

**ANTHOLOGY WEST METROPOLITAN DISTRICT NOS. 2-3**  
**Formerly Known As**  
**CHERRY CREEK SOUTH METROPOLITAN DISTRICT NOS. 2-3**  
**2015 ANNUAL REPORT**  
**To**  
**THE TOWN OF PARKER**

Pursuant to the Amended and Restated Service Plan for Cherry Creek South Metropolitan District Nos. 2-3 (each a "District" and collectively, the "Districts"), and in accordance with §32-1-207(3)(c), C.R.S., the Districts are required to submit an annual report with the Town Clerk not later than September 1st of each calendar year, which annual report shall reflect activity and financial events of the Districts through the preceding December 31 (the "report year").

- (1). A narrative summary of the progress of the Districts in implementing the Service Plan for the report year;

The Districts continue to make progress in the implementation of their service plan.

- (2). Except when exemption from audit has been granted for the report year under the Local Government Audit Law, the audited financial statements of the Districts for the report year including a statement of financial condition (i.e., balance sheet) as of December 31 of the report year and the statement of operations (i.e., revenues and expenditures) for the report year;

District No. 2: The district was granted an extension to file the 2015 audit. See attached **Exhibit A**, once finalized the audit report will be delivered.

District No. 3: A copy of the 2015 audit exemption approval letter is attached hereto as **Exhibit A**.

- (3). Unless disclosed within a separate schedule to the financial statements, a summary of the capital expenditures incurred by the Districts in development of Public Improvements in the report year, as well as any Public Improvements proposed to be undertaken in the five (5) years following the report year;

See attached copies of the Districts' 2015 as **Exhibit B** and 2016 Budgets as **Exhibit C**.

At this point it is undetermined whether the development of any public improvements will be undertaken by the Districts beyond anything set forth in the 2016 budgets.

- (4). Unless disclosed within a separate schedule to the financial statements, a summary of the financial obligations of the Districts 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 amount of payment or retirement of existing indebtedness of the Districts in the report year, the total assessed valuation of all taxable properties within the Districts as of January 1 of the report year and the current mill levy of the Districts pledged to debt retirement in the report year;

Information related to the indebtedness will be summarized in the 2015 audit for District No. 2.

Assessed Valuation of all taxable property within the Districts for the report year, as certified by the Douglas County Assessor:

Cherry Creek South MD No. 2	\$3,027,900
Cherry Creek South MD No. 3	\$4,280

- (5). The Districts' budget for the calendar year in which the annual report is submitted;

See attached copies of the Districts' 2016 Budgets as **Exhibit C**

- (6). A summary of the residential and commercial development in the Districts for the report year;

There was no commercial or residential development in the Districts in 2015.

- (7). A summary of all fees, charges and assessments imposed by the District as of January 1 of the report year;

The Districts did not impose any fees charges or assessments in 2015.

- (8). Certification of the Board that no action, event or condition enumerated in Town Code section 10.11.060 has occurred in the report year, or certification that such event has occurred but that an amendment to the Service Plan allows such event has been approved by Town Council; and

No action, event or condition enumerated in Town Code section 10.11.060 has occurred in 2015.

- (9). The name, business address and telephone number of each member of the Board and its chief administrative officer and general counsel, together with the date, place and time of the regular meetings of the Board;

DISTRICT BOARD MEMBERS

Jerry Richmond, President 7200 S. Alton Way, Suite C-400 Centennial CO 80112 303-267-6195	Joe Knopinski, Vice President 7200 S. Alton Way, Suite C-400 Centennial CO 80112 303-267-6195
Kurtis Williams, Secretary/Treasurer 7200 S. Alton Way, Suite C-400 Centennial CO 80112 303-267-6195	Kurt Wolter, Assistant Secretary 665 N. Lafayette Street Denver, CO 80218

GENERAL COUNSEL:


Kristen D. Bear, Esq.  
White Bear Ankele Tanaka & Waldron  
Attorneys at Law  
2154 East Commons Avenue, Suite 2000  
Centennial, CO 80122  
303.858.1800

REGULAR MEETINGS:

The 1st Wednesday of the each month at 11:00 a.m., at 7200 S. Alton Way,  
Suite C-400, Centennial CO 80112

The foregoing filing and accompanying exhibits are submitted as of this 14<sup>th</sup> day of  
September, 2016.

