

## NORTH VISTA HIGHLANDS METROPOLITAN DISTRICT NO. 2

### 2021 ANNUAL REPORT TO THE CITY OF PUEBLO

Pursuant to the Service Plan for North Vista Highlands Metropolitan Districts No. 2 (the "Service Plan"), North Vista Highlands Metropolitan District No. 2 (the "District") is required to provide an annual report to the City Manager's Office or the Mayor's Office regarding the following matters no later than August 1<sup>st</sup> of each year following the year in which the Order and Decree creating the District has been recorded. Capitalized terms not defined herein shall have the meanings given to them in the Service Plan.

**For the year ending December 31, 2021, the District makes the following report:**

**1. Boundary changes made or proposed to the District Boundaries as of December 31st of the prior year.**

There were no changes to the District boundaries during the reporting year.

**2. Intergovernmental Agreements with other governmental entities, either entered into or proposed as of December 31st of the prior year.**

On September 9, 2021, the District entered into that certain First Amendment to Amended and Restated Intergovernmental Agreement Concerning District Operations among the District, North Vista Highlands Metropolitan District No. 1, North Vista Highlands Metropolitan District No. 3, North Vista Highlands Metropolitan District No. 4, and North Vista Highlands Metropolitan District No. 5.

A copy of the foregoing intergovernmental agreement is attached hereto as **Exhibit A**.

No other intergovernmental agreements were proposed for the year ending December 31, 2021.

**3. Copies of the District's rules and regulations, if any as of December 31st of the prior year.**

The District did not adopt any rules and regulations in 2021.

**4. A summary of any litigation which involves the District's Improvements as of December 31st of the prior year.**

To our actual knowledge, based on a review of the court records in Pueblo County, Colorado, and the Public Access to Court Electronic Records (PACER), there is no litigation involving the District as of December 31, 2021.

**5. Status of the District's construction of the Improvements as of December 31st of the prior year.**

The District did not construct any Improvements in 2021. North Vista Highlands Metropolitan District No. 1 and developers within the North Vista Highlands Metropolitan District Nos. 1-5 are undertaking construction of all public improvements.

**6. A list of all facilities and improvements constructed by the District that have been dedicated to and accepted by the City as of December 31st of the prior year.**

No facilities or improvements constructed by the District were dedicated to and accepted by the City in 2021.

**7. The assessed valuation of the District for the current year.**

\$33,630.

**8. Current year budget including a description of the Improvements to be constructed in such year.**

The District's budget for the current year is attached hereto as **Exhibit B.**

**9. Audit of the District's financial statements, for the year ending December 31st of the previous year, prepared in accordance with generally accepted accounting principles or audit exemption, if applicable.**

A copy of the District's audit exemption application filed with the State Auditor is attached hereto as **Exhibit C.**

**10. Notice of any uncured events of default by the District, which continue beyond a ninety (90) day period, under any debt instrument.**

The District was not in default under any debt instrument in 2021.

**11. Any inability of the District to pay its obligations as they come due, in accordance with the terms of such obligations, which continue beyond a ninety (90) day period.**

The District had no inability to pay its obligations in 2021.

**EXHIBIT A**  
**Intergovernmental Agreements**

**FIRST AMENDMENT TO  
AMENDED AND RESTATED INTERGOVERNMENTAL AGREEMENT  
CONCERNING DISTRICT OPERATIONS**

THIS FIRST AMENDMENT TO AMENDED AND RESTATED INTERGOVERNMENTAL AGREEMENT CONCERNING DISTRICT OPERATIONS (the “**First Amendment**”) is made and entered into this 9th day of September, 2021, by and among NORTH VISTA HIGHLANDS METROPOLITAN DISTRICT NO. 1 (“**District No. 1**” or “**Service District**”), NORTH VISTA HIGHLANDS METROPOLITAN DISTRICT NO. 2 (“**District No. 2**”), NORTH VISTA HIGHLANDS METROPOLITAN DISTRICT NO. 3 (“**District No. 3**”), NORTH VISTA HIGHLANDS METROPOLITAN DISTRICT NO. 4 (“**District No. 4**”), and NORTH VISTA HIGHLANDS METROPOLITAN DISTRICT NO. 5 (“**District No. 5**”), quasi-municipal corporations and political subdivisions of the State of Colorado (collectively, the “**Districts**”).

