

## ACC METROPOLITAN DISTRICT

141 Union Boulevard, Suite 150  
Lakewood, Colorado 80228-1898  
Tel: 303-987-0835 800-741-3254  
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### NOTICE OF SPECIAL MEETING AND AGENDA

| <u>Board of Directors</u> | <u>Office</u>       | <u>Term/Expires</u> |
|---------------------------|---------------------|---------------------|
| Julie von Clausburg       | President           | 2027/May 2027       |
| John Strabel              | Treasurer           | 2027/May 2027       |
| Brenda Lamer              | Assistant Secretary | 2025/May 2025       |
| <b>VACANT</b>             |                     | 2025/May 2025       |
| <b>VACANT</b>             |                     | 2025/May 2025       |

DATE: February 6, 2024 (Tuesday)

TIME: 11:00 A.M.

PLACE: *This meeting will be held as a teleconference via Zoom and In-Person at:*

McGeady Becher P.C.  
450 E. 17th Avenue, Suite 400  
Denver, CO 80203-1254

Join Zoom Meeting

<https://us02web.zoom.us/j/5469119353?pwd=SmtlcHJETFhCQUZEcVBBOGZVU3Fqdz09>

Meeting ID: 546 911 9353

Passcode: 912873

Dial In: 1-719-359-4580

#### I. ADMINISTRATIVE MATTERS

- A. Present Disclosures of Potential Conflicts of Interest.

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- B. Confirm quorum, approve Agenda, confirm location of the meeting and posting of meeting notices.

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#### II. PUBLIC COMMENTS

- A. 

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III. FINANCIAL MATTERS

- A. Discuss statutory requirements for an audit. Consider engagement of \_\_\_\_\_ for preparation of 2023 Audit, for an amount not to exceed \$\_\_\_\_\_.
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IV. LEGAL MATTERS

- A. Discuss and consider adoption of a resolution authorizing the amendment of the District's outstanding: Series 2019A Loan Agreement and Promissory Note originally issued in the maximum aggregate principal amount of \$10,000,000 and currently outstanding in the aggregate principal amount of \$9,247,500.01 (the "Series 2019A Loan"); and Series 2019B Loan Agreement and Promissory Note originally issued in the maximum aggregate principal amount of \$9,000,000 and currently outstanding in the aggregate principal amount of \$8,663,886.53 (the "Series 2019B Loan" and together with the Series 2019A Loan, the "Series 2019 Loans"); both with Zions Bancorporation, N.A. d/b/a/ Vectra Bank Colorado as lender (the "Lender"), for the purpose of making conforming changes to such Series 2019 Loans with the District's proposed Series 2024 Loan, anticipated to be executed and delivered with the Lender on or around February 7, 2024, including but not limited to providing for the Series 2019 Loans to be subject to a maximum debt service mill levy of up to ninety-nine mills in accordance with the District's Service Plan, and providing for certain conforming changes to the District's reporting requirements.
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- B. Discuss and consider approval of Requisition No. 1 from the Series 2024 Loan authorizing reimbursement to FR Aurora Commerce Center Phase I, LLC (the "Developer") pursuant to that certain Facilities Funding and Acquisition Agreement, by and between the District and the Developer dated June 18, 2018.
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V. OTHER MATTERS

- A. \_\_\_\_\_
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VI. ADJOURNMENT **THE NEXT REGULAR MEETING IS SCHEDULED FOR JUNE 13, 2024.**