MillerLawplic

1555 California Street No. 505 Denver CO 80202 303.285.5320

August 1, 2023

Arapahoe County Clerk & Recorder 5334 South Prince Street Littleton, CO 80120 Division of Local Government Department of Local Affairs 1313 Sherman Street, Room 521 Denver, CO 80203

Office of the State Auditor Local Government Audit Division 1525 Sherman Street, 7th Floor Denver, CO 80203 Manager of the Office of Development Assistance Aurora City Manager's Office 15151 East Alameda Parkway, Fifth Floor Aurora, CO 80012

RE: 2022 Annual Reports

To Whom It May Concern:

Enclosed for your records is the annual report for 2022 for the below captioned district. Please contact me with any questions or concerns. Thank you.

Waterstone Metropolitan District No. 1

MILLER LAW PLLC

Sonja Steele

Sonja Steele Paralegal

Enclosures

WATERSTONE METROPOLITAN DISTRICT NO. 1 COUNTY OF ARAPAHOE, STATE OF COLORADO

ANNUAL REPORT FOR FISCAL YEAR 2022

Pursuant to the Service Plan for the Waterstone Metropolitan District No. 1 (the "District"), the District is required to provide an annual report to the City Of Aurora with regard to the following matters:

- a. Boundary changes made or proposed;
- b. Intergovernmental Agreements entered into or proposed;
- c. Copies of the District's rules and regulations;
- d. A summary of any litigation involving District Public Improvements as of December 31 of the prior year;
- e. Status of the District's construction of Public Improvements as of December 31 of the prior year;
- f. The assessed valuation of the District for the current year;
- g. Current year budget including a description of the Public Improvements to be constructed in such year;
- h. Audit of the District's financial statements, for the year ending December 31 of the previous year, prepared in accordance with generally accepted accounting principles or audit exemption, if applicable;
- i. Notice of any uncured events of default by the District, which continue beyond a ninety (90) day period, under any Debt instrument; and
- j. Any inability of the District to pay its obligations as they become due, in accordance with the terms of such obligations, which continue beyond a ninety (90) day period.

For the year ending December 31, 2022, the District makes the following report:

a. Boundary changes made or proposed;

No boundary changes were made during the reporting period.

b. Intergovernmental Agreements entered into or proposed;

No Intergovernmental Agreements were entered into during the reporting period and none are anticipated at this time. c. Copies of the District's rules and regulations;

The District has not adopted any rules or regulations, and therefore, no update is applicable.

d. A summary of any litigation involving District Public Improvements as of December 31 of the prior year;

There is no litigation, pending or threatened, against the District of which we are aware.

e. Status of the District's construction of Public Improvements as of December 31 of the prior year;

No construction of Public Improvements occurred in during the reporting year.

f. The assessed valuation of the District for the current year;

\$11,289,144

g. Current year budget including a description of the Public Improvements to be constructed in such year;

The budget resolution for the report year is attached hereto as Exhibit A. There are no Public Improvements schedule to be constructed by the District in the budget year.

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

The District was not exempt from audit for the year ending December 31 of the report year.

i. Notice of any uncured events of default by the District, which continue beyond a ninety (90) day period, under any Debt instrument; and

There were no uncured events of default during the reporting year.

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

There were no instances of the District's inability to pay its obligations dring the reporting period.

Exhibit A

2023 Budget Resolution

Waterstone Metropolitan District No. 1

BUDGET RESOLUTION (2023)

CERTIFIED COPY OF RESOLUTION

STATE OF COLORADO)
) <i>ss</i> .
COUNTY OF ARAPAHOE)

At the special meeting of the Board of Directors of WATERSTONE METROPOLITAN DISTRICT NO. 1, City of Aurora, County of Arapahoe, Colorado, held at 11:00 a.m. on November 10, 2022 at 9193 S Jamaica St., 4th Floor, Englewood, CO 80112 and via Video Conference

https://us02web.zoom.us/j/84418421177?pwd=aWVreWd6M0pvVHVXZE1DRU1CL1NvQT09&from=a ddon Meeting ID: 844 1842 1177 Passcode: 710795 Telephone +1 719 359 4580t here were present:

> Kent Pedersen Debra Hessler Joseph Huey Jennifer Thornbloom Jonathan (Jack) Beckwitt

Also present were Dianne Miller, Rhonda Bilek and Sonja Steele of Miller Law pllc ("District Counsel"); Eric Winter of CliftonLarsonAllen

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 Kent Pedersen 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 WATERSTONE METROPOLITAN DISTRICT NO. 1 METROPOLITAN DISTRICT, CITY OF AURORA, COUNTY OF ARAPAHOE, COLORADO, FOR THE CALENDAR YEAR BEGINNING ON THE FIRST DAY OF JANUARY 2023 AND ENDING ON THE LAST DAY OF DECEMBER 2023.

WHEREAS, the Board of Directors (the "Board") of the Waterstone 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, 2023; and

WHEREAS, the proposed 2023 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 November 3, 2022, said proposed budget was open for inspection by the public at a designated place, a public hearing was held at 11:00 a.m. on November 10, 2022 at 9193 S Jamaica St., 4th Floor, Englewood, CO 80112 and via Video Conference, 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 THE WATERSTONE METROPOLITAN DISTRICT NO. 1, ARAPAHOE, COLORADO, AS FOLLOWS:

Section 1. <u>Summary of 2023 Revenues and 2023 Expenditures</u>. That the estimated revenues and expenditures for each fund for fiscal year 2023, as more specifically set forth in the budget attached hereto, are accepted, and approved.

