Olde Town Metropolitan District

c/o Community Resource Services 7995 E. Prentice Avenue, Suite 103E Greenwood Village, CO 80111-2710 303-381-4960

August 15, 2023

Chris Vanderpool Town Clerk to Town of Parker 20120 E. Mainstreet Parker, Colorado 80138-7335

Re: Annual Report

Dear Chris Vanderpool,

The District is responsible for submitting an annual report to the Town Administrator in August of each year. The District's Service Plan states that the annual report shall include the following information:

		Status
1.	The purpose of the District is to finance, acquire and construct public improvements within and without its boundaries, including streets and traffic controls, water and sanitary sewer facilities, and storm sewer services and facilities ("Improvements"). The District anticipates that the Improvements acquired or constructed for the use and benefit of District taxpayers within the District boundaries will be dedicated to and maintained by the Town of Parker ("Town" or "Parker").	No public improvements were constructed in 2022
2.	The audited financial statements of the District for the report year including a balance statement of December 31 of the report year and the statements of operations for the report year, unless an exemption from audit has been granted under the Local Government Audit Law;	2022 Audit Exemption – <u>Attachment 1</u>
3.	A summary of the capital expenditures incurred by the District in development of public facilities in the report year, as well as any capital improvements or projects proposed to be undertaken in the five (5) years following the report year, unless disclosed within a separate schedule to the financial statement;	None
4.	Unless disclosed within a separate schedule to the financial statement, a summary of the financial obligations of the District at the end of the report year, including the amount of outstanding indebtedness, the amount and terms of any new District indebtedness or long-term obligations issued in the report year, the total assessed valuation of all taxable properties within the District as of January 1 of the report year and the current mill levy of the District pledged to debt retirement in the report year;	2023 Mill Levy Certification attachment 2 & Financial Obligation Schedule – Attachment 3
5.	The District's budget for the calendar year in which the annual report is submitted;	2023 Certified Record of Proceedings – <u>Attachment 4</u>
6.	A summary of the commercial development in the District for the report year;	None

7.	A summary of all fees, charges and assessments imposed by the District as of January 1 of the report year;	None
8.	Certification of the Board that no action, event or condition enumerated in section 10.11.060 of the Parker Municipal Code, as amended, has occurred in the report year;	None
9.	The name, business address and telephone number of each Board member and the Board's chief administrative officer and general counsel, together with the date, place and time of the regular meetings of the Board.	Transparency Notice – <u>Attachment 5</u> & Contact Information – <u>Attachment 6</u>
10.	Boundary changes made.	None
11.	Intergovernmental Agreements entered into or terminated with other governmental entities.	None
12.	Access information to obtain a copy of rules and regulations adopted by the Board.	Rules of Official Custodian – Attachment 7
13.	A summary of litigation involving public improvements owned by the special district	The District is not aware of any litigation involving public improvements.
14.	A list of facilities or improvements constructed by the special district that were conveyed or dedicated to the county or municipality.	None
15.	Notice of any uncured defaults existing for more than ninety days under any debt instrument of the special district.	No notices of any uncured default were issued during fiscal year 2022.
16.	Any inability of the special district to pay its obligations as they come due under any obligation which continues beyond a ninety-day period.	To the best of our actual knowledge, the District has been able to pay its obligations as they come due during fiscal year 2022.

Please let me know if you have questions regarding any of the enclosed information.

Sincerely,

Rhonda S. Bilek

District Admin/Assistant Manager

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Enclosures/Attachments:

1-2022 Audit Exemption

2-2023 Mill Levy Certification

3-Obligation Schedule

4-2023 Certified Record of Proceedings

5-Transparency Notice

6-Contact Information

7-Rules of Official Custodian

Attachment 1 2022 Audit Exemption

	APPLICATION FO	R EXEMPT	TION FRO	M AUDIT	
		ONG FOR	M		
NAME OF GOVERNMENT	OLDE TOWN METROPOLITAN DISTRICT	.01101011	IVI		For the Year Ended
ADDRESS	7995 E. PRENTICE AVENUE, SUITE 103E				12/31/2022
	GREENWOOD VILLAGE, CO 80111				or fiscal year ended:
SALIFAAT MENCALI					The state of the s
CONTACT PERSON PHONE	PHYLLIS BROWN				
EMAIL	303-381-4960				
IVIPUL	pbrown@crsofcolorado.com				
	CERTIFIC <i>A</i>	ATION OF F	PREPARE		
certify that I am an independent acc	countant with knowledge of governmental accounting and that the information	in the Application is	s complete and a	ccurate to the best of my knowledge. Lam aware t	hat the Audit Law requires that a margar
ndependent of the entity complete th	ne application if revenues or expenditure are at least \$100,000 but not more than	\$750,000, and that	independent me	ans someone who is separate from the entity	nat the Addit Law requires that a person
IAME:	Phyllis Brown			The coparate from the criticity.	
TITLE	DISTRICT ACCOUNTANT				
IRM NAME (if applicable)	COMMUNITY RESOURCE SERVICES OF COLORADO				
ADDRESS	7995 E. PRENTICE AVENUE, SUITE 103E, GREENWOOD VILLAGE, O	CO 80111	***************************************		
HONE	303-381-4960				
DATE PREPARED	3/24/2023				
RELATIONSHIP TO ENTITY	DISTRICT ACCOUNTANT				
PREPARER (SIGNATURE F	REQUIRED)				
7 7 14 6	12 12 m				
lac the entity filed for as beach.	district filed a Title 20 A still 4.0				
uring the year? [Applicable to Ti	district filed, a Title 32, Article 1 Special District Notice of Inactive Status tle 32 special districts only, pursuant to Sections 32-1-103 (9.3) and 32-1-	YES	NO		
04 (3), C.R.S.]	ue oz speciai districts only, pursuant to sections 32-1-103 (9.3) and 32-1-			If Yes, date filed:	
/ -//	The state of the s		121		