WHITE BEAR ANKELE TANAKA & WALDRON  
Attorneys at Law

  
\_\_\_\_\_  
Kristen D. Bear, Esq.

**EXHIBIT A**

**2015 AUDIT EXEMPTION APPROVAL LETTER  
DISTRICT NO. 3**

**EXHIBIT B**  
**2015 BUDGETS**

**EXHIBIT C**  
**2016 BUDGETS**

**EXHIBIT A**

**2015 AUDIT EXEMPTION APPROVAL LETTER  
DISTRICT NO. 3**



Office of the State Auditor

Dianne E. Ray, CPA  
State Auditor

**APPROVED**

*By Justin L. Smith at 9:18 am, Jul 26, 2016*

**Request for Extension of Time to File Audit**

This request must be submitted no later than seven months following the fiscal year end. All requests submitted after this due date will not be considered.

Requests may be submitted via mail, fax or e-mail.

**Government Name:**

Cherry Creek South Metropolitan  
District No. 2

**Name of Contact:**

John W. Simmons

**Address:**

304 Inverness Way South, Suite 490

**City/Zip Code**

Englewood, CO 80112

**Phone Number:**

303-689-0833

**Fax Number:**

N/A

**E-mail**

mary@simmonswheeler.com

**Fiscal Year Ending (mm/dd/yyyy):**

12/31/15

**Amount of Time Requested (in days):**  
Not to exceed 60 days

**60 Day Extension  
Granted to  
September 30, 2016**

**Comments (optional):**

I understand that if the audit is not submitted within the approved extension of time the government named in the extension request will be considered in default without further notice, and the State Auditor shall take further action as prescribed by Section 29-1-606(5)(b), C.R.S.

**Signature**

**Printed Name:**

JERRY B. RICHMOND

**Title:**

BOARD PRESIDENT

**Date:**

7.12.16

**Must be signed by a member of  
the governing board.**



**We Set the Standard for Good Government**





Office of the State Auditor

Dianne E. Ray, CPA  
State Auditor

June 01, 2016

Board Of Directors  
Cherry Creek South Metropolitan District No. 3  
2154 E. Commons Ave. Suite 2000  
Centennial, CO 80122

RE: 1037.03

Dear Board Of Directors:

We have reviewed the Application for Exemption from Audit of Cherry Creek South Metropolitan District No. 3. Based on our review, the December 31, 2015 Application for Exemption from Audit has been approved. We noted the following item that we believe deserves your attention:

The Application indicates that the Metropolitan District did not answer question 8-2 and may not have passed an appropriations resolution for the annual budget. Because this may be a violation of the Local Government Budget Law (Section 29-1-113, C.R.S.), we urge you to carefully review the Budget Law to be sure its requirements are complied with in the future, and ensure that all questions on this Application are completed.

The Local Government Audit Law (Section 29-1-607, C.R.S.) requires that the District correct any deficiency(ies) noted by the State Auditor. Please address the item(s) noted above in your next Application. Failure to correct any deficiency(ies) may result in rejection of the application in accordance with the Local Government Audit Law.

