

**BUDGET RESOLUTION
(2022)**

CERTIFIED COPY OF RESOLUTION

STATE OF COLORADO)
) ss.
COUNTY OF ADAMS)

At the special meeting of the Board of Directors of Bennett Crossing Metropolitan District No. 2 (The District) Town of Bennett, County of Adams, Colorado, held at 12:00 PM on Tuesday, November 2, 2021, via zoom:

<https://us06web.zoom.us/j/82323602513?pwd=K09zamdTZzhzdW5sZWlhMnc5RC9Ddz09>

, there were present:

- Larry E. Gayeski
- Michelle R. Gayeski
- Mark Bush
- Brandon Edward Gayeski

Also present was Dianne Miller, Rhonda Bilek, and Sonja Steele of Miller & Associates Law Offices, LLC (“District Counsel”); Lisa Patton and Paul Wilson of CliftonLarsonAllen LLC.

District Counsel reported that, prior to the meeting, legal counsel had notified each of the directors of the date, time and place of this meeting and the purpose for which it was called. District Counsel further reported that this is a special meeting of the Board of Directors of the District and that the notice of the meeting was posted within the boundaries of the District, and to the best of their knowledge, remains posted to the date of this meeting.

Thereupon, Director L. Gayeski introduced and moved the adoption of the following Resolution:

RESOLUTION

A RESOLUTION SUMMARIZING EXPENDITURES AND REVENUES FOR EACH FUND AND ADOPTING A BUDGET AND APPROPRIATING SUMS OF MONEY TO EACH FUND IN THE AMOUNTS AND FOR THE PURPOSES SET FORTH HEREIN FOR THE BENNETT CROSSING METROPOLITAN DISTRICT NO. 2, TOWN OF BENNETT, COUNTY OF ADAM, COLORADO, FOR THE CALENDAR YEAR BEGINNING ON THE FIRST DAY OF JANUARY 2022 AND ENDING ON THE LAST DAY OF DECEMBER 2022.

WHEREAS, the Board of Directors (the "Board") of the Bennett Crossing Metropolitan District No. 1 (the "District") has authorized its treasurer and legal counsel to prepare and submit a proposed budget to said governing body no later than October 15, 2021; and

WHEREAS, the proposed 2022 budget has been submitted to the Board for its consideration; and

WHEREAS, upon due and proper notice, posted in accordance with Colorado law and published on October 29, 2021, said proposed budget was open for inspection by the public at a designated place, a public hearing was held at 12:00 p.m. on Tuesday, November 2, 2021, and interested electors were given the opportunity to file or register any objections to said proposed budget; and

WHEREAS, the budget being adopted by the Board has been prepared based on the best information available to the Board regarding the effects of Article X, Section 20 of the Colorado Constitution; and

WHEREAS, whatever increases may have been made in the expenditures, like increases were added to the revenues so that the budget remains in balance, as required by law.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF BENNETT CROSSING METROPOLITAN DISTRICT NO. 2, ADAMS COUNTY, COLORADO, AS FOLLOWS:

Section 1. Summary of 2022 Revenues and 2022 Expenditures. That the estimated revenues and expenditures for each fund for fiscal year 2022, as more specifically set forth in the budget attached hereto, are accepted and approved.

Section 2. Adoption of Budget. That the budget as submitted, or as amended, and attached hereto and incorporated herein is approved and adopted as the budget of the District for fiscal year 2022.

Section 3. 2022 Levy of General Property Taxes. That the foregoing budget indicates that the amount of money necessary to balance the budget for the General Fund for operating expenses is \$ _____, and that the 2021 valuation for assessment, as certified by the Denver County Assessor, is \$ _____. That for the purposes of meeting all general operating expenses of the District during the 2022 budget year, there is hereby levied a tax of _____ mills upon each dollar of the total valuation of assessment of all taxable property within the District for the year 2021.

Section 4. 2022 Levy of Debt Retirement Expenses. That the foregoing budget indicates that the amount of money necessary to balance the budget for the Debt Service Fund for debt retirement expense is \$ _____ and that the 2021 valuation for assessment, as certified by the Denver County Assessor, is \$ _____. That for the purposes of meeting all debt retirement expenses of the District during the 2020 budget year, there is hereby levied a tax of _____ mills upon each dollar of the total valuation of assessment of all taxable property within the District for the year 2021.

Section 5. Certification to Board of County Commissioners. That the attorney, accountant or manager for the District is hereby authorized and directed to certify to the Denver County Board of County Commissioners, no later than December 15, 2021, the mill levies for the District hereinabove determined and set. That said certification shall be substantially in the same form as attached hereto and incorporated herein by this reference.

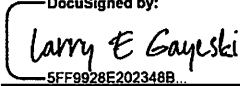
Section 6. Appropriations. That the amounts set forth as expenditures and balances remaining, as specifically allocated in the budget attached hereto, are hereby appropriated from the revenue of each fund, to each fund, for the purposes stated and no other.

Section 7. Budget Certification. That the Budget shall be certified by the Secretary/Treasurer of the District and made a part of the public records of the District.


The foregoing Resolution was seconded by Director Bush.