PART 1 - FINANCIAL STATEMENTS - BALANCE SHEET

* Indicate Name of Fund

NOTE: Attach additional sheets as necessary. Proprietary/Fiduciary Funds Please use this space to Line # Description General Fund **Debt Fund** Description Fund* Fund* provide explanation of any items on this page Assets Assets 1-1 Cash & Cash Equivalents \$ 11.387 \$ 45,515 Cash & Cash Equivalents Investments 78,283 | \$ Investments 1-2 \$ 11,150 \$ - | \$ 56,146 \$ 1-3 Receivables \$ 78,604 Receivables \$ - | \$ \$ Due from Other Entities or Funds \$ Due from Other Entities or Funds - \$ 1-4 - | \$ 1-5 Property Tax Receivable \$ Other Current Assets [specify...] \$ All Other Assets [specify...] \$ - | \$ Lease Receivable (as Lessor) \$ Total Current Assets \$ - \$ \$ 1-6 1-7 **Prepaid Expense** \$ 2,571 \$ Capital & Right to Use Assets, net (from Part 6-4) - | \$ 1-8 \$ \$ Other Long Term Assets [specify...] \$ - | \$ 1-9 \$ \$ \$ - \$ 1-10 \$ \$ \$ - \$ TOTAL ASSETS \$ 135,269 1-11 (add lines 1-1 through 1-10) 148,387 \$ (add lines 1-1 through 1-10) TOTAL ASSETS \$ - | \$ **Deferred Outflows of Resources: Deferred Outflows of Resources** \$ 1-12 [specify...] - | \$ [specify...] - \$ \$ - \$ 1-13 [specify...] \$ [specify...] (add lines 1-12 through 1-13) TOTAL DEFERRED OUTFLOWS \$ (add lines 1-12 through 1-13) TOTAL DEFERRED OUTFLOWS \$ 1-14 - | \$ - | \$ TOTAL ASSETS AND DEFERRED OUTFLOWS \$ 148,387 \$ TOTAL ASSETS AND DEFERRED OUTFLOWS \$ - \$ 1-15 135,269 Liabilities Liabilities 2,352 \$ 1-16 **Accounts Payable** \$ **Accounts Payable** - \$ **Accrued Payroll and Related Liabilities** \$ 46 \$ **Accrued Payroll and Related Liabilities** - \$ 1-17 907 | \$ 1-18 **Unearned Property Tax Revenue** \$ 1,270 **Accrued Interest Payable** \$ - \$ 1-19 Due to Other Entities or Funds \$ \$ Due to Other Entities or Funds - \$ \$ \$ 1-20 All Other Current Liabilities \$ All Other Current Liabilities - \$ (add lines 1-16 through 1-20) TOTAL CURRENT LIABILITIES \$ (add lines 1-16 through 1-20) TOTAL CURRENT LIABILITIES \$ 1-21 3,305 \$ 1,270 - \$ All Other Liabilities [specify...] **Proprietary Debt Outstanding** - \$ 1-22 \$ \$ (from Part 4-4) \$ 1-23 \$ \$ Other Liabilities [specify...]: \$ - \$ 1-24 \$ \$ \$ - | \$ \$ \$ - |\$ 1-25 - | \$ \$ \$ - \$ 1-26 \$ TOTAL LIABILITIES \$ **TOTAL LIABILITIES \$** (add lines 1-21 through 1-26) 3,305 \$ 1,270 (add lines 1-21 through 1-26) - \$ 1-27 **Deferred Inflows of Resources: Deferred Inflows of Resources** 78,604 Pension/OPEB Related **Deferred Property Taxes** \$ 56,146 \$ 1-28 - | \$ Lease related (as lessor) \$ 1-29 \$ Other [specify...] \$ - | \$ (add lines 1-28 through 1-29) TOTAL DEFERRED INFLOWS \$ 56,146 \$ 78,604 (add lines 1-28 through 1-29) TOTAL DEFERRED INFLOWS \$ - \$ 1-30 **Fund Balance** Net Position 1-31 Nonspendable Prepaid \$ 2,571 \$ **Net Investment in Capital Assets** \$ - \$ 1-32 Nonspendable Inventory \$ \$ Restricted [specify...] TABOR/Debt Service \$ 1,400 \$ 55,395 **Emergency Reserves** \$ - \$ 1-33 1-34 Committed [specify...] \$ \$ Other Designations/Reserves \$ - | \$ Assigned [specify...] \$ Restricted - \$ 1-35 \$ Unassigned: 84,965 \$ Undesignated/Unreserved/Unrestricted 1-36 - | \$ 1-37 Add lines 1-31 through 1-36 Add lines 1-31 through 1-36 This total should be the same as line 3-33 This total should be the same as line 3-33 TOTAL FUND BALANCE \$ TOTAL NET POSITION \$ 88,936 | \$ 55,395 - | \$ 1-38 Add lines 1-27, 1-30 and 1-37 Add lines 1-27, 1-30 and 1-37 This total should be the same as line 1-15 This total should be the same as line 1-15 TOTAL LIABILITIES, DEFERRED INFLOWS, AND FUND TOTAL LIABILITIES, DEFERRED INFLOWS, AND NET BALANCE POSITION S 148,387 \$ 135,269

PART 2 - FINANCIAL STATEMENTS - OPERATING STATEMENT - REVENUES

		Governmental Funds			Proprietary/F	iduciary Funds	
Line #	Description	General Fund	Debt Fund	Description	Fund*	Fund*	Please use this space to provide explanation of any
	Tax Revenue			Tax Revenue			items on this page
2-1	Property [include mills levied in Question 10-6]	\$ 55,277	\$ 77,388	Property [include mills levied in Question 10-6]	\$ -	\$ -	
2-2	Specific Ownership	\$ 4,930	\$ 6,902	Specific Ownership	\$ -	\$ -	
2-3	Sales and Use Tax	\$ -	\$ -	Sales and Use Tax	\$ -	\$ -	
2-4	Other Tax Revenue [specify]:	\$ -	\$ -	Other Tax Revenue [specify]:	\$ -	\$ -	
2-5		\$ -	\$ -		\$ -	\$ -	
2-6		\$ -	\$ -		\$ -	\$ -	_
2-7		\$ -	\$ -		\$ -	\$ -	
2-8	Add lines 2-1 through 2-7 TOTAL TAX REVENUE	\$ 60,207	\$ 84,290	Add lines 2-1 through 2-7 TOTAL TAX REVENUE	\$ -	\$ -	
2-9	Licenses and Permits	\$ -	\$ -	Licenses and Permits	\$ -	\$ -	
2-10	Highway Users Tax Funds (HUTF)	\$ -	\$ -	Highway Users Tax Funds (HUTF)	\$ -	\$ -	
2-11	Conservation Trust Funds (Lottery)	\$ -	\$ -	Conservation Trust Funds (Lottery)	\$ -	\$ -	
2-12	Community Development Block Grant	\$ -	\$ -	Community Development Block Grant	\$ -	\$ -	
2-13	Fire & Police Pension	\$ -	\$ -	Fire & Police Pension	\$ -	\$ -	
2-14	Grants	\$ -	\$ -	Grants	\$ -	\$ -	
2-15	Donations	\$ -	\$ -	Donations	\$ -	\$ -	
2-16	Charges for Sales and Services	\$ -	\$ -	Charges for Sales and Services	\$ -	\$ -	
2-17	Rental Income	\$ -	\$ -	Rental Income	\$ -	\$ -	
2-18	Fines and Forfeits	\$ -	\$ -	Fines and Forfeits	\$ -	\$ -	
2-19	Interest/Investment Income	\$ 1,795	\$ 1,271	Interest/Investment Income	\$ -	\$ -	
2-20	Tap Fees	\$ -	\$ -	Tap Fees	\$ -	\$ -	
2-21	Proceeds from Sale of Capital Assets	\$ -	\$ -	Proceeds from Sale of Capital Assets	\$ -	\$ -	
2-22	All Other [specify]:	\$ -	\$ -	All Other [specify]:	\$ -	\$ -	
2-23		\$ -	\$ -		\$ -	\$ -	
2-24	Add lines 2-8 through 2-23 TOTAL REVENUES	\$ 62,002	\$ 85,561	Add lines 2-8 through 2-23 TOTAL REVENUES	\$ -	\$ -	
	Other Financing Sources			Other Financing Sources			
2-25	Debt Proceeds	\$ -	\$ -	Debt Proceeds	\$ -	\$ -	
2-26	Lease Proceeds	\$ -	\$ -	Lease Proceeds	\$ -	\$ -	
2-27	Developer Advances	\$ -	\$ -	Developer Advances	\$ -	\$ -	
2-28	Other [specify]:	\$ -	\$ -	Other [specify]:	\$ -	\$ -	
2-29	Add lines 2-25 through 2-28 TOTAL OTHER FINANCING SOURCES	\$ -	\$ -	Add lines 2-25 through 2-28 TOTAL OTHER FINANCING SOURCES	\$ -	\$ -	GRAND TOTALS
2-30	Add lines 2-24 and 2-29 TOTAL REVENUES AND OTHER FINANCING SOURCES	\$ 62,002	\$ 85,561	Add lines 2-24 and 2-29 TOTAL REVENUES AND OTHER FINANCING SOURCES	\$ -	\$ -	\$ 147,563

