BUDGET RESOLUTION

(2024)

CERTIFIED COPY OF RESOLUTION

STATE OF COLORADO)
) ss
COUNTY OF WELD)

At the special meeting of the Board of Directors of Murata Farms Residential Metropolitan District, City of Fort Lupton, County of Weld, Colorado, held at 9:00 AM on Wednesday, November 15, 2023, by videoconference at https://us06web.zoom.us/j/87359013063?pwd=KhpAOIsKMSIPpmR56V9K82nucRqyy2.1, and by teleconference at (720) 707-2699, Meeting ID: 873 5901 3063, there were present:

Eric Eckberg
John Fairbairn
Richard Spurway
Joseph Stifter

Also present was Michael Davis and Marisa Davis and Hilary Adams of the Law Office of Michael E. Davis, LLC ("District Counsel")

District Counsel reported that, prior to the meeting, legal counsel had notified each of the directors of the date, time and place of this meeting and the purpose for which it was called. District Counsel further reported that this is a special meeting of the Board of Directors of the District and that a notice of the meeting was posted on the District's public website or at a public place within the boundaries of the District pursuant to applicable statutes and at the Weld County Clerk and Recorder's Office, and to the best of their knowledge, remains posted to the date of this meeting.

Thereupon, Director Stifter introduced and moved the adoption of the following Resolution:

RESOLUTION

A RESOLUTION SUMMARIZING EXPENDITURES AND REVENUES FOR EACH FUND, ADOPTING A BUDGET, LEVYING GENERAL PROPERTY TAXES FOR THE YEAR TO HELP DEFRAY THE COSTS OF THE GOVERNMENT, AND APPROPRIATING SUMS OF MONEY TO THE VARIOUS FUNDS IN THE AMOUNTS AND FOR THE PURPOSES SET FORTH HEREIN FOR THE MURATA FARMS RESIDENTIAL METROPOLITAN DISTRICT, CITY OF FORT LUPTON WELD COUNTY, COLORADO, FOR THE CALENDAR YEAR BEGINNING ON THE FIRST DAY OF JANUARY, 2024 AND ENDING ON THE LAST DAY OF DECEMBER, 2024.

WHEREAS, the Board of Directors (the "Board") of the Murata Farms Residential Metropolitan District (the "District") has authorized its consultants, treasurer and legal counsel to prepare and submit a proposed budget to said governing body no later than October 15, 2023; and

WHEREAS, the proposed 2024 budget has been submitted to the Board for its consideration; and

WHEREAS, upon due and proper notice, posted in accordance with Colorado law and published on October 26, 2023 in the <u>Fort Lupton Press</u>, said proposed budget was open for inspection by the public at a designated place, a public hearing was held at 9:00 AM on Wednesday, November 15, 2023, and interested electors were given the opportunity to file or register any objections to said proposed budget; and

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

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

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE MURATA FARMS RESIDENTIAL METROPOLITAN DISTRICT, WELD COUNTY, COLORADO, AS FOLLOWS:

- Section 1. <u>Summary of 2024 Revenues and 2024 Expenditures</u>. That the estimated revenues and expenditures for each fund for fiscal year 2024, as more specifically set forth in the budget attached hereto, are accepted and approved.
- Section 2. <u>Adoption of Budget</u>. That the budget as submitted, or as amended, and attached hereto and incorporated herein is approved and adopted as the budget of the District for fiscal year 2024.

- Section 3. 2024 Levy of General Property Taxes. That the foregoing budget indicates that the amount of money from property tax revenue necessary to balance the budget for the General Fund for operating expenses is \$59,261, and that the 2023 valuation for assessment, as certified by the Weld County Assessor, is \$277,620. That for the purposes of meeting all general operating expenses of the District during the 2024 budget year, there is hereby levied a tax of 14.723 mills upon each dollar of the total valuation of assessment of all taxable property within the District during the year 2023.
- Section 4. <u>2024 Levy of Debt Retirement Expenses</u>. That the foregoing budget indicates that the amount of money from property tax revenue necessary to balance the budget for the Debt Service Fund for debt retirement expense is \$24,007 and that the 2023 valuation for assessment, as certified by the Weld County Assessor, is \$277,620. That for the purposes of meeting all debt retirement expenses of the District during the 2024 budget year, there is hereby levied a tax of 55.277 mills upon each dollar of the total valuation of assessment of all taxable property within the District during the year 2023.
- Section 5. <u>Certification to Board of County Commissioners</u>. That the attorney, accountant or manager for the District is hereby authorized and directed to certify to the Weld County Board of County Commissioners, no later than December 15, 2023, the mill levies for the District hereinabove determined and set. That said certification shall be substantially in the same form as attached hereto and incorporated herein by this reference.
- Section 6. <u>Appropriations</u>. That the amounts set forth as expenditures and balances remaining, as specifically allocated in the budget attached hereto, are hereby appropriated from the revenue of each fund, to each fund, for the purposes stated and no other.
- Section 7. <u>Budget Certification</u>. That the budget shall be certified by the Secretary/Treasurer of the District, and made a part of the public records of the District.