**RECITALS**

WHEREAS, the Districts are each parties to that certain Amended and Restated Intergovernmental Agreement Concerning District Operations dated January 31, 2020 (the “**Operations Agreement**”), for the purpose of setting forth the obligations and rights of the Districts with respect to the (1) financing, ownership, operation and maintenance of the Public Improvements and (2) provisions of administrative services for the Districts, and reiterating and clarifying the roles of District Nos. 2-5 as “Financing Districts” and District No. 1 as a “Service District”; and

WHEREAS, the Operations Agreement was entered into in connection with the issuance by District No. 3 of its District No. 3 Bonds, in order to clarify terms related to the repayment of obligations due pursuant to the an original district operations intergovernmental agreement in light of the issuance of the District No. 3 Bonds; and

WHEREAS, Operations Agreement provides that the Financing Districts will refund certain costs associated with the acquisition, construction and installation of Public Improvements, including Developer Capital Obligations, from the proceeds of bonds (including the District No. 3 Bonds) and any other revenues which the Financing Districts determine, in their sole discretion, are available for such purpose; provided, however, that the obligation of the District to repay such obligations shall be subordinate to the District’s obligation to repay the District No. 3 Bonds; and

WHEREAS, for the purpose of financing additional Public Improvements (including the repayment of any current and future Developer Capital Obligations), such Public Improvements to include Regional Improvements benefitting the Financing Districts and Non-Regional Improvements, District No. 3 is in the process of issuing its Subordinate Limited Tax General Obligation Bonds, Series 2021B(3) (the “District No. 3 Subordinate Bonds”); and

WHEREAS, for the purpose of financing additional Public Improvements (including the repayment of any current and future Developer Capital Obligations), such Public Improvements

to include Regional Improvements benefitting the Financing Districts and Non-Regional Improvements, others of the Financing Districts are anticipated to issue bonds; and

WHEREAS, the Districts desire to clarify the priority of repayment of Developer Capital Obligations with respect to the District No. 3 Subordinate Bonds.

NOW, THEREFORE, in consideration of the foregoing recitals, the Districts hereby agree as follows:

1. **Amendment to Section 1:** Section 1 is hereby amended and restated in its entirety as follows (the added language is underlined):

**1. Funding of Capital Costs.** The Districts acknowledge that the Service Plan anticipates that the Districts will cooperate to provide for Public Improvements necessary to serve development within their common service area. Public Improvements constructed to serve, and for the benefit of, all Financing Districts shall be known as "Regional Improvements." In furtherance of the Districts' Service Plan and as of the date of this Agreement, the Financing Districts further acknowledge that the Service District has incurred and has presently outstanding, and may incur in the future, certain Developer Capital Obligations associated with the acquisition, construction and installation of Public Improvements for the benefit of the Financing Districts, and that Developer Capital Obligations will be refunded from the proceeds of bonds issued by one or more of the Districts, including proceeds from the District No. 3 Bonds and the District No. 3 Subordinate Bonds. The Financing Districts agree to repay any Developer Capital Obligations as provided in paragraph 5 hereof; provided, however, that any future repayment of Developer Capital Obligations by District No. 3 (after the application of proceeds from District No. 3 Bonds and the District No. 3 Subordinate Bonds to pay for Public Improvements including any Developer Capital Obligations) shall be subordinate to District No. 3's repayment obligation of the District No. 3 Bonds and District No. 3 Subordinate Bonds. Notwithstanding any other provision contained herein, each Financing District may, in its sole discretion, determine to provide such funding as is necessary to provide for the financing, acquisition, construction, and installation of the Public Improvements within the boundaries of its own District ("Non-Regional Improvements"), including the repayment of any Developer Capital Obligations, in such manner as may be deemed most efficient and effective to implement the objectives of the Service Plan, subject to the limitations of the Service Plan. For purposes of this Agreement, and unless otherwise stated herein, references herein to "Public Improvements" shall mean and include Regional Improvements and Non-Regional Improvements.

2. **Definitions.** Unless otherwise defined herein, all capitalized agreements shall have the meaning set forth in the Operating Agreement.

3. **Counterpart Execution.** This First Amendment may be executed in several counterparts, each of which shall be deemed an original, and all of which together shall constitute one and the same instrument.

4. **Prior Provisions Effective.** Except as amended herein, the terms of the Agreement shall remain in full force and effect without limitation.

