

## **TIF 201**

Applied Tax Increment Financing

## **Session Goals**

- Use actual case study & follow it through steps/ processes comprising a typical TIF project (PAYGO = main example)
- Understand how to follow & process projects from a staff perspective
- Dig deeper into "mechanics" & details that come along with administering TIF projects
- Leave with understanding how to apply TIF for projects in your community



# **TIF Project Process Summary**

Develop a
Business
Assistance
Policy &
application
process

Application and escrow received

Calculate TIF and Conduct gap analysis (City) Draft term sheet and/or TIF agreement Establish TIF
District &
approve
agreement

Certification of TIF
District



# TIF Project Process Summary, continued...

Construction commences

Construction completion and/or qualified costs incurred

Document qualified costs

Issuance of PAYGO TIF note

Collection of tax increment

Semi-annual payments made on TIF note



## The Project-Reeve at Lakeside: Robbinsdale

- 118-unit market rate rental project located on Twin Lakes
- Redevelopment of existing office building
- \$31 million total development cost
- Developed by Reuter Walton







## **Business Assistance:** Policy & Application

- Policy prepared in advance working with community and elected officials
  - ✓ Required per MN statues 116J.993 116J.995
  - ✓ Often the outcome of economic development planning
- Application for assistance
  - ✓ Establishes a formal process for review and requires developer to submit necessary information to evaluate request
- Include developer fee policy: Developer covers cost of TIF related items



## **Developer Application**

- Includes project details
  - ✓ Site information
  - ✓ Full set of financial projections (pro forma)
  - ✓ Site plan, building elevations, floor plans, amenities, materials
  - ✓ Identification of financial need
- Developer submits fee, or escrow, with application
  - ✓ Fee covers third party costs for review & implementation



## Calculation of TIF: Tax Rates & Base Value

#### ASSUMPTIONS AND RATES DistrictType: Redevelopment Tax Rates District Name/Number: County District #: Exempt Class Rate (Exempt) 0.00% First Year Construction or Inflation on Value 2021 Commercial Industrial Preferred Class Rate (C/I Pref.) Existing District - Specify No. Years Remaining First \$150,000 1.50% Inflation Rate - Every Year: 0.00% Over \$150,000 2.00% Interest Rate: 3.75% Commercial Industrial Class Rate (C/I) 2.00% Present Value Date: Rental Housing Class Rate (Rental) 1.25% 1-Aug-22 First Period Ending 1-Feb-23 Affordable Rental Housing Class Rate (Aff. Rental) Tax Year District was Certified: Pay 2021 First \$174.000 0.75% Cashflow Assumes First Tax Increment For Developmen 2023 Over \$174,000 0.25% Non-Homestead Residential (Non-H Res. 1 Unit) Years of Tax Increment Assumes Last Year of Tax Increment 2048 First \$500,000 1.00% Fiscal Disparities Election [Outside (A), Inside (B), or N/ Inside(B) Over \$500,000 1.25% Incremental or Total Fiscal Disparities Homestead Residential Class Rate (Hmstd. Res.) nergamental Fiscal Disparities Contribution Ratio 31.8446% First \$500,000 1.00% Fiscal Disparities Metro-Wide Tax Rate 139.5040% Over \$500,000 1.25% Pay 2021 Maximum/Frozen Local Tax Rate: 124.538% Pay 2021 Agricultural Non-Homestead 1.00% Current Local Tax Hate: (Use lesser of Current or Mix.) 124,538% Pay 2021 State-wide Tax Rate (Comm./Ind. only used for total axe. 35.9780% Pay 2021 Market Value Tax Rate (Used for total taxes) 0.24121% Pay 2021

					BA	SE VALUE I	NFORMATION	i (Original Ta	x Capacity)					
					Building	Total	Percentage		Tax Year	Property	Current	Class	After	
				Land	Market	Market	Of Value Used	Original	Original	Tax	Original	After	Conversion	Area/
Map II	PID	Owner	Address	Market Value	Value	Value	for District	Market Value	Market Value	Class	Tax Capacity	Conversion	Orig. Tax Cap.	Phase
1	10-118-21-33-0025	C&L Mgmt.	4000 Lake Road	808,000	812,000	1,620,000	100%	1,620,000	Pay 2021	C/I Pref.	31,650	Rental	20,250	1
				808,000	812,000	1,620,000		1,620,000			31,650		20,250	