The foregoing Resolution was seconded by Director Eckberg.

RESOLUTION APPROVED AND ADOPTED ON NOVEMBER 15, 2023.

MURATA BARMS RESIDENTIAL METROPOLITAN DISTRICT Evic Edding 45865A2E0F95400...

By: ATTEST: John Fairbain AF7868824B5F428	Eric Eckberg, President	
John Fairbairn, Secretary/Treasure	er	
APPROVED AS TO FORM: LAW OFFICE OF MICHAEL E. As General Counsel to the District	DAVIS, LLC	
Mala A E A	•	

STATE OF COLORADO COUNTY OF WELD MURATA FARMS RESIDENTIAL METROPOLITAN DISTRICT

I, John Fairbairn, hereby certify that I am a director and the duly elected and qualified Secretary/Treasurer of Murata Farms Residential Metropolitan District (the "District"), and that the foregoing constitutes a true and correct copy of the record of proceedings of the Board of Directors of said District adopted at a meeting of the Board of Directors of the District held at 9:00 AM on Wednesday, November 15, 2023, by videoconference at https://us06web.zoom.us/j/87359013063?pwd=KhpAOIsKMSIPpmR56V9K82nucRqyy2.1, and by teleconference at (720) 707-2699, Meeting ID: 873 5901 3063, as recorded in the official record of the proceedings of the District, insofar as said proceedings relate to the budget hearing for fiscal year 2024; that said proceedings were duly had and taken; that the meeting was duly held; and that the persons were present at the meeting as therein shown.

IN WITNESS WHEREOF, I have hereunto subscribed my name on November 15, 2023.

John Fairbairn, Secretary/Treasurer

EXHIBIT A 2024 BUDGET DOCUMENT & BUDGET MESSAGE FOR MURATA FARMS RESIDENTIAL METROPOLITAN DISTRICT

MURATA FARMS RESIDENTIAL METROPOLITAN DISTRICT 2024 BUDGET

SUMMARY OF SIGNIFICANT ASSUMPTIONS

Murata Farms Residential Metropolitan District GENERAL FUND

2024 ADOPTED BUDGET WITH 2022 ACTUAL AND 2023 ESTIMATED AMOUNTS FOR THE YEARS ENDING DECEMBER 31,

	2022 Actual		2023 Estimated		A	2024 dopted
REVENUES						•
Property taxes	\$	-	\$	396	\$	4,145
Specific ownership taxes		-		16		290
Miscellaneous		1,250		-		-
Total revenues		1,250		412		4,435
EXPENDITURES						
Audit		447		11,427		15,000
County treasurer fees		-		6		62
District management and accounting		22,138		20,000		20,000
Dues and subscriptions		198		315		500
Election		-		-		-
Engineer		-		-		-
Insurance and bonds		-		3,000		3,000
Legal		11,859		15,000		17,000
Miscellaneous		-		2,000		2,000
Emergency reserve						1,700
Total expenditures		34,642		51,748		59,262
EXCESS OF EXPENDITURES OVER REVENUES		(33,392)		(51,336)		(54,827)
OTHER FINANCING SOURCES (USES)						
Developer advances		39,831		53,000		56,000
Transfer to capital fund		(7,432)		-		-
Total other financing sources (uses)		32,399		53,000		56,000
NET CHANGE IN FUND BALANCE		(993)		1,664		1,173
BEGINNING FUND BALANCE				(993)		671
ENDING FUND BALANCE (DEFICIT)	\$	(993)	\$	671	\$	1,844

