

**ANNUAL INFORMATION REPORT
FOR THE YEAR 2023
DIATC METROPOLITAN DISTRICT**

As required by Section 32-1-207(3)(c), C.R.S., and Section VII of the Service Plan for DIATC Metropolitan District (the “District”), approved by the City of Commerce City on December 19, 2011, the following report of the District’s activities from January 1, 2023 to December 31, 2023 is hereby submitted:

1. **Boundary changes made or proposed to the District’s boundary as of December 31st of the prior year.** There were no boundary changes made or proposed during 2023.

2. **Agreements with other governmental entities, either entered into or proposed as of December 31st of the prior year.** The District was a party to the following intergovernmental agreement(s) as of December 31, 2023:

- *Intergovernmental Agreement between the City of Commerce City, Colorado and DIATC Metropolitan District*, dated July 17, 2012 ; sets forth the rights and obligations of the District and the City as contemplated by the District’s Service Plan.
- *Intergovernmental Agreement among Commerce City E-470 Commercial Area General Improvement District, South Adams County Water and Sanitation District and its Enterprise and DIATC Metropolitan District for the Purpose of Construction, Installation and Maintenance of Water Improvements and Wastewater Improvements*, dated May 20, 2013.
- *Assignment and Bill of Sale (FRICO ERU Water Credits, Option Credits and ERU Water Connections)*, dated August 29, 2013 between the District and the City of Commerce City.
- *Agreement for Public Improvements* dated September 11, 2013 between the District and the City of Commerce City; whereby the District agrees to construct certain improvements.
- *Utility Easement Agreement* by and between the District and City of Commerce City, effective April 21, 2016.
- *Water Drainage Easement* granted by the City of Commerce City to the District, granted June 6, 2018 and recorded on February 12, 2019.
- *84th Avenue Cost Sharing and Reimbursement Intergovernmental Agreement*, dated November 3, 2020, by and between the District and Nexus North at DIA Metropolitan District.

3. **A list of all facilities and improvements constructed or acquired by the District and those that have been dedicated to and accepted by the City as of December 31st of the prior year.** In 2023, South Adams County Water and Sanitation District (“SACWSD”) accepted the water and sewer utility improvements in DIA Tech Center Filing No. 8.

4. **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 exemptions, if applicable. The District’s audit for the current report year (2023) is still in process, and the District has requested an extension of time to September 30, 2024 from the State Auditor to file the 2023 Audit. A copy of the 2023 Audit will be provided once it is completed. The 2022 Audit was not completed when the District’s 2022 Annual Report was filed but has now been completed. A copy of the 2022 Audit is attached to this report as **Exhibit A**.

5. **Notice of any uncured events of default by the District, which continue beyond a ninety (90) day period, under any Debt instrument.** To our knowledge, there are no uncured events of default by the District which continue beyond a ninety (90) day period.

6. **Any inability of the District to pay its obligations as they come due in accordance with the terms of any Debt instruments, which continue beyond a ninety (90) day period.** To our knowledge, the District has been able to pay its obligations as they come due.

7. **Access information to obtain a copy of rules and regulations adopted.** Contact McGeady Becher P.C., 450 E. 17th Ave., Suite 400, Denver, CO 80203-1254. Phone: 303-592-4380. Email: info@specialdistrictlaw.com.

8. **Summary of litigation involving the District’s public improvements.** There was no litigation involving the District’s public improvements during 2023.

9. **Status of the District’s construction of public improvements.** In 2023, the District completed various water and sewer punch list items in DIA Tech Center Filing No. 8, to obtain acceptance of such improvements by SACWSD. See also Item 3 above.

10. **Final assessed valuation of the District for the report year.** \$64,767,560.

11. **Current year’s budget.** A copy of the District’s 2024 Adopted Budget is attached to this report as **Exhibit B**.

EXHIBIT A
2022 Audit

**DIATC METROPOLITAN DISTRICT
Adams County, Colorado**

**FINANCIAL STATEMENTS AND
SUPPLEMENTARY INFORMATION**

YEAR ENDED DECEMBER 31, 2022

**DIATC METROPOLITAN DISTRICT
TABLE OF CONTENTS
YEAR ENDED DECEMBER 31, 2022**

INDEPENDENT AUDITOR’S REPORT	1
BASIC FINANCIAL STATEMENTS	
GOVERNMENT-WIDE FINANCIAL STATEMENTS	
STATEMENT OF NET POSITION	1
STATEMENT OF ACTIVITIES	2
FUND FINANCIAL STATEMENTS	
BALANCE SHEET – GOVERNMENTAL FUNDS	3
STATEMENT OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCES – GOVERNMENTAL FUNDS	4
RECONCILIATION OF THE STATEMENT OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCES OF THE GOVERNMENTAL FUNDS TO THE STATEMENT OF ACTIVITIES	5
GENERAL FUND – STATEMENT OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCE – BUDGET AND ACTUAL	6
NOTES TO BASIC FINANCIAL STATEMENTS	7
SUPPLEMENTARY INFORMATION	
DEBT SERVICE FUND – SCHEDULE OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCE – BUDGET AND ACTUAL	23
CAPITAL PROJECTS FUND – SCHEDULE OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCE – BUDGET AND ACTUAL	24
OTHER INFORMATION	
SCHEDULE OF DEBT SERVICE REQUIREMENTS TO MATURITY	26
CONTINUING DISCLOSURE OBLIGATION – ADDITIONAL INFORMATION REQUIRED BY GENERAL OBLIGATION LIMITED TAX REFUNDING AND IMPROVEMENT BONDS SERIES 2019	27
CONTINUING DISCLOSURE OBLIGATION	28



Independent Auditor's Report

Board of Directors
DIATC Metropolitan District
Adams County, Colorado

Opinions

We have audited the accompanying financial statements of the governmental activities and each major fund of DIATC Metropolitan District (District) as of and for the year ended December 31, 2022, and the related notes to the financial statements, which collectively comprise the District's basic financial statements as listed in the table of contents.

In our opinion, the financial statements referred to above present fairly, in all material respects, the respective financial position of the governmental activities and each major fund of DIATC Metropolitan District, as of December 31, 2022, and the respective changes in financial position and the respective budgetary comparison for the General Fund for the year then ended in accordance with accounting principles generally accepted in the United States of America.

Responsibility of Management for the Financial Statements

Management is responsible for the preparation and fair presentation of these financial statements in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

In preparing the financial statements, management is required to evaluate whether there are conditions or events, considered in the aggregate, that raise substantial doubt about the District's ability to continue as a going concern for twelve months beyond the financial statement date, including any currently known information that may raise substantial doubt shortly thereafter.

Auditor's Responsibility for the Audit of the Financial Statements

Our objectives are to obtain reasonable assurance about whether the financial statements as a whole are free from material misstatement, whether due to fraud or error, and to issue an auditor's report that includes our opinions. Reasonable assurance is a high level of assurance but is not absolute assurance and therefore is not a guarantee that an audit conducted in accordance with GAAS will always detect a material misstatement when it exists. The risk of not detecting a material misstatement resulting from fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control. Misstatements are considered material if there is a substantial likelihood that,

individually or in the aggregate, they would influence the judgment made by a reasonable user based on the financial statements.

In performing an audit in accordance with GAAS, we

- Exercise professional judgment and maintain professional skepticism throughout the audit.
- Identify and assess the risks of material misstatement of the financial statements, whether due to fraud or error, and design and perform audit procedures responsive to those risks. Such procedures include examining, on a test basis, evidence regarding the amounts and disclosures in the financial statements.
- Obtain an understanding of internal control relevant to the audit in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the District's internal control. Accordingly, no such opinion is expressed.
- Evaluate the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluate the overall presentation of the financial statements.
- Conclude whether, in our judgment, there are conditions or events, considered in the aggregate, that raise substantial doubt about the District's ability to continue as a going concern for a reasonable period of time.

We are required to communicate with those charged with governance regarding, among other matters, the planned scope and timing of the audit, significant audit findings, and certain internal control-related matters that we identified during the audit.

Required Supplementary Information

Management has omitted the management's discussion and analysis that governmental accounting principles generally accepted in the United States of America require to be presented to supplement the basic financial statements. Such missing information, although not a part of the basic financial statements, is required by the Governmental Accounting Standards Board, who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. Our opinion on the basic financial statements is not affected by this missing information.

Supplementary Information

Our audit was conducted for the purpose of forming opinions on the financial statements that collectively comprise the District's basic financial statements. The supplementary information as listed in the table of contents is presented for purposes of additional analysis and is not a required part of the financial statements. Such information is the responsibility of management and was derived from and relate directly to the underlying accounting and other records used to prepare the basic financial statements. The information has been subjected to the auditing procedures applied in the audit of the financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other

records used to prepare the basic financial statements or to the basic financial statements themselves, and other additional procedures in accordance with auditing standards generally accepted in the United States of America. In our opinion, the supplementary information as listed in the table of contents is fairly stated, in all material respects, in relation to the basic financial statements as a whole.

Other Information

Management is responsible for the other information included in the annual report. The other information as listed in the table of contents does not include the basic financial statements and our auditor's report thereon. Our opinions on the basic financial statements do not cover the other information, and we do not express an opinion or any form of assurance thereon.

In connection with our audit of the basic financial statements, our responsibility is to read the other information and consider whether a material inconsistency exists between the other information and the basic financial statements, or the other information otherwise appears to be materially misstated. If, based on the work performed, we conclude that an uncorrected material misstatement of the other information exists, we are required to describe it in our report.

SCHILLING & COMPANY, INC.

Highlands Ranch, Colorado
September 12, 2023

BASIC FINANCIAL STATEMENTS

**DIATC METROPOLITAN DISTRICT
STATEMENT OF NET POSITION
DECEMBER 31, 2022**

	<u>Governmental Activities</u>
ASSETS	
Cash and Investments	\$ 77,528
Cash and Investments - Restricted	5,376,841
Receivable - County Treasurer	11,442
Property Taxes Receivable	2,382,061
Prepaid Expenses	7,668
Capital Assets, Not Being Depreciated	15,986,160
Total Assets	<u>23,841,700</u>
LIABILITIES	
Accounts Payable	25,665
Accrued Interest Payable	82,308
Noncurrent Liabilities:	
Due Within One Year	265,000
Due in More Than One Year	21,436,695
Total Liabilities	<u>21,809,668</u>
DEFERRED INFLOWS OF RESOURCES	
Property Tax Revenues	2,382,061
Total Deferred Inflows of Resources	<u>2,382,061</u>
NET POSITION	
Restricted for:	
Emergency Reserves	8,400
Debt Service	1,493,832
Capital Projects	1,238,321
Unrestricted	<u>(3,090,582)</u>
Total Net Position	<u><u>\$ (350,029)</u></u>

See accompanying Notes to Basic Financial Statements.

**DIATC METROPOLITAN DISTRICT
STATEMENT OF ACTIVITIES
YEAR ENDED DECEMBER 31, 2022**

		Program Revenues			Net Revenues (Expenses) and Change in Net Position
FUNCTIONS/PROGRAMS	Expenses	Charges for Services	Operating Grants and Contributions	Capital Grants and Contributions	Governmental Activities
Primary Government:					
Governmental Activities:					
General Government	\$ 155,717	\$ -	\$ -	\$ -	\$ (155,717)
Interest and Related Costs on Long-Term Debt	972,977	-	-	-	(972,977)
Total Governmental Activities	\$ 1,128,694	\$ -	\$ -	\$ -	(1,128,694)
GENERAL REVENUES					
Property Taxes					1,942,573
Specific Ownership Taxes					137,797
Interest Income					85,214
Construction Lease Revenue					6,169
Total General Revenues					2,171,753
CHANGE IN NET POSITION					1,043,059
Net Position - Beginning of Year					(1,393,088)
NET POSITION - END OF YEAR					\$ (350,029)

See accompanying Notes to Basic Financial Statements.