#### NOLE:

- 1. Base values are for pay 2021 based upon review of County website on 3-25-21.
- 2. Located in SD #281 and WS #8



## Calculation of TIF: Valuation Assumptions

	PROJECT INFORMATION (Project Tax Capacity)													
		Estimated	Taxable		Total Taxable	Property			Percentage	Percentage	Percentage	Percentage	First Yea	
		Market Value	Market Value	Total	Market	Tax	Project	Project Tax	Completed	Completed	Completed	Completed	Full Taxe	
Area/Phase	New Use	Por Oq. Ft./Unit	Per Sq. Ft./Unit	Sq. Ft./Units	Value	Class	Tax Capacity	Capacity/Unit	2021	2022	2020	2024	Payable	
1	Apartments	205,000	205,000	118	24,190,000	Rental	302,375	2,563	25%	100%	100%	100%	2024	
TOTAL					24,190,000		302,375							
Subtotal Residential				118	24,190,000		302,375							
Subtotal Commercial/Ind.				0	0		0							

	TAX CALCULATIONS											
	Total	Fiscal	Local	Local	Fiscal	State-wide	Market					
	Tax	Disparities	Tax	Property	Disparities	Property	Value	Total	Taxes Per			
New Use	Capacity	Tax Capacity	Capacity	Taxes	Taxes	Taxes	Taxes	Taxes	Sq. Ft./Unit			
Apartments	302,375	0	302,375	376,572	0	0	58,349	434,920	3,685.77			
TOTAL	302,375	0	302,375	376,572	0	0	58,349	434,920				

- Confirm assessed valuation potential
  - √ Similar projects
  - ✓ Conversations with local assessors
- Timing of construction
  - ✓ Affects when TIF will be collected



# Cash Flows: What to Exclude?

TIF EXCLUSIONS									
Total Property Taxes	\$434,920								
Less State-wide Taxes	0								
Less Fiscal Disparity Adjustment	0								
Less Market Value Taxes	(\$58,349)								
Less Base Value Taxes	(\$25,219)								
Annual Gross TIF	\$351,353								



# Cashflows: How It Ties Out

					Т	AX INCR	EMENT CA	SH FLOW						
% of	Project Tax	Original Tax	Fiscal Disparities	Captured Tax	Local Tax	Annual Gross Tax	Semi-Annual Gross Tax	State Auditor	Admin. at	Semi-Annual Net Tax	Semi-Annual Present	PERIOD ENDING	Tax	Payment
OTC	Capacity	Capacity	Incremental	Capacity	Rate	Increment	Increment	0.36%	10%	Increment	Value	Yrs.	Year	Date
							-	-	-					02/01/23
100%	75,594	(20,250)	-	55,344	124.538%	68,924	34,462	(124)	(3,434)	30,904	29,777	0.5	2023	08/01/23
							34,462	(124)	(3,434)	30,904	59,006	1	2023	02/01/24
100%	302,375	(20,250)	-	282,125	124.538%	351,353	175,676	(632)	(17,504)	157,540	205,264	1.5	2024	08/01/24
							175,676	(632)	(17,504)	157,540	348,830	2	2024	02/01/25
100%	302,375	(20,250)	-	282,125	124.538%	351,353	175,676	(632)	(17,504)	157,540	489,754	2.5	2025	08/01/25
							175,676	(632)	(17,504)	157,540	628,084	3	2025	02/01/26
100%	302,375	(20,250)	-	282,125	124.538%	351,353	175,676	(632)	(17,504)	157,540	763,868	3.5	2026	08/01/26
							175,676	(632)	(17,504)	157,540	897,153	4	2026	02/01/27
100%	302,375	(20,250)	-	282,125	124.538%	351,353	175,676	(632)	(17,504)	157,540	1,027,984	4.5	2027	08/01/27
							175,676	(632)	(17,504)	157,540	1,156,408	5	2027	02/01/28
100%	302,375	(20,250)	-	282,125	124.538%	351,353	175,676	(632)	(17,504)	157,540	1,282,469	5.5	2028	08/01/28
							175,676	(632)	(17,504)	157,540	1,406,209	6	2028	02/01/29
100%	302,375	(20,250)	-	282,125	124.538%	351,353	175,676	(632)	(17,504)	157,540	4,430,668	22.5	2045	08/01/45
							175,676	(632)	(17,504)	157,540	4,496,466	23	2045	02/01/46
100%	302,375	(20,250)	-	282,125	124.538%	351,353	175,676	(632)	(17,504)	157,540	4,561,053	23.5	2046	08/01/46
							175,676	(632)	(17,504)	157,540	4,624,451	24	2046	02/01/47
100%	302,375	(20,250)	-	282,125	124.538%	351,353	175,676	(632)	(17,504)	157,540	4,686,682	24.5	2047	08/01/47
							175,676	(632)	(17,504)	157,540	4,747,768	25	2047	02/01/48
100%	302,375	(20,250)	-	282,125	124.538%	351,353	175,676	(632)	(17,504)	157,540	4,807,730	25.5	2048	08/01/48
							175,676	(632)	(17,504)	157,540	4,866,588	26	2048	02/01/49
	Total	7					8,852,745	(31,870)	(882,087)	7,938,787				
	Pi	resen <mark>t Value Fr</mark>	om 08/01/2022	Present Value Rate	3.75%		5,426,857	(19,537)	(540,732)	4,866,588				
								, ,,,	, , , , , , ,	,,				