IF GRAND TOTAL REVENUES AND OTHER FINANCING SOURCES for all funds (Line 2-29) are GREATER than \$750,000 - STOP. You may not use this form. An audit may be required. See Section 29-1-604, C.R.S., or contact the OSA Local Government Division at (303) 869-3000 for assistance.

PART 3 - FINANCIAL STATEMENTS - OPERATING STATEMENT - EXPENDITURES/EXPENSES **Governmental Funds** Proprietary/Fiduciary Funds Please use this space to Line # Description Description Debt Fund provide explanation of any Expenditures Expenses items on this page 3-1 **General Government** 44,145 \$ **General Operating & Administrative** Judicial Salaries - | \$ 3-2 \$ \$ Law Enforcement 3-3 \$ - \$ **Payroll Taxes** \$ - \$ \$ - \$ **Contract Services** \$ - \$ 3-4 \$ 3-5 **Highways & Streets** \$ - | \$ **Employee Benefits** - | \$ \$ 3-6 Solid Waste \$ - | \$ Insurance - | \$ Contributions to Fire & Police Pension Assoc. \$ Accounting and Legal Fees - \$ 3-7 - | \$ Repair and Maintenance 3-8 Health \$ - | \$ - | \$ 3-9 **Culture and Recreation** \$ 1 \$ Supplies - \$ 3-10 Transfers to other districts \$ \$ Utilities - \$ 823 \$ 1,152 Other [specify...]: County Treasurer Fees \$ Contributions to Fire & Police Pension Assoc. - \$ 3-11 3-12 \$ - | \$ Other [specify...] - \$ \$ 3-13 - | \$ - | \$ Capital Outlay \$ Capital Outlay \$ 3-14 - | \$ - | \$ **Debt Service Debt Service** Principal \$ 40.000 Principal - \$ 3-15 (should match amount in 4-4) (should match amount in 4-4) 3-16 Interest \$ - | \$ 43.225 Interest \$ - \$ **Bond Issuance Costs Bond Issuance Costs** 3-17 \$ - | \$ \$ - | \$ **Developer Principal Repayments** \$ **Developer Principal Repayments** \$ 3-18 - | \$ - | \$ 3-19 **Developer Interest Repayments** \$ - | \$ **Developer Interest Repayments** - | \$ 3-20 All Other [specify...]: \$ \$ All Other [specify...]: - \$ **GRAND TOTAL** 3-21 \$ \$ \$ - \$ Add lines 3-1 through 3-21 Add lines 3-1 through 3-21 3-22 44,968 | \$ 84.377 - | \$ 129.345 TOTAL EXPENSES TOTAL EXPENDITURES Interfund Transfers (In) \$ - Net Interfund Transfers (In) Out - \$ 3-23 \$ Interfund Transfers Out \$ \$ Other [specify...][enter negative for expense] \$ - \$ Other Expenditures (Revenues): \$ - \$ Depreciation/Amortization \$ - \$ 3-25 Other Financing Sources (Uses) 3-26 \$ - | \$ \$ - | \$ 3-27 \$ - | \$ Capital Outlay (from line 3-14) - | \$ 3-28 \$ **Debt Principal** (from line 3-15, 3-18) - \$ - | \$ 3-29 (Add lines 3-23 through 3-28) (Line 3-27, plus line 3-28, less line 3-26, less line 3-25, plus TRANSFERS AND OTHER EXPENDITURES \$ line 3-24) TOTAL GAAP RECONCILING ITEMS \$ 3-30 Excess (Deficiency) of Revenues and Other Financing Net Increase (Decrease) in Net Position Sources Over (Under) Expenditures Line 2-29, less line 3-22, plus line 3-29, less line 3-23 Line 2-29, less line 3-22, less line 3-29 17,034 | \$ - | \$ Net Position, January 1 from December 31 prior year 3-31 Fund Balance, January 1 from December 31 prior year report 71.902 \$ 54.211 \$ - | \$ \$ 3-32 Prior Period Adjustment (MUST explain) Prior Period Adjustment (MUST explain) \$ \$ - | \$ \$ 3-33 Fund Balance, December 31 Net Position, December 31 Sum of Lines 3-30, 3-31, and 3-32 Sum of Lines 3-30, 3-31, and 3-32 This total should be the same as line 1-37. 88,936 \$ 55,395 This total should be the same as line 1-37.

IF GRAND TOTAL EXPENDITURES for all funds (Line 3-22) are GREATER than \$750,000 - STOP. You may not use this form. An audit may be required. See Section 29-1-604, C.R.S., or contact the OSA Local Government Division at (303) 869-3000 for assistance.

Are the entity's deposits in an eligible (Public Deposit Protection Act) public depository (Section 11-

10.5-101, et seg. C.R.S.)? If no, MUST explain:

1

	FANI	6 - CAPITAL	MIND I	71011 <u>1-</u>	- 1 O-U <u>UL</u>	- AOOL IO	
	Please answer the following question by marking in the appropriate box				YES	NO	Please use this space to provide any explanations or comment
-1	Does the entity have capitalized assets?					V	
-2	Has the entity performed an annual inventory of capital assets in accordance with	Section 29-1-506, C	.R.S.? If no),			
	MUST explain:				_		
-3		Balance -	A states				
	Complete the following Capital & Right-To-Use Assets table for GOVERNMENTAL FUNDS:	beginning of the	Additio	ons	Deletions	Year-End Balance	
		year 1	_				
	Land	\$ -		- \$	-		-
	Buildings		\$	- \$	-		<u>-</u>
	Machinery and equipment	<u> </u>	\$	- \$		\$	<u>-</u>
	Furniture and fixtures		\$	- \$			<u>-</u>
	Infrastructure		\$	- \$	-	\$	<u>-</u>
	Construction In Progress (CIP) Leased Right-to-Use Assets	\$ - \$ -	\$	- \$ - \$	-	7	-
	Intangible Assets		\$	- \$ - \$			\exists
	Other (explain):	\$ -		- \$	-	•	_
	Accumulated Amortization Right to Use Leased Assets (Enter a negative, or credit, balance)	·	\$	- \$	-		_
	Accumulated Depreciation (Enter a negative, or credit, balance)	\$ -	·	- \$	-	\$	-
	TOTAL		\$	- \$	_	\$	_
		Balance -	Ψ			Ψ	
-4	Complete the following Capital & Right-To-Use Assets table for PROPRIETARY FUNDS:	beginning of the	Additio	one	Deletions	Year-End Balance	
7	Complete the following cupital a right-10-00c Assets table for 1 for the 1ART 1 of the	year*	Addition	0113	Deletions	rear-Ena Dalance	
	Land	\$ -	\$	- \$		\$	
	Buildings		\$	- \$		\$	-
	Machinery and equipment	\$ -	\$	- \$	-	\$	-
	Furniture and fixtures	\$ -		- \$	-		-
	Infrastructure	\$ -		- \$	-		<u>-</u>
	Construction In Progress (CIP)		\$	- \$		\$	<u>-</u>
	Leased Right-to-Use Assets		\$	- \$	-		<u>-</u>
	Intangible Assets		\$	- \$	-		<u>-</u>
	Other (explain): Accumulated Amortization Right to Use Leased Assets (Enter a negative, or credit, balance)	·	\$	- \$ - \$	-		<u>-</u>
	Accumulated Depreciation (Enter a negative, or credit, balance)	·	\$	- \$ - \$	-		-
	TOTAL	•	\$	- \$ - \$		\$	<u>-</u>
	TOTAL	* Must agree to prior year	· .		-	Ф	
					ed at capital outla	ay on line 3-14 and capitalized	d in
		accordance with the gove	ernment's cap	italization pol	licy. Please expla	ain any discrepancy	
		DADT 7 DE	-NOIO	LINEO		N.I.	
		PART 7 - PE	<u> </u>	<u>v IIVFO</u>			
	*				YES	NO	Please use this space to provide any explanations or comment
	Does the entity have an "old hire" firefighters' pension plan?				(-)	✓	
	Does the entity have a volunteer firefighters' pension plan?					☑	
es:	Who administers the plan?				C+1 ++0		
	Indicate the contributions from:						
			•				
	Tax (property, SO, sales, etc.):		\$				
	State contribution amount:		\$	-			
	Other (gifts, donations, etc.):		\$	-			
		TOTAL	\$	-			

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	Р.	<u> ART 8 - BUDGI</u>	ELINE	<u> PRMATIC</u>)N	
	Please answer the following question by marking in the appropriate box		'ES	NO	N/A	Please use this space to provide any explanations or comments:
8-1	Did the entity file a current year budget with the Department of Local Affairs, in accord Section 29-1-113 C.R.S.? If no, MUST explain:	lance with	V			
	Did the entity pass an appropriations resolution in accordance with Section 29-1-108 (C.R.S.?	▽	8		
8-2	If no, MUST explain:		<u> </u>			
If yes:	Please indicate the amount appropriated for each fund separately for the year reported					
	Governmental/Proprietary Fund Name	Total Appropriations By				
	General Fund \$ Debt Fund \$		117,234 84,892			
	\$		-			
		<u> </u>	-			
	PART 9 -	TAX PAYER'S I	BILL OF	RIGHTS	S (TABOR)	
	Please answer the following question by marking in the appropriate box			YES	NO	Please use this space to provide any explanations or comments:
9-1	Is the entity in compliance with all the provisions of TABOR [State Constitution, Article Note: An election to exempt the government from the spending limitations of TABOR does not exempt the government.]			✓		
	requirement. All governments should determine if they meet this requirement of TABOR.					
	PA	RT 10 - GENEF	RAL INF	ORMATI	ON	
	Please answer the following question by marking in the appropriate box			YES	NO	Please use this space to provide any explanations or comments:
10-1	Is this application for a newly formed governmental entity?				✓	
If yes:	Date of formation:					
10-2	Has the entity changed its name in the past or current year?				✓	
If Yes:	NEW name					
	PRIOR name					
	Is the entity a metropolitan district?			✓		
10-4	Please indicate what services the entity provides:					
	Public improvements, including street and traffic controls, water and sanitary and storm sewe	er facilities.		_	_	
	Does the entity have an agreement with another government to provide services?				✓	
If yes:	List the name of the other governmental entity and the services provided:					
	Does the entity have a certified mill levy?	- > -		✓		
ir yes:	Please provide the number of mills levied for the year reported (do not enter \$ amount Bond Redemption mills	21.000				
	General/Other mills	15.000				
	Total mills	36.000				
	Please use this space to pr	ovide any additional e	explanation	s or commen	ts not previously includ	led:

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		OSA USE ONLY		
Entity Wide:	General Fund	Governmental Funds	Notes	
Unrestricted Cash & Investments	\$ 146,335 Unrestricted Fund Balance	\$ 84,965 Total Tax Revenue	\$ 144,497	
Current Liabilities	\$ 4,575 Total Fund Balance	\$ 88,936 Revenue Paying Debt Service	\$ 85,561	
Deferred Inflow	\$ 134,750 PY Fund Balance	\$ 71,902 Total Revenue	\$ 147,563	
	Total Revenue	\$ 62,002 Total Debt Service Principal	\$ 40,000	
	Total Expenditures	\$ 44,968 Total Debt Service Interest	\$ 43,225	
Governmental	Interfund In	\$		
Total Cash & Investments	\$ 146,335 Interfund Out	\$ - Enterprise Funds		
Fransfers In	\$ - Proprietary	Net Position	\$	
ransfers Out	\$ - Current Assets	\$ - PY Net Position	\$ -	
Property Tax	\$ 132,665 Deferred Outflow	\$ - Government-Wide		
Debt Service Principal	\$ 40.000 Current Liabilities	\$ - Total Outstanding Debt	\$ 870,000	
Total Expenditures	\$ 129,345 Deferred Inflow	\$ - Authorized but Unissued	\$ 1,295,000	
Total Developer Advances	\$ - Cash & Investments	\$ - Year Authorized	11/3/2009	
Total Developer Penayments	\$ - Principal Evnence	\$		

PART 12 - GOVERNING BODY APPROVAL

I	Please answer the following question by marking in the appropriate box	YES	NO
12-1	If you plan to submit this form electronically, have you read the new Electronic Signature Policy?	✓	-1

Office of the State Auditor — Local Government Division - Exemption Form Electronic Signatures Policy and Procedures

Policy - Requirements

The Office of the State Auditor Local Government Audit Division may accept an electronic submission of an application for exemption from audit that includes governing board signatures obtained through a program such as Docusign or Echosign. Required elements and safeguards are as follows:

- The preparer of the application is responsible for obtaining board signatures that comply with the requirement in Section 29-1-604 (3), C.R.S., that states the application shall be personally reviewed, approved, and signed by a majority of the members of the governing body.
- The application must be accompanied by the signature history document created by the electronic signature software. The signature history document must show when the document was created and when the document was emailed to the various parties, and include the dates the individual board members signed the document. The signature history must also show the individuals' email addresses and IP address.
- Office of the State Auditor staff will not coordinate obtaining signatures.