**DIATC METROPOLITAN DISTRICT
BALANCE SHEET
GOVERNMENTAL FUNDS
DECEMBER 31, 2022**

	General	Debt Service	Capital Projects	Total Governmental Fund
ASSETS				
Cash and Investments	\$ 77,528	\$ -	\$ -	\$ 77,528
Cash and Investments - Restricted	8,400	3,190,932	2,177,509	5,376,841
Receivable - County Treasurer	1,484	9,958	-	11,442
Property Taxes Receivable	307,102	2,074,959	-	2,382,061
Prepaid Insurance	7,668	-	-	7,668
Total Assets	\$ 402,182	\$ 5,275,849	\$ 2,177,509	\$ 7,855,540
LIABILITIES, DEFERRED INFLOWS OF RESOURCES, AND FUND BALANCES				
LIABILITIES				
Accounts Payable	\$ 21,665	\$ 4,000	\$ -	\$ 25,665
Total Liabilities	21,665	4,000	-	25,665
DEFERRED INFLOWS OF RESOURCES				
Deferred Property Taxes	307,102	2,074,959	-	2,382,061
Total Deferred Inflows of Resources	307,102	2,074,959	-	2,382,061
FUND BALANCES				
Nonspendable:				
Prepaid Insurance	7,668	-	-	7,668
Restricted for:				
Emergency Reserves	8,400	-	-	8,400
Debt Service	-	3,196,890	-	3,196,890
Capital Projects	-	-	2,177,509	2,177,509
Unassigned	57,347	-	-	57,347
Total Fund Balances	73,415	3,196,890	2,177,509	5,447,814
Total Liabilities, Deferred Inflows of Resources, and Fund Balances	\$ 402,182	\$ 5,275,849	\$ 2,177,509	

Amounts reported for governmental activities in the statement of net position are different because:

Capital assets used in governmental activities are not financial resources and, therefore, are not reported in the funds.

Capital Assets, Not Being Depreciated	15,986,160
---------------------------------------	------------

Long-term liabilities, including bonds payable, are not due and payable in the current period and, therefore, are not reported in the funds.

Bonds Payable	(20,580,000)
Bonds Premium	(1,120,527)
Accrued Interest on Bonds Payable	(82,308)
Developer Advance Payable	(1,168)
	(22,884,003)

Net Position of Governmental Activities	\$ (350,029)
---	--------------

See accompanying Notes to Basic Financial Statements.

**DIATC METROPOLITAN DISTRICT
STATEMENT OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCES –
GOVERNMENTAL FUNDS
YEAR ENDED DECEMBER 31, 2022**

	General	Debt Service	Capital Projects	Total Governmental Fund
REVENUES				
Property Taxes	\$ 252,026	\$ 1,690,547	\$ -	\$ 1,942,573
Specific Ownership Taxes	17,882	119,915	-	137,797
Interest Income	3,733	49,826	31,655	85,214
Construction Lease Revenue	6,169	-	-	6,169
Total Revenues	<u>279,810</u>	<u>1,860,288</u>	<u>31,655</u>	<u>2,171,753</u>
EXPENDITURES				
Administrative, Operations and Maintenance:				
Accounting	27,719	-	-	27,719
Audit	4,700	-	-	4,700
County Treasurer's Fees	3,786	25,347	-	29,133
Insurance and Dues	7,368	-	-	7,368
Election	2,746	-	-	2,746
Legal	30,249	-	-	30,249
Miscellaneous	84	-	-	84
District Management	20,457	-	-	20,457
Banking Fees	34	-	-	34
Operations and Maintenance	54,385	-	-	54,385
Debt Service:				
Paying Agent Fees	-	4,000	-	4,000
Bond Interest - Series 2019	-	987,700	-	987,700
Capital Projects:				
Engineering - Costs Verification	-	-	4,189	4,189
Public Improvements	-	-	390,194	390,194
Total Expenditures	<u>151,528</u>	<u>1,017,047</u>	<u>394,383</u>	<u>1,562,958</u>
EXCESS OF REVENUES OVER (UNDER) EXPENDITURES	128,282	843,241	(362,728)	608,795
OTHER FINANCING SOURCES (USES)				
Developer Advance	-	-	390,194	390,194
Repay Developer Advance - Principal	(60,509)	-	(390,194)	(450,703)
Repay Developer Advance - Interest	(5,079)	-	(12,127)	(17,206)
Total Other Financing Sources (Uses)	<u>(65,588)</u>	<u>-</u>	<u>(12,127)</u>	<u>(77,715)</u>
NET CHANGE IN FUND BALANCES	62,694	843,241	(374,855)	531,080
Fund Balances - Beginning of Year	<u>10,721</u>	<u>2,353,649</u>	<u>2,552,364</u>	<u>4,916,734</u>
FUND BALANCES - END OF YEAR	<u>\$ 73,415</u>	<u>\$ 3,196,890</u>	<u>\$ 2,177,509</u>	<u>\$ 5,447,814</u>

See accompanying Notes to Basic Financial Statements.

**DIATC METROPOLITAN DISTRICT
RECONCILIATION OF THE STATEMENT OF REVENUES, EXPENDITURES, AND CHANGES
IN FUND BALANCES OF THE GOVERNMENTAL FUNDS
TO THE STATEMENT OF ACTIVITIES
YEAR ENDED DECEMBER 31, 2022**

Net Change in Fund Balances - Total Governmental Funds \$ 531,080

Amounts reported for governmental activities in the statement of activities are different because:

Governmental funds report capital outlays as expenditures. In the statement of activities, capital outlay is not reported as an expenditure. However, the statement of activities will report as depreciation/amortization expense the allocation of the cost of any depreciable asset over the estimated useful life of the asset.

Capital Outlay - Current Year 390,194

The issuance of long-term debt (e.g., Loans, Developer advances) provides current financial resources to governmental funds, while the repayment of the principal of long-term debt consumes the current financial resources of governmental funds. Neither transaction, however, has any effect on net position. Also, governmental funds record the effect of premiums, discounts, and similar items when debt is first issued as expenditures, whereas these amounts are deferred and amortized in the statement of activities.

Developer Advance - Principal - Capital (390,194)
Repayment of Developer Advance - Principal - Capital 390,194
Repayment of Developer Advance - Principal - Operations 60,509

Some expenses reported in the statement of activities do not require the use of current financial resources and, therefore, are not reported as expenditures in governmental funds.

Amortization of Bond Premium 60,830
Accrued Interest on Developer Advance - Change in Liability 446

Change in Net Position of Governmental Activities \$ 1,043,059

**DIATC METROPOLITAN DISTRICT
GENERAL FUND
STATEMENT OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCE –
BUDGET AND ACTUAL
YEAR ENDED DECEMBER 31, 2022**

	Original and Final Budget	Actual Amounts	Variance with Final Budget Positive (Negative)
REVENUES			
Property Taxes	\$ 252,000	\$ 252,026	\$ 26
Specific Ownership Taxes	17,640	17,882	242
Interest Income	50	3,733	3,683
Construction Lease Revenue	-	6,169	6,169
Total Revenues	<u>269,690</u>	<u>279,810</u>	<u>10,120</u>
EXPENDITURES			
General and Administrative:			
Accounting	27,500	27,719	(219)
Audit	5,000	4,700	300
County Treasurer's Fees	3,780	3,786	(6)
Insurance and Dues	5,000	7,368	(2,368)
Legal	22,000	30,249	(8,249)
Miscellaneous	3,671	84	3,587
Election	2,500	2,746	(246)
District Management	-	20,457	(20,457)
Banking Fees	-	34	(34)
Website	500	-	500
Operations and Maintenance:			
Landscaping	-	14,525	(14,525)
Streets Repairs and Maintenance	-	16,195	(16,195)
Street A & B (@ 7 Eleven)	10,000	-	10,000
F9 Detention Pond	2,500	-	2,500
F10 Detention Pond	10,000	-	10,000
F6 Trail	1,000	-	1,000
81st Avenue Entry	3,750	-	3,750
83rd Avenue Entry	3,750	-	3,750
Trash Clean Up	5,000	-	5,000
Utilities	10,000	15,095	(5,095)
Weed Control/Spraying	5,000	-	5,000
Snow Plowing	20,000	3,125	16,875
Mowing - Perimeter Areas	10,000	-	10,000
Miscellaneous Maintenance	10,000	5,445	4,555
Total Expenditures	<u>160,951</u>	<u>151,528</u>	<u>9,423</u>
EXCESS OF REVENUES OVER (UNDER) EXPENDITURES	108,739	128,282	19,543
OTHER FINANCING SOURCES (USES)			
Repay Developer Advance - Principal	(61,719)	(60,509)	1,210
Repay Developer Advance - Interest	(5,330)	(5,079)	251
Total Other Financing Sources (Uses)	<u>(67,049)</u>	<u>(65,588)</u>	<u>1,461</u>
NET CHANGE IN FUND BALANCE	41,690	62,694	21,004
Fund Balance - Beginning of Year	<u>23,286</u>	<u>10,721</u>	<u>(12,565)</u>
FUND BALANCE - END OF YEAR	<u><u>\$ 64,976</u></u>	<u><u>\$ 73,415</u></u>	<u><u>\$ 8,439</u></u>

See accompanying Notes to Basic Financial Statements.

**DIATC METROPOLITAN DISTRICT
NOTES TO BASIC FINANCIAL STATEMENTS
DECEMBER 31, 2022**

NOTE 1 DEFINITION OF REPORTING ENTITY

DIATC Metropolitan District (the District), a quasi-municipal corporation and a political subdivision of the state of Colorado, was organized by order and decree of the District Court in and for Adams County, Colorado on June 7, 2012, and is governed pursuant to provisions of the Colorado Special District Act (Title 32, Article 1, Colorado Revised Statutes). The Service Plan of the District was approved by the City Council of the City of Commerce City, Colorado on December 19, 2011.

At a special election of the eligible electors of the District on May 8, 2012, a majority of those qualified to vote voted in favor of certain ballot questions authorizing the issuance of indebtedness and imposition of taxes for the payment thereof, for the purpose of providing financing for the acquisition, construction, installation, and completion of certain streets, parks and recreation, water, sanitation, transportation, mosquito control, safety protection, fire protection, and television relay and translation improvements.

The District follows the Governmental Accounting Standards Board (GASB) accounting pronouncements, which provide guidance for determining which governmental activities, organizations, and functions should be included within the financial reporting entity. GASB pronouncements set forth the financial accountability of a governmental organization's elected governing body as the basic criterion for including a possible component governmental organization in a primary government's legal entity. Financial accountability includes, but is not limited to, appointment of a voting majority of the organization's governing body, ability to impose its will on the organization, a potential for the organization to provide specific financial benefits or burdens, and fiscal dependency.

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

The District is not financially accountable for any other organization, nor is the District a component unit of any other primary governmental entity.

NOTE 2 SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

The more significant accounting policies of the District are described as follows:

Government-Wide and Fund Financial Statements

The government-wide financial statements include the statement of net position and the statement of activities. These financial statements include all of the activities of the District. The effect of interfund activity has been removed from these statements. Governmental activities are normally supported by taxes and intergovernmental revenues.

The statement of net position reports all financial and capital resources of the District. The difference between the sum of assets and deferred outflows and the sum of liabilities and deferred inflows is reported as net position.

**DIATC METROPOLITAN DISTRICT
NOTES TO BASIC FINANCIAL STATEMENTS
DECEMBER 31, 2022**

NOTE 2 SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

Government-Wide and Fund Financial Statements (Continued)

The statement of activities demonstrates the degree to which the direct and indirect expenses of a given function or segment are offset by program revenues. Direct expenses are those that are clearly identifiable with a specific function or segment. Program revenues include 1) charges to customers or applicants who purchase, use, or directly benefit from goods, services, or privileges provided by a given function or segment, and 2) grants and contributions that are restricted to meeting the operational or capital requirements of a particular function or segment. Taxes and other items not properly included among program revenues are reported as general revenues.

