

RESOLUTION
ADOPTING BUDGET, APPROPRIATING FUNDS AND CERTIFYING MILL LEVIES
FOR THE CALENDAR YEAR 2024

The Board of Directors of Forest Trace Metropolitan District No. 2 (the “**Board**”), City of Aurora, Arapahoe County, Colorado (the “**District**”), held a regular meeting, via teleconference on November 16, 2023, at the hour of 4:00 p.m.

Prior to the meeting, each of the directors was notified of the date, time and place of the budget meeting and the purpose for which it was called and a notice of the meeting was posted or published in accordance with § 29-1-106, C.R.S.

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NOTICE AS TO PROPOSED 2024 BUDGET



AFFIDAVIT

Invoice #: 40558814
Account #: A30032496
Invoice Date: 11/8/2023

BILL TO:

WHITE BEAR ANKELE TANAKA & WALDRON
Alyssa Rios
2154 East Commons Ave Ste 2000
Centennial CO 80122

ADVERTISER:

PUBLICATION: Denver Daily Journal - Legal

STATE OF COLORADO
COUNTY OF DENVER

I, Cynthia Serrano, OF THE COUNTY OF MERCER, STATE OF NEW JERSEY, HAVING DULY BEEN SWORN, DEPOSES AND SAYS:

I AM NOW AND AT ALL TIMES HEREINAFTER MENTIONED A CITIZEN OF THE UNITED STATES OF AMERICA, OVER TWENTY-ONE YEARS OF AGE, AND COMPETENT TO BE A WITNESS ON THE HEARING OF THE MATTERS MENTIONED IN THE ANNEXED PRINTED COPY NOTICE HEREINAFTER SET FORTH; I HAVE NO INTEREST WHATSOEVER IN ANY OF THE SAID MATTERS; I AM NOW AND DURING ALL TIMES EMBRACED IN THE PUBLICATION HERIN MENTIONED AS THE CHIEF CLERK OF THE NEWSPAPER, A NEWSPAPER OF GENERAL CIRCULATION PRINTED AND PUBLISHED IN SAID COUNTY; AS CLERK DURING ALL TIMES MENTIONED IN THE AFFIDAVIT I HAVE HAD AND STILL HAVE CHARGE OF ALL ADVERTISEMENT AND NOTICES PUBLISHED IN SAID NEWSPAPER; THAT SAID LEGAL NOTICE OF WHICH THE ANNEXED IS A TRUE PRODUCTION COPY OF THE PRINTED PAGE IN WHICH THE ADVERTISEMENT WAS PUBLISHED IN THE ABOVE NAMED NEWSPAPER ON THE FOLLOWING DAYS TO WIT:

11/8/2023

Ad Caption: NOTICE OF PUBLIC HEARING ON THE PROPOSED 2024 BUDGET AND NOTICE OF PUBLIC HEARING ON THE AMENDED 2023 BUDGET FOREST TRACE METROPOLITAN DISTRICT NO. 2,

I CERTIFY (OR DECLARE) UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

SIGNED,

Cynthia Serrano

CLERK

WHEREAS, the Board has designated its accountant to prepare and submit a proposed budget to the Board in accordance with Colorado law; and

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

WHEREAS, upon due and proper notice, provided in accordance with Colorado law, said proposed budget was open for inspection by the public at a designated place, a public hearing was held and interested electors were given the opportunity to register their protest to the proposed budget prior to the adoption of the budget by the Board.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD AS FOLLOWS:

Section 1. Adoption of Budget. The budget attached hereto and incorporated herein is approved and adopted as the budget of the District for fiscal year 2024. In the event of recertification of values by the County Assessor's Office after the date of adoption hereof, staff is hereby directed to modify and/or adjust the budget and certification to reflect the recertification without the need for additional Board authorization. Any such modification to the budget or certification as contemplated by this Section 1 shall be deemed ratified by the Board.

Section 2. Levy for General Operating Expenses. For the purpose of meeting all general operating expenses of the District during the 2024 budget year, there is hereby levied a tax of 4.000 mills upon each dollar of the total valuation of assessment of all taxable property within the District.

Section 3. Levy for Debt Service Obligations. For the purposes of meeting all debt service obligations 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.

Section 4. Levy for Contractual Obligation Expenses. For the purposes of meeting all contractual obligations 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.

Section 5. Levy for Capital Project Expenses. For the purposes of meeting all capital project obligations 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.

Section 6. Mill Levy Adjustment. When developing the attached budget, consideration was given to any changes in the method of calculating assessed valuation, including any changes to the assessment ratios, or any constitutionally mandated tax credit, cut or abatement, as authorized in the District's service plan. The Board hereby determines in good faith (such determination to be binding and final), that to the extent possible, the adjustments to the mill levies made to account for changes in Colorado law described in the prior sentence, and the actual tax revenues generated by the mill levies, are neither diminished nor enhanced as a result of those changes.