*[Remainder of Page Intentionally Left Blank]*

IN WITNESS WHEREOF, the Parties have entered into this First Amendment as of the day and year first above written.

**NORTH VISTA HIGHLANDS METROPOLITAN  
DISTRICT NO. 1**

  
David Resnick (Sep 16, 2021 11:21 MDT)

Officer of the District

ATTEST:

Kevin Resnick  
Kevin Resnick (Sep 16, 2021 12:26 MDT)

**NORTH VISTA HIGHLANDS METROPOLITAN  
DISTRICT NO. 2**

  
David Resnick (Sep 16, 2021 11:21 MDT)

Officer of the District

ATTEST:

Kevin Resnick  
Kevin Resnick (Sep 16, 2021 12:26 MDT)

**NORTH VISTA HIGHLANDS METROPOLITAN  
DISTRICT NO. 3**

  
David Resnick (Sep 16, 2021 11:21 MDT)

Officer of the District

ATTEST:

Kevin Resnick  
Kevin Resnick (Sep 16, 2021 12:26 MDT)

**NORTH VISTA HIGHLANDS METROPOLITAN  
DISTRICT NO. 4**

  
David Resnick (Sep 16, 2021 11:21 MDT)

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Officer of the District

ATTEST:

  
Kevin Resnick (Sep 16, 2021 12:26 MDT)

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**NORTH VISTA HIGHLANDS METROPOLITAN  
DISTRICT NO. 5**

  
David Resnick (Sep 16, 2021 11:21 MDT)

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Officer of the District

ATTEST:

  
Kevin Resnick (Sep 16, 2021 12:26 MDT)

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**EXHIBIT B**  
**2022 Budget**

# NORTH VISTA HIGHLANDS METROPOLITAN DISTRICTS NOS 1-5

## 2022 BUDGET MESSAGE

North Vista Highlands Metropolitan Districts Nos. 1-5 are quasi-municipal corporations organized and operated pursuant to provisions set forth in the Colorado Special District Act and were formed in 2018. The Districts are located in the City of Pueblo, Colorado and have a service area of approximately 1,054.49 acres. The Districts were organized to plan for, design, acquire, construct, install, relocate, redevelop, provide and finance public improvements and related operation and maintenance services within the boundaries of the Districts.

The Districts have no employees at this time and all operations and administrative functions are contracted.

The budgets are prepared on the modified accrual basis of accounting, which is consistent with the basis of accounting used in presenting the Districts' financial statements.

### District 1

#### General Fund

##### *Revenue*

Budgeted income in the amount of \$172,795 primarily consists of operating advances and intergovernmental revenue.

##### *Expenses*

The District No. 1 2022 general and administrative expenses budgeted amount is \$168,500. Refer to the General Fund summary included with the budget.

#### Capital Projects Fund

##### *Revenue*

Budgeted Revenue of \$5,242,978 consists of intergovernmental revenue provided by debt issued in District No. 3.

##### *Expenses*

Expenses are budgeted for certain Capital Improvement projects including but not limited to the construction of streets, water, sanitation, landscape and safety protection.

##### *Fund Balance/Reserves*

As required by the TABOR amendment to the Colorado Constitution, the District has provided for an Emergency Reserve in the amount of 3% of the total fiscal year expenditures in the General Fund.

### District 3

#### General Fund

Transfers from North Vista Highlands Metropolitan District No. 3 pursuant to an intergovernmental agreement. The tax revenues to be transferred from District Nos. 3 are derived from the 20.000 mill Operation and Maintenance mill levy imposed on properties within the District. The Operation and

Maintenance tax revenues received by District No. 1 from District No. 3 will be used to pay administrative expenditures incurred by all Districts.

**Debt Service Fund**

*Revenue*

Budgeted income in the amount of \$3,708 consists of property taxes derived from the 60.000 mill levy and Specific Ownership Taxes estimated to be 5% of property taxes.

*Expenses*

Budgeted expenses in the amount of \$5,604,771 consists of intergovernmental expenses to District No. 1 to fund certain Capital Improvement projects, administrative expenses and interest on debt.

*Fund Balance/Reserves*

District No. 3. has provided a capitalized interest fund to pay interest payments through 2022.