Murata Farms Residential Metropolitan District DEBT SERVICE FUND 2024 ADOPTED BUDGET WITH 2022 ACTUAL AND 2023 ESTIMATED AMOUNTS FOR THE YEARS ENDED AND ENDING DECEMBER 31,

	2022 Actual	2023 timated	A	2024 dopted
REVENUES				
Property taxes	\$ -	\$ 2,186	\$	15,897
Specific ownership taxes	-	107		1,113
Interest	-	1		-
Capital pledge revenue - Murata Farms Commercial	-	-		5,326
Total revenues	-	2,294		22,336
EXPENDITURES				
County treasurer fees	-	33		238
Bond interest	_	_		22,359
Paying agent and cash management fees	-	-		2,000
Total expenditures	-	33		24,597
EXCESS OF REVENUES OVER EXPENDITURES	 	 2,261		(2,261)
OTHER FINANCING SOURCES				
Transfer from capital projects fund	-	-		-
Total other financing sources	-	-		-
NET CHANGE IN FUND BALANCE	-	2,261		(2,261)
BEGINNING FUND BALANCE	-			2,261
ENDING FUND BALANCE	\$ _	\$ 2,261	\$	

Murata Farms Residential Metropolitan District CAPITAL PROJECTS FUND 2024 ADOPTED BUDGET WITH 2022 ACTUAL AND 2023 ESTIMATED AMOUNTS FOR THE YEARS ENDED AND ENDING DECEMBER 31,

	2022 Actual				2024 Adopted	
REVENUES						
Interest	\$	84,726	\$	260,400	\$	100,000
Total revenues		84,726		260,400		100,000
EXPENDITURES						
Capital outlay						
Capital outlay		3,124,618	-			5,299,874
<u>Debt service</u>						
Bond issuance costs		401,943		-		-
Paying agent and cash management fees		13,823		12,300		10,000
Total expenditures		3,540,384		12,300		5,309,874
EXCESS OF EXPENDITURES OVER (UNDER) REVENUES		(3,455,658)		248,100		(5,209,874)
OTHER FINANCING SOURCES (USES) Bond proceeds Transfer to debt service fund Transfer from general fund		8,410,000 - 7,432		- - -		- - -
Total other financing sources (uses)		8,417,432		-		-
NET CHANGE IN FUND BALANCE		4,961,774		248,100		(5,209,874)
BEGINNING FUND BALANCE				4,961,774		5,209,874
ENDING FUND BALANCE	\$ 4,961,77		\$ 5,209,874		\$	-

CERTIFICATION OF TAX LEVIES for NON-SCHOOL Governments

TO: County Commissioners ¹ of	,	WELD COUNTY			, Colora	ado.
On behalf of the MURAT	A FARMS RESIDE	NTIAL METROPOLIT	AN DISTRI	СТ		,
	(t	axing entity) ^A				
the		Board of Directors				
of the MIRA		governing body) ^B				
of the Mura		ENTIAL METROPOL cal government) C	ITAN DISTR	IIC I		
Hereby officially certifies the following mit to be levied against the taxing entity's GRO assessed valuation of:	SS \$	\$2 ssessed valuation, Line 2	77,620.00 of the Certification	ation of Val	luation Form DLG	57 ^E)
Note: If the assessor certified a NET assessed valua (AV) different than the GROSS AV due to a Tax Increment Financing (TIF) Area ^F the tax levies must calculated using the NET AV. The taxing entity's to	t be \$otal	ssessed valuation, Line 4 of	77,620.00 of the Certifica	tion of Valu	nation Form DLG	57)
property tax revenue will be derived from the mill le multiplied against the NET assessed valuation of:	evy USE VAL	UE FROM FINAL CER BY ASSESSOR NO				DED
Submitted: 01/08/2024 (no later than Dec. 15) (mm/dd/yyyy)	for	budget/fiscal yea	ar	2024 (yyyy)	·	
(min deligiff)				(3333)		
PURPOSE (see end notes for definitions and example	les)	LEVY ²		ŀ	REVENUE ²	
1. General Operating Expenses ^H		14.932	mills	\$	4145.42	
2. <minus></minus> Temporary General Property Temporary Mill Levy Rate Reduction ^I	Tax Credit/	<	> mills	<u>\$</u>	0	>
SUBTOTAL FOR GENERAL OPER	RATING:	14.932	mills	\$	4145.42	
3. General Obligation Bonds and Interest ^J		57.262	mills	\$	15897.08	
4. Contractual Obligations ^K			mills	\$	0	
5. Capital Expenditures ^L			mills	\$	0	
6. Refunds/Abatements ^M			mills	\$	0	
7. Other ^N (specify):			— mills	\$		
			mills	\$		
TOTAL: [Sum of C	General Operating and Lines 3 to 7	72.194	mills	\$	20042.50	
Contact person: (print) Sue Blair		Daytime phone:	1.	3036016	441	_
Signed: Title:				Manage	r	
Include one copy of this tax entity's completed form when Division of Local Government (DLG). Room 521, 1313 Sh						ne

