

**THE BRANDS METROPOLITAN DISTRICT NOS. 1-4  
JOINT SPECIAL MEETING  
(VIA TELECONFERENCE)**

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Martin Lind - President	Term to May 2022
Austin Lind – Assistant Secretary	Term to May 2023
Marissa Donahoo – Assistant Secretary	Term to May 2023
Justin Donahoo – Secretary/Treasurer	Term to May 2022
Garrett Scallon – Assistant Secretary	Term to May 2022

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**NOTICE OF JOINT SPECIAL MEETING**

1625 Pelican Lakes Point, Suite 201  
Windsor, Colorado 80550  
Wednesday, April 7, 2021  
11:00 A.M.

*Due to Executive Orders issued by Governor Polis and Public Health Orders implementing the Executive Orders issued by the Colorado Department of Health and Environment, and the threat posed by the COVID-19 coronavirus, this meeting may be attended via teleconferencing and can be joined through the directions below:*

<https://zoom.us/j/96524892385?pwd=ZlZpNUFtQWcyZjNEM3hUcURlZGI0QT09>

Meeting ID: 965 2489 2385

Passcode: 543898

Call In#: 1(669)900-9128 or 1(253)215-8782

**AGENDA**

1. Call to Order
2. Declaration of Quorum/Director Conflict of Interest Disclosures
3. Approval of Agenda
4. Consider Approval of Minutes from the January 14, 2021 Joint Special Meeting **(enclosure)**
5. Public Comment – Members of the public may express their views to the Board on matters that affect the District that are not otherwise on the agenda. Comments will be limited to three (3) minutes per person. Comments will be taken in the order reflected on the sign in sheet.
6. Legal Matters
  - a. Consider Adoption of Joint Resolution of the BOD Designating the Districts’ 24-Hour Posting Locations **(enclosure)**
  - b. Consider Approval of Amended and Restated Infrastructure Acquisition and Reimbursement Agreement with Eagle Crossing Development, Inc. **(enclosure)**
  - c. Consider Adoption of Joint Resolution Regarding Common Plan of Finance (Nos. 1-3) **(enclosure)**

- d. Consider Adoption of Joint Resolution Regarding Acceptance of District Eligible Costs incurred by Eagle Crossing Development, Inc. in the amount of up to \$10,118,524.07 (Nos. 1-3) **(enclosure)**

7. Bond Matters

a. Engagement Letters

- i. Consider Approval of Engagement Letter with Ballard Spahr LLP for Bond Counsel Services **(enclosure)**
- ii. Consider Ratification of Engagement Letter with Piper Sandler & Co. for Financial Advisor Services **(enclosure)**
- iii. Consider Approval of Special Loan Fee Disclosure Letter from White Bear Ankele Tanaka & Waldron **(enclosure)**
- iv. Consider Approval of Engagement Letter with Sherman & Howard for Special Counsel Services to District No. 3 **(to be distributed)**

- b. Consider adoption of a Resolution approving the form and authorizing the execution and delivery of various documents in connection with a Loan Agreement entered into by The Brands Metropolitan District No. 2 in the Initial Principal Amount of \$1,550,000 and Total Authorized Amount of \$10,000,000 (No. 1) **(enclosure)**

- i. Primary PIF Recipient Designation and Assignment of PIF Revenues Concerning Declaration of Covenants Imposing and Implementing a Project Improvement Fee: The Brands – Loveland with Eagle Crossing Development, Inc. (2011)
- ii. Primary PIF Recipient Designation and Assignment of PIF Revenues Concerning Declaration of Covenants Imposing and Implementing a Public Improvement Fee: The Brands – Loveland with Eagle Crossing Development, Inc. (2017)
- iii. Primary PIF Recipient Designation and Assignment of PIF Revenues Concerning Declaration of Covenants Imposing and Implementing a Project Improvement Fee: The Brands – Loveland with Eagle Crossing Development, Inc. (2017)
- iv. Agreement to Act as Receiving Agent for PIF Collection with CliftonLarsonAllen, LLLP
- v. Agreement Regarding Remittance of Business Assistance Agreement Revenues with Eagle Crossing Development, Inc.
- vi. BAA and PIF Revenues Assignment Agreement with District No. 2

- c. Consider adoption of Resolution Authorizing Capital Pledge Agreement between District No. 2, District No. 3, and U.S. Bank National Association (No. 3) **(enclosure)**
- d. Consider adoption of Resolution authorizing the issuance by The Brands Metropolitan District No. 2, in the City of Loveland, Larimer County, Colorado, of its Special Revenue Note, Series 2021A in the aggregate principal amount of \$1,550,000, and authorizing up to \$8,450,000 in additional loans, for the purpose of paying the costs of financing or refinancing certain public improvements and costs of issuance of the Loans; authorizing approving and execution of a Loan Agreement with U.S. Bank National Association, a Capital Pledge Agreement with District No. 3 and U.S. Bank National Association, a BAA and PIF Revenues Assignment Agreement with District No. 1, an Assignment of PIF Revenues Concerning Declaration of Covenants Imposing The Brands Regional Project Improvements Fee with The Brands Regional Community Improvement Company, an Agreement to Act as Receiving Agent for PIF Collection with CliftonLarsonAllen, LLLP, and other documents relating to the Loans (No. 2) **(enclosure)**

8. Financial Matters

- a. Conduct Public Hearing on 2021 Budget Amendments
  - i. Consider Adoption of Resolution Amending 2021 Budget (No. 1) **(enclosure)**
  - ii. Consider Adoption of Resolution Amending 2021 Budget (No. 2) **(enclosure)**
  - iii. Consider Adoption of Resolution Amending 2021 Budget (No. 3) **(enclosure)**
- b. Consider Approval of Payables/Financials - *if any*

9. Other Business

10. Adjourn

**2021 Regular Meeting Schedule**

11:00 a.m., Thursday, April 15
11:00 a.m., Thursday, July 15
11:00 a.m., Thursday, October 21