The application for exemption from audit form created by our office includes a section for governing body approval. Local governing boards note their approval and submit the application through one of the following three methods:

- 1) Submit the application in hard copy via the US Mail including original signatures.
- 2) Submit the application electronically via email and either,
- a. Include a copy of an adopted resolution that documents formal approval by the Board, or
- b. Include electronic signatures obtained through a software program such as Docusign or Echosign in accordance with the requirements noted above.

Below is the certification and approval of the governing body By signing, each individual member is certifying they are a duly elected or appointed officer of the local government. Governing members may be verified. Also by signing, each individual member is certifying they are a duly elected or appointed officer of the local government. Governing members may be verified. Also by signing, the individual member certifies that this Application for Exemption from Audit has been prepared consistent with Section 29-1-604, C.R.S., which states that a governmental agency with revenue and expenditures of \$750,000 or less must have an application prepared by an independent accountant with knowledge of governmental accounting; completed to the best of their knowledge and is accurate and true. Use additional pages if needed.

	Print the names of ALL members of the governing body below.	AMAJORITY of the members of the governing body must complete and sign in the column below.
1	Full Name Dan Mitchell Trevey	I, Dan Mi chall Trevey, attest that I am a duly elected or appointed board member, and that I have personally reviewed and approve this patrical of the temption of the tempti
	Full Name	Docusigned by:
2	Michael Kleinman	I, Michael Kleinman, attest that I am a duly elected or appointed board member, and that I have personally reviewed and approve this deprivation for the province and the state of the personal province and the state of the stat
	Full Name	I Purdy Evige attact that I am a duly elected or appointed heard member, and that I have personally reviewed and approve this
3		I, Rudy Eyler, attest that I am a duly elected or appointed board member, and that I have personally reviewed and approve this application for well and audit. 3/28/2023 Signed
	Full Name	l, , attest that I am a duly elected or appointed board member, and that I have
4		personally reviewed and approve this application for exemption from audit. Signed Date: My term Expires:
	Full Name	I,, attest that I am a duly elected or appointed board member, and that I have
5		personally reviewed and approve this application for exemption from audit. Signed
	Full Name	I, , attest that I am a duly elected or appointed board member, and that I have
6		personally reviewed and approve this application for exemption from audit. Signed Date: My term Expires:
	Full Name	I,, attest that I am a duly elected or appointed board member, and that I have
7		personally reviewed and approve this application for exemption from audit. Signed Date: My term Expires:

DocuSian

Certificate Of Completion

Envelope Id: FCD64D7765F9442AB23CCA7A1D6D5696

Subject: Olde Town MD - 2022 Audit Exemption.pdf

Source Envelope:

Document Pages: 10

Certificate Pages: 5

AutoNav: Enabled

Envelopeld Stamping: Enabled

Time Zone: (UTC-08:00) Pacific Time (US & Canada)

Status: Completed

Envelope Originator: Rhonda Bilek

rbilek@crsofcolorado.com

IP Address: 96.88.70.121

Record Tracking

Status: Original

3/27/2023 8:33:22 AM

Holder: Rhonda Bilek

rbilek@crsofcolorado.com

Location: DocuSign

Signer Events

Dan Mitchell Trevey

mitch@trevey.com

(None)

Security Level: Email, Account Authentication

Signature

Signatures: 3

Initials: 0

Dan Mitchell Trevey 5910DFD00C6A419...

Signature Adoption: Pre-selected Style

Timestamp

Sent: 3/27/2023 8:38:45 AM Viewed: 3/27/2023 8:50:19 AM Signed: 3/27/2023 8:50:37 AM

Using IP Address: 50.211.240.118

Electronic Record and Signature Disclosure: Accepted: 3/27/2023 8:50:19 AM

ID: 19421095-dca7-4d8f-ac83-4e6295cdb019

Michael Kleinman

michaeljkleinmanlaw@gmail.com

Security Level: Email, Account Authentication

(None)

Michael Eleinman 98C912E00679473

Signature Adoption: Pre-selected Style Using IP Address: 76.25.248.19

Sent: 3/27/2023 8:38:46 AM Viewed: 3/27/2023 8:40:10 AM

Signed: 3/27/2023 8:40:17 AM

Electronic Record and Signature Disclosure:

Accepted: 3/27/2023 8:40:10 AM

ID: cba0bdcc-04a5-4377-90dc-98ccf07e34ec

Rudy Byler

rudy@pacificnorthent.com

Security Level: Email, Account Authentication

(None)

Rudy Byler

Signature Adoption: Pre-selected Style

Using IP Address: 70.119.36.58

Sent: 3/27/2023 8:38:46 AM

Viewed: 3/28/2023 2:49:53 PM Signed: 3/28/2023 2:49:59 PM

Timestamp

Electronic Record and Signature Disclosure:

Accepted: 3/28/2023 2:49:53 PM

In Person Signer Events

ID: 044ff100-59c1-4413-8237-a6aff4a48ac3

Signature **Editor Delivery Events Status Timestamp**

Agent Delivery Events Status Timestamp

Intermediary Delivery Events Status Timestamp

Certified Delivery Events Status **Timestamp**

Attachment 2 2023 Mill Levy Certification

CERTIFICATION OF TAX LEVIES for NON-SCHOOL Governments

TO The County Commissioners of Douglas County, Colorado On behalf of the Olde Town Metro District the Board of Directors of the Olde Town Metropolitan District

Hereby officially certifies the following mills to be levied against the taxing entity's **GROSS** assessed valuation of: \$3,743,060 Note: If the assessor certified a NET assessed valuation (AV) different than the GROSS AV due to a Tax Increment Financing (TIF) Area 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: \$3,743,060

Submitted: *Marcos Pacheco* for budget/fiscal year 2023

PURPOSE	LEVY	REVENUE
1. General Operating Expenses	15.000 mills	\$56,146
2. <minus> Temporary General Property Tax Credit/ Temporary Mill Levy Rate Reduction</minus>	-0.000 mills	-\$0
SUBTOTAL FOR GENERAL OPERATING:	15.000 mills	\$56,146
 3. General Obligation Bonds and Interest 4. Contractual Obligations 5. Capital Expenditures 6. Refunds/Abatements 7. Other 	21.000 mills 0.000 mills 0.000 mills 0.000 mills 0.000 mills	\$78,604 \$0 \$0 \$0 \$0
8. Judgment TOTAL:	0.000 mills 36.000 mills	\$0 \$134,750

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.