Section 7. Certification to County Commissioners. The Board directs its legal counsel, manager, accountant or other designee to certify to the Board of County Commissioners of Arapahoe County, Colorado the mill levies for the District as set forth herein. Such certification shall be in compliance with the requirements of Colorado law.

Section 8. Appropriations. The amounts set forth as expenditures in the budget attached hereto are hereby appropriated.

Section 9. Filing of Budget and Budget Message. The Board hereby directs its legal counsel, manager or other designee to file a certified copy of the adopted budget resolution, the budget and budget message with the Division of Local Government by January 30 of the ensuing year.

Section 10. Budget Certification. The budget shall be certified by a member of the District, or a person appointed by the District, and made a part of the public records of the District.

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ADOPTED NOVEMBER 16, 2023.

DISTRICT:

FOREST TRACE METROPOLITAN DISTRICT NO. 2, a quasi-municipal corporation and political subdivision of the State of Colorado


By: *Daniel Frank*
Daniel Frank (Jan 10, 2024 13:21 MST)
Officer of the District

Attest:

By: *Marc Cooper*
Marc Cooper (Jan 8, 2024 11:34 MST)

APPROVED AS TO FORM:

WHITE BEAR ANKELE TANAKA & WALDRON
Attorneys at Law


General Counsel to the District

STATE OF COLORADO
COUNTY OF ARAPAHOE
FOREST TRACE METROPOLITAN DISTRICT NO. 2

I hereby certify that the foregoing resolution constitutes a true and correct copy of the record of proceedings of the Board adopted by a majority of the Board at a District meeting held via teleconference on Monday, November 13, 2023, as recorded in the official record of the proceedings of the District.

IN WITNESS WHEREOF, I have hereunto subscribed my name this 8th day of January, 2024.

Marc Cooper
Marc Cooper (Jan 8, 2024 11:34 MST)
Signature

EXHIBIT A
BUDGET DOCUMENT
BUDGET MESSAGE

FOREST TRACE METROPOLITAN DISTRICT NO. 2
2024
BUDGET MESSAGE

Attached please find a copy of the adopted 2024 budget for Forest Trace Metropolitan District No. 2.

The Forest Trace Metropolitan District No. 2 has adopted a budget for one fund, a General Fund to provide for the payment of general operating and maintenance expenditures.

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 sources of revenue for the district in 2024 will be maintenance fees and property taxes. The district intends to impose a 4.000 mill levy on the property within the district for 2024, which will be dedicated to the General Fund.

Forest Trace Metropolitan District No. 2
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 <u>2023</u>	Adopted Budget <u>2024</u>
Beginning fund balance	\$ 85,678	\$ 83,015	\$ 70,745	\$ 70,745	\$ 62,023
Revenues:					
Property taxes	37,035	36,708	36,704	36,704	51,507
Specific ownership taxes	2,337	2,856	1,222	2,400	4,336
Maintenance fees	52,839	50,220	37,216	51,939	69,908
Misc/Interest income	450	10	409	500	264
Total revenues	<u>92,661</u>	<u>89,794</u>	<u>75,551</u>	<u>91,543</u>	<u>126,015</u>
Total funds available	<u>178,339</u>	<u>172,809</u>	<u>146,296</u>	<u>162,288</u>	<u>188,038</u>
Expenditures:					
General and Administrative					
Accounting / audit	8,693	10,000	5,627	10,000	12,000
Insurance	10,451	10,500	11,376	11,376	12,000
Management	9,500	10,000	5,000	10,000	12,000
Paying Agent Fees	-	-	-	-	-
Legal	22,350	12,000	6,649	15,000	15,000
Election	1,332	1,000	1,099	1,099	-
Miscellaneous	258	500	77	300	500
Treasurer fees	556	551	551	551	773
Operations & Maintenance					
CAM-Snow Removal	16,615	12,000	7,660	14,000	14,445
CAM-Sweep/Clean	4,296	5,000	2,827	5,000	5,036
CAM-Electricity	1,439	2,000	817	1,700	911
CAM-Irrigation Water	4,779	6,500	1,928	5,000	4,541
CAM-Landscaping (Contract-R/M)	10,597	9,000	9,365	9,500	11,725
CAM-signs	538	720	482	720	540
CAM-repairs	3,760	2,500	2,971	3,500	5,210
CAM-repairs (Sidewalk)	12,430	12,500	12,519	12,519	27,500
Contingency	-	76,701	-	-	64,289
Emergency reserve (3%)	-	1,337	-	-	1,568
Total expenditures	<u>107,594</u>	<u>172,809</u>	<u>68,948</u>	<u>100,265</u>	<u>188,038</u>
Ending fund balance	<u>\$ 70,745</u>	<u>\$ -</u>	<u>\$ 77,348</u>	<u>\$ 62,023</u>	<u>\$ -</u>
Assessed valuation		<u>\$ 9,177,097</u>			<u>\$ 12,876,657</u>
Mill Levy		<u>4.000</u>			<u>4.000</u>