Section 2. <u>Adoption of Budget</u>. 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 2023.

Section 3. <u>2023 Levy of General Property Taxes</u>. That the foregoing budget indicates that the amount of money necessary to balance the budget for the General Fund for operating expenses is <u>\$209,278.00</u>, and that the 2022 valuation for assessment, as certified by the Arapahoe County Assessor, is <u>\$11,289,144.00</u> That for the purposes of meeting all general operating expenses of the District during the 2023 budget year, there is hereby levied a tax of <u>18.539</u> mills upon each dollar of the total valuation of assessment of all taxable property within the District for the year 2022.

Section 4. <u>2023 Levy of Debt Retirement Expenses</u>. 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 <u>\$615,518.00</u> and that the 2022 valuation for assessment, as certified by the Arapahoe County Assessor, is <u>\$11,289,144.00</u> That for the purposes of meeting all debt retirement expenses of the District during the 2023 budget year, there is hereby levied a tax of **54.523** mills upon each dollar of the total valuation of assessment of all taxable property within the District for the year 2022.

Section 5. <u>Certification to Board of County Commissioners</u>. That the attorney, accountant, or manager for the District is hereby authorized and directed to certify to the Arapahoe County Board of County Commissioners, no later than December 15, 2022, 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. <u>Appropriations</u>. 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. <u>Budget Certification.</u> 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 Jennifer Thornbloom.

RESOLUTION APPROVED AND ADOPTED ON NOVEMBER 10, 2022.

WATERSTONE METROPOLITAN DISTRICT NO. 1

DocuSigned by: Kent Peder 20482E6C3C84D1

By:

Kent Pedersen, President

ATTEST:

— DocuSigned by: Debra Hessler

Debra HesslerSecretary/Treasurer

STATE OF COLORADO COUNTY OF ARAPAHOE WATERSTONE METROPOLITAN DISTRICT NO. 1

I, Debra Hessler, hereby certify that I am a director and the duly elected and qualified Secretary/Treasurer of the WATERSTONE METROPOLITAN DISTRICT NO. 1 (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 11:00 A.M. on Thursday November 10, 2022, at 9193 S Jamaica St., 4th Floor, Englewood, CO 80112 and via Video Conference 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 Thursday November 10, 2022.

—DocuSigned by: Debra Hessler

Debra Hessler, Secretary/Treasurer

EXHIBIT A BUDGET DOCUMENT & BUDGET MESSAGE

WATERSTONE METROPOLITAN DISTRICT NO. 1 2023 BUDGET

WATERSTONE METROPOLITAN DISTRICT NO. 1

ANNUAL BUDGET

FOR THE YEAR ENDING DECEMBER 31, 2023

WATERSTONE METROPLITAN DISTRICT NO. 1 SUMMARY 2023 BUDGET WITH 2021 ACTUAL AND 2022 ESTIMATED For the Years Ended and Ending December 31,

1/19/23

		ACTUAL	E	STIMATED	BUDGET
		2021		2022	2023
BEGINNING FUND BALANCES	\$	3,893,156	\$	3,110,694	\$ 2,553,486
REVENUES					
Property taxes		192,543		421,182	824,796
Specific ownership tax		13,270		29,482	49,488
Interest income		1,129		20,350	46,000
Developer advance		-		5,890,098	-
Total revenues		206,942		12,508,112	920,284
Total funds available		4,100,098		15,618,806	3,473,770
EXPENDITURES					
General Fund		42,448		93,907	185,000
Debt Service Fund		946,956		948,515	960,000
Capital Projects Fund		-		12,022,898	-
Total expenditures		989,404		13,065,320	1,145,000
Total expenditures and transfers out					
requiring appropriation		989,404		13,065,320	1,145,000
ENDING FUND BALANCES	\$	3,110,694	\$	2,553,486	\$ 2,328,770
EMERGENCY RESERVE	\$	1,600	\$	3,500	\$ 6,700
AVAILABLE FOR OPERATIONS	r	38,435		71,522	106,157
SURPLUS RESERVE (MAX: \$3,136,000)		1,570,484		1,580,000	1,600,000
BOND FUND		1,500,175		898,464	615,913
TOTAL RESERVE	\$	3,110,694	\$	2,553,486	\$ 2,328,770

WATERSTONE METROPLITAN DISTRICT NO. 1 PROPERTY TAX SUMMARY INFORMATION 2023 BUDGET WITH 2021 ACTUAL AND 2022 ESTIMATED For the Years Ended and Ending December 31,

		ing Decembe	1 3	,		1/19/23
		ACTUAL	E	STIMATED	E	BUDGET
		2021		2022		2023
ASSESSED VALUATION Vacant land Commercial Residential Agricultural State assessed Certified Assessed Value	\$	2,047,111 59 517,245 11,063 5,910 2,581,388	\$	2,170,130 59 3,381,321 18,796 76,400 5,646,706	\$ 1	4,075,838 361 7,028,565 - 184,380 11,289,144
MILL LEVY General Debt Service Total mill levy		18.925 55.664 74.589		18.925 55.664 74.589		18.538 54.523 73.061
PROPERTY TAXES General Debt Service Adjustments to actual/rounding	\$	48,848 143,695 -	\$	106,864 314,318 -		209,278 615,518 -
Budgeted property taxes	\$	192,543	\$	421,182	\$	824,796
BUDGETED PROPERTY TAXES General Debt Service	\$	48,848 143,695 192,543	\$	106,864 314,318 421,182	\$	209,278 615,518 824,796
	_					