<u>CERTIFY A SEPARATE MILL LEVY FOR EACH BOND, CONTRACT, OTHER, AND/OR JUDGMENT:</u>

BONDS

1. Purpose of Issue: Series 2011 Refunding

Series: 2018

Date of Issue: 2018-06-12

Coupon Rate: 5.87

Maturity Date:	2037-12-01
Levy:	21.000
Revenue:	\$78,604
CONTRACTS	No Contracts Available
OTHER	Two Conducts Trundore
OTHER	No Other Available
JUDGMENT	
	No Judgment Available
Explanation of Change:	
	Generated On Thu, 15 Dec 2022

Attachment 3
Obligation Schedule

OLDE TOWN MD PROPOSED 2018 DEBT SERVICE SCHEDULE

Proposed Debt Service Schedule						
Debt						
Date	Rate	Interest	Principal	Balance	Service	
6/1/2018				1,005,000	0	
12/1/2018	5.87%	29,497	15,000	990,000	44,497	
6/1/2019	5.87%	29,057		990,000	29,057	
12/1/2019	5.87%	29,057	20,000	970,000	49,057	
6/1/2020	5.87%	28,470		970,000	28,470	
12/1/2020	5.87%	28,470	25,000	945,000	53,470	
6/1/2021	4.75%	22,444		945,000	22,444	
12/1/2021	4.75%	22,444	35,000	910,000	57,444	
6/1/2022	4.75%	21,613		910,000	21,613	
12/1/2022	4.75%	21,613	40,000	870,000	61,613	
6/1/2023	4.75%	20,663		870,000	20,663	
12/1/2023	4.75%	20,663	40,000	830,000	60,663	
6/1/2024	4.75%	19,713		830,000	19,713	
12/1/2024	4.75%	19,713	40,000	790,000	59,713	
6/1/2025	4.75%	18,763		790,000	18,763	
12/1/2025	4.75%	18,763	40,000	750,000	58,763	
6/1/2026	4.75%	17,813		750,000	17,813	
12/1/2026	4.75%	17,813	45,000	705,000	62,813	
6/1/2027	4.75%	16,744		705,000	16,744	
12/1/2027	4.75%	16,744	50,000	655,000	66,744	
6/1/2028	4.75%	15,556		655,000	15,556	
12/1/2028	4.75%	15,556	50,000	605,000	65,556	
6/1/2029	4.75%	14,369		605,000	14,369	
12/1/2029	4.75%	14,369	50,000	555,000	64,369	
6/1/2030	4.75%	13,181		555,000	13,181	
12/1/2030	4.75%	13,181	55,000	500,000	68,181	
6/1/2031	4.75%	11,875		500,000	11,875	
12/1/2031	4.75%	11,875	55,000	445,000	66,875	
6/1/2032	4.75%	10,569		445,000	10,569	
12/1/2032	4.75%	10,569	60,000	385,000	70,569	
6/1/2033	4.75%	9,144		385,000	9,144	
12/1/2033	4.75%	9,144	60,000	325,000	69,144	
6/1/2034	4.75%	7,719		325,000	7,719	
12/1/2034	4.75%	7,719	65,000	260,000	72,719	
6/1/2035	4.75%	6,175		260,000	6,175	
12/1/2035	4.75%	6,175	70,000	190,000	76,175	
6/1/2036	4.75%	4,513		190,000	4,513	
12/1/2036	4.75%	4,513	70,000	120,000	74,513	
6/1/2037	4.75%	2,850		120,000	2,850	
12/1/2037	4.75%	2,850	120,000	0	122,850	

Annual Debt Service Summary					
					Debt
Date	Rate	Interest	Principal	Balance	Service
Closing				1,005,000	
12/1/2018	5.87%	29,497	15,000	990,000	44,497
12/1/2019	5.87%	58,113	20,000	970,000	78,113
12/1/2020	5.87%	56,939	25,000	945,000	81,939
12/1/2021	4.75%	44,888	35,000	910,000	79,888
12/1/2022	4.75%	43,225	40,000	870,000	83,225
12/1/2023	4.75%	41,325	40,000	830,000	81,325
12/1/2024	4.75%	39,425	40,000	790,000	79,425
12/1/2025	4.75%	37,525	40,000	750,000	77,525
12/1/2026	4.75%	35,625	45,000	705,000	80,625
12/1/2027	4.75%	33,488	50,000	655,000	83,488
12/1/2028	4.75%	31,113	50,000	605,000	81,113
12/1/2029	4.75%	28,738	50,000	555,000	78,738
12/1/2030	4.75%	26,363	55,000	500,000	81,363
12/1/2031	4.75%	23,750	55,000	445,000	78,750
12/1/2032	4.75%	21,138	60,000	385,000	81,138
12/1/2033	4.75%	18,288	60,000	325,000	78,288
12/1/2034	4.75%	15,438	65,000	260,000	80,438
12/1/2035	4.75%	12,350	70,000	190,000	82,350
12/1/2036	4.75%	9,025	70,000	120,000	79,025
12/1/2037	4.75%	5,700	120,000	0	125,700

Attachment 4 2023 Certified Record of Proceedings

OLDE TOWN METROPOLITAN DISTRICT GENERAL FUND 2023 ADOPTED BUDGET WITH 2021 ACTUAL AND 2022 ESTIMATED AMOUNTS FOR THE YEARS ENDED AND ENDING DECEMBER 31,

	2021 Actual	Es	2022 stimated	Δ	2023 dopted
REVENUES					<u> </u>
Property taxes	\$ 44,093	\$	55,569	\$	56,146
Specific ownership taxes	4,252		4,883		3,930
Interest	238		1,100		500
Total revenues	48,583		61,552		60,576
EXPENDITURES					
County treasurer fees	665		834		842
Directors' fees	300		1,000		1,000
District management and accounting	23,576		15,000		15,000
Dues and subscriptions	303		500		500
Elections	-		630		1,000
Insurance and bonds	2,531		2,826		2,900
Legal	4,656		20,000		20,000
Miscellaneous	597		400		400
Payroll taxes	23		100		100
Landscape repairs and maintenance	-		-		10,000
Street repairs and maintenance	-		-		75,000
Emergency reserve	-		1,800		3,800
Total expenditures	 32,651		43,090		130,542
EXCESS OF REVENUES OVER					
(UNDER) EXPENDITURES	 15,932		18,462		(69,966)
OTHER FINANCING USES					
Transfer to debt service fund	(25,000)		-		-
Total other financing uses	(25,000)		-		-
NET CHANGE IN FUND BALANCE	(9,068)		18,462		(69,966)
BEGINNING FUND BALANCE	 80,970		71,902		90,364
ENDING FUND BALANCE	\$ 71,902	\$	90,364	\$	20,398

OLDE TOWN METROPOLITAN DISTRICT DEBT SERVICE FUND 2023 ADOPTED BUDGET WITH 2021 ACTUAL AND 2022 ESTIMATED AMOUNTS FOR THE YEARS ENDED AND ENDING DECEMBER 31,

	2021 Actual	2022 timated	Α	2023 dopted
REVENUES				
Property taxes	\$ 50,877	\$ 77,797	\$	78,604
Specific ownership taxes	4,906	6,745		5,502
Interest	387	650		500
Total revenues	56,170	85,192		84,606
EXPENDITURES General				
County treasurer fees	767	1,167		1,179
Debt service	707	1,107		1,170
Loan principal	35,000	40,000		40,000
Loan interest	44,888	43,225		41,325
Paying agent fees	-	500		500
Total expenditures	 80,655	84,892		83,004
EXCESS OF EXPENDITURES OVER				
(UNDER) REVENUES	 (24,485)	 300		1,602
OTHER FINANCING SOURCES				
Transfer from general fund	25,000	-		-
Total other financing sources	25,000	-		-
NET CHANGE IN FUND BALANCE	515	300		1,602
BEGINNING FUND BALANCE	 53,696	54,211		54,511
ENDING FUND BALANCE	\$ 54,211	\$ 54,511	\$	56,113

Attachment 5 Transparency Notice

NOTICE TO ELECTORS SPECIAL DISTRICT TRANSPARENCY NOTICE - 2023

Pursuant to Section 32-1-809, Colorado Revised Statutes

This information must be provided¹ to the eligible electors of the district between November 16, 2022 and January 15, 2023.