*Debt Summary*

<b>North Vista Highland Metropolitan District No. 3                      General Obligation Bonds, Series 2020                      \$11,760,000 Maturing 2049</b>		
<b>Year(s)</b>	<b>Principal</b>	<b>Interest</b>
2022	-	602,700
2023	-	602,700
2024	-	602,700
2025	-	602,700
2026-2049	11,760,000	10,472,562
Total	11,760,000	12,883,362
<b>North Vista Highland Metropolitan District No. 3                      General Obligation Bonds, Series 2021B(3)                      \$5,003,000 Maturing 2051</b>		
Payments are subject to prior pledge Series 2020		

**District 2**

Transfers from North Vista Highlands Metropolitan District No. 2 are pursuant to an intergovernmental agreement. The tax revenues to be transferred from District Nos. are derived from the 80.000 mill Operation and Maintenance mill levy imposed on properties within the District. The Operation and Maintenance tax revenues received by District No. 1 from District No. 2 will be used to pay administrative expenditures incurred by all Districts.

**Districts 4 & 5**

Districts 4 & 5 anticipate no income or expenses for 2021.

**North Vista Highlands Metro District No. 2  
General Fund  
2022 Budget**

\* Modified Accrual Budgetary Basis

	<b>2020 Actual</b>	<b>2021 Budget</b>	<b>2022 Proposed Budget</b>
<b>BEGINNING FUND BALANCE</b>	\$ -	\$ -	\$ -
<b>REVENUES</b>			
Property Tax - Operations	-	-	2,690
Specific Ownership Tax	-	-	161
Other Revenues	-	-	-
<b>Total Revenues</b>	<u>-</u>	<u>-</u>	<u>2,851</u>
<b>EXPENDITURES</b>			
County Collection Fee	-	-	40
Intergovernmental Expense - District 1 General Fund	-	-	2,811
Contingency Expense	-	-	-
<b>Total Expenses</b>	<u>-</u>	<u>-</u>	<u>2,851</u>
 Excess of Revenues over Expenditures	 <u>-</u>	 <u>-</u>	 <u>-</u>
<b>ENDING FUND BALANCE</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>
 Emergency Reserve - 3% of Expenses	 <u>\$ -</u>	 <u>\$ -</u>	 <u>\$ -</u>
Unrestricted Fund Balance	<u>-</u>	<u>-</u>	<u>-</u>

**EXHIBIT C**  
**2021 Audit Exemption Application**

# APPLICATION FOR EXEMPTION FROM AUDIT

## SHORT FORM

IF EITHER REVENUES OR EXPENDITURES EXCEED \$100,000, USE THE LONG FORM.

Under the Local Government Audit Law (Section 29-1-601, et seq., C.R.S.) any local government may apply for an exemption from audit if neither revenues nor expenditures exceed \$750,000 in the year.

### EXEMPTIONS FROM AUDIT ARE NOT AUTOMATIC

To qualify for exemption from audit, a local government must complete an Application for Exemption from Audit EACH YEAR and submit it to the Office of the State Auditor (OSA).

Any preparer of an Application for Exemption from Audit-SHORT FORM must be a person skilled in governmental accounting.

Approval for an exemption from audit is granted only upon the review by the OSA.

### READ ALL INSTRUCTIONS BEFORE COMPLETING AND SUBMITTING THIS FORM

ALL APPLICATIONS MUST BE FILED WITH THE OSA WITHIN 3 MONTHS AFTER THE ACCOUNTING YEAR-END.

FOR EXAMPLE, APPLICATIONS MUST BE RECEIVED BY THE OSA ON OR BEFORE MARCH 31 FOR GOVERNMENTS WITH A DECEMBER 31 YEAR-END.

GOVERNMENTAL ACTIVITY SHOULD BE REPORTED ON THE MODIFIED ACCRUAL BASIS  
PROPRIETARY ACTIVITY SHOULD BE REPORTED ON A BUDGETARY BASIS

POSTMARK DATES WILL NOT BE ACCEPTED AS PROOF OF SUBMISSION ON OR BEFORE THE STATUTORY DEADLINE

PRIOR YEAR FORMS ARE OBSOLETE AND WILL NOT BE ACCEPTED. FOR YOUR REFERENCE, COLORADO REVISED STATUTES CAN BE FOUND AT:

APPLICATIONS SUBMITTED ON FORMS OTHER THAN THOSE PRESCRIBED BY THE OSA WILL NOT BE ACCEPTED.

