2000
CENTENNIAL, COLORADO 80122**

THIRD: That the real property to be charged with such lien is described as follows:

**SUB: HIGH POINT AT DIA SUBDIVISION FILING NO 1 BLK:15 LOT:2
COUNTY OF ADAMS COUNTY, STATE OF COLORADO**

also known by street number as 19680 E 61st Dr, Aurora, CO 80019, situated in the County of Adams County, State of Colorado.

FOURTH: That the amount of indebtedness currently due or owing to the Lien Claimant as of the date hereon for which said lien is claimed is \$587.50.

FIFTH: That the amount of indebtedness currently due or owing to the Lien Claimant for which this lien is claimed, is held for and on account of unpaid fees, rates, tolls, penalties, charges, interest and/or attorneys' fees, due to the Lien Claimant pursuant to applicable fee resolution enacted by the Lien Claimant pursuant to Title 32 of the Colorado Revised Statutes.

SIXTH: That the amount of indebtedness claimed by the Lien Claimant and evidenced by this Statement of Lien shall perpetually be subject to increases due to additional unpaid fees, rates, tolls, penalties, charges, interest and/or attorneys' fees which shall continue to accrue until such time as this lien is released.

SEVENTH: That the lien claimed by the Lien Claimant is a statutory, perpetual lien pursuant to § 32-1-1001(1)(j)(I), C.R.S.

**LIEN CLAIMANT:
AURORA HIGH POINT AT DIA METROPOLITAN
DISTRICT**

By: 

Jennifer C. Rogers, Attorney Registration No. 34682
WHITE BEAR ANKELE TANAKA & WALDRON
2154 East Commons Avenue, Suite 2000
Centennial, Colorado 80122
On behalf of Lien Claimant

STATE OF COLORADO

)

COUNTY OF ARAPAHOE

) ss
)

I, Jennifer C. Rogers, being of lawful age and being first duly sworn upon oath, do say that I am legal counsel to the AURORA HIGH POINT AT DIA METROPOLITAN DISTRICT, the Lien Claimant herein named; that I have read this Statement of Lien, the evidence of indebtedness referenced by this Statement of Lien, and know the contents thereof; and that the same is true and correct, to the best of my knowledge, information and belief, and is made on behalf of the Lien Claimant.

By: 

Jennifer C. Rogers, Attorney Registration No. 34682

Subscribed and sworn to before me in the County of Arapahoe, State of Colorado this 31st day of March, 2020 by Jennifer C. Rogers.

My commission expires: December 9, 2023

Witness my hand and official seal

**CHRISTINA KAYE CODDINGTON
NOTARY PUBLIC
STATE OF COLORADO
NOTARY ID 20194045996
MY COMMISSION EXPIRES DECEMBER 9, 2023**

By: 

Notary Public

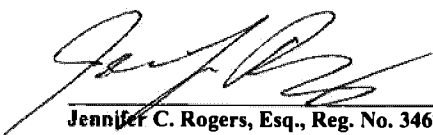
After recording, please
return to:
WHITE BEAR ANKELE TANAKA &
WALDRON
2154 E Commons Avenue
Suite 2000
Centennial, Colorado 80122

Space above this line for recorder's use only.

NOTICE OF INTENT TO FILE A STATEMENT OF LIEN

TO THE OWNER:

Take notice that the Lien Claimant set forth on the Statement of Lien contained on the reverse side of this Notice claims a statutory and perpetual lien pursuant to § 32-1-1001(1)(j)(I), C.R.S., for unpaid fees, rates, tolls, penalties and/or charges for services, programs and/or facilities furnished by the Lien Claimant upon, or for the benefit or use of, real property described on said Statement of Lien in the amount stated. Take further notice that the amount of indebtedness claimed by the Lien Claimant and evidenced by said Statement of Lien shall perpetually be subject to increases due to additional unpaid fees, rates, tolls, penalties, charges, interest and/or attorneys' fees which shall continue to accrue until such time as the lien is released. If payment is not made within ten (10) days of the postmark date of this document, the Lien Claimant intends to record said Statement of Lien in the county wherein the real property is located. This notice is given pursuant to § 38-22-109(3) C.R.S.


Jennifer C. Rogers, Esq., Reg. No. 34682
WHITE BEAR ANKELE TANAKA & WALDRON
Attorney for Lien Claimant
2154 East Commons Avenue, Suite 2000
Centennial, Colorado 80122
303-565-1653

Name and address of Lien Claimant:
Aurora High Point at DIA Metropolitan District
c/o WHITE BEAR ANKELE TANAKA & WALDRON
2154 East Commons Avenue, Suite 2000
Centennial, Colorado 80122

AFFIDAVIT OF SERVICE OR MAILING

STATE OF COLORADO)
) ss
COUNTY OF ARAPAHOE)

The undersigned, being of lawful age and being first duly sworn upon oath, deposes and says that this Notice of Intent to File a Statement of Lien was mailed by fully prepaid certified mail, return receipt requested, to the last known address of the owner(s) or reputed owner(s), or their agent, as follows: JAMES C ROBERSON, 19680 E 61ST DR, AURORA, CO 80019 and ANNA M ROBERSON, 19680 E 61ST DR, AURORA, CO 80019 and PAMELA DARDIN, 19680 E 61ST DR, AURORA, CO 80019 on the 31st day of March, 2020.


Carol A. Crist

Subscribed and sworn to before me by Carol A. Crist in the County of Arapahoe, State of Colorado, this 31st day of March, 2020.

My commission expires December 9, 2023
Witness my hand and official seal.

CHRISTINA KAYE CODDINGTON
NOTARY PUBLIC
STATE OF COLORADO
NOTARY ID 20194045898
MY COMMISSION EXPIRES DECEMBER 9, 2023


Notary Public

AFFIDAVIT OF SERVICE OR MAILING PRIOR TO FILING STATEMENT OF LIEN

STATE OF COLORADO)
) ss
COUNTY OF ARAPAHOE)

The undersigned, being of lawful age and being first duly sworn, deposes and says that this Notice of Intent to File a Statement of Lien was served pursuant to § 38-22-109(3) C.R.S., as evidenced by the above Affidavit of Service or Mailing, at least ten (10) days before the time of filing the Statement of Lien with the County Clerk and Recorder.


Carol A. Crist

Subscribed and sworn to before me by Carol A. Crist in the County of Arapahoe, State of Colorado, this 31st day of March, 2020.

My commission expires December 9, 2023
Witness my hand and official seal.

CHRISTINA KAYE CODDINGTON
NOTARY PUBLIC
STATE OF COLORADO
NOTARY ID 20194045898
MY COMMISSION EXPIRES DECEMBER 9, 2023


Notary Public