If we may be of any assistance to you, please feel free to call us at 303-869-3000. For further resources see our web site at: [www.leg.state.co.us/OSA/coauditor1.nsf](http://www.leg.state.co.us/OSA/coauditor1.nsf)

Sincerely,

Crystal L. Dorsey, CPA  
Local Government Audit Manager

cc: Colorado Department of Local Affairs  
Division of Local Government



We Set the Standard for Good Government

**EXHIBIT B**  
**2015 BUDGETS**

**RESOLUTION  
TO ADOPT 2015 BUDGET, APPROPRIATE SUMS OF MONEY,  
AND AUTHORIZE THE CERTIFICATION OF THE TAX LEVY  
CHERRY CREEK SOUTH METROPOLITAN DISTRICT NO. 2**

A RESOLUTION SUMMARIZING REVENUES AND EXPENDITURES FOR EACH FUND, ADOPTING A BUDGET, LEVYING GENERAL PROPERTY TAXES FOR THE YEAR 2015 TO HELP DEFRAY THE COSTS OF GOVERNMENT, AND APPROPRIATING SUMS OF MONEY TO THE VARIOUS FUNDS IN THE AMOUNTS AND FOR THE PURPOSES SET FORTH HEREIN FOR THE CHERRY CREEK SOUTH METROPOLITAN DISTRICT NO. 2, TOWN OF PARKER, DOUGLAS COUNTY, COLORADO, FOR THE CALENDAR YEAR BEGINNING ON THE FIRST DAY OF JANUARY, 2015, AND ENDING ON THE LAST DAY OF DECEMBER, 2015,

WHEREAS, the Board of Directors of the Cherry Creek South Metropolitan District No. 2 has authorized its consultants to prepare and submit a proposed budget to said governing body at the proper time; and

WHEREAS, the proposed budget has been submitted to the Board of Directors of the District for its consideration; and

WHEREAS, upon due and proper notice, published or posted in accordance with the law, said proposed budget was available for inspection by the public at a designated public office, a public hearing was held on November 19, 2014, and interested electors were given the opportunity to file or register any objections to said proposed budget; and

WHEREAS, whatever increases may have been made in the expenditures, like increases were added to the revenues or planned to be expended from reserves or fund balances so that the budget remains in balance, as required by law; and

WHEREAS, the amount of money necessary to balance the budget for general operating purposes from property tax revenue is \$48,714; and

WHEREAS, the Board of Directors finds that it is required to temporarily lower the operating mill levy to render a refund for \$-0-; and

WHEREAS, the amount of money necessary to balance the budget for voter-approved bonds and interest is \$87,684; and

WHEREAS, the amount of money necessary to balance the budget for contractual obligation purposes from property tax revenue as approved by voters from property tax revenue is \$-0-; and

WHEREAS, the amount of money necessary to balance the budget for capital expenditure purposes from property tax revenue as approved by voters or at public hearing is \$-0-; and

WHEREAS, the amount of money necessary to balance the budget for refunds/abateements is \$-0-; and

WHEREAS, the 2014 valuation for assessment for the District as certified by the County Assessor of Douglas County is \$3,897,080; and

WHEREAS, at an election held on June 4, 1985, the District has eliminated the revenue and expenditure limitations imposed on governmental entities by Article X, Section 20 of the Colorado Constitution and Section 29-1-301, C.R.S., as amended.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE CHERRY CREEK SOUTH METROPOLITAN DISTRICT NO. 2 OF TOWN OF PARKER, DOUGLAS COUNTY, COLORADO:

Section 1. Adoption of Budget. That the budget as submitted, and attached hereto and incorporated herein by this reference, and if amended, then as amended, is hereby approved and adopted as the budget of the Cherry Creek South Metropolitan District No. 2 for calendar year 2015.

Section 2. Budget Revenues. That the estimated revenues for each fund as more specifically set out in the budget attached hereto are accepted and approved.

Section 3. Budget Expenditures. That the estimated expenditures for each fund as more specifically set out in the budget attached hereto are accepted and approved.

Section 4. Levy of General Property Taxes. That the Board of Directors does hereby certify the levy of general property taxes for collection in 2015 as follows:

A. Levy for General Operating and Other Expenses. That for the purposes of meeting all general operating expense of the District during the 2015 budget year, there is hereby levied a tax of 12.500 mills upon each dollar of the total valuation of assessment of all taxable property within the District for the year 2014.