<http://www.lexisnexis.com/hottopics/Colorado/>

APPLICATIONS MUST BE FULLY AND ACCURATELY COMPLETED.

## CHECKLIST

- Has the preparer signed the application?
- Has the entity corrected all Prior Year Deficiencies as communicated by the OSA?
- Has the application been PERSONALLY reviewed and approved by the governing body?
- Did you include any relevant explanations for unusual items in the appropriate spaces at the end of each section?
- Will this application be submitted electronically?
  - If yes, have you read and understand the new Electronic Signature Policy? See new policy -> [here](#)
  - or--
  - If yes, have you included a resolution?
    - Does the resolution state that the governing body PERSONALLY reviewed and approved the resolution in an open public meeting?
    - Has the resolution been signed by a MAJORITY of the governing body? (See sample resolution.)
- Will this application be submitted via a mail service? (e.g. US Post Office, FedEx, UPS, courier.)
  - If yes, does the application include ORIGINAL INK SIGNATURES from the MAJORITY of the governing body?

## FILING METHODS

**NEW METHOD!** Register and submit your Applications at our new portal!

**WEB PORTAL:** <https://apps.leg.co.gov/osa/lg>

**MAIL:** Office of the State Auditor  
Local Government Audit Division  
1525 Sherman St., 7th Floor  
Denver, CO 80203

**QUESTIONS?** Email: [osa.lg@state.co.us](mailto:osa.lg@state.co.us) OR Phone: 303-869-3000

## IMPORTANT!

All Applications for Exemption from Audit are subject to review and approval by the Office of the State Auditor.

Governmental Activity should be reported on the Modified Accrual Basis

Proprietary Activity should be reported on the Cash or Budgetary Basis

Failure to file an application or denial of the request could cause the local government to lose its exemption from audit for that year and the ensuing year.

In that event, AN AUDIT SHALL BE REQUIRED.

# APPLICATION FOR EXEMPTION FROM AUDIT

## SHORT FORM

NAME OF GOVERNMENT  
ADDRESS

North Vista Highlands Metropolitan District No. 2
2619 Canton Court
Fort Collins CO 80525
Alex Carlson
970-818-0393
alex@ccgcolorado.com

For the Year Ended  
12/31/21  
or fiscal year ended:

CONTACT PERSON  
PHONE  
EMAIL  
FAX

### PART 1 - CERTIFICATION OF PREPARER

I certify that I am skilled in governmental accounting and that the information in the application is complete and accurate, to the best of my knowledge.

NAME:  
TITLE  
FIRM NAME (if applicable)  
ADDRESS  
PHONE  
DATE PREPARED

Andrea Weaver, CMA
District Accountant
Centennial Consulting Group, LLC
2619 Canton Court
970-829-8298
2/21/2022

### PREPARER (SIGNATURE REQUIRED)

*Andrea Weaver*

Please indicate whether the following financial information is recorded using Governmental or Proprietary fund types

**GOVERNMENTAL**  
(MODIFIED ACCRUAL BASIS)

**PROPRIETARY**  
(CASH OR BUDGETARY BASIS)

## PART 2 - REVENUE

REVENUE: All revenues for all funds must be reflected in this section, including proceeds from the sale of the government's land, building, and equipment, and proceeds from debt or lease transactions. Financial information will not include fund equity information.

Line#	Description	Round to nearest Dollar	Please use this space to provide any necessary explanations
2-1	Taxes: Property (report mills levied in Question 10-6)	\$ -	
2-2	Specific ownership	\$ -	
2-3	Sales and use	\$ -	
2-4	Other (specify):	\$ -	
2-5	Licenses and permits	\$ -	
2-6	Intergovernmental: Grants	\$ -	
2-7	Conservation Trust Funds (Lottery)	\$ -	
2-8	Highway Users Tax Funds (HUTF)	\$ -	
2-9	Other (specify):	\$ -	
2-10	Charges for services	\$ -	
2-11	Fines and forfeits	\$ -	
2-12	Special assessments	\$ -	
2-13	Investment income	\$ -	
2-14	Charges for utility services	\$ -	
2-15	Debt proceeds (should agree with line 4-4, column 2)	\$ -	
2-16	Lease proceeds	\$ -	
2-17	Developer Advances received (should agree with line 4-4)	\$ -	
2-18	Proceeds from sale of capital assets	\$ -	
2-19	Fire and police pension	\$ -	
2-20	Donations	\$ -	
2-21	Other (specify):	\$ -	
2-22		\$ -	
2-23		\$ -	
2-24	<b>(add lines 2-1 through 2-23) TOTAL REVENUE</b>	<b>\$ -</b>	

## PART 3 - EXPENDITURES/EXPENSES

EXPENDITURES: All expenditures for all funds must be reflected in this section, including the purchase of capital assets and principal and interest payments on long-term debt. Financial information will not include fund equity information.