WATERSTONE METROPLITAN DISTRICT NO. 1 GENERAL FUND 2023 BUDGET WITH 2021 ACTUAL AND 2022 ESTIMATED For the Years Ended and Ending December 31,

1/19/23

	ACTUAL		ESTIMATED		В	UDGET
		2021		2022		2023
BEGINNING FUND BALANCE	\$	30,264	\$	40,035	\$	75,022
REVENUES						
Property taxes		48,848		106,864		209,278
Specific ownership tax		3,367		7,480		12,557
Interest income		4		350		1,000
Developer advance		-		14,200		-
Total revenues		52,219		128,894		222,835
Total funds available		82,483		168,929		297,857
EXPENDITURES General and administrative						
Accounting		19,671		25,000		27,000
Auditing		5,500		4,000		6,000
County Treasurer's fee		733		1,603		3,139
Dues and licenses		706		750		1,000
Insurance and bonds		2,782		2,527		3,500
Legal services		7,648		30,000		35,000
Miscellaneous		15		15 1,514		- 2,000
Election expense Contingency		_		1,314		2,000
Landscape Maintenance		-		-		7,501
Transfer to HOA		-		26,000		100,000
Total expenditures		42,448		93,907		185,000
Total expenditures and transfers out requiring appropriation		42,448		93,907		185,000
ENDING FUND BALANCE	\$	40,035	\$	75,022	\$	112,857
EMERGENCY RESERVE	\$	1,600	\$	3,500	\$	6,700
AVAILABLE FOR OPERATIONS	Ŧ	38,435	Ŧ	71,522	Ŧ	106,157
TOTAL RESERVE	\$	40,035	\$	75,022	\$	112,857

WATERSTONE METROPLITAN DISTRICT NO. 1 DEBT SERVICE FUND 2023 BUDGET WITH 2021 ACTUAL AND 2022 ESTIMATED For the Years Ended and Ending December 31,

1/19/23

	ACTUAL	ESTIMATED	BUDGET
	2021	2022	2023
BEGINNING FUND BALANCE	\$ 3,862,89	92 \$ 3,070,659	\$ 2,478,464
REVENUES			
Property taxes	143,69	314,318	615,518
Specific ownership tax	9,90	03 22,002	36,931
Interest income	1,12	25 20,000	45,000
Total revenues	154,72	356,320	697,449
Total funds available	4,017,62	15 3,426,979	3,175,913
EXPENDITURES			
General and administrative			
County Treasurer's fee	2,15	,	9,233
Paying agent fees	4,00	3,000	4,500
Contingency			5,467
Debt Service Bond interest	940,80	940.800	940,800
Total expenditures	946,95	,	960,000
	0,00	0-0,010	000,000
Total expenditures and transfers out			
requiring appropriation	946,95	56 948,515	960,000
ENDING FUND BALANCE	\$ 3,070,65	59 \$ 2,478,464	\$ 2,215,913
SURPLUS RESERVE (MAX: \$3,136,000)	\$ 1,570,48	34 \$ 1,580,000	\$ 1,600,000
BOND FUND	1,500,17	75 898,464	615,913
TOTAL RESERVE	\$ 3,070,65	59 \$ 2,478,464	\$ 2,215,913

WATERSTONE METROPLITAN DISTRICT NO. 1 CAPITAL PROJECTS FUND 2023 BUDGET WITH 2021 ACTUAL AND 2022 ESTIMATED For the Years Ended and Ending December 31,

1/19/23

	ACTUAL	ESTIMATED	BUDGET
	2021	2022	2023
BEGINNING FUND BALANCE	\$-	\$-	\$-
REVENUES			
Developer advance	-	5,875,898	-
Bond Issuance	-	6,147,000	-
Total revenues	-	12,022,898	-
TRANSFERS IN			
Transfers from other funds	-	-	-
Total funds available	-	12,022,898	-
EXPENDITURES			
General and Administrative			
Capital Projects			
Bond issue costs	-	185,422	-
Capital outlay	-	5,875,898	-
Repay developer advance - principal	-	5,875,898	-
Repay developer advance - interest	-	85,680	-
Total expenditures	-	12,022,898	-
Total expenditures and transfers out			
requiring appropriation		12,022,898	-
ENDING FUND BALANCE	\$-	\$-	\$-

Services Provided

Waterstone Metroplitan District No. 1 (the "District") was formed under a Service Plan approved by the City of Aurora, Arapahoe County, Colorado (the "City"), on August 1, 2005. The primary purpose of the District will be to provide for the planning, design, acquisition, construction installation, relocation, redevelopment, and financing of the public improvements as listed below. The District shall not be authorized to design, acquire, construct, install, relocate, redevelop, finance, operate or maintain fire protection facilities, television relay and translation, nor golf courses without the City's approval of a Service Plan Amendment. The District was organized by Arapahoe County Court Order on January 26, 2006.

At an election held on November 1, 2005, the voters approved general indebtedness \$75,000,000 at a maximum interest rate of 18% for each of the following improvements and services: streets, water supply, sanitary sewer, parks and recreation facilities, mosquito control, fire protection/medical emergency services, television relay and translation, public transportation, traffic and safety controls, debt refunding and intergovernmental contracts. The election authorized indebtedness of \$5,000,000 for operations and maintenance. The voters also approved an annual increase in taxes of up to \$615,000,000 for obligations under one or more agreements concerning the provision of public improvements between the District and a regional authority, the City, or one or more other governmental units. Additionally, the voters approved an increase in taxes of \$5,000,000 annually, or by such lesser annual amount as may be necessary to pay the District's operations, maintenance, and other expenses.