Name of special district				
	Olde Town Metropolitan Dist	rict		
Address and telephone number of	7995 E. Prentice Avenue, Suite 103E, Greenwood Village, CO 80111			
district's principal business office	(303) 381-4960			
Name and telephone number of	Joel Meggers; District Manager			
manager or other primary contact	Community Resource Services of Co	olorado, LLC		
person for district	(303) 381-4960.			
Time and place designated for	Meetings on dates determined by the	Board of Directors on an as-needed		
regular board meetings	basis at the offices of Community Re	esource Services of Colorado, LLC,		
(Pursuant to §32-1-903), C.R.S.)	7995 East Prentice Avenue, Suite 10	3E, Greenwood Village, CO.		
Posting place designated for	SE corner of Jordan Road and Mains	treet, Parker, CO		
meeting notice				
(Pursuant to §24-6-402(2)(c), C.R.S.)	https://oldetownmd.com/			
District mill levy	36.000 mills certified for collection i	n 2023		
Total ad valorem tax revenue				
received by district during 2022	\$133,366 (unaudited)			
(Note if unaudited or otherwise incomplete.)		(2) 16 1 171 :		
Names of board members	(1) Dan Mitchell Trevey – Chair	(2) Michael Kleinman		
(Cheek and solds house for one heard	X This office will be on the May 2025 ballot.	☐ This office will be on the May 2027 ballot.		
(Check applicable boxes for any board member whose seat will be on the ballot	☐ Two-year term X Four-year term	☐ Two-year term X Four-year term		
at the May 2025 election.)	(3) Rudy Byler	(4) Vacant		
	☐ This office will be on the May 2027 ballot. X Two-year term ☐ Four-year term ☐ Two-year term X Four-year			
	1 Wo-year term A Tour-year ter			
	(5) Vacant			
	☐ This office will be on the May 2025 ballot.			
	☐ Two-year term Four-year term			
For seven-member boards:	(6) N/A	(7) N/A		
Date of next regular election	May 6, 2025			
Self-nomination forms to be a	Tamara Seaver			
candidate for district board	Icenogle Seaver Pogue			
member may be obtained from	4725 S Monaco St., Suite 360			
	Denver, CO 80237			
	303-867-3203			
Self-nomination forms to be a	Tamara Seaver			
candidate for district board	Icenogle Seaver Pogue			
member should be returned to	4725 S Monaco St., Suite 360			
	Denver, CO 80237			
	303-867-3203			
Completed self-nomination forms	February 28, 2025, no later than 5:00) p.m.		
must be received by the district by				

District election results will be posted on these websites:	https://dola.colorado.gov/lgis	District or other website: http://crsofcolorado.com/olde-town-md/
Absentee voting and permanent absentee voter status	may be obtained from:	and may be returned to:
	Tamara Seaver	Tamara Seaver
Where to obtain and return	Icenogle Seaver Pogue	Icenogle Seaver Pogue
applications:	4725 S Monaco St., Suite 360	4725 S Monaco St., Suite 360
	Denver, CO 80237	Denver, CO 80237
(Pursuant to §1-13.5-1003, C.R.S.)	303-867-3203	303-867-3203
Notice completed by:	Name: Rhonda S. Bilek	Notice Dated: July 23, 2023
	Title: Assistant Administrator	
	E-mail: rbilek@crsofcolorado.com	Some information herein may be subject to change.

File copy of this Notice with:

Clerk and Recorder of each county in which district is wholly or partially located;
Assessor of each county in which the district is wholly or partially located;
Treasurer of each county in which the district is wholly or partially located;
Board of county commissioners of each county in which the district is wholly or partially located;
Governing body of any municipality in which the district is wholly or partially located;
Division of Local Government; and
District's principal business office (make available for public inspection).

- a) Mail notice separately to each household where one or more eligible electors of the special district resides (Note: Districts with overlapping boundaries may combine mailed notices, so long as the information regarding each district is separately displayed and identified);
- b) Include notice as a prominent part of a newsletter, annual report, billing insert, billing statement, letter, voter information card or other notice of election, or other informational mailing sent by the district to the eligible electors;
- c) Post notice on district's official website (Note: You must also provide the Division of Local Government (https://dola.colorado.gov/lgis) with the address of your district's website to establish a link on the DLG's site);
- d) Post notice on website of the Special District Association of Colorado (<u>www.sdaco.org</u>) (Note: Your district must be an SDA member. Send notice to SDA by mail or electronic transmission); or
- e) For a special district with <u>less than one thousand eligible electors</u> that is wholly located <u>within a county with a population of less than thirty thousand</u>, posting the notice in at least three public places within the limits of the special district and, in addition, posting a notice in the office of the county clerk and recorder of the county in which the special district is located. Such notices shall remain posted until the Tuesday succeeding the first Monday of the following May.

SPECIAL DISTRICT TRANSPARENCY NOTICE OLDE TOWN METROPOLITAN DISTRICT

¹Notice must be provided in one or more of the following manners:

Attachment 6
Contact Information

OLDE TOWN METROPOLITAN DISTRICT

President (2025)		
Dan Mitchell Trevey	303-841-1400	Trevey Land & Commercial
		10510 Dransfeldt Rd., #100
		Parker, CO 80134
		mitch@trevey.com
Vice President /		
Assistant Secretary: (2027)		Pacific North Enterprises LLC
Michael Kleinman	303-975-6353	119 S Harrison Street
		Denver, CO. 80209
		michaeljkleinmanlaw@gmail.com
Secretary / Treasurer: (2027)		
Rudy Byler		Pacific North Enterprises LLC
		119 S Harrison Street
		Denver, CO. 80209
		rudy@pacificnorthent.com
Assistant Secretary: (2025)		
Vacant		
Assistant Secretary: (2027)		
Vacant		

District Attorney:		
Tamara Seaver	303-292-9100	4725 S. Monaco St, Suite 360
Icenogle Seaver Pogue		Denver, CO 80237
		tseaver@isp-law.com
Paralegal:		
Megan Liesmaki	303-867-3203	mliesmaki@isp-law.com
Karlie Ogden Esq		kogden@isp-law.com

Senior Manager:		
Joel Meggers	303.381.4960 (w)	7995 E. Prentice Avenue, Ste. 103E
CRS of Colorado, LLC	303.381.4961 (f)	Greenwood Village, CO 80111
		jmeggers@crsofcoloraod.com

Attachment 7 Rules of Official Custodian

OLDE TOWN METROPOLITAN DISTRICT

RULES RELATED TO REQUESTS FOR INSPECTION OF PUBLIC RECORDS PURSUANT TO

THE COLORADO OPEN RECORDS ACT, SECTIONS 24-72-200.1 et seq., C.R.S.