Line#	Description	Round to nearest Dollar	Please use this space to provide any necessary explanations
3-1	Administrative	\$ -	
3-2	Salaries	\$ -	
3-3	Payroll taxes	\$ -	
3-4	Contract services	\$ -	
3-5	Employee benefits	\$ -	
3-6	Insurance	\$ -	
3-7	Accounting and legal fees	\$ -	
3-8	Repair and maintenance	\$ -	
3-9	Supplies	\$ -	
3-10	Utilities and telephone	\$ -	
3-11	Fire/Police	\$ -	
3-12	Streets and highways	\$ -	
3-13	Public health	\$ -	
3-14	Capital outlay	\$ -	
3-15	Utility operations	\$ -	
3-16	Culture and recreation	\$ -	
3-17	Debt service principal (should agree with Part 4)	\$ -	
3-18	Debt service interest	\$ -	
3-19	Repayment of Developer Advance Principal (should agree with line 4-4)	\$ -	
3-20	Repayment of Developer Advance Interest	\$ -	
3-21	Contribution to pension plan (should agree to line 7-2)	\$ -	
3-22	Contribution to Fire & Police Pension Assoc. (should agree to line 7-2)	\$ -	
3-23	Other (specify):	\$ -	
3-24		\$ -	
3-25		\$ -	
3-26	<b>(add lines 3-1 through 3-24) TOTAL EXPENDITURES/EXPENSES</b>	<b>\$ -</b>	

If TOTAL REVENUE (Line 2-24) or TOTAL EXPENDITURES (Line 3-26) are GREATER than \$100,000 - **STOP**. You may not use this form. Please use the "Application for Exemption from Audit - LONG FORM".

## PART 4 - DEBT OUTSTANDING, ISSUED, AND RETIRED

Please answer the following questions by marking the appropriate boxes.

	Yes	No		
4-1 Does the entity have outstanding debt? If Yes, please attach a copy of the entity's Debt Repayment Schedule.	<input type="checkbox"/>	<input checked="" type="checkbox"/>		
4-2 Is the debt repayment schedule attached? If no, MUST explain: <div style="border: 1px solid black; padding: 2px; margin-top: 5px;">n/a</div>	<input type="checkbox"/>	<input type="checkbox"/>		
4-3 Is the entity current in its debt service payments? If no, MUST explain: <div style="border: 1px solid black; padding: 2px; margin-top: 5px;">n/a</div>	<input type="checkbox"/>	<input type="checkbox"/>		
4-4 Please complete the following debt schedule, if applicable: (please only include principal amounts)(enter all amount as positive numbers)				
	Outstanding at end of prior year*	Issued during year		
	Retired during year	Outstanding at year-end		
General obligation bonds	\$ -	\$ -	\$ -	\$ -
Revenue bonds	\$ -	\$ -	\$ -	\$ -
Notes/Loans	\$ -	\$ -	\$ -	\$ -
Leases	\$ -	\$ -	\$ -	\$ -
Developer Advances	\$ -	\$ -	\$ -	\$ -
Other (specify):	\$ -	\$ -	\$ -	\$ -
<b>TOTAL</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>

\*must tie to prior year ending balance

	Yes	No
4-5 Does the entity have any authorized, but unissued, debt? If yes: How much? <span style="float: right; border: 1px solid black; padding: 2px;">\$ 1,920,000,000.00</span> Date the debt was authorized: <span style="float: right; border: 1px solid black; padding: 2px;">11/6/2018</span>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4-6 Does the entity intend to issue debt within the next calendar year? If yes: How much? <span style="float: right; border: 1px solid black; padding: 2px;">\$ -</span>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
4-7 Does the entity have debt that has been refinanced that it is still responsible for? If yes: What is the amount outstanding? <span style="float: right; border: 1px solid black; padding: 2px;">\$ -</span>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
4-8 Does the entity have any lease agreements? If yes: What is being leased? What is the original date of the lease? Number of years of lease? Is the lease subject to annual appropriation? What are the annual lease payments? <span style="float: right; border: 1px solid black; padding: 2px;">\$ -</span>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Please use this space to provide any explanations or comments:

## PART 5 - CASH AND INVESTMENTS

Please provide the entity's cash deposit and investment balances.