Pursuant to the Districts' Service Plan filed with the City, the maximum debt mill levy for an aggregate district's debt shall be 50 mills less the number of mills necessary to pay unlimited Mill Levy Debt, which can be adjusted for changes in the method of calculating assessed valuation after January 1, 2004. The portion of aggregate District's Debt which is equal to or less than fifty percent (50%) of the District's assessed valuation the Mill Levy may be such amount as is necessary to pay the Debt service on such Debt, without limitation of rate. Pursuant to the Service Plan, the District is permitted to issue bond indebtedness of up to \$50,000,000. The maximum debt mill levy as of December 31, 2019 was 55.664 mills.

The District has no employees and all administrative functions are contractual.

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 sales of the tax liens on delinquent properties are held in November or December. The County Treasurer remits the taxes collected monthly to the District.

The calculation of the taxes levied is displayed on the Property Tax Summary page of the budget using the adopted mill levy imposed by the District.

Specific Ownership Taxes

Specific ownership taxes are set by the State and collected by the County Treasurer, primarily on vehicle licensing within 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 6% of the property taxes collected.

Interest Income

Interest earned on the District's available funds has been estimated based on an average interest rate of approximately 2%

Expenditures

Administrative Expenditures

Administrative expenditures for the project have been provided based on estimates of the District's Board of Directors and consultants and include the services necessary to maintain the District's administrative viability such as legal, audit, accounting, insurance, management, maintenance and other administrative expenses.

Transfer to HOA

The District plans on transferring \$26,000 to the HOA to assist with landscape maintenance.

Debt Service

The principal and interest payments are provided based on the debt amortization schedules from the General Obligation Bonds, Series 2020A (discussed under Debt and Leases).

Capital Outlay

The District anticipates infrastructure improvements as noted in the Capital Projects fund.

Debt and Leases

The District issued its Series 2020A Bonds on May 7, 2020, in the par amount of \$15,680,000. Proceeds from the sale of the Bonds were used to: (a) finance public improvements; (b) pay capitalized interest on the Bonds; (c) fund an Initial Deposit to the Surplus Fund; and (d) pay costs of issuance of the Bonds.

The Bonds bear interest at 6.000% per annum and are payable semiannually on June 1 and December 1, beginning on December 1, 2020. Annual mandatory sinking fund principal payments are due on December 1, beginning on December 1, 2028. The Bonds mature on December 1, 2049.

To the extent principal of any Bond is not paid when due, such principal shall remain outstanding until paid, subject to discharge. To the extent interest on any Bond is not paid when due, such interest shall compound semiannually on each interest payment date, at the rate then borne by the Bond. In the event that any amount of principal of or interest on the Bonds remains unpaid after the application of available Pledged Revenue on December 1, 2060, such unpaid amounts shall be deemed discharged.

The Bonds are secured by Pledged Revenue which means: (a) all Property Tax Revenues; (b) all Specific Ownership Tax Revenues; (c) all Capital Fees; and (d) any other legally available moneys which the District determines, in its absolute discretion, to credit to the Bond Fund.

"Property Tax Revenues" means all moneys derived from imposition by the District of the Required Mill Levy. Property Tax Revenues are net of the collection costs of the County and any tax refunds or abatements authorized by or on behalf of the County and do not include specific ownership tax revenues.

"Specific Ownership Tax Revenues" means the specific ownership taxes remitted to the District as a result of its imposition of the Required Mill Levy.

"Capital Fees" means all fees, rates, tolls, penalties, and charges of a capital nature (excluding periodic, recurring service charges) imposed by the District. Capital Fees does not include any fee imposed solely for the purpose of funding operations and maintenance expenses. The District does not currently impose Capital Fees.

The District is required to impose a Required Mill Levy upon all taxable property of the District each year in an amount that generates Property Tax Revenues sufficient to pay the principal of, premium if any, and interest on the Bonds when due (less any amounts then on deposit in the Bond Fund and, solely as provided in the Indenture, the Surplus Fund), but not in excess of 50 mills (subject to adjustment for changes in the method of calculating assessed valuation after January 1, 2004).

For so long as the amount on deposit in the Surplus Fund is less than the Maximum Surplus Amount, the Required Mill Levy shall be equal to 50 mills (subject to adjustment), or such lesser amount that will generate Property Tax Revenues (A) sufficient to pay the principal of, premium if any, and interest on the Bonds when due and to fully fund the Surplus Fund to the Maximum Surplus Amount, or (B) which, when combined with moneys then on deposit in the Bond Fund and the Surplus Fund, will pay the Bonds in full in the year such levy is collected.

Debt and Leases - (continued)

The Bonds are subject to redemption prior to maturity, at the option of the District, on June 1, 2025, and on any date thereafter, upon payment of par, accrued interest, and a redemption premium equal to a percentage of the principal amount so redeemed as follows:

Date of Redemption	Redemption Premium
June 1, 2025, to May 31, 2026	3.00%
June 1, 2026, to May 31, 2027	2.00
June 1, 2027, to May 31, 2028	1.00
June 1, 2028, and thereafter	0.00

The Bonds are additionally secured by capitalized interest which was funded from proceeds of the Bonds in the amount of \$2,822,400 and by amounts, if any, in the Surplus Fund.

Except for the Initial Deposit from proceeds of the Bonds in the amount of \$1,568,000, Pledged Revenue that is not needed to pay debt service on the Bonds in any year will be deposited to and held in the Surplus Fund, up to the Maximum Surplus Amount of \$3,136,000. Amounts on deposit in the Surplus Fund (if any) on the final maturity date of the Bonds are to be applied to the payment of the Bonds. The availability of such amount shall be taken into account in calculating the Required Mill Levy required to be imposed in the levy year prior to the year of final maturity of the Bonds.