B. Temporary Tax Credit or Rate Reduction. That pursuant to Section 39-1-111.5, C.R.S. for the purposes of effect of a refund for the purposes set forth in Section 20 of Article X of the Colorado Constitution, there is hereby certified a temporary property tax credit or temporary mill levy rate reduction of 0.000 mills upon each dollar of the total valuation of assessment of all taxable property within the boundaries of the District for the year 2014.

C. Levy for General Obligation Bonds and Interest. That for the purposes of meeting all debt retirement expense of the District during the 2015 budget

year, as the funding requirements of the current outstanding general obligation indebtedness is detailed in the following "Certification of Tax Levies," there is hereby levied a tax of 22.500 mills upon each dollar of the total valuation for assessment of all taxable property within the District for the year 2014.

D. Levy for Contractual Obligations. That for the purposes of meeting the contractual obligation expense of the District during the 2015 budget year, as detailed in the following "Certification of Tax Levies," there is hereby levied a tax of 0.000 mills upon each dollar of the total valuation for assessment of all taxable property within the District for the year 2014.

E. Levy for Capital Expenditures. That for the purposes of meeting all capital expenditures of the District during the 2015 budget year pursuant to Section 29-1-301(1.2) or 29-1-302(1.5), C.R.S., there is hereby levied a tax of 0.000 mills upon each dollar of the total valuation of assessment of all taxable property within the boundaries of the District for the year 2014.

F. Levy for Refunds/Abatements. That for the purposes of recoupment of refunds/abatements of taxes pursuant to Section 39-10-114(1)(a)(I)(B), C.R.S., there is hereby levied a tax of 0.000 mills upon each dollar of the total valuation of assessment of all taxable property within the boundaries of the District for the year 2014.

Section 5. Property Tax and Fiscal Year Spending Limits. That, being fully informed, the Board finds that the foregoing budget and mill levies do not result in a violation of any applicable property tax or fiscal year spending limitation.

Section 6. Certification. That the Secretary of the District is hereby authorized and directed to certify by December 15, 2014, to the Board of County Commissioners of Douglas County, Colorado, the mill levies for the District herein above determined and set, or be authorized and directed to certify to the Board of County Commissioners of Douglas County, Colorado, as herein above determined and set, but as recalculated as needed upon receipt of the final certification of valuation from the County Assessor on or about December 10, 2014, in order to comply with any applicable revenue and other budgetary limits or to implement the intent of the District. That said certification shall be in substantially the form set out and attached hereto and incorporated herein by this reference.

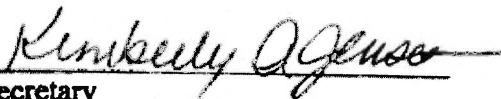
Section 7. Appropriations. That the amounts set forth as expenditures and balances remaining, as specifically allocated in the budget attached hereto, are hereby appropriated from the revenue of each fund, to each fund, for the purposes stated and no other.

ADOPTED this 19 day of November, 2014.

CHERRY CREEK SOUTH  
METROPOLITAN DISTRICT NO. 2

  
\_\_\_\_\_  
President

ATTEST:

  
\_\_\_\_\_  
Secretary

LETTER OF BUDGET TRANSMITTAL

Date: January 27, 2015

To: Division of Local Government  
1313 Sherman Street, Room 521  
Denver, Colorado 80203

Attached are the 2015 budget and budget message for the CHERRY CREEK SOUTH METROPOLITAN DISTRICT NO. 2 in the Town of Parker, Douglas County, Colorado, submitted pursuant to Section 29-1-113, C.R.S. This budget was adopted on November 19, 2014. If there are any questions on the budget, please contact:

John Simmons  
Simmons & Wheeler, P.C.  
8005 S. Chester Street, Suite 150  
Centennial, CO 80112  
Telephone number: (303) 689-0833

I, Kurt Wolter, President of the Cherry Creek South Metropolitan District No. 2, hereby certify that the attached is a true and correct copy of the 2015 budget.