Project and Base
Tax Capacities



## Cashflows: What is Available?

	_				_								_	
					Ţ	AX INCR	REMENT CA!	SH FLOW						
	Project	Original	Fiscal	Captured	Local	Annual	Semi-Annual	State	Admin.	Semi-Annual	Semi-Annual	PERIOD		
% of	Tax	Tax	Disparities	Tax	Tax	Gross Tax	Gross Tax	Auditor	at	Net Tax	Present	ENDING	Tax	Payment
OTC	Capacity	Capacity	Incremental	Capacity	Rate	Increment	Increment	0.36%	10%	Increment	Value	Yrs.	Year	Date
							-	-	-	-				02/01/23
100%	75,594	(20,250)		55,344	124.538%	68,924	34,462	(124)	(3,434)	30,904	29,777	0.5	2023	08/01/23
i		1					34,462	(124)	(3,434)	30,904	59,006	1	2023	02/01/24
100%	302,375	(20,250)	-	282,125	124.538%	351,353	175,676	(632)	(17,504)	157,540	205,264	1.5	2024	08/01/24
							175,676	(632)	(17,504)	157,540	348,830	2	2024	02/01/25
100%	302,375	(20,250)	, -	282,125	124.538%	351,353	175,676	(632)	(17,504)	157,540	489,754	2.5	2025	08/01/25
							175,676	(632)	(17,504)		628,084			
100%	302,375	(20,250)	-	282,125	124.538%	351,353		(632)	(17,504)		763,868			
i							175,676	(632)	(17,504)		897,153	4	2026	
100%	302,375	(20,250)	-	282,125	124.538%	351,353		(632)	(17,504)		1,027,984			08/01/27
1							175,676	(632)	(17,504)	157,540	1,156,408			02/01/28
100%	302,375	(20,250)	-	282,125	124.538%	351,353	175,676	(632)	(17,504)	157,540	1,282,469			
							175,676	(632)	(17,504)	157,540	1,406,209	6	2028	02/01/29
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100%	302,375	(20,250)	-	282,125	124.538%	351,353	175,676	(632)	(17,504)	157,540	4,430,668	22.5	2045	08/01/45
i							175,676	(632)	(17,504)	157,540	4,496,466	23	2045	02/01/46
100%	302,375	(20,250)	-	282,125	124.538%	351,353	175,676	(632)	(17,504)	157,540	4,561,053	23.5	2046	08/01/46
1		1				1	175,676	(632)	(17,504)		4,624,451	24	2046	
100%	302,375	(20,250)		282,125	124.538%	351,353		(632)	(17,504)		4,686,682	24.5		08/01/47
		1					175,676	(632)	(17,504)		4,747,768		2047	02/01/48
100%	302,375	(20,250)	!	282,125	124.538%	351,353		(632)	(17,504)		4,807,730		2048	
						,	175,676	(632)	(17,504)		.,			
	Total						8,852,745	(31,870)	(882,087)					
	P	resent Value F	rom 08/01/2022	Present Value Rate	3.75%		5,426,857	(19,537)	(540,732)					