Separate financial statements are provided for the governmental funds. Major individual governmental funds are reported as separate columns in the fund financial statements.

Measurement Focus, Basis of Accounting, and Financial Statement Presentation

The government-wide financial statements are reported using the economic resources measurement focus and the accrual basis of accounting. Revenues are recorded when earned and expenses are recorded when a liability is incurred, regardless of the timing of related cash flows.

Governmental fund financial statements are reported using the current financial resources measurement focus and the modified accrual basis of accounting. Revenues are recognized as soon as they are both measurable and available. Revenues are considered to be available when they are collectible within the current period or soon enough thereafter to pay liabilities of the current period. For this purpose, the District considers revenues to be available if they are collected within 60 days of the end of the current fiscal period. The major sources of revenue susceptible to accrual are property and specific ownership taxes. All other revenue items are considered to be measurable and available only when cash is received by the District. The District has determined that Developer advances are not considered as revenue susceptible to accrual. Expenditures, other than interest on long-term obligations, are recorded when the liability is incurred or the long-term obligation due.

The District reports the following major governmental funds:

The General Fund is the District's primary operating fund. It accounts for all financial resources of the general government, except those required to be accounted for in another fund.

The Debt Service Fund accounts for the resources accumulated and payments made for principal and interest on long-term general obligation debt of the governmental funds.

The Capital Projects Fund is used to account for financial resources to be used for the acquisition and construction of capital equipment and facilities.

**DIATC METROPOLITAN DISTRICT
NOTES TO BASIC FINANCIAL STATEMENTS
DECEMBER 31, 2022**

NOTE 2 SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

Budgets

In accordance with the State Budget Law, the District's Board of Directors holds public hearings in the fall each year to approve the budget and appropriate the funds for the ensuing year. The appropriation is at the total fund expenditures and other financing uses level and lapses at year-end. The District's Board of Directors can modify the budget by line item within the total appropriation without notification. The appropriation can only be modified upon completion of notification and publication requirements. The budget includes each fund on its basis of accounting unless otherwise indicated.

Pooled Cash and Investments

The District follows the practice of pooling cash and investments of all funds to maximize investment earnings. Except when required by trust or other agreements, all cash is deposited to and disbursed from a single bank account. Cash in excess of immediate operating requirements is pooled for deposit and investment flexibility. Investment earnings are allocated periodically to the participating funds based upon each fund's average equity balance in the total cash.

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 30 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 or December. The County Treasurer remits the taxes collected monthly to the District.

Property taxes, net of estimated uncollectible taxes, are recorded initially as deferred inflow of resources in the year they are levied and measurable. The unearned property tax revenues are recorded as revenue in the year they are available or collected.

Deferred Inflows of Resources

In addition to liabilities, the statement of net position reports a separate section for deferred inflows of resources. This separate financial statement element, *deferred inflows of resources*, represents an acquisition of net assets that applies to a future period and so will not be recognized as an inflow of resources (revenue) until that time. The District has a single item that qualifies for reporting in this category. Accordingly, the item, *deferred property tax revenue* is deferred and recognized as an inflow of resources in the period that the amount becomes available.

**DIATC METROPOLITAN DISTRICT
NOTES TO BASIC FINANCIAL STATEMENTS
DECEMBER 31, 2022**

NOTE 2 SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

Amortization

Bond Premium

In the government-wide financial statements, the bond premium is being amortized using the interest method over the life of the new bonds. The amortization amount is a component of interest expense and the unamortized deferred cost is reflected as a liability.

Equity

Net Position

For government-wide presentation purposes, when both restricted and unrestricted resources are available for use, it is the District's practice to use restricted resources first, then unrestricted resources as they are needed.

Fund Balance

Fund balance for governmental funds should be reported in classifications that comprise a hierarchy based on the extent to which the government is bound to honor constraints on the specific purposes for which spending can occur. Governmental funds report up to five classifications of fund balance: nonspendable, restricted, committed, assigned, and unassigned. Because circumstances differ among governments, not every government or every governmental fund will present all of these components. The following classifications describe the relative strength of the spending constraints:

Nonspendable Fund Balance – The portion of fund balance that cannot be spent because it is either not in spendable form (such as prepaid amounts or inventory) or legally or contractually required to be maintained intact.

Restricted Fund Balance – The portion of fund balance that is constrained to being used for a specific purpose by external parties (such as bondholders), constitutional provisions, or enabling legislation.

Committed Fund Balance – The portion of fund balance that can only be used for specific purposes pursuant to constraints imposed by formal action of the government's highest level of decision-making authority, the Board of Directors. The constraint may be removed or changed only through formal action of the board of directors.

Assigned Fund Balance – The portion of fund balance that is constrained by the government's intent to be used for specific purposes but is neither restricted nor committed. Intent is expressed by the board of directors to be used for a specific purpose. Constraints imposed on the use of assigned amounts are more easily removed or modified than those imposed on amounts that are classified as committed.

Unassigned Fund Balance – The residual portion of fund balance that does not meet any of the criteria described above.

If more than one classification of fund balance is available for use when an expenditure is incurred, it is the District's practice to use the most restrictive classification first.

**DIATC METROPOLITAN DISTRICT
NOTES TO BASIC FINANCIAL STATEMENTS
DECEMBER 31, 2022**

NOTE 3 CASH AND INVESTMENTS

Cash and investments as of December 31, 2022 are classified in the accompanying financial statements as follows:

Statement of Net Position:

Cash and Investments	\$ 77,528
Cash and Investments - Restricted	<u>5,376,841</u>
Total Cash and Investments	<u><u>\$ 5,454,369</u></u>

Cash and investments as of December 31, 2022 consist of the following:

Deposits with Financial Institutions	\$ 34,649
Investments	<u>5,419,720</u>
Total Cash and Investments	<u><u>\$ 5,454,369</u></u>

Cash Deposits

The Colorado Public Deposit Protection Act (PDPA) requires that all units of local government deposit cash in eligible public depositories. Eligibility is determined by state regulators. Amounts on deposit in excess of federal insurance levels must be collateralized. The eligible collateral is determined by the PDPA. PDPA allows the institution to create a single collateral pool for all public funds. The pool for all the uninsured public deposits as a group is to be maintained by another institution or held in trust. The market value of the collateral must be at least 102% of the aggregate uninsured deposits.

The State Commissioners for banks and financial services are required by statute to monitor the naming of eligible depositories and reporting of the uninsured deposits and assets maintained in the collateral pools.

On December 31, 2022, the District's cash deposits had a bank and carrying balance of \$34,649.

Investments

The District has adopted an investment policy by which it follows state statutes regarding investments.

The District generally limits its concentration of investments to those noted with an asterisk (*) below, which are believed to have minimal credit risk, minimal interest rate risk and no foreign currency risk. Additionally, the District is not subject to concentration risk or investment custodial risk disclosure requirements for investments that are in the possession of another party.

Colorado revised statutes limit investment maturities to five years or less unless formally approved by the board of directors. Such actions are generally associated with a debt service reserve or sinking fund requirements.

**DIATC METROPOLITAN DISTRICT
NOTES TO BASIC FINANCIAL STATEMENTS
DECEMBER 31, 2022**

NOTE 3 CASH AND INVESTMENTS (CONTINUED)

Investments (Continued)

Colorado statutes specify investment instruments meeting defined rating and risk criteria in which local governments may invest which include:

- . Obligations of the United States, certain U.S. government agency securities of the World Bank
- . Certain international agency securities
- . General obligation and revenue bonds of U.S. local government entities
- . Certain certificates of participation
- . Certain securities lending agreements
- . Bankers' acceptances of certain banks
- . Commercial paper
- . Written repurchase agreements collateralized by certain authorized securities
- . Certain money market funds
- . Guaranteed investment contracts
- * Local government investment pools

As of December 31, 2022, the District had the following investments:

<u>Investment</u>	<u>Maturity</u>	<u>Amount</u>
Colorado Local Government Liquid Asset Trust (COLOTRUST) PRIME	Weighted-Average Under 60 Days	\$ 5,419,720

COLOTRUST

The District invested in the Colorado Local Government Liquid Asset Trust (COLOTRUST) (the Trust), an investment vehicle established for local government entities in Colorado to pool surplus funds. The State Securities Commissioner administers and enforces all State statutes governing the Trust. The Trust currently offers three portfolios – COLOTRUST PRIME, COLOTRUST PLUS+, and COLOTRUST EDGE.

COLOTRUST PRIME and COLOTRUST PLUS+, which operate similarly to a money market fund and each share is equal in value to \$1.00, offer daily liquidity. Both portfolios may invest in U.S. Treasury securities and repurchase agreements collateralized by U.S. Treasury securities. COLOTRUST PLUS+ may also invest in certain obligations of U.S. government agencies, highest rated commercial paper, and any security allowed under CRS 24-75-601.

COLOTRUST EDGE, a variable Net Asset Value (NAV) Local Government Investment Pool, offers weekly liquidity and is managed to approximate a \$10.00 transactional share price. COLOTRUST EDGE may invest in securities authorized by Section 24-75-601.1, C.R.S., including U.S. Treasury securities, repurchase agreements collateralized by U.S. Treasury securities, certain obligations of U.S. government agencies, and highest rated commercial paper.

**DIATC METROPOLITAN DISTRICT
NOTES TO BASIC FINANCIAL STATEMENTS
DECEMBER 31, 2022**

NOTE 3 CASH AND INVESTMENTS (CONTINUED)

Investments (Continued)

A designated custodial bank serves as custodian for the Trust's portfolios pursuant to a custodian agreement. The custodian acts as safekeeping agent for the Trust's investment portfolios and provides services as the depository in connection with direct investments and withdrawals. The custodian's internal records segregate investments owned by the Trust. COLOTRUST PRIME and COLOTRUST PLUS+ are rated AAAM by Standard & Poor's. COLOTRUST EDGE is rated AAAf/S1 by FitchRatings. COLOTRUST records its investments at fair value and the District records its investment in COLOTRUST at net asset value as determined by fair value. There are no unfunded commitments, the redemption frequency is daily or weekly, and there is no redemption notice period.

NOTE 4 CAPITAL ASSETS

An analysis of the changes in the District's capital assets for the year ended December 31, 2022 are as follows:

	Balance - December 31, 2021	Additions	Reductions	Balance - December 31, 2022
Capital Assets, Not Being Depreciated:				
Water Credits	\$ 248,500	\$ -	\$ -	\$ 248,500
Land	2,023,750	-	-	2,023,750
Construction in Progress	13,323,716	390,194	-	13,713,910
Total Capital Assets, Not Being Depreciated	<u>\$ 15,595,966</u>	<u>\$ 390,194</u>	<u>\$ -</u>	<u>\$ 15,986,160</u>

**DIATC METROPOLITAN DISTRICT
NOTES TO BASIC FINANCIAL STATEMENTS
DECEMBER 31, 2022**

NOTE 5 LONG-TERM OBLIGATIONS

The following is an analysis of changes in the District's long-term obligations for the year ended December 31, 2022:

	Balance - December 31, 2021	Additions	Reductions	Balance - December 31, 2022	Due Within One Year
Bonds Payable					
Series 2019 GO Bonds	\$ 20,580,000	\$ -	\$ -	\$ 20,580,000	\$ 265,000
Series 2019 Bond Premium	1,181,357	-	60,830	1,120,527	-
Subtotal of Bonds Payable	<u>21,761,357</u>	<u>-</u>	<u>-</u>	<u>21,700,527</u>	<u>-</u>
Other Debts					
Developer Advances:					
Operating	60,509	-	60,509	-	-
Capital	1,168	390,194	390,194	1,168	-
Accrued interest on Developer Advances:					
Operating	385	4,694	5,079	-	-
Capital	61	12,066	12,127	-	-
Subtotal of Other Debts	<u>62,123</u>	<u>406,954</u>	<u>467,909</u>	<u>1,168</u>	<u>-</u>
Total Long-Term Obligations	<u>\$ 21,823,480</u>	<u>\$ 406,954</u>	<u>\$ 467,909</u>	<u>\$ 21,701,695</u>	<u>\$ 265,000</u>

**\$20,580,000 General Obligation Limited Tax Refunding and Improvement Bonds,
Series 2019 (2019 Bonds)**

The District issued the 2019 Bonds on September 12, 2019, in the par amount of \$20,580,000. Proceeds from the sale of the 2019 Bonds were/will be applied to: (i) pay, or reimburse the Developer for, the costs associated with the acquisition, construction, or installation of a portion of public improvements; (ii) refund the outstanding principal of and accrued interest due on a loan that the District entered into in order to finance and refinance certain public improvements in the District (the 2018 Loan), and pay the required prepayment fee in connection therewith; (iii) fund capitalized interest; (iv) fund the Reserve Fund in the amount of the Required Reserve; and (v) pay costs in connection with the issuance of the 2019 Bonds and the refunding of the 2018 Loan.

