

LETTER OF BUDGET TRANSMITTAL

Date: January 31, 2024

To: Division of Local Government
1313 Sherman Street, Room 521
Denver, Colorado 80203

Attached are the 2024 budget and budget message for SILVER PEAKS METROPOLITAN DISTRICT NO. 3 in Weld County, Colorado, submitted pursuant to Section 29-1-113, C.R.S. This budget was adopted on October 23, 2023. If there are any questions on the budget, please contact:

Diane Wheeler
Simmons & Wheeler, P.C.
304 Inverness Way South, Suite 490
Englewood, Colorado 80112
(303) 689-0833

I, David Duncan, as President of the Silver Peaks Metropolitan District No. 3, hereby certify that the attached is a true and correct copy of the 2024 budget.

By: David Duncan
President

RESOLUTION
TO ADOPT 2024 BUDGET, APPROPRIATE SUMS OF MONEY,
AND AUTHORIZE THE CERTIFICATION OF THE TAX LEVY
SILVER PEAKS METROPOLITAN DISTRICT NO. 3

A RESOLUTION SUMMARIZING REVENUES AND EXPENDITURES FOR EACH FUND, ADOPTING A BUDGET, LEVYING GENERAL PROPERTY TAXES FOR THE YEAR 2024 TO HELP DEFRAY THE COSTS OF GOVERNMENT, AND APPROPRIATING SUMS OF MONEY TO THE VARIOUS FUNDS IN THE AMOUNTS AND FOR THE PURPOSES SET FORTH HEREIN FOR THE SILVER PEAKS METROPOLITAN DISTRICT NO. 3, WELD COUNTY, COLORADO, FOR THE CALENDAR YEAR BEGINNING ON THE FIRST DAY OF JANUARY, 2024, AND ENDING ON THE LAST DAY OF DECEMBER, 2024,

WHEREAS, the Board of Directors of the Silver Peaks Metropolitan District No. 3 has authorized its consultants to prepare and submit a proposed budget to said governing body at the proper time; and

WHEREAS, the proposed budget has been submitted to the Board of Directors of the District for its consideration; and

WHEREAS, upon due and proper notice, published or posted in accordance with the law, said proposed budget was available for inspection by the public at a designated public office, a public hearing was held on October 23, 2023 and interested electors were given the opportunity to file or register any objections to said proposed budget; and

WHEREAS, whatever increases may have been made in the expenditures, like increases were added to the revenues or planned to be expended from reserves or fund balances so that the budget remains in balance, as required by law; and

WHEREAS, the amount of money necessary to balance the budget for general operating purposes from property tax revenue is \$ 0; and

WHEREAS, the Board of Directors finds that it is required to temporarily lower the operating mill levy to render a refund for \$0; and

WHEREAS, the amount of money necessary to balance the budget for voter-approved bonds and interest is ~~\$326,013.62~~ and

WHEREAS, the amount of money necessary to balance the budget for contractual obligation purposes from property tax revenue as approved by voters from property tax revenue is \$28,763.29; and

WHEREAS, the amount of money necessary to balance the budget for capital expenditure purposes from property tax revenue as approved by voters or at public hearing is \$0; and

WHEREAS, the amount of money necessary to balance the budget for refunds/abatements is \$0; and

WHEREAS, the 2023 valuation for assessment for the District as certified by the County Assessor of Weld County is \$4,454,590; and

WHEREAS, at an election held on November 2, 2004 the District has eliminated the revenue and expenditure limitations imposed on governmental entities by Article X, Section 20 of the Colorado Constitution and Section 29-1-301, C.R.S., as amended.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE SILVER PEAKS METROPOLITAN DISTRICT NO. 3 OF WELD COUNTY, COLORADO:

Section 1. Adoption of Budget. That the budget as submitted, and attached hereto and incorporated herein by this reference, and if amended, then as amended, is hereby approved and adopted as the budget of the Silver Peaks Metropolitan District No. 3 for calendar year 2024.

Section 2. Budget Revenues. That the estimated revenues for each fund as more specifically set out in the budget attached hereto are accepted and approved.

Section 3. Budget Expenditures. That the estimated expenditures for each fund as more specifically set out in the budget attached hereto are accepted and approved.

Section 4. Levy of General Property Taxes. That the Board of Directors does hereby certify the levy of general property taxes for collection in 2024 as follows:

A. Levy for General Operating and Other Expenses. That for the purposes of meeting all general operating expense of the District during the 2024 budget year, there is hereby levied a tax of 0.000 mills upon each dollar of the total valuation of assessment of all taxable property within the District for the year 2023.