By: Kurt Wolter

**ATTACH COPY OF THE ADOPTED BUDGET  
ATTACH COPY OF THE CERTIFICATION OF TAX LEVIES**



**CHERRY CREEK SOUTH METROPOLITAN DISTRICT #2**  
**2015**  
**BUDGET MESSAGE**

Attached please find a copy of the adopted 2015 budget for the Cherry Creek South Metropolitan District #2.

The Cherry Creek South Metropolitan District #2 has adopted two separate funds, a General Fund to provide for general operating expenditures; and a Debt Service Fund to provide for payments on the outstanding General Obligation Bonds.

The District's accountants have utilized the modified accrual basis of accounting and the budget has been adopted after proper postings, publications and public hearing.

The primary source of revenues for the District in 2015 will be property tax revenue. The District intends to impose a 35.000 mill levy on the property within the District in 2015, of which 12.500 mills will be dedicated to the General Fund and the balance of 22.500 mills will be allocated to the Debt Service Fund.

**Cherry Creek South Metropolitan District #2**

**Adopted Budget**

**General Fund**

**For the Year ended December 31, 2015**

	<u>Actual 2013</u>	<u>Adopted Budget 2014</u>	<u>Actual 6/30/2014</u>	<u>Estimate 2014</u>	<u>Adopted Budget 2015</u>
Beginning fund balance	\$ (31,899)	\$ (4,218)	\$ (43,528)	\$ (43,528)	\$ (26,599)
Revenues:					
Property taxes	80,085	32,613	32,521	32,613	48,714
Ownership taxes	7,003	2,609	1,416	2,609	3,897
Interest income	(110)	-	2	4	-
Total revenues	<u>86,978</u>	<u>35,222</u>	<u>33,939</u>	<u>35,226</u>	<u>52,611</u>
Total funds available	<u>55,079</u>	<u>31,004</u>	<u>(9,589)</u>	<u>(8,302)</u>	<u>26,012</u>
Expenditures:					
Legal	20,359	10,000	3,129	6,300	10,000
Legal litigation	59,169	-	2,391	2,391	-
Accounting and audit	3,903	4,000	2,021	4,050	4,000
Insurance	5,725	4,500	5,067	5,067	4,500
District management	3,999	-	-	-	-
Election expense	-	-	-	-	-
Director fees	75	-	-	-	-
Miscellaneous / IGA	4,070	6,000	-	-	6,000
Treasurer's fees	1,307	489	488	489	731
Contingency	-	5,265	-	-	24
Emergency reserve	-	750	-	-	757
Total expenditures	<u>98,607</u>	<u>31,004</u>	<u>13,096</u>	<u>18,297</u>	<u>26,012</u>
Ending fund balance	\$ <u>(43,528)</u>	\$ <u>-</u>	\$ <u>(22,685)</u>	\$ <u>(26,599)</u>	\$ <u>-</u>
Assessed value (000's)	\$ <u>2,386.000</u>	\$ <u>2,609.065</u>			\$ <u>3,897.080</u>
Mill levy	<u>35.000</u>	<u>12.500</u>			<u>12.500</u>

**Cherry Creek South Metropolitan District #2**  
**Adopted Budget**  
**Debt Service Fund**  
**For the Year ended December 31, 2015**