The 2019 Bonds bear interest at rates ranging from 3.25% to 5.00% and are payable semiannually on June 1 and December 1, commencing December 1, 2019. Annual mandatory sinking fund principal payments are due on December 1, beginning on December 1, 2023. The final maturity of the 2019 Bonds is December 1, 2049. To the extent principal of any 2019 Bond is not paid when due, such principal will remain outstanding until paid and continue to bear interest at the rate borne by the 2019 Bond. To the extent interest is not paid when due, such interest shall compound semiannually on each June 1 and December 1.

**DIATC METROPOLITAN DISTRICT
NOTES TO BASIC FINANCIAL STATEMENTS
DECEMBER 31, 2022**

NOTE 5 LONG-TERM OBLIGATIONS (CONTINUED)

**\$20,580,000 General Obligation Limited Tax Refunding and Improvement Bonds,
Series 2019 (2019 Bonds) (Continued)**

The 2019 Bonds are subject to redemption prior to maturity, at the option of the District, on September 1, 2024, 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:

<u>Date of Redemption</u>	<u>Redemption Premium</u>
September 1, 2024, to August 31, 2025	3.00%
September 1, 2025, to August 31, 2026	2.00%
September 1, 2026, to August 31, 2027	1.00%
September 1, 2027, and thereafter	0.00%

The 2019 Bonds are secured by and payable solely from Pledged Revenue, net of any costs of collection, which is defined generally as: (i) the Required Mill Levy; (ii) the Capital Fees, if any; (iii) the portion of the Specific Ownership Tax which is collected as a result of the imposition of the Required Mill Levy; and (iv) any other legally available moneys which the District determines, in its absolute discretion, to transfer to the Trustee for application as Pledged Revenue.

The District has covenanted to impose a Required Mill Levy in an amount sufficient, when combined with other legally available moneys in the Bond Fund and the Surplus Fund, to pay the principal of, premium if any, and interest on the 2019 Bonds when due and to fund the Reserve Fund up to the Required Reserve, but (i) not in excess of 50 mills, and (ii) at any time the Surplus Fund is less than the Maximum Surplus Amount, not less than 35 mills, or such lesser mill levy which, when combined with other legally available moneys then in the Bond Fund, will permit the District to pay the 2019 Bonds when due, to fund the Reserve Fund up to the Required Reserve, and to fund the Surplus Fund up to the Maximum Surplus Amount.

The 2019 Bonds are also secured by capitalized interest which was funded from proceeds of the 2019 Bonds in the amount of \$710,595; the Reserve Fund, which was funded in the amount of the Required Reserve of \$1,620,750 from proceeds of the 2019 Bonds; and by amounts on deposit in the Surplus Fund, if any, which was not funded as of the date of issuance of the 2019 Bonds.

Subject to the receipt of sufficient Pledged Revenue, the Reserve Fund is to be maintained in the amount of the Required Reserve for so long as any 2019 Bond is outstanding. If at any time the Reserve Fund is drawn upon or valued so that the amount of the Reserve Fund is less than the Required Reserve, the District is to deposit to the Reserve Fund amounts sufficient to bring the amount credited to the Reserve Fund to the Required Reserve. The balance in the Reserve Fund as of December 31, 2022, was \$1,633,294.

**DIATC METROPOLITAN DISTRICT
NOTES TO BASIC FINANCIAL STATEMENTS
DECEMBER 31, 2022**

NOTE 5 LONG-TERM OBLIGATIONS (CONTINUED)

**\$20,580,000 General Obligation Limited Tax Refunding and Improvement Bonds,
Series 2019 (2019 Bonds) (Continued)**

The Surplus Fund will be funded from deposits of annual Pledged Revenue in excess of that needed to pay annual debt service, if any, up to the Maximum Surplus Amount of \$2,058,000. Except to the extent Pledged Revenue is available, the District has no obligation to fund the Surplus Fund in any amount. The balance in the Surplus Fund as of December 31, 2022, was \$1,049,003.

The District's long-term obligations will mature as follows:

<u>Year Ending December 31,</u>	<u>Principal</u>	<u>Interest</u>	<u>Total</u>
2023	\$ 265,000	\$ 987,700	\$ 1,252,700
2024	295,000	979,087	1,274,087
2025	305,000	969,500	1,274,500
2026	345,000	959,588	1,304,588
2027	355,000	948,375	1,303,375
2028-2032	2,220,000	4,526,251	6,746,251
2033-2037	3,185,000	3,902,250	7,087,250
2038-2042	4,475,000	2,984,500	7,459,500
2043-2047	6,120,000	1,708,750	7,828,750
2048-2049	3,015,000	228,000	3,243,000
Total	<u>\$ 20,580,000</u>	<u>\$ 18,194,001</u>	<u>\$ 38,774,001</u>

Authorized Debt

At December 31, 2022, the District had authorized but unissued indebtedness in the following amounts allocated for the following purposes:

	<u>Authorized May 8, 2012 Election</u>	<u>Authorization Used 2013</u>	<u>Authorization Used 2018</u> *	<u>Authorization Used 2019</u>	<u>Remaining at December 31, 2022</u>
Streets	\$ 40,500,000	\$ 1,058,333	\$ 2,176,345	\$ 6,587,131	\$ 30,678,191
Water	40,500,000	758,334	1,784,276	2,038,985	35,918,405
Sewer	40,500,000	-	4,303,038	2,348,602	33,848,360
Parks and Recreation	40,500,000	683,333	21,485	982,262	38,812,920
Public Transportation	40,500,000	-	-	-	40,500,000
Mosquito Control	40,500,000	-	-	-	40,500,000
Fire Protection	40,500,000	-	42,701	-	40,457,299
Television Relay	40,500,000	-	-	-	40,500,000
Traffic Safety	40,500,000	-	168,518	-	40,331,482
IGA	40,500,000	-	-	-	40,500,000
O&M	40,500,000	-	-	-	40,500,000
Refunding	40,500,000	-	-	8,623,020	31,876,980
Total	<u>\$ 486,000,000</u>	<u>\$ 2,500,000</u>	<u>\$ 8,496,363</u>	<u>\$ 20,580,000</u>	<u>\$ 454,423,637</u>

Pursuant to the Service Plan, the District is permitted to issue bond indebtedness of up to \$40,500,000.

**DIATC METROPOLITAN DISTRICT
NOTES TO BASIC FINANCIAL STATEMENTS
DECEMBER 31, 2022**

NOTE 5 LONG-TERM OBLIGATIONS (CONTINUED)

Authorized Debt (Continued)

In the future, the District may issue a portion or all of the remaining authorized but unissued general obligation debt for purposes of providing public improvements to support development as it occurs within the District's service area; however, as of the date of this audit, the amount and timing of any debt issuances is not determinable.

Facilities Funding and Acquisition Agreement

The District and DIATC, LLC (Original Developer) entered into a Facilities Funding and Acquisition Agreement (Original FFAA) on June 27, 2012. The Original FFAA was terminated pursuant to that certain Termination of Facilities Funding and Operation Funding Agreements (Termination Agreement) dated January 27, 2016 (effective December 31, 2015). Concurrently with the Termination Agreement, the District entered into a Facilities Funding Acquisition Agreement (FFAA) with DIA Tech Center, LLC (the Developer) on January 27, 2016 (effective December 31, 2015). Pursuant to the Termination Agreement, the Developer is entitled to reimbursement from the District for any advances made by the Original Developer under the Original FFAA.

Pursuant to the FFAA, the District and the Developer acknowledge that the District will incur construction related expenses in connection with the construction of certain public improvements in reliance upon the Developer's commitment to provide funding. In addition, the Developer has or will design, construct and complete certain improvements for District acquisition upon completion. To the extent that the public improvements are not designed, constructed, and completed by the Developer for the District's acquisition upon completion, the Developer shall advance funds to the District necessary to fund the construction related expenses up to \$20,000,000 including the aggregate amount of verified construction costs incurred by the Developer. In addition, the District shall reimburse the Developer for organization expenses incurred. Simple interest accrues on the organization expenses and construction related expense at a rate of 10% per annum until paid. For organizational expenses, simple interest shall accrue from the organizational date. For construction related expenses, simple interest shall accrue as follows: 1) on each Developer advance, from the date of deposit into the District's account, 2) on verified costs for amounts expenses by the Developer incurred prior to the organization date, from the organization date: 3) on verified costs for amounts expended by the Developer for improvement constructed after the organization date, from the date of verification.

As of December 31, 2022, outstanding advances for capital related costs totaled \$1,168 and there was no outstanding accrued interest. There were no outstanding advances or accrued interest on organization costs.

**DIATC METROPOLITAN DISTRICT
NOTES TO BASIC FINANCIAL STATEMENTS
DECEMBER 31, 2022**

NOTE 5 LONG-TERM OBLIGATIONS (CONTINUED)

Operation Funding Agreements (OFAs)

The District and the Original Developer entered into various operation funding agreements prior to 2016, including the 2012 Operation Funding Agreement, dated June 27, 2012, the 2013 Operation Funding Agreement, dated November 28, 2012, the 2014 Operation Funding Agreement, dated December 11, 2013, and the 2015 Operation Funding Agreement, dated December 4, 2014, (collectively, the Original OFAs). The Original OFAs were terminated pursuant to the Termination Agreement. The Developer is entitled to reimbursement from the District for all the advances made by the Original Developer under the Original OFAs. Interest for advances made by the Original Developer under the Original OFAs shall accrue at 10% per annum.

On January 27, 2016 (effective December 31, 2015), the District and DIA Tech Center, LLC (Developer) entered into the 2016 Operation Funding Agreement (2016 OFA). The 2016 OFA provides for the Developer to advance funds for ongoing operations expenses incurred by the District through December 31, 2016 in an amount not to exceed \$43,000. The District agrees to repay any advances received from any funds available after the payment of its annual debt service obligations and annual operations and maintenance expenses, which repayment is subject to annual budget and appropriation. Interest shall accrue at 8% per annum. The 2016 OFA expires on December 31, 2056, unless terminated earlier by the mutual agreement of all parties. Any obligations of the Developer to advance funds under the 2016 OFA expired on March 31, 2017. Any obligation of the District to reimburse the Developer expires on December 31, 2055. In the event that the District has not reimbursed the Developer for any Developer Advance made pursuant to the 2016 OFA on or before December 31, 2055, any amount of principal and accrued interest outstanding on such date shall be deemed to be forever discharged and satisfied in full.