RESOLUTION APPROVED AND ADOPTED ON NOVEMBER 2, 2021.

BENNETT CROSSING METROPOLITAN DISTRICT
NO. 2

By: 
5FF9928E202348B...
Larry E. Gayeski, President

ATTEST:


63AB732D4DEE45D
Michelle R. Gayeski, Secretary/Treasurer

STATE OF COLORADO
COUNTY OF ADAMS
BENNETT CROSSING METROPOLITAN DISTRICT NO. 2

I, Michelle R. Gayeski, hereby certify that I am a director and the duly elected and qualified Secretary/Treasurer of the Bennett Crossing Metropolitan District No. 2 (the "District"), and that the foregoing constitutes a true and correct copy of the record of proceedings of the Board of Directors of said District adopted at a meeting of the Board of Directors of the District held at 12:00 PM. on Tuesday, November 2, 2021, at 1641 California Street, Denver, CO 80202 as recorded in the official record of the proceedings of the District, insofar as said proceedings relate to the budget hearing for fiscal year 2022; that said proceedings were duly had and taken; that the meeting was duly held; and that the persons were present at the meeting as therein shown.

IN WITNESS WHEREOF, I have hereunto subscribed my name on November 2, 2021.

DocuSigned by:

Michelle R Gayeski

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Michelle R. Gayeski, Secretary/Treasurer

**EXHIBIT A
BUDGET DOCUMENT & BUDGET MESSAGE**

**BENNETT CROSSING METROPOLITAN DISTRICT NO. 2
2022 BUDGET**

BENNETT CROSSING METRO DISTRICT NO. 2

ANNUAL BUDGET

FOR THE YEAR ENDING DECEMBER 31, 2022

BENNETT CROSSING METRO DISTRICT NO. 2
GENERAL FUND
2022 BUDGET
WITH 2020 ACTUAL AND 2021 ESTIMATED
For the Years Ending December 31,

12/11/2021

	ACTUAL 2020	BUDGET 2021	ACTUAL 6/30/2021	ESTIMATED 2021	BUDGET 2022
BEGINNING FUND BALANCE	\$ -	\$ 1,440	\$ (147)	\$ (147)	\$ 865
REVENUES					
Property taxes	124	130	130	130	15,309
Specific ownership tax	72	-	40	80	1,072
Developer advance	10,000	47,870	20,001	32,000	33,500
Total revenues	<u>10,196</u>	<u>48,000</u>	<u>20,171</u>	<u>32,210</u>	<u>49,881</u>
Total funds available	<u>10,196</u>	<u>49,440</u>	<u>20,024</u>	<u>32,063</u>	<u>50,746</u>
EXPENDITURES					
General and administrative					
Accounting	-	17,250	-	5,000	8,250
Insurance	-	3,000	-	3,000	3,000
County Treasurer's fee	-	-	-	-	230
Dues and licences	-	-	198	198	250
Legal	1,027	15,000	3,773	10,000	8,250
Miscellaneous	-	2,000	-	1,000	-
Utilities	-	750	1,009	2,000	5,000
Contingency	-	-	-	-	20
Engineering	9,316	-	-	-	-
Storm drainage maintenance	-	10,000	-	10,000	20,000
Snow removal	-	-	-	-	5,000
Total expenditures	<u>10,343</u>	<u>48,000</u>	<u>4,980</u>	<u>31,198</u>	<u>50,000</u>
Total expenditures and transfers out requiring appropriation	<u>10,343</u>	<u>48,000</u>	<u>4,980</u>	<u>31,198</u>	<u>50,000</u>
ENDING FUND BALANCE	<u>\$ (147)</u>	<u>\$ 1,440</u>	<u>\$ 15,044</u>	<u>\$ 865</u>	<u>\$ 746</u>
EMERGENCY RESERVE	<u>\$ 100</u>	<u>\$ 100</u>	<u>\$ 100</u>	<u>\$ 100</u>	<u>\$ 500</u>
TOTAL RESERVE	<u>\$ 100</u>	<u>\$ 100</u>	<u>\$ 100</u>	<u>\$ 100</u>	<u>\$ 500</u>

No assurance provided. See summary of significant assumptions.

**BENNETT CROSSING METRO DISTRICT NO. 2
PROPERTY TAX SUMMARY INFORMATION
2022 BUDGET
WITH 2020 ACTUAL AND 2021 ESTIMATED
For the Years Ending December 31,**

12/11/2021

ACTUAL 2020	BUDGET 2021	ACTUAL 6/30/2021	ESTIMATED 2021	BUDGET 2022
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ASSESSED VALUATION

Residential	\$ 29,470	\$ -	\$ -	\$ -	\$ -
Commercial	-	-	-	-	413,570
Agricultural	3,220	3,420	3,420	3,420	4,100
State assessed	-	-	-	-	10,470
Vacant land	30	910	910	910	910
Personal property	-	-	-	-	81,240
Certified Assessed Value	<u>\$ 32,720</u>	<u>\$ 4,330</u>	<u>\$ 4,330</u>	<u>\$ 4,330</u>	<u>\$ 510,290</u>