WHEREAS, Olde Town Metropolitan District (the "District") is a special district organized and existing pursuant to Sections 32-1-101 *et seq.*, C.R.S.; and

WHEREAS, the District is a political subdivision for purposes of the Colorado Open Records Act, Sections 24-72-200.1 *et seq.*, C.R.S., as may be amended from time to time ("CORA"), as defined in Section 24-72-202(5), C.R.S., and is thus subject to CORA; and

WHEREAS, the District has designated an "Official Custodian," as that term is defined in Section 24-72-202(2), C.R.S., who is responsible for the maintenance, care, and keeping of the District's public records, regardless of whether the records are in his or her actual personal custody and control; and

WHEREAS, the District has designated a "Custodian," as that term is defined in Section 24-72-202(1.1), C.R.S., who shall serve as the repository for the District's public records and shall have personal custody and control of the District's public records and assist the Official Custodian with the maintenance, care, and keeping of the District's public records; and

WHEREAS, pursuant to Section 24-72-203(1)(a), C.R.S., the Official Custodian may make such rules with reference to the inspection of public records as are reasonably necessary for the protection of such records and the prevention of unnecessary interference with the regular discharge of the duties of the Custodian and the Custodian's office; and

WHEREAS, the Official Custodian finds it is necessary and in the best interests of the District to adopt certain rules with reference to the inspection of its public records.

NOW, THEREFORE, THE OFFICIAL CUSTODIAN MAKES AND ADOPTS THE FOLLOWING RULES WITH REFERENCE TO THE INSPECTION OF THE OLDE TOWN METROPOLITAN DISTRICT'S PUBLIC RECORDS:

1. <u>Inspection of Public Records</u>. All "Public Records" of the District, as such term is defined in Section 24-72-202(6), C.R.S., shall be available for public inspection by any person at reasonable times as provided in CORA, except as otherwise provided in CORA or as otherwise provided by law. All requests to inspect Public Records shall be in writing and delivered to the Custodian or his or her designee. Upon the receipt of a written request to inspect Public Records, the Custodian or his or her designee shall set a date and hour at which time the requested Public Records will be available for inspection, which date and hour of inspection shall be between the hours of 8:00 A.M. and 5:00 P.M., Mountain Standard Time, three (3) working days or less from the date such Public Records were requested for inspection unless extenuating circumstances exist as provided in Section 24-72-203(3)(b), C.R.S. The day the request is received, weekends, and

legally recognized holidays shall not count as a working day for the purposes of computing the date set for inspection of Public Records. A modification to a request for Public Records is considered a new request.

- 2. Notification for Inspecting Public Records Not Under Control of the Custodian. If the Public Records requested are not in the custody or control of the Custodian or the Official Custodian, the Custodian or his or her designee shall notify the person requesting to inspect such records that said records are not in the custody or control of the Official Custodian or the Custodian. The notification shall state in detail to the best of the Custodian's knowledge and belief, the reason for the absence of the records, the location of the records, and what person has custody or controls the records.
- 3. Notification for Inspecting Public Records in Use or Otherwise Unavailable. If the Public Records requested are in active use, in storage, or otherwise not readily available at the time requested, the Custodian or his or her designee shall notify the person requesting to inspect the Public Records of the status of the Public Records. Such notification shall be made in writing if desired by the person requesting to inspect the Public Records.
- 4. Copies of Public Records. Within the period specified in Section 24-72-203(3), C.R.S., the Custodian or his or her designee shall notify the person requesting a copy of the Public Records that a copy of the Public Records is available but will only be sent to the requester once the Custodian either receives payment or makes arrangements for receiving payment for all costs associated with records transmission and for all other fees lawfully allowed, regardless of whether provided for herein, unless recovery of all or any portion of such costs or fees has been waived by the Custodian. Upon receipt of such payment, the Custodian or his or her designee shall send a copy of the Public Records to the requester as soon as practicable but no more than three (3) business days after receipt of, or making arrangements to receive, such payment.
- 5. Fees for Copies of Public Records. The Custodian or his or her designee shall furnish, for a fee as set forth herein, a copy, printout, or photograph of the District's Public Records requested. The fee shall be twenty-five cents (\$0.25) per standard page, or such other maximum amount as authorized by Section 24-72-205(5), C.R.S., for a copy, printout, or photograph of the Public Record except as follows:
 - a. When the format is other than a standard page, the fee shall not exceed the actual cost of providing the copy, printout, or photograph;
 - b. If other facilities are necessary to make a copy of the Public Records, the cost of providing the copy at the other facilities shall be paid by the person requesting the copy;
 - c. If the Public Records are a result of computer output other than word processing, the fee for a copy, printout, or photograph thereof may be based on recovery of the actual incremental costs of providing the electronic services and products

- together with a reasonable portion of the costs associated with building and maintaining the information system;
- d. If, in response to a specific request, the District has performed a manipulation of data so as to generate a record in a form not used by the District, a reasonable fee may be charged to the person making the request, which fee shall not exceed the actual costs of manipulating the data and generating the record in accordance with the request; and
- e. Where the fee for a certified copy or other copy, printout, or photograph of a Public Record is specifically prescribed by law, that specific fee shall apply in lieu of the fee(s) set forth herein.
- 6. <u>Transmission Fees</u>. In addition to the fees set forth above, where the person requesting the Public Record requests the transmission of a certified copy or other copy, printout, or photograph of a Public Record by United States mail or other non-electronic delivery service, the Custodian or his or her designee may charge the costs associated with such transmission, except that no transmission fees may be charged to the records requester for transmitting a Public Record via electronic mail.
- 7. Research and Retrieval Fees. In addition to the fees set forth above, in accordance with Section 24-72-205(6), C.R.S., the Official Custodian, Custodian, or his or her designee may charge a research and retrieval fee of \$33.58 per hour, or such other maximum hourly fee as may be adjusted from time to time pursuant to Section 24-72-205(6)(b), C.R.S., for time spent by the District's directors, employees, agents, and consultants researching, retrieving, gathering, collecting, compiling, preparing, redacting, manipulating, and/or otherwise producing records in order to respond to a request for Public Records. Provided, however, that such research and retrieval fee may not be imposed for the first hour of time expended in connection with such research and retrieval activities related to a request for Public Records, but may be imposed for each subsequent hour.
- 8. <u>Payment of Fees</u>. All fees associated with production of the District's Public Records requested by the person inspecting said Public Records, as set forth in Paragraphs 4 through 7 above, shall be received by the District before the delivery or inspection of said Public Records.
- 9. <u>In Force Until Amended or Repealed</u>. These rules of the Official Custodian shall remain in full force and effect unless and until such time as they are amended or repealed by the Official Custodian regardless of any change in either the individual serving as, or the designation of, the Official Custodian of the District.
- 10. <u>Repealer</u>. These rules of the Official Custodian shall supersede all previous versions of rules, regulations, practices and policies of the District related to inspection of Public Records.

ADOPTED, APPROVED, AND MADE EFFECTIVE the 16th day of November 2022.

Dan Mitdull Truy

By: Dan Mitchell Trevey, President

Official Custodian of Public Records