On December 1, 2016 (effective January 1, 2017), the District and the Developer entered into the 2017 Operation Funding Agreement (2017 OFA), as amended on December 7, 2017, on December 6, 2018, on December 4, 2020, on December 7, 2021 and on January 12, 2022. The 2017 OFA provides for the Developer to advance funds for ongoing operations expenses incurred by the District for fiscal years 2017 through 2022 in an aggregate amount not to exceed \$100,000 (Shortfall Amount). However, if the District requires additional advances above the shortfall amount, the District may request additional funding in writing. The District agrees to repay any advances received from any funds available after the payment of its annual debt service obligations and annual operations and maintenance expenses, which repayment is subject to annual budget and appropriation. Interest shall accrue at 8% per annum. The 2017 OFA expires on December 31, 2052, unless terminated earlier by the mutual agreement of the Parties. Any obligation of the Developer to advance funds will expire upon advance to the District of amounts sufficient to pay expenses incurred in 2017 through 2022, not to exceed the shortfall amount. Any obligation of the District to reimburse the Developer shall expire on December 31, 2052.

**DIATC METROPOLITAN DISTRICT
NOTES TO BASIC FINANCIAL STATEMENTS
DECEMBER 31, 2022**

NOTE 5 LONG-TERM OBLIGATIONS (CONTINUED)

Operation Funding Agreements (OFAs) (Continued)

In the event the District has not reimbursed the Developer for any Developer advance made pursuant to this agreement on or before December 31, 2052, any amount of principal and accrued interest outstanding on such date shall be deemed to be forever discharged and satisfied in full.

As of December 31, 2022, there was no outstanding advances or accrued interest for operations.

NOTE 6 NET POSITION

The District has net position consisting of two components – restricted and unrestricted.

The restricted net position includes assets that are restricted for use either externally imposed by creditors, grantors, contributors, or laws and regulations of other governments or imposed by law through constitutional provisions or enabling legislation. The District had a restricted net position as of December 31, 2022, as follows:

	Governmental Activities
Restricted Net Position:	
Emergency Reserves	\$ 8,400
Debt Service	1,493,832
Capital Projects	1,238,321
Total Restricted Net Position	\$ 2,740,553

The District has a deficit in unrestricted net position. This deficit is primarily due to interest paid on debts to date, and operating expenses paid by advances from Developer.

NOTE 7 AGREEMENTS

Intergovernmental Agreement with Commerce City

On July 17, 2012, the District and Commerce City entered into an Intergovernmental Agreement. In the agreement, the District agrees to dedicate certain public improvements to the City as defined in the District’s Service Plan. The City authorizes the District to provide operations and maintenance of landscape improvements and covenant enforcement services. Under this agreement, the District is not to apply for any Conservation Trust Funds, Great Outdoors Colorado Funds or any other funds available from or through governmental or nonprofit entities that the City is eligible to apply for except pursuant to an intergovernmental agreement with the City. This does not apply to specific ownership taxes.

The District shall not issue debt greater than \$40,500,000 and the maximum mill levy is 50 mills for debt service.

**DIATC METROPOLITAN DISTRICT
NOTES TO BASIC FINANCIAL STATEMENTS
DECEMBER 31, 2022**

NOTE 7 AGREEMENTS (CONTINUED)

Intergovernmental Agreement with Commerce City (Continued)

The District shall send an annual report to the City by August 1 of each year which includes any boundary changes, agreements with other governmental entities, list of all facilities and improvements constructed or acquired and those dedicated to the City as of December 31, audit or audit exemption report, notice of continuing disclosure for events of default and any inability of the District to pay its obligations.

Intergovernmental Agreement with ECAGID and South Adams County Water and Sanitation District

On May 20, 2013, the District, the ECAGID and the South Adams County Water & Sanitation District through its enterprise (SACWSD), entered into an IGA in which the District agrees to provide certain water and sanitation improvements with funding from the ECAGID. The ECAGID will be the owner of the improvements until the loan is repaid by the District (at which time the ECAGID will transfer ownership to the SACWSD). There was no activity related to this agreement in 2022.

NOTE 8 RELATED PARTIES

The property within the District is being developed by the Developer. During 2022, all of the members of the Board of Directors were officers or employees of, or otherwise associated with the Developer, and may have conflicts of interest in matters involving the District. The District has entered into various funding agreements with the Developer as discussed in Note 5.

NOTE 9 RISK MANAGEMENT

The District is exposed to various risks of loss related to torts; thefts of, damage to, or destruction of assets; errors or omissions; injuries to employees; or acts of God.

The District is a member of the Colorado Special Districts Property and Liability Pool (the Pool). The Pool is an organization created by intergovernmental agreement to provide property, liability, public officials' liability, boiler and machinery, and workers' compensation coverage to its members. Settled claims have not exceeded this coverage in any of the past three fiscal years.

The District pays annual premiums to the Pool for liability, property, and public officials' liability coverage. In the event aggregated losses incurred by the Pool exceed amounts recoverable from reinsurance contracts and funds accumulated by the Pool, the Pool may require additional contributions from the Pool members. Any excess funds which the Pool determines are not needed for purposes of the Pool may be returned to the members pursuant to a distribution formula.

**DIATC METROPOLITAN DISTRICT
NOTES TO BASIC FINANCIAL STATEMENTS
DECEMBER 31, 2022**

NOTE 10 TAX, SPENDING, AND DEBT LIMITATIONS

Article X, Section 20 of the Colorado Constitution, commonly known as the Taxpayer's Bill of Rights (TABOR), contains tax, spending, revenue, and debt limitations which apply to the state of Colorado and all local governments.

Spending and revenue limits are determined based on the prior year's Fiscal Year Spending adjusted for allowable increases based upon inflation and local growth. Fiscal Year Spending is generally defined as expenditures plus reserve increases with certain exceptions. Revenue in excess of the Fiscal Year Spending limit must be refunded unless the voters approve retention of such revenue.

TABOR requires local governments to establish Emergency Reserves. These reserves must be at least 3% of Fiscal Year Spending (excluding bonded debt service). Local governments are not allowed to use the Emergency Reserves to compensate for economic conditions, revenue shortfalls, or salary or benefit increases.

On May 8, 2012, the District's voters passed an election question to increase property taxes \$1,000,000, annually, without limitation of rate, to pay the District's operational and maintenance costs. Additionally, the District's electors also authorized the District to collect and spend or retain in a reserve all currently levied taxes and fees of the District without regard to any limitations under TABOR.

The District's management believes it is in compliance with the provisions of TABOR. However, TABOR is complex and subject to interpretation. Many of the provisions, including the interpretation of how to calculate Fiscal Year Spending limits, will require judicial interpretation.

SUPPLEMENTARY INFORMATION

**DIATC METROPOLITAN DISTRICT
DEBT SERVICE FUND
SCHEDULE OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCE –
BUDGET AND ACTUAL
YEAR ENDED DECEMBER 31, 2022**

	Original and Final Budget	Actual Amounts	Variance with Final Budget Positive (Negative)
REVENUES			
Property Taxes	\$ 1,689,856	\$ 1,690,547	\$ 691
Specific Ownership Taxes	118,290	119,915	1,625
Interest Income	750	49,826	49,076
Total Revenues	<u>1,808,896</u>	<u>1,860,288</u>	<u>51,392</u>
EXPENDITURES			
County Treasurer's Fees	25,348	25,347	1
Paying Agent Fees	4,000	4,000	-
Bond Interest - Series 2019	987,700	987,700	-
Contingency	8,093	-	8,093
Total Expenditures	<u>1,025,141</u>	<u>1,017,047</u>	<u>8,094</u>
NET CHANGE IN FUND BALANCE	783,755	843,241	59,486
Fund Balance - Beginning of Year	<u>2,350,012</u>	<u>2,353,649</u>	<u>3,637</u>
FUND BALANCE - END OF YEAR	<u><u>\$ 3,133,767</u></u>	<u><u>\$ 3,196,890</u></u>	<u><u>\$ 63,123</u></u>

**DIATC METROPOLITAN DISTRICT
CAPITAL PROJECTS FUND
SCHEDULE OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCE –
BUDGET AND ACTUAL
YEAR ENDED DECEMBER 31, 2022**

	Original and Final Budget	Actual Amounts	Variance with Final Budget Positive (Negative)
REVENUES			
Interest Income	\$ 350	\$ 31,655	\$ 31,305
Total Revenues	350	31,655	31,305
EXPENDITURES			
Engineering - Costs Verification	20,000	4,189	15,811
Pubic Improvements	2,300,000	390,194	1,909,806
Contingency	146,346	-	146,346
Total Expenditures	<u>2,466,346</u>	<u>394,383</u>	<u>2,071,963</u>
EXCESS OF REVENUES OVER (UNDER) EXPENDITURES	(2,465,996)	(362,728)	2,103,268
OTHER FINANCING SOURCES (USES)			
Developer Advance	2,300,000	390,194	(1,909,806)
Repay Developer Advance - Principal	(2,300,000)	(390,194)	1,909,806
Repay Developer Advance - Interest	(75,000)	(12,127)	62,873
Total Other Financing Sources (Uses)	<u>(75,000)</u>	<u>(12,127)</u>	<u>62,873</u>
NET CHANGE IN FUND BALANCE	(2,540,996)	(374,855)	2,166,141
Fund Balance - Beginning of Year	<u>2,540,996</u>	<u>2,552,364</u>	<u>11,368</u>
FUND BALANCE - END OF YEAR	<u>\$ -</u>	<u>\$ 2,177,509</u>	<u>\$ 2,177,509</u>

OTHER INFORMATION

**DIATC METROPOLITAN DISTRICT
SCHEDULE OF DEBT SERVICE REQUIREMENTS TO MATURITY
DECEMBER 31, 2022**

\$20,580,000 General Obligation Limited Tax
Refunding and Improvement Bonds, Series 2019
Dated September 12, 2019
Interest Rate 3.25%-5.00%
Principal Due December 1
Interest Payable June 1 and December 1

<u>Year Ending December 31,</u>	<u>Principal</u>	<u>Interest</u>	<u>Total</u>
2023	\$ 265,000	\$ 987,700	\$ 1,252,700
2024	295,000	979,087	1,274,087
2025	305,000	969,500	1,274,500
2026	345,000	959,588	1,304,588
2027	355,000	948,375	1,303,375
2028	390,000	936,838	1,326,838
2029	405,000	924,163	1,329,163
2030	445,000	911,000	1,356,000
2031	465,000	888,750	1,353,750
2032	515,000	865,500	1,380,500
2033	545,000	839,750	1,384,750
2034	600,000	812,500	1,412,500
2035	630,000	782,500	1,412,500
2036	690,000	751,000	1,441,000
2037	720,000	716,500	1,436,500
2038	785,000	680,500	1,465,500
2039	825,000	641,250	1,466,250
2040	900,000	600,000	1,500,000
2041	945,000	555,000	1,500,000
2042	1,020,000	507,750	1,527,750
2043	1,075,000	456,750	1,531,750
2044	1,155,000	403,000	1,558,000
2045	1,215,000	345,250	1,560,250
2046	1,305,000	284,500	1,589,500
2047	1,370,000	219,250	1,589,250
2048	1,470,000	150,750	1,620,750
2049	1,545,000	77,250	1,622,250
Total	<u>\$ 20,580,000</u>	<u>\$ 18,194,001</u>	<u>\$ 38,774,001</u>

**CONTINUING DISCLOSURE OBLIGATION – ADDITIONAL
INFORMATION REQUIRED BY GENERAL OBLIGATION LIMITED TAX
REFUNDING AND IMPROVEMENT BONDS SERIES 2019**

**DIATC METROPOLITAN DISTRICT
CONTINUING DISCLOSURE OBLIGATION
YEAR ENDED DECEMBER 31, 2022
(UNAUDITED)**

History of Assessed Valuation and Mill Levies

Levy/ Collection Year	Assessed Valuation		Mill Levies		
	Amount	Percent Change	Debt Service Mill Levy	Operations Mill Levy	Total Levy
2022/2023	\$ 41,499,170	22.79 %	50.000	7.500	57.500
2021/2022	33,797,130	46.65	50.000	7.500	57.500
2020/2021	23,046,870	22.19	50.000	7.500	57.500
2019/2020	18,862,100	90.39	50.000	7.500	57.500
2018/2019	9,906,870	1591.72	50.000	5.000	55.000
2017/2018	585,610	(0.16)	50.000	5.000	55.000

Property Tax Collections in the District

Levy/ Collection Year	Taxes Levied	Current Tax Collection	Collection Rate
2022/2023	\$ 2,382,061	\$ 2,375,200 ⁽¹⁾	99.71%
2021/2022	1,941,856	1,942,573	100.04
2020/2021	1,325,195	1,225,718	92.49
2019/2020	1,084,571	1,084,571	100.00
2018/2019	544,878	544,878	100.00
2017/2018	32,209	32,209	100.00
2016/2017	35,194	35,193	100.00

Assessed and "Actual" Valuation of Classes of Property in the District

Property Class	"Actual" Valuation	Total Assessed Valuation ⁽²⁾	Percentage of Total Assessed Valuation
Vacant Land	\$ 5,965,531	\$ 1,730,000	4.22 %
Commercial	118,568,214	34,384,780	83.97
State Assessed	11,126	3,220	0.01
Personal Property	-	4,828,940	11.79
Total	\$ 124,544,871	\$ 40,946,940	100.00 %

Assessed and "Actual" Valuation of Classes of Property in the District - Debt Only

Property Class	"Actual" Valuation	Total Assessed Valuation ⁽²⁾	Percentage of Total Assessed Valuation
Vacant Land	\$ 1,856,456	\$ 538,370	97.49 %
State Assessed	826	240	0.04
Personal Property	-	13,620	2.47
Total	\$ 1,857,282	\$ 552,230	100.00 %

(1) Collections through July 2023

(2) The assessed valuation presented was certified as of November 2022.