MILL LEVY

General	30.000	30.000	30.000	30.000	30.000
Total mill levy	<u>30.000</u>	<u>30.000</u>	<u>30.000</u>	<u>30.000</u>	<u>30.000</u>

PROPERTY TAXES

General	\$ 982	\$ 130	\$ 130	\$ 130	\$ 15,309
Levied property taxes	982	130	130	130	15,309
Refunds and abatements	(858)	-	-	-	-
Budgeted property taxes	<u>\$ 124</u>	<u>\$ 130</u>	<u>\$ 130</u>	<u>\$ 130</u>	<u>\$ 15,309</u>

BUDGETED PROPERTY TAXES

General	<u>\$ 124</u>	<u>\$ 130</u>	<u>\$ 130</u>	<u>\$ 130</u>	<u>\$ 15,309</u>
	<u>\$ 124</u>	<u>\$ 130</u>	<u>\$ 130</u>	<u>\$ 130</u>	<u>\$ 15,309</u>

No assurance provided. See summary of significant assumptions.

BENNETT CROSSING METROPOLITAN DISTRICT NO. 2
2022 BUDGET
SUMMARY OF SIGNIFICANT ASSUMPTIONS

Services Provided

The District, a quasi-municipal corporation and a political subdivision of the State of Colorado, was organized by order and decree of the Adams County District Court dated December 2, 2015. The District operates under a Service Plan approved by the Town of Bennett, in Colorado, on September 8, 2015, and is governed pursuant to provisions of the Colorado Special District Act (Title 32, Article 1, Colorado Revised Statutes). The District's service area is located entirely within the Town of Bennett, Adams County, Colorado.

The District was established to provide financing for the planning, design, acquisition, construction, installation, relocation, redevelopment and operations and maintenance of public improvements including the provision of water, sewer, storm drainage, street, traffic and safety, and park and recreation facilities programs and services.

The District currently has no employees and all administrative functions are contracted.

The District prepares its budget on the modified accrual basis of accounting in accordance with the requirements of Colorado Revised Statutes C.R.S. 29-1-105 using its best estimates as of the date of the budget hearing. These estimates are based on expected conditions and its expected course of actions. The assumptions disclosed herein are those that the District believes are significant to the budget. There will usually be differences between the budget and actual results, because events and circumstances frequently do not occur as expected, and those differences may be material.

Revenues

Property Taxes

Property taxes are levied by the District's Board of Directors. The levy is based on assessed valuations determined by the County Assessor generally as of January 1 of each year. The levy is normally set by December 15 by certification to the County Commissioners to put the tax lien on the individual properties as of January 1 of the following year. The County Treasurer collects the determined taxes during the ensuing calendar year. The taxes are payable by April or, if in equal installments, at the taxpayer's election, in February and June. Delinquent taxpayers are notified in August and, generally, sale of the tax liens on delinquent properties are held in November of December. The County Treasurer remits the taxes collected monthly to the District.

Specific Ownership Taxes

Specific ownership taxes are set by the State and collected by the County Treasurer, primarily on vehicle licensing with the County as a whole. The specific ownership taxes are allocated by the County Treasurer to all taxing entities within the County. The budget assumes that the District's share will be equal to approximately 7.00% of the property taxes collected.

**BENNETT CROSSING METROPOLITAN DISTRICT NO. 2
2022 BUDGET
SUMMARY OF SIGNIFICANT ASSUMPTIONS**

Revenues – (continued)

Developer Advances

Developer advances are expected to fund a portion of general fund expenditures. Developer advances are recorded as revenue for the budget purposes with an obligation for the future repayment when the District is financially able to reimburse the Developer. As of December 31, 2021, the Districts has received advances from the Developer, which remain outstanding per the attached schedule

Expenditures

General and Administrative Expenditures

General and administrative expenditures in the budget are estimated costs for services necessary to maintain the District's administrative viability such as accounting, legal, insurance, and dues.

County Treasurer's Fees

County Treasurer's fees have been computed at 1.50% of property tax collections.

Debt and Leases

The District has no operating or capital leases.

Reserve Funds

The District has provided for an Emergency Reserve fund equal to at least 3% of fiscal year spending as defined under TABOR.

This information is an integral part of the accompanying budget.

BENNETT CROSSING METROPOLITAN DISTRICT NO. 2
Schedule of Developer Advances

	Balance at December 31, 2020*	Additions*	Repayments*	Balance at December 31, 2021*
Developer Advance	\$ 10,000	\$ 32,000	\$ -	\$ 42,000
Interest	700	2,940	-	3,640
Total Advances and Interest	<u>10,700</u>	<u>34,940</u>	<u>-</u>	<u>45,640</u>

	Balance at December 31, 2021*	Additions*	Repayments*	Balance at December 31, 2022*
Developer Advance	\$ 42,000	\$ 33,500	\$ -	\$ 75,500
Interest	3,640	5,285	-	8,925
Total Advances and Interest	<u>45,640</u>	<u>38,785</u>	<u>-</u>	<u>84,425</u>

*Estimated amounts

No assurance provided. See summary of significant assumptions.