The District has no operating or capital leases.

The District has outstanding developer advances with anticipated activity as follows:

	Balance -			Balance -
	December 31,		Retirements/	December 31,
	2021	Additions	Reductions	2022
Developer Advances	\$ 160,203	\$ 14,200	\$ -	\$ 174,403
Accrued Interest - Developer				
Advances	25,474	13,616	-	\$ 39,090
Total	\$ 185,677	\$ 27,816	\$-	\$ 213,493
	Balance -			Balance -
	December 31,		Retirements/	December 31,
	2022	Additions	Reductions	2023
Developer Advances	\$ 174,403	\$ -	\$-	\$ 174,403
Accrued Interest - Developer				
Advances	39,090	14,146	-	53,236
Total	\$ 213,493	\$ 14,146	\$-	\$ 227,639

Reserves

Emergency Reserve

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.

CERTIFICATION OF TAX LEVIES for NON-SCHOOL Governments

TO: County Com	missioners ¹ of Arapahoe County			, Colorado.
On behalf of the	Waterstone Metropolitan District No. 1			,
(1	Board of Directors	axing entity) ^A		
the		governing body) ^B	1	
of the	Waterstone Metropolitan District No. 1			
		ocal government)	C	
	certifies the following mills st the taxing entity's GROSS $ 11,289 $ of: (GROSS ^D a		n, Line 2 of the Certifica	tion of Valuation Form DLG 57^{E})
(AV) different than th Increment Financing (calculated using the N		ssessed valuation,		ion of Valuation Form DLG 57)
	will be derived from the mill levy USE VALU NET assessed valuation of:		AL CERTIFICATION OR NO LATER THAN	OF VALUATION PROVIDED N DECEMBER 10
Submitted:	12/1/2022 for	budget/fisc	cal year 2023	
(no later than Dec. 15)	(mm/dd/yyyy)			(уууу)
PURPOSE (se	e end notes for definitions and examples)	LEV	YY ²	REVENUE²
1. General Opera	ating Expenses ^H	18.538	mills	<u>\$</u> 209,278
	nporary General Property Tax Credit/ ill Levy Rate Reduction ^I	<	> mills	<u></u> \$< >
SUBTOTA	L FOR GENERAL OPERATING:	18.538	mills	\$ 209,278
3. General Oblig	ation Bonds and Interest ^J	54.523	mills	\$ 615,518
4. Contractual O	bligations ^K		mills	\$
5. Capital Expen	ditures ^L		mills	\$
6. Refunds/Abat	ements ^M		mills	\$
7. Other ^N (specify	ÿ):		mills	\$
			mills	\$
	TOTAL: [Sum of General Operating Subtotal and Lines 3 to 7]	73.061	mills	\$ 824,796
Contact person:	Ιζ (μ 1	Daytime		_
(print)	Kent Piedersen	_ phone:	(303) 779-571	
Signed:	Kent Vectern E204B2E6C3C84D1	Title:	Board Membe	r
	tax entity's completed form when filing the local gove nment (DLG) Room 521 1313 Sherman Street Denve			

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 <u>three</u> decimal places and revenue must be calculated from the total <u>NET assessed valuation</u> (Line 4 of Form DLG57 on the County Assessor's <u>FINAL</u> certification of valuation).

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:	Finance Public Improvements
	Series:	Limited Tax General Obligation Bonds - Series 2020A ⁽³⁾
	Date of Issue:	May 7, 2020
	Coupon Rate:	6.000%
	Maturity Date:	December 1, 2049
	Levy:	54.523
	Revenue:	\$615,518
2.	Purpose of Issue:	
	Series:	
	Date of Issue:	
	Coupon Rate:	
	Maturity Date:	
	Levy:	
	Revenue:	
CON	ΤRACTS ^κ :	
3.	Purpose of Contract:	
5.	Title:	
	Date:	
	Principal Amount:	
	Maturity Date:	
	Levy:	
	Revenue:	
	D	
4.	Purpose of Contract:	
	Title:	
	Date:	
	Principal Amount:	
	Maturity Date:	
	Levy:	

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

Revenue:



PK Kaiser, MBA, MS

Assessor

OFFICE OF THE ASSESSOR 5334 S. Prince Street Littleton, CO 80120-1136 Phone: 303-795-4650 TDD: Relay-711 Fax:303-738-7863 http://co-arapahoe-ptoc.publicaccessnow.com arapahoepp@arapahoegov.com

Code # 4752

August 24, 2022

AUTH 4752 WATERSTONE METRO DIST #1 MICHAEL DAVIS ESQ. MILLER & ASSOCIATES 1641 CALIFORNIA ST SUITE 300 DENVER CO 80202

CERTIFICATION OF VALUATION

The Arapahoe County Assessor reports a taxable assessed valuation for your taxing entity for 2022 of:

\$11,289,144

The breakdown of the taxable valuation of your property is enclosed.

As further required by CRS 39-5-128(1), you are hereby notified to officially certify your levy to the Board of County Commissioners no later than December 15.

CRS 39-1-111(5) requires that this office transmit a notification by December 10 of any changes to valuation made after the original certification.