**DIATC METROPOLITAN DISTRICT
CONTINUING DISCLOSURE OBLIGATION
YEAR ENDED DECEMBER 31, 2022
(UNAUDITED)**

**Budget Summary and Comparison
General Fund**

	2021 Budget (As Amended)	2022 Budget	2022 Actual (Unaudited)
REVENUES			
Property Taxes	\$ 159,902	\$ 252,000	\$ 252,026
Specific Ownership Taxes	11,634	17,640	17,882
Interest Income	100	50	3,733
Construction Lease Revenue	12,496	0	6,169
Total Revenues	<u>184,132</u>	<u>269,690</u>	<u>279,810</u>
EXPENDITURES			
General and Administrative:			
Accounting	25,000	27,500	27,719
Audit	4,700	5,000	4,700
County Treasurer's Fees	2,399	3,780	3,786
Insurance and Dues	4,231	5,000	7,368
Legal	20,000	22,000	30,249
Miscellaneous	1,870	3,671	84
Election	-	2,500	2,746
District Management	-	-	20,457
Banking Fees	-	-	34
Website	675	500	-
Contingency	12,325	-	-
Operations and Maintenance:			
Landscaping	-	-	14,525
Streets Repairs and Maintenance	-	-	16,195
Street A & B (@ 7 Eleven)	-	10,000	-
F9 Detention Pond	-	2,500	-
F10 Detention Pond	-	10,000	-
F6 Trail	-	1,000	-
81st Avenue Entry	-	3,750	-
83rd Avenue Entry	-	3,750	-
Trash Clean Up	7,000	5,000	-
Utilities	1,800	10,000	15,095
Weed Control/Spraying	-	5,000	-
Snow Plowing	-	20,000	3,125
Mowing - Perimeter Areas	-	10,000	-
Miscellaneous Maintenance	-	10,000	5,445
Total Expenditures	<u>80,000</u>	<u>160,951</u>	<u>151,528</u>
EXCESS OF REVENUES OVER (UNDER) EXPENDITURES	104,132	108,739	128,282
OTHER FINANCING SOURCES (USES)			
Developer Advance	1,168	-	-
Transfers from Other Funds	418	-	-
Repay Developer Advance - Principal	(109,216)	(61,719)	(60,509)
Repay Developer Advance - Interest	(80,784)	(5,330)	(5,079)
Total Other Financing Sources (Uses)	<u>(188,414)</u>	<u>(67,049)</u>	<u>(65,588)</u>
NET CHANGE IN FUND BALANCE	(84,282)	41,690	62,694
Fund Balance - Beginning of Year	<u>95,243</u>	<u>23,286</u>	<u>10,721</u>
FUND BALANCE - END OF YEAR	\$ 10,961	\$ 64,976	\$ 73,415

**DIATC METROPOLITAN DISTRICT
CONTINUING DISCLOSURE OBLIGATION
YEAR ENDED DECEMBER 31, 2022
(UNAUDITED)**

**Budget Summary and Comparison
Debt Service Fund**

	<u>2021 Budget</u>	<u>2022 Budget</u>	<u>2022 Actual (Unaudited)</u>
REVENUES			
Property Taxes	\$ 1,152,343	\$ 1,689,856	\$ 1,690,547
Specific Ownership Taxes	80,664	118,290	119,915
Interest Income	11,500	750	49,826
Total Revenues	<u>1,244,507</u>	<u>1,808,896</u>	<u>1,860,288</u>
EXPENDITURES			
County Treasurer's Fees	17,285	25,348	25,347
Paying Agent Fees	4,000	4,000	4,000
Bond Interest - Series 2019	987,700	987,700	987,700
Contingency	6,015	8,093	-
Total Expenditures	<u>1,015,000</u>	<u>1,025,141</u>	<u>1,017,047</u>
NET CHANGE IN FUND BALANCE	229,507	783,755	843,241
Fund Balance - Beginning of Year	<u>2,214,979</u>	<u>2,350,012</u>	<u>2,353,649</u>
FUND BALANCE - END OF YEAR	<u>\$ 2,444,486</u>	<u>\$ 3,133,767</u>	<u>\$ 3,196,890</u>

**DIATC METROPOLITAN DISTRICT
CONTINUING DISCLOSURE OBLIGATION
YEAR ENDED DECEMBER 31, 2022
(UNAUDITED)**

**Budget Summary and Comparison
Capital Projects Fund**

	2021 Budget	2022 Budget	2022 Actual (Unaudited)
REVENUES			
Interest Income	\$ 6,700	\$ 350	\$ 31,655
Total Revenues	6,700	350	31,655
EXPENDITURES			
Engineering - Costs Verification	20,000	20,000	4,189
Public Improvements	2,673,569	2,300,000	390,194
Contingency	-	146,346	-
Total Expenditures	2,693,569	2,466,346	394,383
EXCESS OF REVENUES OVER (UNDER) EXPENDITURES	(2,686,869)	(2,465,996)	(362,728)
OTHER FINANCING SOURCES (USES)			
Developer Advance	2,707,134	2,300,000	390,194
Repay Developer Advance - Principal	(2,673,569)	(2,300,000)	(390,194)
Repay Developer Advance - Interest	-	(75,000)	(12,127)
Total Other Financing Sources (Uses)	33,565	(75,000)	(12,127)
NET CHANGE IN FUND BALANCE	(2,653,304)	(2,540,996)	(374,855)
Fund Balance - Beginning of Year	2,653,304	2,540,996	2,552,364
FUND BALANCE - END OF YEAR	\$ -	\$ -	\$ 2,177,509

EXHIBIT B
2024 Budget

RESOLUTION NO. 2022-12-02

RESOLUTION TO ADOPT BUDGET AND APPROPRIATE SUMS OF MONEY

**RESOLUTION OF THE BOARD OF DIRECTORS OF
DIATC METROPOLITAN DISTRICT, CITY OF COMMERCE CITY, ADAMS
COUNTY, COLORADO, PURSUANT TO SECTION 29-1-108, C.R.S., SUMMARIZING
EXPENDITURES AND REVENUES FOR EACH FUND, ADOPTING A BUDGET AND
APPROPRIATING SUMS OF MONEY FOR THE BUDGET YEAR 2023**

A. The Board of Directors of the DIATC Metropolitan District (the “**District**”) has appointed CliftonLarsonAllen LLP to prepare and submit a proposed budget to said governing body at the proper time.

B. CliftonLarsonAllen LLP has submitted a proposed budget to this governing body by October 15, 2022 for its consideration.

C. Upon due and proper notice, published or posted in accordance with the law, said proposed budget was open for inspection by the public at a designated place, a public hearing was held on December 12, 2022, and interested taxpayers were given the opportunity to file or register any objections to said proposed budget.

D. The budget has been prepared to comply with all terms, limitations and exemptions, including, but not limited to, reserve transfers and expenditure exemptions, under Article X, Section 20 of the Colorado Constitution (“**TABOR**”) and other laws or obligations which are applicable to or binding upon the District.

E. 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.

F. The Board of Directors has made provision therein for revenues in an amount equal to or greater than the total proposed expenditures as set forth in said budget.

G. It is not only required by law, but also necessary to appropriate the revenues provided in the budget to and for the purposes described below, thereby establishing a limitation on expenditures for the operations of the District.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE DIATC METROPOLITAN DISTRICT, CITY OF COMMERCE CITY, ADAMS COUNTY, COLORADO:

1. The budget, as submitted, amended, and summarized by fund, is hereby approved and adopted as the budget of the District for the year stated above.

2. The budget is hereby approved and adopted, shall be certified by the Secretary of the District to all appropriate agencies and is made a part of the public records of the District.


3. The sums set forth as the total expenditures of each fund in the budget attached hereto as **Exhibit A** and incorporated herein by reference are hereby appropriated from the revenues of each fund, within each fund, for the purposes stated.

[SIGNATURE PAGE FOLLOWS]

**[SIGNATURE PAGE TO RESOLUTION TO ADOPT BUDGET AND
APPROPRIATE SUMS OF MONEY]**


RESOLUTION APPROVED AND ADOPTED on December 12, 2022.

DIATC METROPOLITAN DISTRICT

By: 

President

Attest:

By: 

Secretary

EXHIBIT A

Budget

DIATC METROPOLITAN DISTRICT
ANNUAL BUDGET
FOR THE YEAR ENDING DECEMBER 31, 2023

**DIATC METROPOLITAN DISTRICT
SUMMARY
2023 BUDGET
WITH 2021 ACTUAL AND 2022 ESTIMATED
For the Years Ended and Ending December 31,**

1/20/23

	ACTUAL 2021	ESTIMATED 2022	BUDGET 2023
BEGINNING FUND BALANCES	\$ 4,964,496	\$ 4,916,734	\$ 5,418,510
REVENUES			
Property Taxes	1,225,718	1,941,856	2,382,061
Specific Ownership Taxes	90,430	136,686	166,744
Construction Lease Revenue	12,496	6,169	-
Developer Advance	1,054,237	390,195	1,900,000
Interest Income	3,986	68,900	59,000
Intergovernmental Revenue	934,861	-	-
Reimbursed Expenditures	188,109	-	-
Total revenues	<u>3,509,837</u>	<u>2,543,806</u>	<u>4,507,805</u>
TRANSFERS IN	<u>418</u>	<u>-</u>	<u>-</u>
Total funds available	<u>8,474,751</u>	<u>7,460,540</u>	<u>9,926,315</u>
EXPENDITURES			
General Fund	269,580	226,378	226,000
Debt Service Fund	1,007,733	1,017,048	1,289,947
Capital Projects Fund	2,280,286	798,604	4,088,955
Total expenditures	<u>3,557,599</u>	<u>2,042,030</u>	<u>5,604,902</u>
TRANSFERS OUT	<u>418</u>	<u>-</u>	
Total expenditures and transfers out requiring appropriation	<u>3,558,017</u>	<u>2,042,030</u>	<u>5,604,902</u>
ENDING FUND BALANCES	<u>\$ 4,916,734</u>	<u>\$ 5,418,510</u>	<u>\$ 4,321,413</u>
EMERGENCY RESERVE	\$ 5,600	\$ 8,400	\$ 10,000
DEBT SERVICE RESERVE - SERIES 2019	1,620,750	1,620,750	1,620,750
DEBT SERVICE SURPLUS - SERIES 2019	732,899	1,565,154	2,058,000
DEBT SERVICE BOND FUND - SERIES 2019	-	-	472,413
TOTAL RESERVES	<u>\$ 2,359,249</u>	<u>\$ 3,194,304</u>	<u>\$ 4,161,163</u>

No assurance is provided. See summary of significant assumptions.