City may retain 10% for administration

Amount available for financing gap

## Pro Forma Analysis: How Much is Enough?

- Review developer's application & financial information to establish appropriate level of public assistance
  - ✓ pro forma analysis
  - ✓ Often referred to as "but for" test
- Ensure project qualifies for proposed type of assistance
  - ✓ Default format is Pay-As-You-Go
- Maximize private funding sources
- Minimize public assistance needed to make a project financially feasible



## Pro Forma Analysis: How Much is Enough?

SOURCES			
	Amount	Pct.	Per Unit
First Mortgage	18,418,096	59.4%	156,086
TIF Mortgage	3,280,000	→ 10.6%	27,797
Equity	9,299,184	30.0%	78,807
TOTAL SOURCES	30,997,280	100%	262,689

USES			
	Amount	Pct.	Per Unit
Acquisition Costs	2,450,000	7.9%	20,763
Construction Costs	24,764,701	79.9%	209,870
Professional Services	1,598,846	5.2%	13,550
Financing Costs	1,280,900	4.1%	10,855
Developer Fee	902,833	2.9%	7,651
TOTAL USES	30,997,280	100%	262,689

- Analysis confirmed that assumptions meet industry standards
- Developer seeking 7% yield on cost return for project
- Yield on cost without assistance was 4.8%
- \$3.28 million PAYGO get developer to 6.8% YOC
  - √ 15-year repayment



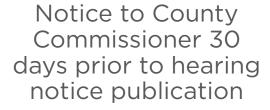
# Term Sheet / TIF Agreement

- Specifies terms & conditions under which the municipality will pay increment collected in the TIF district to the developer
- Includes assistance identified through pro forma analysis
  - ✓ Drafted by City/EDA attorney with review, comment by developer
- Can start with Term Sheet as initial step
- Final agreement governs all obligations in the TIF project
- Is often drafted during the TIF district creation process



### **TIF Process: Notices**







TIF Plan with fiscal impacts to County & School Districts 30 days prior to public hearing



Hearing notice publication at least 10 days prior to hearing



## TIF Process: Public Hearing

- Council holds public hearing, considers resolution to adopt TIF plan
  - ✓ Type of district
  - ✓ But-for finding (from pro forma analysis)
  - ✓ District conforms to general development plan
  - ✓ Plan affords maximum opportunity for city's development needs







### TIF Process: Certification

- Administrative step that informs the County, OSA & Department of Revenue that a new district exists
  - ✓ County will have all the specifics it needs to calculate & segregate increment for delivery to municipality
- Includes collection of resolutions, hearing notices, agreements & other items documenting actions
- All items sent to appropriate agencies



### Commencement of Construction

- Construction may commence any time after public hearing is held for creation of the TIF district
  - ✓ Earlier commencement may open argument that the "but for" test was not met
- TIF agreement will specify a date for both commencement & completion of the project





## **Commencement & Completion**

- Must complete project by date specified in TIF agreement
  - ✓ Typically, no TIF note issued until completion
- Completion is often defined by issuance of a certificate of occupancy
- Next steps are documenting qualified costs & issuance of TIF note





# **Commencement & Completion**









## **Qualified Cost Documentation**

- TIF may only be spent on qualified costs
- Costs must be verified & documented before issuance of any TIF note
  - ✓ Documented costs must be at least as much as the TIF note amount to issue full note amount
  - ✓ Documentation includes invoices for work performed & evidence of payment for that work
    - > Settlement statement works for property acquisition
    - > AIA draw documents typical for other costs