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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 <u>NET assessed valuation</u> (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:

BO	NDS ^J :	
1.	Purpose of Issue:	Capital Improvements
	Series:	2022 G.O. Limited Tax Bonds
	Date of Issue:	03/14/2022
	Coupon Rate:	Variable
	Maturity Date:	12/01/2054
	Levy:	57.262
	Revenue:	15.897
2.	Purpose of Issue:	
	Series:	
	Date of Issue:	
	Coupon Rate:	
	Maturity Date:	
	Levy:	
	Revenue:	
CO	NTRACTS ^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.

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Notes.

- ^B Governing Body—The board of county commissioners, the city council, the board of trustees, the board of directors, or the board of any other entity that is responsible for the certification of the *taxing entity's* mill levy. For example: the board of county commissioners is the governing board <u>ex officio</u> of a county public improvement district (PID); the board of a water and sanitation district constitutes <u>ex officio</u> the board of directors of the water subdistrict.
- ^C **Local Government** For purposes of this line on Page 1of the DLG 70, the *local government* is the political subdivision under whose authority and within whose boundaries the *taxing entity* was created. The *local government* is authorized to levy property taxes on behalf of the *taxing entity*. For example, for the purposes of this form:
 - 1. a municipality is both the *local government* and the *taxing entity* when levying its own levy for its entire jurisdiction;
 - 2. a city is the *local government* when levying a tax on behalf of a business improvement district (BID) *taxing entity* which it created and whose city council is the BID board;
 - 3. a fire district is the *local government* if it created a subdistrict, the *taxing entity*, on whose behalf the fire district levies property taxes.
 - 4. a town is the *local government* when it provides the service for a dissolved water district and the town board serves as the board of a dissolved water district, the *taxing entity*, for the purpose of certifying a levy for the annual debt service on outstanding obligations.
- Degroes Assessed Value There will be a difference between gross assessed valuation and net assessed valuation reported by the county assessor only if there is a "tax increment financing" entity (see below), such as a downtown development authority or an urban renewal authority, within the boundaries of the *taxing entity*. The board of county commissioners certifies each *taxing entity's* total mills upon the *taxing entity's Gross Assessed Value* found on Line 2 of Form DLG 57.
- ^E Certification of Valuation by County Assessor, Form DLG 57 The county assessor(s) uses this form (or one similar) to provide valuation for assessment information to a *taxing entity*. The county assessor must provide this certification no later than August 25th each year and may amend it, one time, prior to December 10th. Each entity must use the **FINAL** valuation provided by assessor when certifying a tax levy.
- F TIF Area—A downtown development authority (DDA) or urban renewal authority (URA), may form plan areas that use "tax increment financing" to derive revenue from increases in assessed valuation (gross minus net, Form DLG 57 Line 3) attributed to the activities/improvements within the plan area. The DDA or URA receives the differential revenue of each overlapping *taxing entity's* mill levy applied against the *taxing entity's* gross assessed value after subtracting the *taxing entity's* revenues derived from its mill levy applied against the net assessed value.
- GNET Assessed Value—The total taxable assessed valuation from which the *taxing entity* will derive revenues for its uses. It is found on Line 4 of Form DLG 57. **Please Note:** A downtown development authority (DDA) may be both a *taxing entity* and have also created its own *TIF area* and/or have a URA *TIF Area* within the DDA's boundaries. As a result DDAs may both receive operating revenue from their levy applied to their certified *NET assessed value* and also receive TIF revenue generated by any *tax entity* levies overlapping the DDA's *TIF Area*, including the DDA's own operating levy.