	Amount	Total
5-1 YEAR-END Total of ALL Checking and Savings Accounts	\$ -	
5-2 Certificates of deposit	\$ -	
<b>Total Cash Deposits</b>		<b>\$ -</b>
Investments (if investment is a mutual fund, please list underlying investments):		
	\$ -	
	\$ -	
	\$ -	
	\$ -	
<b>Total Investments</b>		<b>\$ -</b>
<b>Total Cash and Investments</b>		<b>\$ -</b>

Please answer the following questions by marking in the appropriate boxes

	Yes	No	N/A
5-4 Are the entity's Investments legal in accordance with Section 24-75-601, et. seq., C.R.S.?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
5-5 Are the entity's deposits in an eligible (Public Deposit Protection Act) public depository (Section 11-10.5-101, et seq. C.R.S.)?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

If no, MUST use this space to provide any explanations:



## PART 9 - TAXPAYER'S BILL OF RIGHTS (TABOR)

Please answer the following question by marking in the appropriate box

Yes

No

**9-1** Is the entity in compliance with all the provisions of TABOR [State Constitution, Article X, Section 20(5)]?



Note: An election to exempt the government from the spending limitations of TABOR does not exempt the government from the 3 percent emergency reserve requirement. All governments should determine if they meet this requirement of TABOR.

**If no, MUST explain:**

## PART 10 - GENERAL INFORMATION

Please answer the following questions by marking in the appropriate boxes.

Yes

No

**10-1** Is this application for a newly formed governmental entity?



If yes: Date of formation:

**10-2** Has the entity changed its name in the past or current year?



If yes: Please list the NEW name & PRIOR name:

**10-3** Is the entity a metropolitan district?



Please indicate what services the entity provides:

The District will serve to provide for the finance, construction, operation and maintenance of public facilities and improvements.

**10-4** Does the entity have an agreement with another government to provide services?



If yes: List the name of the other governmental entity and the services provided:

District provides financing for North Vista Highlands Metropolitan Districts 1, 3, 4 & 5.

**10-5** Has the district filed a *Title 32, Article 1 Special District Notice of Inactive Status* during



If yes: Date Filed:

**10-6** Does the entity have a certified Mill Levy?



If yes: Please provide the following mills levied for the year reported (do not report \$ amounts):

Bond Redemption mills

-

General/Other mills

-

Total mills

-

Please use this space to provide any explanations or comments:

## PART 11 - GOVERNING BODY APPROVAL

Please answer the following question by marking in the appropriate box		YES	NO
12-1	If you plan to submit this form electronically, have you read the new Electronic Signature Policy?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

### Office of the State Auditor — Local Government Division - Exemption Form Electronic Signatures Policy and Procedure

#### Policy - Requirements

The Office of the State Auditor Local Government Audit Division may accept an electronic submission of an application for exemption from audit that includes governing board signatures obtained through a program such as DocuSign or Echosign. Required elements and safeguards are as follows:

- The preparer of the application is responsible for obtaining board signatures that comply with the requirement in Section 29-1-604 (3), C.R.S., that states the application shall be personally reviewed, approved, and signed by a majority of the members of the governing body.
- The application must be accompanied by the signature history document created by the electronic signature software. The signature history document must show when the document was created and when the document was emailed to the various parties, and include the dates the individual board members signed the document. The signature history must also show the individuals' email addresses and IP address.
- Office of the State Auditor staff will not coordinate obtaining signatures.

**The application for exemption from audit form created by our office includes a section for governing body approval. Local governing boards note their approval and submit the application through one of the following three methods:**

- 1) Submit the application in hard copy via the US Mail including original signatures.
- 2) Submit the application electronically via email and either,
  - a. Include a copy of an adopted resolution that documents formal approval by the Board, **or**
  - b. Include electronic signatures obtained through a software program such as DocuSign or Echosign in accordance with the requirements noted above.