B. Temporary Tax Credit or Rate Reduction. That pursuant to Section 39-1-111.5, C.R.S. for the purposes of effect of a refund for the purposes set forth in Section 20 of Article X of the Colorado Constitution, there is hereby certified a temporary property tax credit or temporary mill levy rate reduction of 0.000 mills upon each dollar of the total valuation of assessment of all taxable property within the boundaries of the District for the year 2023.

C. Levy for General Obligation Bonds and Interest. That for the purposes of meeting all debt retirement expense of the District during the 2024 budget year, as the funding requirements of the current outstanding general obligation indebtedness is detailed in the following "Certification of Tax Levies," there is hereby levied a tax of 73.186 mills upon each dollar of the total valuation for assessment of all taxable property within the District for the year 2023.

D. Levy for Contractual Obligations. That for the purposes of meeting the contractual obligation expense of the District during the 2024 budget year, as detailed in the following "Certification of Tax Levies," there is hereby levied a tax of 6.457 mills upon each dollar of the total valuation for assessment of all taxable property within the District for the year 2023.

E. Levy for Capital Expenditures. That for the purposes of meeting all capital expenditures of the District during the 2024 budget year pursuant to Section 29-1-301(1.2) or 29-1-302(1.5), C.R.S., there is hereby levied a tax of 0.000 mills upon each dollar of the total valuation of assessment of all taxable property within the boundaries of the District for the year 2023.

F. Levy for Refunds/Abatements. That for the purposes of recoupment of refunds/abatements of taxes pursuant to Section 39-10-114(1)(a)(I)(B), C.R.S., there is hereby levied a tax of 0.000 mills upon each dollar of the total valuation of assessment of all taxable property within the boundaries of the District for the year 2023.

Section 5. Property Tax and Fiscal Year Spending Limits. That, being fully informed, the Board finds that the foregoing budget and mill levies do not result in a violation of any applicable property tax or fiscal year spending limitation.

Section 6. Certification. That the appropriate officers of the District are hereby authorized and directed to certify to the Board of County Commissioners of Weld County, Colorado, the mill levies for the District herein above determined and set, or be authorized and directed to certify to the Board of County Commissioners of Weld County, Colorado, as herein above determined and set, but as recalculated as needed upon receipt of the final certification of valuation from the County Assessor on or about December 10, 2023 in order to comply with any applicable revenue and other budgetary limits or to implement the intent of the District. That said certification shall be in substantially the form set out and attached hereto and incorporated herein by this reference.

Section 7. 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.

[remainder of page intentionally left blank; signature page follows]

ADOPTED this 23rd day of October, 2023.

SILVER PEAKS METROPOLITAN
DISTRICT NO. 3

David Duncan

President

ATTEST:

Todd A. Johnson

Secretary

SILVER PEAKS METROPOLITAN DISTRICT NO. 3
2024
BUDGET MESSAGE

Attached please find a copy of the adopted 2024 budget for the Silver Peaks Metropolitan District No. 3.

The Silver Peaks Metropolitan District No. 3 has adopted two funds, a General Fund to provide for transfers to Silver Peaks Metropolitan District No. 1 for payment of general operating expenditures; and a Debt Service Fund to provide for payments on the outstanding General Obligation Bonds.

The district's accountants have utilized the modified accrual basis of accounting, and the budget has been adopted after proper postings, publications and public hearing.

The primary source of revenue for the district in 2024 will be property taxes. The district intends to impose a 79.643 mill levy on all property within the district for 2024, of which 6.457 mills will be dedicated to the General Fund and the balance of 73.186 mills will be allocated to the Debt Service Fund.

Silver Peaks Metropolitan District No. 3
Adopted Budget
General Fund
For the Year ended December 31, 2024

	Actual <u>2022</u>	Adopted Budget <u>2023</u>	Actual 6/30/2023	Estimate 2023	Adopted Budget <u>2024</u>
Beginning fund balance	\$ 1	\$ -	\$ -	\$ -	\$ -
Revenues:					
Property taxes	24,190	24,252	24,252	24,252	28,763
Specific ownership taxes	1,432	1,918	503	1,000	2,279
Interest income	<u>1,344</u>	<u>-</u>	<u>2,427</u>	<u>2,500</u>	<u>-</u>
Total revenues	<u>26,966</u>	<u>26,170</u>	<u>27,182</u>	<u>27,752</u>	<u>31,042</u>
Total funds available	<u>26,967</u>	<u>26,170</u>	<u>27,182</u>	<u>27,752</u>	<u>31,042</u>
Expenditures:					
Transfer to Silver Peaks No. 1	-	25,806	26,818	27,388	30,611
Treasurer fees	363	364	364	364	431
Transfer to Debt Service	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>
Total expenditures	<u>363</u>	<u>26,170</u>	<u>27,182</u>	<u>27,752</u>	<u>31,042</u>
Ending fund balance	<u>\$ 26,604</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>
Assessed valuation		<u>\$ 3,755,870</u>			<u>\$ 4,454,590</u>
Mill Levy		<u>6.457</u>			<u>6.457</u>