### Issuance of TIF Note

- Conditions of issuance specified in TIF agreement, typically:
  - ✓ Project is complete
  - ✓ Qualified costs are documented
  - ✓ Developer financing rate is confirmed
  - ✓ All City admin. costs are paid
  - ✓ Other special provisions (project specific)
- Often approved & issued by resolution of council/EDA



#### UNITED STATE OF AMERICA STATE OF MINNESOTA HENNEPIN COUNTY

ROBBINSDALE ECONOMIC DEVELOPMENT AUTHORITY

No. R-1

\$3,280,000

#### TAXABLE TAX INCREMENT REVENUE NOTE SERIES 2023A

3.5%

Dr of Original Lor

The Robbinudale Economic Development Authority ("REDA"), for value received, certifies that it is indebted and hereby promises to pay to 4800 Lake Road Group, LLC, or negistered assigns (the "Coure"), the principal sum of \$3,280,000 and to pay interest thereon at \$3.5 percent per annum, as and to the extent set forth berein.

1. Payments: Principal and interest ("Payments") will be paid on August 1, 2023, and each February 1 and August 1 thereafter to and ancholing February 1, 2038 ("Payment Dates"), in the amounts and from the sources set forth in Section 3 herein. Payments will be applied first to accreted interest, and then to unpaid principal.

Payments are payable by mail to the address of the Owner or any other address as the Owner may designate upon 30 days written notice to REDA. Payments on this Note are payable in any coin or currency of the United States of America which, on the Payment Date, is legal tender for the payment of public and private debts.

- Interest, Interest shall be simple, non-compounding interest at the rate 3.5 percent per annum will accure on the usepaid pennepal, commencing on the date of original sevie. Interest will be computed on the basis of a year of 390 days and consisting of 12 30-day months.
- 3. Available Tax Increment. Payments on this Note are payable on each Payment Date in the amount of and solely payable from "Available Tax Increment," which will mean, on each Payment Date, 90 percent of the Tax Increment attrabusble to the Redevelopment Property (defined in the Agreement) and paid to REDA by Henneyin County in the six months proceding the Payment Date, all as the terms are defined in the Contract for Private Redevelopment between REDA and Owner dated as of Paly 27, 2021 (the "Agreement"). Available Tax Increment will not include any Tax Increment if, as of any Payment Date, there is an uncured Taxen of Definit by the Owner radder the Agreement.

REDA will have no obligation to pay principal of and interest on this Note on each Payment Date from any source other than Available Tax Increment, and the failure of REDA to pay the entire amount of principal or interest on this Note on any Payment Date will not constitute a default hereunder as long as REDA pays principal and interest hereon to the extent of Available Tax.

# Project is Complete & TIF Note Issued

Now what?...

...We wait until increment is received from the district to pay the TIF note!

## **Collection of Tax Increment**

lenne	oin County Tax Incremer	nt Finance Set	ttlements		Re	port No. 502RP02
axes P	ayable 2021					ROBBINSDALE
IF Project Number	TIF Project Name	May 2021	October 2021	November 2021	December 2021	Year To Date Tota
1142	Rbbs 2000-9					
	Current Tax:	4,142.75	4,142.75	0.00	0.00	8,285.5
	Delinquent Tax:	0.00		0.00	0.00	0.0
	Interest on Refund:	0.00		0.00	0.00	0.0
	Settlement Total:	4,142.75		4,142.75	0.00	8,285.5
	Less .36% TIF Fee:	14.91		14.91	0.00	29.8
	Total Amount Settled:	4,127.84		4,127.84	0.00	8,255.6
1143	Robbinsdale #13 Birdtown Flats					
	Current Tax:	152,615.80	152,615.81	0.00	0.00	305,231.6
	Delinquent Tex:	0.00		0.00	0.00	0.0
	Interest on Refund:	0.00		0.00	0.00	0.0
	Settlement Total:	152,615.80		152,615.81	0.00	305,231.6
	Less 36% TIF Fee:	549,42		549.42	0.00	1,098.8
	Total Amount Settled:	152,066.38		152,066.39	0.00	304,132.7