Print the names of ALL members of current governing body below. Print Board Member's Name		A <u>MAJORITY</u> of the members of the governing body must complete and sign in the column below.
Board Member 1	David J Resnick	I David J Resnick , attest I am a duly elected or appointed board member, and that I have personally reviewed and approve this application for exemption from audit. Signed: <u>[Signature]</u> Date: Mar 15, 2022 My term Expires: 2022
Board Member 2	Robert E Hunter	I Robert E Hunter , attest I am a duly elected or appointed board member, and that I have personally reviewed and approve this application for exemption from audit. Signed: _____ Date: _____ My term Expires: 2022
Board Member 3	Jack R Hunter	I Jack R Hunter , attest I am a duly elected or appointed board member, and that I have personally reviewed and approve this application for exemption from audit. Signed: <u>[Signature]</u> Date: Mar 17, 2022 My term Expires: 2022
Board Member 4	Kevin Resnick	I Kevin Resnick , attest I am a duly elected or appointed board member, and that I have personally reviewed and approve this application for exemption from audit. Signed: <u>[Signature]</u> Date: Mar 15, 2022 My term Expires: 2023
Board Member 5	Steward Mosko	I Steward Mosko , attest I am a duly elected or appointed board member, and that I have personally reviewed and approve this application for exemption from audit. Signed: _____ Date: _____ My term Expires: 2023
Board Member 6		I _____ , attest I am a duly elected or appointed board member, and that I have personally reviewed and approve this application for exemption from audit. Signed: _____ Date: _____ My term Expires: _____
Board Member 7		I _____ , attest I am a duly elected or appointed board member, and that I have personally reviewed and approve this application for exemption from audit. Signed: _____ Date: _____ My term Expires: _____

# EXAMPLE - DO NOT FILL OUT THIS PAGE

This sample resolution/ordinance for exemption from audit is provided as an example of the documentation that is required. The wording may be used as a basis for your own local government document, if needed; however you MUST draft your own ordinance or resolution making any changes where applicable. Legal counsel should be consulted regarding any questions.

## RESOLUTION/ORDINANCE FOR EXEMPTION FROM AUDIT

(Pursuant to Section 29-1-604, C.R.S.)

A RESOLUTION/ORDINANCE APPROVING AN EXEMPTION FROM AUDIT FOR FISCAL YEAR 20XX FOR THE **(name of government)**, STATE OF COLORADO.

WHEREAS, the **(governing body)** of **(name of government)** wishes to claim exemption from the audit requirements of Section 29-1-603, C.R.S.; and

WHEREAS, Section 29-1-604, C.R.S., states that any local government where neither revenues nor expenditures exceed seven hundred and fifty thousand dollars may, with the approval of the State Auditor, be exempt from the provision of Section 29-1-603, C.R.S.; and

**[Choose 1 or 2 below, whichever is applicable]**

(1) WHEREAS, neither revenue nor expenditures for **(name of government)** exceeded \$100,000 for Fiscal Year 20XX; and

WHEREAS, an application for exemption from audit for **(name of government)** has been prepared by **(name of individual)**, a person skilled in governmental accounting; and

**OR**

(2) WHEREAS, neither revenues nor expenditures for **(name of government)** exceeded \$750,000 for Fiscal Year 20XX; and

WHEREAS, an application for exemption from audit for **(name of government)** has been prepared by **(name of individual or firm)**, an independent accountant with knowledge of governmental accounting; and

WHEREAS, said application for exemption from audit has been completed in accordance with regulations, issued by the State Auditor.

NOW THEREFORE, be it resolved/ordained by the **(governing body)** of the **(name of government)** that the application for exemption from audit for **(name of government)** for the Fiscal Year ended \_\_\_\_\_, 20XX, has been personally reviewed and is hereby approved by a majority of the **(governing body)** of the **(name of government)**; that those members of the **(governing body)** have signified their approval by signing below; and that this resolution shall be attached to, and shall become a part of, the application for exemption from audit of the **(name of government)** for the fiscal year ended \_\_\_\_\_, 20XX.

ADOPTED THIS \_\_\_ day of \_\_\_\_\_, A.D. 20XX.

EXAMPLE - DO NOT FILL OUT THIS PAGE

\_\_\_\_\_  
Mayor/President/Chairman, etc.

ATTEST:

\_\_\_\_\_  
Town Clerk, Secretary, etc.

Type or Print Names of  
Members of Governing Body \_\_\_\_\_

Date  
Term  
Expires

Signature

_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