Silver Peaks Metropolitan District No. 3
Adopted Budget
Capital Projects Fund
For the Year ended December 31, 2024

	Actual <u>2022</u>	Adopted Budget <u>2023</u>	Actual 6/30/2023	Estimate 2023	Adopted Budget <u>2024</u>
Beginning fund balance	\$ 3,330	\$ -	\$ -	\$ -	\$ -
Revenues:					
Bond issue	-	-	-	-	-
Interest income	-	-	-	-	-
Premium on Bonds	-	-	-	-	-
Bond proceeds	-	-	-	-	-
Developer contributions	-	-	-	-	-
	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>
Total revenues	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>
Total funds available	<u>3,330</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>
Expenditures:					
Issuance costs	-	-	-	-	-
Capital expenditures	-	-	-	-	-
Repay developer advances	-	-	-	-	-
Repay developer advances - interest	-	-	-	-	-
Transfer to Debt Service	3,330	-	-	-	-
	<u>3,330</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>
Total expenditures	<u>3,330</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>
Ending fund balance	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>

Silver Peaks Metropolitan District No. 3
Adopted Budget
Debt Service Fund
For the Year ended December 31, 2024

	Actual <u>2022</u>	Adopted Budget <u>2023</u>	Actual <u>6/30/2023</u>	Estimate <u>2023</u>	Adopted Budget <u>2024</u>
Beginning fund balance	\$ 290,705	\$ 352,913	\$ 345,184	\$ 345,184	\$ 298,862
Revenues:					
Property taxes	236,120	236,729	236,729	236,729	326,014
Specific ownership taxes	13,975	18,938	4,907	10,000	26,081
Transfer from debt service	-	-	-	-	-
Interest income	<u>2,926</u>	<u>-</u>	<u>3,787</u>	<u>4,000</u>	<u>-</u>
Total revenues	<u>253,021</u>	<u>255,667</u>	<u>245,423</u>	<u>250,729</u>	<u>352,095</u>
Total funds available	<u>543,726</u>	<u>608,580</u>	<u>590,607</u>	<u>595,913</u>	<u>650,957</u>
Expenditures:					
Bond interest expense	158,000	156,500	78,250	156,500	155,000
Bond interest expense B bonds				100,000	176,963
Bond principal	30,000	30,000	-	30,000	35,000
Treasurer's fees	3,542	3,551	3,551	3,551	4,890
Trustee / paying agent fees	<u>7,000</u>	<u>-</u>	<u>7,000</u>	<u>7,000</u>	<u>7,000</u>
Total expenditures	<u>198,542</u>	<u>190,051</u>	<u>88,801</u>	<u>297,051</u>	<u>378,853</u>
Ending fund balance	<u>\$ 345,184</u>	<u>\$ 418,529</u>	<u>\$ 501,806</u>	<u>\$ 298,862</u>	<u>\$ 272,104</u>
Assessed valuation		<u>\$ 3,755,870</u>			<u>\$ 4,454,590</u>
Mill Levy		<u>63.029</u>			<u>73.186</u>
Total Mill Levy		<u>69.486</u>			<u>79.643</u>

CERTIFICATION OF TAX LEVIES for NON-SCHOOL Governments

TO: County Commissioners¹ of WELD COUNTY, Colorado.