PK Kaiser, MBA, MS Arapahoe County Assessor

enc

CERTIFICATION OF VALUATION BY ARAPAHOE COUNTY ASSESSOR

New	Tax Entity 🖸 YES 🗵 NO		Ι	Date: August 24, 2022
NA	ME OF TAX ENTITY: WATERSTONE METRO DIST #1			
1	USE FOR STATUTORY PROPERTY TAX REVENUE LIMIT CALCULATION ('5.5%	6" LI	MIT) ONLY
IN A	CCORDANCE WITH 39-5-121(2)(a) AND 39-5-128(1), C.R.S., AND NO LATER THAN AUGUST 25, THE ASSESSOR IFIES THE TOTAL VALUATION FOR ASSESSMENT FOR THE TAXABLE YEAR 2022:			
1.	PREVIOUS YEAR'S NET TOTAL TAXABLE ASSESSED VALUATION:	1.	\$	5,646,706
2.	CURRENT YEAR'S GROSS TOTAL TAXABLE ASSESSED VALUATION: ‡	2.	\$	11,289,144
3.	LESS TOTAL TIF AREA INCREMENTS, IF ANY:	3.	\$	0
4.	CURRENT YEAR'S NET TOTAL TAXABLE ASSESSED VALUATION:	4.	\$	11,289,144
5.	NEW CONSTRUCTION: *	5.	\$	2,801,280
6. -	INCREASED PRODUCTION OF PRODUCING MINE: ≈	6.	\$	0
7.	ANNEXATIONS/INCLUSIONS:	7.	\$	0
8.	PREVIOUSLY EXEMPT FEDERAL PROPERTY: ≈	8.	\$ ¢	0
9.	NEW PRIMARY OIL OR GAS PRODUCTION FROM ANY PRODUCING OIL AND GAS LEASEHOLD OR LAND (29-1-301(1)(b), C.R.S.): Φ	9.	\$	0
10.		10.	\$	0
11.	TAXES ABATED AND REFUNDED AS OF AUG. 1 (29-1-301(1)(a), C.R.S.) and (39-10-114(1)(a)(I)(B), C.R.S.):	11.	\$	0
‡ ≈ Φ	This value reflects personal property exemptions IF enacted by the jurisdiction as authroized by Art. X, Sec 20(8)(b), Colo. New construction is defined as: Taxable real property structures and the personal property connected with the structure. Jurisdiction must submit to the Division of Local Government respective Certifications of Impact in order for the values to use Forms DLG 52 & 52A. Jurisdiction must apply to the Division of Local Government before the value can be treated as growth in the limit calculated as the calculated of the value of the Division of Local Government before the value can be treated as growth in the limit calculated of the value of the value of the Division of Local Government before the value can be treated as growth in the limit calculated of the value of t	oe treae	d as g	
	USE FOR TABOR "LOCAL GROWTH" CALCULATION ON	LΥ		
	CCORDANCE WITH ART X, SEC.20, COLO. CONSTITUTION AND 39-5-121(2)(b), C.R.S., THE ASSESSOR CERTIF	ES		
THE	TOTAL ACTUAL VALUATION FOR THE TAXABLE YEAR 2022:		•	115 101 056
1.	CURRENT YEAR'S TOTAL ACTUAL VALUE OF ALL REAL PROPERTY: ¶	1.	\$	115,191,056
ADI	DITIONS TO TAXABLE REAL PROPERTY			
2.	CONSTRUCTION OF TAXABLE REAL PROPERTY IMPROVEMENTS:	2.	\$	40,306,119
3.	ANNEXATIONS/INCLUSIONS:	3.	\$	0
4.	INCREASED MINING PRODUCTION: §	4.	\$	0
5.	PREVIOUSLY EXEMPT PROPERTY:	5.	\$	0
6.	OIL OR GAS PRODUCTION FROM A NEW WELL:	6.	\$	0
7.	TAXABLE REAL PROPERTY OMITTED FROM THE PREVIOUS YEAR'S TAX WARRANT: (If land and/or a structure is picked up as omitted property for multiple years, only the most current year's actual value can be reported as omitted property.):	7.	\$	0
DE	LETIONS FROM TAXABLE REAL PROPERTY			
8.	DESTRUCTION OF TAXABLE REAL PROPERTY IMPROVEMENTS:	8.	\$	0
9.	DISCONNECTIONS/EXCLUSIONS:	9.	\$	0
10.	PREVIOUSLY TAXABLE PROPERTY:	10.	\$	0
¶ • §	This includes the actual value of all taxable real property plus the actual value of religious, private school, and charitable re Construction is defined as newly constructed taxable real property structures. Includes production from new mines and increases in production of existing producing mines.	al prop	erty.	
IN A 1.	CCORDANCE WITH 39-5-128(1), C.R.S., AND NO LATER THAN AUGUST 25, THE ASSESSOR CERTIFIES TO SCI TOTAL ACTUAL VALUE OF ALL TAXABLE PROPERTY	100L 1	DISTR \$	u c ts: 0
	CCORDANCE WITH 39-5-128(1.5), C.R.S., THE ASSESSOR PROVIDES: 21-1312 VALUE OF EXEMPT BUSINESS PERSONAL PROPERTY (ESTIMATED): ** The tax revenue lost due to this exempted value will be reimbursed to the tax entity by the County Treasurer in accordance with 39-3-119 5(3) C R S		\$	0

NOTE: ALL LEVIES MUST BE CERTIFIED TO THE COUNTY COMMISSIONERS NO LATER THAN DECEMBER 15.