**DIATC METROPOLITAN DISTRICT
PROPERTY TAX SUMMARY INFORMATION
2023 BUDGET
WITH 2021 ACTUAL AND 2022 ESTIMATED
For the Years Ended and Ending December 31,**

1/20/23

	ACTUAL 2021	ESTIMATED 2022	BUDGET 2023
ASSESSED VALUATION			
Commercial	\$ 19,232,410	\$ 27,821,870	\$ 34,384,780
State Assessed	40,510	6,610	3,220
Vacant Land	1,509,330	3,512,300	1,730,000
Personal Property	2,264,620	2,259,170	4,828,940
Certified Assessed Value	<u>\$ 23,046,870</u>	<u>\$ 33,599,950</u>	<u>\$ 40,946,940</u>
MILL LEVY			
General	7.500	7.500	7.500
Debt Service	50.000	50.000	50.000
Total mill levy	<u>57.500</u>	<u>57.500</u>	<u>57.500</u>
PROPERTY TAXES			
General	\$ 172,852	\$ 252,000	\$ 307,102
Debt Service	1,152,344	1,679,997	2,047,347
Levied property taxes	1,325,196	1,931,997	2,354,449
Adjustments to actual/rounding	(195)	-	-
Refunds and abatements	(99,283)	-	-
Budgeted property taxes	<u>\$ 1,225,718</u>	<u>\$ 1,931,997</u>	<u>\$ 2,354,449</u>
ASSESSED VALUATION - DEBT ONLY			
Vacant Land	\$ -	\$ 197,180	\$ 538,370
Personal Property	-	-	13,620
State Assessed	-	-	240
Certified Assessed Value	<u>\$ -</u>	<u>\$ 197,180</u>	<u>\$ 552,230</u>
MILL LEVY - DEBT ONLY			
Debt Service	0.000	50.000	50.000
Total mill levy	<u>0.000</u>	<u>50.000</u>	<u>50.000</u>
PROPERTY TAXES - DEBT ONLY			
Debt Service	\$ -	\$ 9,859	\$ 27,612
Levied property taxes	-	9,859	27,612
Budgeted property taxes	<u>\$ -</u>	<u>\$ 9,859</u>	<u>\$ 27,612</u>
BUDGETED PROPERTY TAXES			
General	\$ 159,834	\$ 252,000	\$ 307,102
Debt Service	1,065,884	1,689,856	2,074,959
Total	<u>\$ 1,225,718</u>	<u>\$ 1,941,856</u>	<u>\$ 2,382,061</u>

No assurance is provided. See summary of significant assumptions.

**DIATC METROPOLITAN DISTRICT
GENERAL FUND
2023 BUDGET
WITH 2021 ACTUAL AND 2022 ESTIMATED
For the Years Ended and Ending December 31,**

1/20/23

	ACTUAL 2021	ESTIMATED 2022	BUDGET 2023
BEGINNING FUND BALANCES	\$ 95,243	\$ 10,721	\$ 63,651
REVENUES			
Property Taxes	159,834	252,000	307,102
Specific Ownership Taxes	11,792	17,739	21,497
Interest Income	518	3,400	4,000
Construction Lease Revenue	12,496	6,169	-
Total revenues	184,640	279,308	332,599
TRANSFERS IN			
Transfers from other funds	418	-	-
Total funds available	280,301	290,029	396,250
EXPENDITURES			
General and Administrative			
Accounting	28,906	27,500	30,000
Audit	4,700	4,700	5,000
County Treasurer's Fees	2,404	3,784	4,607
Election	110	2,526	2,500
Insurance and Dues	6,031	7,368	7,500
Legal	23,291	25,000	28,000
Miscellaneous	1,016	150	300
Website	-	500	5,000
Repay Developer Advance - Principal	109,258	60,509	-
Repay Developer Advance - Interest	80,742	4,841	-
Contingency	-	-	1,093
Operations and Maintenance			
District Management	-	26,000	35,000
Landscape Maintenance - base contract	-	15,000	20,000
Tree Replacement	-	-	5,000
Street A & B (@ 7 Eleven)	-	12,500	20,000
Detention Pond Maintenance	-	3,000	4,000
Snow Removal	-	5,000	10,000
Stormwater	-	-	1,000
Winter Watering	-	-	2,000
Utilities	7,622	18,000	20,000
Miscellaneous Maintenance	-	10,000	20,000
Trash Clean Up	5,500	-	5,000
Total expenditures	269,580	226,378	226,000
Total expenditures and transfers out requiring appropriation	269,580	226,378	226,000
ENDING FUND BALANCES	\$ 10,721	\$ 63,651	\$ 170,251
EMERGENCY RESERVE	\$ 5,600	\$ 8,400	\$ 10,000
TOTAL RESERVE	\$ 5,600	\$ 8,400	\$ 10,000

No assurance is provided. See summary of significant assumptions.

**DIATC METROPOLITAN DISTRICT
DEBT SERVICE FUND
2023 BUDGET
WITH 2021 ACTUAL AND 2022 ESTIMATED
For the Years Ended and Ending December 31,**

1/20/23

	ACTUAL 2021	ESTIMATED 2022	BUDGET 2023
BEGINNING FUND BALANCES	\$ 2,213,605	\$ 2,353,649	\$ 3,185,904
REVENUES			
Property Taxes	1,065,884	1,689,856	2,074,959
Specific Ownership Taxes	78,638	118,947	145,247
Interest Income	3,255	40,500	35,000
Total revenues	1,147,777	1,849,303	2,255,206
Total funds available	3,361,382	4,202,952	5,441,110
EXPENDITURES			
General and Administrative			
County Treasurer's Fees	16,033	25,348	31,124
Debt Service			
Paying Agent Fees	4,000	4,000	4,000
Bond Principal - Series 2019	-	-	265,000
Bond Interest - Series 2019	987,700	987,700	987,700
Contingency	-	-	2,123
Total expenditures	1,007,733	1,017,048	1,289,947
Total expenditures and transfers out requiring appropriation	1,007,733	1,017,048	1,289,947
ENDING FUND BALANCES	\$ 2,353,649	\$ 3,185,904	\$ 4,151,163
DEBT SERVICE RESERVE - SERIES 2019	\$ 1,620,750	\$ 1,620,750	\$ 1,620,750
DEBT SERVICE SURPLUS - SERIES 2019	732,899	1,565,154	2,058,000
DEBT SERVICE BOND FUND - SERIES 2019	-	-	472,413
TOTAL RESERVE	\$ 2,353,649	\$ 3,185,904	\$ 4,151,163

No assurance is provided. See summary of significant assumptions.

**DIATC METROPOLITAN DISTRICT
CAPITAL PROJECTS FUND
2023 BUDGET
WITH 2021 ACTUAL AND 2022 ESTIMATED
For the Years Ended and Ending December 31,**

1/20/23

	ACTUAL 2021	ESTIMATED 2022	BUDGET 2023
BEGINNING FUND BALANCES	\$ 2,655,648	\$ 2,552,364	\$ 2,168,955
REVENUES			
Interest income	213	25,000	20,000
Intergovernmental revenue	934,861	-	-
Developer advance	1,054,237	390,195	1,900,000
Reimbursed expenditures	188,109	-	-
Total revenues	<u>2,177,420</u>	<u>415,195</u>	<u>1,920,000</u>
Total funds available	<u>4,833,068</u>	<u>2,967,559</u>	<u>4,088,955</u>
EXPENDITURES			
Capital Projects			
Engineer - costs verification	5,178	5,500	20,000
Public improvements	1,183,844	390,195	1,900,000
Repay Developer advance - principal	1,053,069	391,363	1,900,000
Repay Developer advance - interest	38,195	11,546	65,000
Contingency	-	-	203,955
Total expenditures	<u>2,280,286</u>	<u>798,604</u>	<u>4,088,955</u>
TRANSFERS OUT			
Transfers to other funds	<u>418</u>	<u>-</u>	<u>-</u>
Total expenditures and transfers out requiring appropriation	<u>2,280,704</u>	<u>798,604</u>	<u>4,088,955</u>
ENDING FUND BALANCES	<u>\$ 2,552,364</u>	<u>\$ 2,168,955</u>	<u>\$ -</u>

No assurance is provided. See summary of significant assumptions.

**DIATC METROPOLITAN DISTRICT
2023 BUDGET
SUMMARY OF SIGNIFICANT ASSUMPTIONS**

Services Provided

DIATC Metropolitan District's (District) organization was approved by eligible electors of the District an election held on May 8, 2012. The District was organized by order of the District Court in and for Adams County on June 7, 2012. The formation of the District was approved by the City of Commerce City, Colorado in conjunction with the approval by the City Council of the Service Plan for the District on December 19, 2011. The District exists as a quasi-municipal corporation and political subdivision of the State of Colorado under Title 32, Article 1 of the Colorado Revised Statutes, as amended (C.R.S.)

At a special election of the eligible electors of the District on May 8, 2012, a majority of those qualified to vote voted in favor of certain ballot questions authorizing the issuance of indebtedness and imposition of taxes for the payment thereof, for the purpose of providing financing for the acquisition, construction, installation, and completion of certain street, park and recreation, water, sanitation, transportation, mosquito control, safety protection, fire protection, and television relay and translation improvements.

The District has no employees, and all operations and 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 or December. The County Treasurer remits the taxes collected monthly to the District.

The calculation of the taxes levied 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 7.00% of the property taxes collected by both the General Fund and the Debt Service Fund.

**DIATC METROPOLITAN DISTRICT
2023 BUDGET
SUMMARY OF SIGNIFICANT ASSUMPTIONS**

Revenues - (continued)

Interest Income

Interest earned on the District's available funds has been estimated based on historical earnings.

Developer Advance

The District is in development stage. Capital expenditures are expected to be funded by the Developer. Developer advances are recorded as revenue for budget purposes with an obligation for repayment using bond proceeds and other legally available revenue.

The District has outstanding Developer Advances with anticipated activity as follows:

	<u>Balance on December 31, 2021</u>	<u>Additions</u>	<u>Reductions</u>	<u>Anticipated Balance on December 31, 2022</u>
Developer Advance - Operational	\$ 60,509	\$ -	\$ 60,509	\$ -
Accrued Interest on Advances	385	4,456	4,841	-
Developer Advance - Capital	1,168	390,195	391,363	-
Accrued Interest on Advances	61	11,485	11,546	-
	<u>\$ 62,123</u>	<u>\$ 406,136</u>	<u>\$ 468,259</u>	<u>\$ -</u>
	<u>Anticipated Balance on December 31, 2022</u>	<u>Additions</u>	<u>Reductions</u>	<u>Anticipated Balance on December 31, 2023</u>
Developer Advance - Operational	\$ -	\$ -	\$ -	\$ -
Accrued Interest on Advances	-	-	-	-
Developer Advance - Capital	-	1,900,000	1,900,000	-
Accrued Interest on Advances	-	65,000	65,000	-
	<u>\$ -</u>	<u>\$ 1,965,000</u>	<u>\$ 1,965,000</u>	<u>\$ -</u>

Expenditures

County Treasurer's Fees

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

Administrative and Operating

Administrative expenditures include the estimated services necessary to maintain the District's administrative viability such as legal, accounting, insurance, and other miscellaneous expenses. Estimated operations and maintenance expenditures related to streets, drainage, landscaping, irrigation, and trails were also included in the General Fund budget.