On behalf of the SILVER PEAKS METRO DIST 3,
 (taxing entity)^A
 the Board of Directors
 (governing body)^B
 of the SILVER PEAKS METRO DIST 3
 (local government)^C

Hereby officially certifies the following mills to be levied against the taxing entity's GROSS \$ \$4,454,590.00 assessed valuation of: (GROSS^D assessed valuation, Line 2 of the Certification of Valuation Form DLG 57^E)

Note: If the assessor certified a NET assessed valuation (AV) different than the GROSS AV due to a Tax Increment Financing (TIF) Area^F the tax levies must be calculated using the NET AV. The taxing entity's total property tax revenue will be derived from the mill levy multiplied against the NET assessed valuation of: \$ \$4,454,590.00 (NET^G assessed valuation, Line 4 of the Certification of Valuation Form DLG 57)
USE VALUE FROM FINAL CERTIFICATION OF VALUATION PROVIDED BY ASSESSOR NO LATER THAN DECEMBER 10

Submitted: 01/04/2024 for budget/fiscal year 2024.
 (no later than Dec. 15) (mm/dd/yyyy) (yyyy)

PURPOSE (see end notes for definitions and examples)	LEVY ²	REVENUE ²
1. General Operating Expenses ^H	0 mills	\$ 0
2. <Minus> Temporary General Property Tax Credit/ Temporary Mill Levy Rate Reduction ^I	< > mills	\$ < 0 >
SUBTOTAL FOR GENERAL OPERATING:	0 mills	\$ 0
3. General Obligation Bonds and Interest ^J	73.186 mills	\$ 326013.62
4. Contractual Obligations ^K	6.457 mills	\$ 28763.29
5. Capital Expenditures ^L	mills	\$ 0
6. Refunds/Abatements ^M	mills	\$ 0
7. Other ^N (specify): _____	mills	\$
_____	mills	\$
TOTAL: [Sum of General Operating Subtotal and Lines 3 to 7]	79.643 mills	\$ 354776.91

Contact person: Diane Wheeler Daytime phone: (303)689-0833
 (print)
 Signed: _____ Title: District Accountant

Include one copy of this tax entity's completed form when filing the local government's budget by January 31st, per 29-1-113 C.R.S., with the Division of Local Government (DLG), Room 521, 1313 Sherman Street, Denver, CO 80203. Questions? Call DLG at (303) 864-7720.

¹ If the *taxing entity's* boundaries include more than one county, you must certify the levies to each county. Use a separate form for each county and certify the same levies uniformly to each county per Article X, Section 3 of the Colorado Constitution.
² Levies must be rounded to three decimal places and revenue must be calculated from the total NET assessed valuation (Line 4 of Form DLG57 on the County Assessor's **FINAL** certification of valuation).

CERTIFICATION OF TAX LEVIES, continued

THIS SECTION APPLIES TO TITLE 32, ARTICLE 1 SPECIAL DISTRICTS THAT LEVY TAXES FOR PAYMENT OF GENERAL OBLIGATION DEBT (32-1-1603 C.R.S.). Taxing entities that are

Special Districts or Subdistricts of Special Districts must certify separate mill levies and revenues to the Board of County Commissioners, one each for the funding requirements of each debt (32-1-1603, C.R.S.) Use additional pages as necessary. The Special District's or Subdistrict's total levies for general obligation bonds and total levies for contractual obligations should be recorded on Page 1, Lines 3 and 4 respectively.

CERTIFY A SEPARATE MILL LEVY FOR EACH BOND OR CONTRACT:

BONDS^J:

1.	Purpose of Issue:	<u>Limited Tax (Convertible to Unlimited Tax) General Obligation Senior Bonds</u>
	Series:	<u>2020A</u>
	Date of Issue:	<u>12/23/2020</u>
	Coupon Rate:	<u>5.00%</u>
	Maturity Date:	<u>12/1/2050</u>
	Levy:	<u>73.186</u>
	Revenue:	<u>326.014</u>
2.	Purpose of Issue:	<u>Limited Tax General Obligation Subordinate Bonds</u>
	Series:	<u>2020B</u>
	Date of Issue:	<u>12/23/2020</u>
	Coupon Rate:	<u>7.00%</u>
	Maturity Date:	<u>12/15/2050</u>
	Levy:	<u>0</u>
	Revenue:	<u>0</u>

CONTRACTS^K:

3.	Purpose of Contract:	<u>District operations</u>
	Title:	<u>Regarding Infrastructure Financing Between and Among Silver Peaks Metropolita</u>
	Date:	<u>12/12/2006</u>
	Principal Amount:	<u>N/A</u>
	Maturity Date:	<u>12/12/2046</u>
	Levy:	<u>6.457</u>
	Revenue:	<u>28.763</u>
4.	Purpose of Contract:	<u> </u>
	Title:	<u> </u>
	Date:	<u> </u>
	Principal Amount:	<u> </u>
	Maturity Date:	<u> </u>
	Levy:	<u> </u>
	Revenue:	<u> </u>

Use multiple copies of this page as necessary to separately report all bond and contractual obligations per 32-1-1603, C.R.S.