- ✓ County calculates and send increment to City
- ✓ Part of the semi-annual tax settlement
- ✓ Report will show how much of the settlement is TIF
- ✓ Confirm accuracy and then make PAYGO payments



# Making Pay As You Go Payments

- Payments are made semi-annually; Defined in TIF agreement
  - ✓ Typically, on August 1, then February 1 in the following year
  - ✓ Payments are timed with county tax settlements
    - > August 1 payment is made from the June tax settlement
    - > February 1 payment is made from the December settlement
  - ✓ Important to confirm compliance with TIF agreement provisions before payment (income compliance, ongoing operating covenants)
  - ✓ Track payments to ensure no overpayment



# Making Pay As You Go Payments

Maximum amount Note Issue Date Final Payment	\$4,200,000 3/8/2021 2/1/2038				Interest Rate		2.99%	
Date	Total Tax Interest Due Increment Available		Increment Available at Principle 1		Cumulative Tax Increment Paid	Accrued Interest Balance	Note Balance	Year
						\$	4,200,000.00	
8/1/2021	50,929.67	\$ 68.771.88	61,894.69	10.965.03	10,965.03	0 \$	4,189,034.97	0.5
2/1/2022	64.017.76		61.895.06	0.00	72.860.09	2,122.70 \$	4,189,034,97	1
8/1/2022	62,974.00		212,099.25	147,002.55	284,959.33	\$	4,042,032.43	1.5
2/1/2023	61,771.24	235,665.83	212,099.25	150,328.01	497,058.58	\$	3,891,704.42	2
8/1/2023	58,504.21	305,935.78	275,342.20	216,838.00	772,400.78	\$	3,674,866.42	2.5
2/1/2024	56,160.13	305,935.78	275,342.20	219,182.08	1,047,742.99	\$	3,455,684.34	3
8/1/2024	52,236.51	305,935.78	275,342.20	223,105.70	1,323,085.19	\$	3,232,578.64	3.5
2/1/2025	49,400.99	305,935.78	275,342.20	225,941.22	1,598,427.40	\$	3,006,637.42	4
8/1/2025	45,198.95	305,935.78	275,342.20	230,143.26	1,873,769.60	\$	2,776,494.17	4.5
2/1/2026	42,431.00	305,935.78	275,342.20	232,911.20	2,149,111.81	\$	2,543,582.96	5
8/1/2026	38,237.82	305,935.78	275,342.20	237,104.38	2,424,454.01	\$	2,306,478.58	5.5
2/1/2027	35,248.12	305,935.78	275,342.20	240,094.09	2,699,796.22	\$	2,066,384.50	6
8/1/2027	31,064.07	305,935.78	275,342.20	244,278.13	2,975,138.42	\$	1,822,106.36	6.5
2/1/2028	27,845.83	305,935.78	275,342.20	247,496.37	3,250,480.63	\$	1,574,609.99	7
8/1/2028	23,801.98	305,935.78	275,342.20	251,540.23	3,525,822.83	\$	1,323,069.77	7.5
2/1/2029	20,219.45	305,935.78	275,342.20	255,122.76	3,801,165.04	\$	1,067,947.01	8
8/1/2029	16,054.51	305,935.78	275,342.20	259,287.70	4,076,507.24	\$	808,659.31	8.5
2/1/2030	12,358.11	305,935.78	275,342.20	262,984.09	4,351,849.45	\$	545,675.22	9
8/1/2030	8,203.17	305,935.78	275,342.20	267,139.04	4,627,191.65	\$	278,536.18	9.5
2/1/2031	4,256.65	305,935.78	275,342.20	271,085.55	4,902,533.86	\$	7,450,63	10
8/1/2031	112.01	305,935.78	7,562.63	7,450.62	4,910,096.49	\$	0.00	10.5
TOTAL		5,809,784.14	4,961,026.15	4,200,000.00	·			



# Let's Talk!





## **Your Presenters**



Jason Aarsvold Senior Municipal Advisor jaarsvold@ehlers-inc.com (651) 697-8512



Keith Dahl Municipal Advisor kdahl@ehlers-inc.com (651) 697-8539



# **Important Disclosures**

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