	<u>Actual</u> <u>2013</u>	<u>Adopted</u> <u>Budget</u> <u>2014</u>	<u>Actual</u> <u>6/30/2014</u>	<u>Estimate</u> <u>2014</u>	<u>Adopted</u> <u>Budget</u> <u>2015</u>
Beginning fund balance	\$ -	\$ -	\$ -	\$ -	\$ -
Revenues:					
Property taxes	-	58,704	58,539	58,704	87,684
Ownership taxes	-	5,870	2,548	5,870	8,768
Interest income	-	-	5	10	-
Total revenues	-	64,574	61,092	64,584	96,452
Total funds available	-	64,574	61,092	64,584	96,452
Expenditures:					
Legal	-	-	-	-	-
Bond Cost of Issuance	-	-	15,365	15,365	-
Bond interest	-	61,693	-	48,338	93,137
Bond principal	-	-	-	-	-
Treasurer's fees	-	881	878	881	1,315
Trustee fees	-	2,000	-	-	2,000
Total expenditures	-	64,574	16,243	64,584	96,452
Ending fund balance	\$ -	\$ -	\$ 44,849	\$ -	\$ -
Assessed value (000's)	\$ 2,386.000	\$ 2,609.065			\$ 3,897.080
Mill levy	-	22.500			22.500
Total levy	35.000	35.000			35.000
Bonds Outstanding (Principal End of Year)	\$ -	\$ -			\$ -

**CERTIFICATION OF TAX LEVIES for NON-SCHOOL Governments**TO: County Commissioners<sup>1</sup> of Douglas County, Colorado.On behalf of the Cherry Creek South Metropolitan District No. 2(taxing entity)<sup>A</sup>the Board of Directors(governing body)<sup>B</sup>of the Cherry Creek South Metropolitan District No. 2(local government)<sup>C</sup>

Hereby officially certifies the following mills  
to be levied against the taxing entity's GROSS \$ 3,897,080  
assessed valuation of:

(GROSS<sup>D</sup> assessed valuation, Line 2 of the Certification of Valuation Form DLG 57<sup>E</sup>)

Note: If the assessor certified a NET assessed valuation  
(AV) different than the GROSS AV due to a Tax  
Increment Financing (TIF) Area<sup>F</sup> 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:

\$ 3,897,080(NET<sup>G</sup> assessed valuation, Line 4 of the Certification of Valuation Form DLG 57)

Submitted:

(not later than Dec. 15)

(dd/mm/yyyy)

for budget/fiscal year

2015

(yyyy)

PURPOSE (see end notes for definitions and examples)	LEVY <sup>2</sup>	REVENUE <sup>2</sup>
1. General Operating Expenses <sup>H</sup>	<u>12.500</u> mills	\$ <u>48,714</u>
2. <Minus> Temporary General Property Tax Credit/ Temporary Mill Levy Rate Reduction <sup>I</sup>	< <u>          </u> > mills	\$ < <u>          </u> >
<b>SUBTOTAL FOR GENERAL OPERATING:</b>	<u>12.500</u> mills	\$ <u>48,714</u>
3. General Obligation Bonds and Interest <sup>J</sup>	<u>22.500</u> mills	\$ <u>87,684</u>
4. Contractual Obligations <sup>K</sup>	_____ mills	\$ _____
5. Capital Expenditures <sup>L</sup>	_____ mills	\$ _____
6. Refunds/Abatements <sup>M</sup>	_____ mills	\$ _____
7. Other <sup>N</sup> (specify): _____	_____ mills	\$ _____
	_____ mills	\$ _____
<b>TOTAL:</b> [Sum of General Operating Subtotal and Lines 3 to 7]	<u>35.000</u> mills	\$ <u>136,398</u>

Contact person:  
(print)John W. Simmons

Daytime

phone: (303) 689-0833

Signed:

Title: District Accountant

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) 866-2156.

<sup>1</sup> 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.

<sup>2</sup> 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<sup>1</sup>:**

- |       |                   |  |
|-------|-------------------|--|
| 1.    | Purpose of Issue: | \$1,850,000 General Obligation Limited Tax Bonds |
|       | Series:           | 2014   |
|       | Date of Issue:    | January 3, 2014                                  |
|       | Coupon Rate:      | Step coupon 4.00% to 6.00%                       |
|       | Maturity Date:    | December 15, 2043                                |
|       | Levy:             | 22.500   |
|       | Revenue:          | \$87,684   |
| <hr/> |                   |  |
| 2.    | Purpose of Issue: |  |
|       | Series:           |  |
|       | Date of Issue:    |  |
|       | Coupon Rate:      |  |
|       | Maturity Date:    |  |
|       | Levy:             |  |
|       | Revenue:          |  |

#### **CONTRACTS<sup>2</sup>:**

- |       |                      |  |
|-------|----------------------|--|
| 3.    | Purpose of Contract: |  |
|       | Title:               |  |
|       | Date:                |  |
|       | Principal Amount:    |  |
|       | Maturity Date:       |  |
|       | Levy:                |  |
|       | Revenue:             |  |
| <hr/> |                      |  |
| 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.