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

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

- Temporary Tax Credit for Operations (DLG 70 Page 1 Line 2)—The Temporary General Property Tax Credit/ Temporary Mill Levy Rate Reduction of 39-1-111.5, C.R.S. may be applied to the *taxing entity*'s levy for general operations to effect refunds. Temporary Tax Credits (TTCs) are not applicable to other types of levies (non-general operations) certified on this form because these levies are adjusted from year to year as specified by the provisions of any contract or schedule of payments established for the payment of any obligation incurred by the *taxing entity* per 29-1-301(1.7), C.R.S., or they are certified as authorized at election per 29-1-302(2)(b), C.R.S.
- J General Obligation Bonds and Interest (DLG 70 Page 1 Line 3)—Enter on this line the total levy required to pay the annual debt service of all general obligation bonds. Per 29-1-301(1.7) C.R.S., the amount of revenue levied for this purpose cannot be greater than the amount of revenue required for such purpose as specified by the provisions of any contract or schedule of payments. Title 32, Article 1 Special districts and subdistricts must complete Page 2 of the DLG 70.
- K Contractual Obligation (DLG 70 Page 1 Line 4)—If repayment of a contractual obligation with property tax has been approved at election and it is not a general obligation bond (shown on Line 3), the mill levy is entered on this line. Per 29-1-301(1.7) C.R.S., the amount of revenue levied for this purpose cannot be greater than the amount of revenue required for such purpose as specified by the provisions of any contract or schedule of payments.
- Lapital Expenditures (DLG 70 Page 1 Line 5)—These revenues are not subject to the statutory property tax revenue limit if they are approved by counties and municipalities through public hearings pursuant to 29-1-301(1.2) C.R.S. and for special districts through approval from the Division of Local Government pursuant to 29-1-302(1.5) C.R.S. or for any taxing entity if approved at election. Only levies approved by these methods should be entered on Line 5.
- M Refunds/Abatements (DLG 70 Page 1 Line 6)—The county assessor reports on the *Certification of Valuation* (DLG 57 Line 11) the amount of revenue from property tax that the local government did not receive in the prior year because taxpayers were given refunds for taxes they had paid or they were given abatements for taxes originally charged to them due to errors made in their property valuation. The local government was due the tax revenue and would have collected it through an adjusted mill levy if the valuation errors had not occurred. Since the government was due the revenue, it may levy, in the subsequent year, a mill to collect the refund/abatement revenue. An abatement/refund mill levy may generate revenues up to, but not exceeding, the refund/abatement amount from Form DLG 57 Line 11.
 - 1. Please Note: Pursuant to Article X, Section 3 of the Colorado Constitution, if the taxing entity is in more than one county, as with all levies, the abatement levy must be uniform throughout the entity's boundaries and certified the same to each county. To calculate the abatement/refund levy for a taxing entity that is located in more than one county, first total the abatement/refund amounts reported by each county assessor, then divide by the taxing entity's total net assessed value, then multiply by 1,000 and round down to the nearest three decimals to prevent levying for more revenue than was abated/refunded. This results in an abatement/refund mill levy that will be uniformly certified to all of the counties in which the taxing entity is located even though the abatement/refund did not occur in all the counties.

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

MURATA FARMS RESIDENTIAL METROPOLITAN DISTRICT

2024 BUDGET

SUMMARY OF SIGNIFICANT ASSUMPTIONS

Services Provided

The District was organized to provide construction, installation, financing and operation of certain public improvements and facilities, including streets, street lighting and traffic and safety controls, water improvements, sanitary sewer and storm drainage improvements, landscaping, and park and recreation improvements. The District prepares its budget on the modified accrual basis of accounting.

REVENUES

The primary source of funds for 2024 is developer advances. The District anticipates receiving developer advances in the amount of \$56,000 to pay for operations and maintenance expenses.

DEBT

In 2022, the Board issued \$8,410,000 in General Obligation Limited Tax Bonds. The net bond proceeds will be used to pay for capital outlay.

ADMINISTRATIVE EXPENSES

Administrative expenses have been budgeted based on estimates of the District's Board of Directors and consultants to include services necessary to maintain the District's administrative viability, such as legal, accounting, managerial, general engineering, insurance, meeting expenses and other administrative costs and expenses.

EMERGENCY RESERVE

The District has provided for an emergency reserve equal to at least 3% of fiscal year spending for 2024, as defined under TABOR.