CERTIFICATION OF TAX LEVIES for NON-SCHOOL Governments

TO: County Commissioners ¹ of	· · · · · · · · · · · · · · · · · · ·	, Colorado.
On behalf of the		,
	taxing entity) ^A	
the		
of the	governing body) ^B	
	ocal government) ^C	
	assessed valuation, Line 2 of the Certific	cation of Valuation Form DLG 57 ^E)
	assessed valuation, Line 4 of the Certifica UE FROM FINAL CERTIFICATION BY ASSESSOR NO LATER THA	N OF VALUATION PROVIDED
Submitted: fo	r budget/fiscal year	·
(no later than Dec. 15) (mm/dd/yyyy)		(уууу)
PURPOSE (see end notes for definitions and examples)	LEVY ²	REVENUE ²
1. General Operating Expenses ^H	mills	\$
 <minus> Temporary General Property Tax Credit/ Temporary Mill Levy Rate Reduction¹</minus> 	< > mills	<u>\$< ></u>
SUBTOTAL FOR GENERAL OPERATING:	mills	\$
3. General Obligation Bonds and Interest ^J	mills	\$
4. Contractual Obligations ^K	mills	\$
5. Capital Expenditures ^L	mills	\$
6. Refunds/Abatements ^M	mills	\$
7. Other ^N (specify):	mills	\$
	mills	\$
TOTAL: [Sum of General Operating Subtotal and Lines 3 to 7]	mills	\$
Contact person: (print)	Daytime _ phone: <u>()</u>	
Signed:	Title:	
Include one copy of this tax entity's completed form when filing the local gov Division of Local Government (DLG), Room 521, 1313 Sherman Street, Denv	ernment's budget by January 31st, p	

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 <u>three</u> decimal places and revenue must be calculated from the total <u>NET assessed valuation</u> (Line 4 of Form DLG57 on the County Assessor's <u>FINAL</u> 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 ³ :		
1.	Purpose of Issue:	
	Series:	
	Date of Issue:	
	Coupon Rate:	
	Maturity Date:	
	Levy:	
	Revenue:	
2.	Purpose of Issue:	
	Series:	
	Date of Issue:	
	Coupon Rate:	
	Maturity Date:	
	Levy:	
	Revenue:	
CON	TRACTS ^K :	
3.		
	Title:	
	Date:	
	Principal Amount:	
	Maturity Date:	
	Levy:	
	Revenue:	
4.	Purpose of Contract:	
	Title:	
	Date:	
	Principal Amount:	
	Maturity Date:	
	Levy:	
	Revenue:	

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

Notes:

^A Taxing Entity—A jurisdiction authorized by law to impose ad valorem property taxes on taxable property located within its territorial limits (please see notes B, C, and H below). For purposes of the DLG 70 only, a *taxing entity* is also a geographic area formerly located within a *taxing entity*'s boundaries for which the county assessor certifies a valuation for assessment and which is responsible for payment of its share until retirement of financial obligations incurred by the *taxing entity* when the area was part of the *taxing entity*. For example: an area of excluded property formerly within a special district with outstanding general obligation debt at the time of the exclusion or the area located within the former boundaries of a dissolved district whose outstanding general obligation debt service is administered by another local government^C.

^B Governing Body—The board of county commissioners, the city council, the board of trustees, the board of directors, or the board of any other entity that is responsible for the certification of the *taxing entity*'s mill levy. For example: the board of county commissioners is the governing board <u>ex officio</u> of a county public improvement district (PID); the board of a water and sanitation district constitutes <u>ex officio</u> the board of directors of the water subdistrict.

^c Local Government - For purposes of this line on Page 1 of the DLG 70, the *local government* is the political subdivision under whose authority and within whose boundaries the *taxing entity* was created. The *local government* is authorized to levy property taxes on behalf of the *taxing entity*. For example, for the purposes of this form:

- 1. a municipality is both the *local government* and the *taxing entity* when levying its own levy for its entire jurisdiction;
- 2. a city is the *local government* when levying a tax on behalf of a business improvement district (BID) *taxing entity* which it created and whose city council is the BID board;
- 3. a fire district is the *local government* if it created a subdistrict, the *taxing entity*, on whose behalf the fire district levies property taxes.
- 4. a town is the *local government* when it provides the service for a dissolved water district and the town board serves as the board of a dissolved water district, the *taxing entity*, for the purpose of certifying a levy for the annual debt service on outstanding obligations.

^D GROSS Assessed Value - There will be a difference between gross assessed valuation and net assessed valuation reported by the county assessor only if there is a "tax increment financing" entity (see below), such as a downtown development authority or an urban renewal authority, within the boundaries of the *taxing entity*. The board of county commissioners certifies each *taxing entity*'s total mills upon the *taxing entity*'s Gross Assessed Value found on Line 2 of Form DLG 57.

^E Certification of Valuation by County Assessor, Form DLG 57 - The county assessor(s) uses this form (or one similar) to provide valuation for assessment information to a *taxing entity*. The county assessor must provide this certification no later than August 25th each year and may amend it, one time, prior to December 10th. Each entity must use the FINAL valuation provided by assessor when certifying a tax levy.

^F TIF Area—A downtown development authority (DDA) or urban renewal authority (URA), may form plan areas that use "tax increment financing" to derive revenue from increases in assessed valuation (gross minus net, Form DLG 57 Line 3) attributed to the activities/improvements within the plan area. The DDA or URA receives the differential revenue of each overlapping *taxing entity*'s mill levy applied against the *taxing entity*'s gross assessed value after subtracting the *taxing entity*'s revenues derived from its mill levy applied against the net assessed value.

^G NET Assessed Value—The total taxable assessed valuation from which the *taxing entity* will derive revenues for its uses. It is found on Line 4 of Form DLG 57. Please Note: A downtown development authority (DDA) may be both a *taxing entity* and have also created its own *TIF area* and/or have a URA *TIF Area* within the DDA's boundaries. As a result DDAs may both receive operating revenue from their levy applied to their certified *NET assessed value* and also receive TIF revenue generated by any *tax entity* levies overlapping the DDA's *TIF Area*, including the DDA's own operating levy.