**RESOLUTION  
TO ADOPT 2015 BUDGET, APPROPRIATE SUMS OF MONEY,  
AND AUTHORIZE THE CERTIFICATION OF THE TAX LEVY  
CHERRY CREEK SOUTH METROPOLITAN DISTRICT NO. 3**

A RESOLUTION SUMMARIZING REVENUES AND EXPENDITURES FOR EACH FUND, ADOPTING A BUDGET, LEVYING GENERAL PROPERTY TAXES FOR THE YEAR 2015 TO HELP DEFRAY THE COSTS OF GOVERNMENT, AND APPROPRIATING SUMS OF MONEY TO THE VARIOUS FUNDS IN THE AMOUNTS AND FOR THE PURPOSES SET FORTH HEREIN FOR THE CHERRY CREEK SOUTH METROPOLITAN DISTRICT NO. 3, TOWN OF PARKER, DOUGLAS COUNTY, COLORADO, FOR THE CALENDAR YEAR BEGINNING ON THE FIRST DAY OF JANUARY, 2015, AND ENDING ON THE LAST DAY OF DECEMBER, 2015,

WHEREAS, the Board of Directors of the Cherry Creek South Metropolitan District No. 3 has authorized its consultants to prepare and submit a proposed budget to said governing body at the proper time; and

WHEREAS, the proposed budget has been submitted to the Board of Directors of the District for its consideration; and

WHEREAS, upon due and proper notice, published or posted in accordance with the law, said proposed budget was available for inspection by the public at a designated public office, a public hearing was held on November 19, 2014, and interested electors were given the opportunity to file or register any objections to said proposed budget; and

WHEREAS, whatever increases may have been made in the expenditures, like increases were added to the revenues or planned to be expended from reserves or fund balances so that the budget remains in balance, as required by law; and

WHEREAS, the amount of money necessary to balance the budget for general operating purposes from property tax revenue is \$-0-; and

WHEREAS, the Board of Directors finds that it is required to temporarily lower the operating mill levy to render a refund for \$-0-; and

WHEREAS, the amount of money necessary to balance the budget for voter-approved bonds and interest is \$-0-; and

WHEREAS, the amount of money necessary to balance the budget for contractual obligation purposes from property tax revenue as approved by voters from property tax revenue is \$-0-; and

WHEREAS, the amount of money necessary to balance the budget for capital expenditure purposes from property tax revenue as approved by voters or at public hearing is \$-0-; and

WHEREAS, the amount of money necessary to balance the budget for refunds/abatements is \$-0-; and

WHEREAS, the 2014 valuation for assessment for the District as certified by the County Assessor of Douglas County is \$350; and

WHEREAS, at an election held on November 2, 2004, the District has eliminated the revenue and expenditure limitations imposed on governmental entities by Article X, Section 20 of the Colorado Constitution and Section 29-1-301, C.R.S., as amended.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE CHERRY CREEK SOUTH METROPOLITAN DISTRICT NO. 3 OF TOWN OF PARKER, DOUGLAS COUNTY, COLORADO:

Section 1. Adoption of Budget. That the budget as submitted, and attached hereto and incorporated herein by this reference, and if amended, then as amended, is hereby approved and adopted as the budget of the Cherry Creek South Metropolitan District No. 3 for calendar year 2015.

Section 2. Budget Revenues. That the estimated revenues for each fund as more specifically set out in the budget attached hereto are accepted and approved.