**DIATC METROPOLITAN DISTRICT
2023 BUDGET
SUMMARY OF SIGNIFICANT ASSUMPTIONS**

Expenditures - (continued)

Debt Service

Principal and interest payments are provided based on the debt amortization schedule from the Series 2019 Bonds (discussed under Debt and Leases).

Capital Outlay

In 2023, the District anticipates acquiring public improvements constructed and funded by the Developer and repaying the Developer for costs of such public improvements from bond proceeds.

Debt and Leases

The District issued General Obligation Limited Tax Refunding and Improvement Bonds, Series 2019 (the "Bonds") on September 12, 2019, in the amount of \$20,580,000. The proceeds from the sale of the Bonds were used for the purpose of:

- (i) Paying, or reimbursing the Developer for, the costs associated with the acquisition, construction, or installation of a portion of the Public Improvements;
- (ii) Refunding the entire outstanding principal of and accrued interest due on the 2018 Loan and paying the required prepayment fee in connection therewith;
- (iii) Funding capitalized interest in the amount of \$710,595;
- (iv) Funding the Reserve Fund in the amount of the Required Reserve (\$1,620,750);
- (v) Paying costs in connection with the issuance of the Bonds and the refunding of the 2018 Loan.

The Bonds were issued as term bonds bearing interest at 3.25% to 5.00%, payable semiannually on June 1 and December 1, beginning on December 1, 2019. Annual mandatory sinking fund principal payments are due on December 1, beginning on December 1, 2023. The Bonds mature on December 1, 2049.

To the extent principal of any Bonds is not paid when due, such principal shall remain outstanding until paid and shall continue to bear interest at the rate then borne by the Bonds. To the extent interest on any Bonds is not paid when due, such interest shall compound on each interest payment date, at the rate then borne by the Bonds; provided however, that notwithstanding anything herein to the contrary, the District shall not be obligated to pay more than the amount permitted by law and its electoral authorization in repayment of the Bonds, including all payments of principal, premium if any, and interest, and all Bonds will be deemed defeased and no longer outstanding upon the payment by the District of such amount.

**DIATC METROPOLITAN DISTRICT
2023 BUDGET
SUMMARY OF SIGNIFICANT ASSUMPTIONS**

Debts and Leases - (continued)

The Bonds are secured by and payable solely from Pledged Revenue, net of the cost of collection, which is defined generally in the Indenture as:

- (a) the Required Mill Levy;
- (b) all Capital Fees, if any;
- (c) the portion of the Specific Ownership Tax which is collected as a result of the imposition of the Required Mill Levy; and
- (d) any other legally available moneys which the District determines, in its absolute discretion, to transfer to the Trustee for application as Pledged Revenue.

The Bonds are additionally secured by capitalized interest which will be funded with proceeds of the Bonds in the amount of \$710,595, the Reserve Fund, which will be initially funded with proceeds of the Bonds in the amount of \$1,620,750, and by amounts on deposit in the Surplus Fund, if any, which will not be funded as of the date of issuance of the Bonds and will be funded with excess Pledged Revenue, if any, up to the Maximum Surplus Amount of \$2,058,000.

The District has no capital or operating leases.

Reserves

Emergency Reserve

The District has provided for an Emergency Reserve equal to at least 3.00% of the fiscal year spending for 2023, as defined under TABOR.

Debt Service Reserve Fund

The District is required to maintain a debt service reserve in accordance with the 2019 Bonds issuance. This reserve has been established.

This information is an integral part of the accompanying budget.

**DIATC METROPOLITAN DISTRICT
DEBT SERVICE REQUIREMENTS TO MATURITY**

**\$20,580,000 General Obligation Limited Tax
Refunding and Improvement Bonds
Series 2019**

Date: September 12, 2019

Interest Rate: 3.25% to 5.00%

Interest Payable June 1 and December 1

Principal Payable December 1

<u>Year Ending December 31,</u>	<u>Principal</u>	<u>Interest</u>	<u>Total</u>
2023	265,000	987,700	1,252,700
2024	295,000	979,087	1,274,087
2025	305,000	969,500	1,274,500
2026	345,000	959,588	1,304,588
2027	355,000	948,375	1,303,375
2028	390,000	936,838	1,326,838
2029	405,000	924,163	1,329,163
2030	445,000	911,000	1,356,000
2031	465,000	888,750	1,353,750
2032	515,000	865,500	1,380,500
2033	545,000	839,750	1,384,750
2034	600,000	812,500	1,412,500
2035	630,000	782,500	1,412,500
2036	690,000	751,000	1,441,000
2037	720,000	716,500	1,436,500
2038	785,000	680,500	1,465,500
2039	825,000	641,250	1,466,250
2040	900,000	600,000	1,500,000
2041	945,000	555,000	1,500,000
2042	1,020,000	507,750	1,527,750
2043	1,075,000	456,750	1,531,750
2044	1,155,000	403,000	1,558,000
2045	1,215,000	345,250	1,560,250
2046	1,305,000	284,500	1,589,500
2047	1,370,000	219,250	1,589,250
2048	1,470,000	150,750	1,620,750
2049	1,545,000	77,250	1,622,250
Totals	<u>\$ 20,580,000</u>	<u>\$ 19,181,701</u>	<u>\$ 39,761,701</u>

No assurance provided. See summary of significant assumptions.

I, Jodie B. Thompson, hereby certify that I am the duly appointed Secretary of the DIATC Metropolitan District, and that the foregoing is a true and correct copy of the budget for the budget year 2023, duly adopted at a meeting of the Board of Directors of the DIATC Metropolitan District held on December 12, 2022.



Secretary

RESOLUTION NO. 2022-12-03

RESOLUTION TO SET MILL LEVIES

RESOLUTION OF THE DIATC METROPOLITAN DISTRICT LEVYING GENERAL PROPERTY TAXES, PURSUANT TO SECTION 39-1-111, C.R.S., FOR THE YEAR 2022, TO HELP DEFRAY THE COSTS OF GOVERNMENT FOR THE 2023 BUDGET YEAR

A. The Board of Directors of the DIATC Metropolitan District (the “**District**”) has adopted an annual budget in accordance with the Local Government Budget Law, on December 12, 2022.

B. The adopted budget is attached as Exhibit A to the Resolution of the Board of Directors of the District to Adopt Budget and Appropriate Sums of Money, and such budget is incorporated herein by this reference.

C. The amount of money necessary to balance the budget for general operating expenses from property tax revenue is identified in the budget.

D. The amount of money necessary to balance the budget for debt retirement expenses from property tax revenue is identified in the budget.

NOW, THEREFORE, PURSUANT TO SECTIONS 39-1-111(5) and 39-5-128(1), C.R.S., BE IT RESOLVED by the Board of Directors of the DIATC Metropolitan District, City of Commerce City, Adams County, Colorado, that:

1. For the purpose of meeting all general operating expenses of the District during the 2023 budget year, the District determined to levy mills upon each dollar of the total valuation for assessment of all taxable property within the District, as set forth in the budget, to raise the required revenue.

2. That for the purpose of meeting all debt retirement expenses of the District during the 2023 budget year, the District determined to levy mills upon each dollar of the total valuation for assessment of all taxable property within the District, as set forth in the budget, to raise the required revenue.


3. That the Secretary is hereby authorized and directed to immediately certify to the Board of County Commissioners of Adams County, Colorado, the mill levies for the District as set forth in the District’s Certification of Tax Levies, attached hereto as **Exhibit 1** and incorporated herein by reference, recalculated as needed upon receipt of the final certification of valuation from the County Assessor in order to comply with any applicable revenue and other budgetary limits.

[SIGNATURE PAGE FOLLOWS]

[SIGNATURE PAGE TO RESOLUTION TO SET MILL LEVIES]

RESOLUTION APPROVED AND ADOPTED on December 12, 2022.

DIATC METROPOLITAN DISTRICT

By: 
President

Attest:


By: 
Secretary

EXHIBIT 1

Certification of Tax Levies

CERTIFICATION OF TAX LEVIES¹ for NON-SCHOOL Governments

TO: County Commissioners¹ of Adams County, Colorado.

On behalf of the DIATC Metropolitan District,
 (taxing entity)^A

the Board of Directors,
 (governing body)^B

of the DIATC Metropolitan District,
 (local government)^C

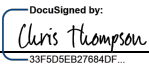
Hereby officially certifies the following mills to be levied against the taxing entity's GROSS \$ 40,946,940 assessed valuation of: (GROSS^D assessed valuation, Line 2 of the Certification of Valuation Form DLG 57^E)

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: \$ 40,946,940 (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: 12/15/2022 for budget/fiscal year 2023.
 (no later than Dec. 15) (mm/dd/yyyy) (yyyy)

PURPOSE (see end notes for definitions and examples)	LEVY²	REVENUE²
1. General Operating Expenses ^H	<u>7.500</u> mills	<u>\$ 307,102</u>
2. <Minus> Temporary General Property Tax Credit/ Temporary Mill Levy Rate Reduction ^I	< > mills	\$ < >
SUBTOTAL FOR GENERAL OPERATING:	7.500 mills	\$ 307,102
3. General Obligation Bonds and Interest ^J	<u>50.000</u> mills	<u>\$ 2,047,347</u>
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]	57.500 mills	\$ 2,354,449

Contact person: Chris Thompson Daytime phone: (303) 253-2685

Signed:  Title: Board Member

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: Refunding/Public Improvements
 Series: General Obligation Limited Tax Refunding and Improvement Bonds, Series 2019
 Date of Issue: September 12, 2019
 Coupon Rate: 3.25% - 5.00%
 Maturity Date: December 1, 2049
 Levy: 50.000 mills
 Revenue: \$2,047,347

2. Purpose of Issue: _____
 Series: _____
 Date of Issue: _____
 Coupon Rate: _____
 Maturity Date: _____
 Levy: _____
 Revenue: _____

CONTRACTS^K:

3. Purpose of Contract: _____
 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.

CERTIFICATION OF TAX LEVIES¹ for NON-SCHOOL Governments

TO: County Commissioners¹ of Adams County, Colorado.

On behalf of the DIATC Metropolitan District - Bond,
(taxing entity)^A

the Board of Directors
(governing body)^B

of the DIATC Metropolitan District
(local government)^C

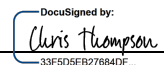
Hereby officially certifies the following mills to be levied against the taxing entity's GROSS \$ 552,230 assessed valuation of: (GROSS^D assessed valuation, Line 2 of the Certification of Valuation Form DLG 57^E)

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: \$ 552,230 (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: 12/15/2022 for budget/fiscal year 2023.
(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	_____ mills	\$ _____
2. <Minus> Temporary General Property Tax Credit/ Temporary Mill Levy Rate Reduction ^I	< _____ > mills	\$ < _____ >
SUBTOTAL FOR GENERAL OPERATING:	<input type="text"/> mills	\$ <input type="text"/>
3. General Obligation Bonds and Interest ^J	<u>50.000</u> mills	\$ <u>27,612</u>
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]	50.000 mills	\$27,612

Contact person: (print) Chris Thompson Daytime phone: (303) 779-5710

Signed:  Title: Board Member

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: Refunding/Public Improvements
 Series: General Obligation Limited Tax Refunding and Improvement Bonds, Series 2019
 Date of Issue: September 12, 2019
 Coupon Rate: 3.25% - 5.00%
 Maturity Date: December 1, 2049
 Levy: 50.000 mills
 Revenue: \$27,612

- 2. Purpose of Issue: _____
 Series: _____
 Date of Issue: _____
 Coupon Rate: _____
 Maturity Date: _____
 Levy: _____
 Revenue: _____

CONTRACTS^K:

- 3. Purpose of Contract: _____
 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.

I, Jodie B. Thompson, hereby certify that I am the duly appointed Secretary of the DIATC Metropolitan District, and that the foregoing is a true and correct copy of the Certification of Tax Levies for the budget year 2023, duly adopted at a meeting of the Board of Directors of the DIATC Metropolitan District held on December 12, 2022.



Secretary