^H General Operating Expenses (DLG 70 Page 1 Line 1)—The levy and accompanying revenue reported on Line 1 is for general operations and includes, in aggregate, all levies for and revenues raised by a *taxing entity* for purposes not lawfully exempted and detailed in Lines 3 through 7 on Page 1 of the DLG 70. For example: a fire pension levy is included in general operating expenses, unless the pension is voter-approved, if voter-approved, use Line 7 (Other).

¹ Temporary Tax Credit for Operations (DLG 70 Page 1 Line 2)—The Temporary General Property Tax Credit/ Temporary Mill Levy Rate Reduction of 39-1-111.5, C.R.S. may be applied to the *taxing entity*'s levy for general operations to effect refunds. Temporary Tax Credits (TTCs) are not applicable to other types of levies (non-general operations) certified on this form because these levies are adjusted from year to year as specified by the provisions of any contract or schedule of payments established for the payment of any obligation incurred by the *taxing entity* per 29-1-301(1.7), C.R.S., or they are certified as authorized at election per 29-1-302(2)(b), C.R.S.

^J General Obligation Bonds and Interest (DLG 70 Page 1 Line 3)—Enter on this line the total levy required to pay the annual debt service of all general obligation bonds. Per 29-1-301(1.7) C.R.S., the amount of revenue levied for this purpose cannot be greater than the amount of revenue required for such purpose as specified by the provisions of any contract or schedule of payments. Title 32, Article 1 Special districts and subdistricts must complete Page 2 of the DLG 70.

^{κ} Contractual Obligation (DLG 70 Page 1 Line 4)—If repayment of a contractual obligation with property tax has been approved at election and it is not a general obligation bond (shown on Line 3), the mill levy is entered on this line. Per 29-1-301(1.7) C.R.S., the amount of revenue levied for this purpose cannot be greater than the amount of revenue required for such purpose as specified by the provisions of any contract or schedule of payments.

^L Capital Expenditures (DLG 70 Page 1 Line 5)—These revenues are not subject to the statutory property tax revenue limit <u>if</u> they are approved by counties and municipalities <u>through public hearings</u> pursuant to 29-1-301(1.2) C.R.S. and for special districts <u>through approval from the Division of Local Government</u> pursuant to 29-1-302(1.5) C.R.S. or for any *taxing entity* if <u>approved at election</u>. Only levies approved by these methods should be entered on Line 5.

^M **Refunds/Abatements (DLG 70 Page 1 Line 6)**—The county assessor reports on the *Certification of Valuation* (DLG 57 Line 11) the amount of revenue from property tax that the local government did not receive in the prior year because taxpayers were given refunds for taxes they had paid or they were given abatements for taxes originally charged to them due to errors made in their property valuation. The local government was due the tax revenue and would have collected it through an adjusted mill levy if the valuation errors had not occurred. Since the government was due the revenue, it may levy, in the subsequent year, a mill to collect the refund/abatement revenue. An abatement/refund mill levy may generate revenues up to, but not exceeding, the refund/abatement amount from Form DLG 57 Line 11.

1. Please Note: Pursuant to Article X, Section 3 of the Colorado Constitution, <u>if the *taxing entity* is in more than one county, as with all levies, the abatement levy must be uniform throughout the entity's boundaries and certified the same to each county.</u> To calculate the abatement/refund levy for a *taxing entity* that is located in more than one county, first total the abatement/refund amounts reported by each county assessor, then divide by the *taxing entity*'s total net assessed value, then multiply by 1,000 and round <u>down</u> to the nearest three decimals to prevent levying for more revenue than was abated/refunded. This results in an abatement/refund mill levy that will be uniformly certified to all of the counties in which the *taxing entity* is located even though the abatement/refund did not occur in all the counties.

^N Other (DLG 70 Page 1 Line 7)—Report other levies and revenue not subject to 29-1-301 C.R.S. that were not reported above. For example: a levy for the purposes of television relay or translator facilities as specified in sections 29-7-101, 29-7-102, and 29-7-105 and 32-1-1005 (1) (a), C.R.S.; a voter-approved fire pension levy; a levy for special purposes such as developmental disabilities, open space, etc.

IMPORTANT POINTS TO REMEMBER

Please use the "Certification of Tax Levies for Non-School Governments" form enclosed. Include a contact name and a daytime telephone number.

All taxing authorities are required to certify their levies to the Commissioners no later than December 15. Signed mill levies will be accepted via email, mail or FAX.

Submitting your "Certification of Tax Levies for Non-School Governments" form by email is the best way to ensure the information is delivered directly to the Budget Division.

Email forms to financebudgeting@arapahoegov.com

- Mail: Board of County Commissioners c/o Budget Division 5334 S. Prince St. Littleton, CO 80120
- FAX: 303-738-7929 Attn: Budget Division

Mill levies should be calculated to three decimal places.

If the levy has been determined to equal zero, please certify a zero mill levy to eliminate any confusion.

For questions concerning "Certification of Tax Levies for Non-School Governments," please contact our Budget Division by telephone at 303-795-4690 or via e-mail at <u>financebudgeting@arapahoegov.com</u> or visit our website at:

https://www.arapahoegov.com/1186/

For questions concerning certified taxable values, please contact:

Julia McQueen Arapahoe County Assessor's Office 5334 S. Prince St. Littleton, CO 80120 Phone: 303-795-4672