Section 3. Budget Expenditures. That the estimated expenditures for each fund as more specifically set out in the budget attached hereto are accepted and approved.

Section 4. Levy of General Property Taxes. That the Board of Directors does hereby certify the levy of general property taxes for collection in 2015 as follows:

A. Levy for General Operating and Other Expenses. That for the purposes of meeting all general operating expense of the District during the 2015 budget year, there is hereby levied a tax of 0.000 mills upon each dollar of the total valuation of assessment of all taxable property within the District for the year 2014.

B. Temporary Tax Credit or Rate Reduction. That pursuant to Section 39-1-111.5, C.R.S. for the purposes of effect of a refund for the purposes set forth in Section 20 of Article X of the Colorado Constitution, there is hereby certified a temporary property tax credit or temporary mill levy rate reduction of 0.000 mills upon each dollar of the total valuation of assessment of all taxable property within the boundaries of the District for the year 2014.

C. Levy for General Obligation Bonds and Interest. That for the purposes of meeting all debt retirement expense of the District during the 2015 budget

year, as the funding requirements of the current outstanding general obligation indebtedness is detailed in the following "Certification of Tax Levies," there is hereby levied a tax of 0.000 mills upon each dollar of the total valuation for assessment of all taxable property within the District for the year 2014.

D. Levy for Contractual Obligations. That for the purposes of meeting the contractual obligation expense of the District during the 2015 budget year, as detailed in the following "Certification of Tax Levies," there is hereby levied a tax of 0.000 mills upon each dollar of the total valuation for assessment of all taxable property within the District for the year 2014.

E. Levy for Capital Expenditures. That for the purposes of meeting all capital expenditures of the District during the 2015 budget year pursuant to Section 29-1-301(1.2) or 29-1-302(1.5), C.R.S., there is hereby levied a tax of 0.000 mills upon each dollar of the total valuation of assessment of all taxable property within the boundaries of the District for the year 2014.

F. Levy for Refunds/Abatements. That for the purposes of recoupment of refunds/abatements of taxes pursuant to Section 39-10-114(1)(a)(I)(B), C.R.S., there is hereby levied a tax of 0.000 mills upon each dollar of the total valuation of assessment of all taxable property within the boundaries of the District for the year 2014.

Section 5. Property Tax and Fiscal Year Spending Limits. That, being fully informed, the Board finds that the foregoing budget and mill levies do not result in a violation of any applicable property tax or fiscal year spending limitation.

Section 6. Certification. That the Secretary of the District is hereby authorized and directed to certify by December 15, 2014, to the Board of County Commissioners of Douglas County, Colorado, the mill levies for the District herein above determined and set, or be authorized and directed to certify to the Board of County Commissioners of Douglas County, Colorado, as herein above determined and set, but as recalculated as needed upon receipt of the final certification of valuation from the County Assessor on or about December 10, 2014, in order to comply with any applicable revenue and other budgetary limits or to implement the intent of the District. That said certification shall be in substantially the form set out and attached hereto and incorporated herein by this reference.

Section 7. Appropriations. 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.



ADOPTED this 19 day of November, 2014.

CHERRY CREEK SOUTH  
METROPOLITAN DISTRICT NO. 3

  
\_\_\_\_\_  
President

ATTEST:

  
\_\_\_\_\_  
Secretary

**LETTER OF BUDGET TRANSMITTAL**

**Date:** January 21, 2015

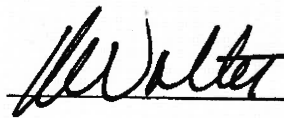
**To:** Division of Local Government  
1313 Sherman Street, Room 521  
Denver, Colorado 80203

Attached are the 2015 budget and budget message for the CHERRY CREEK SOUTH METROPOLITAN DISTRICT NO. 3 in the Town of Parker, Douglas County, Colorado, submitted pursuant to Section 29-1-113, C.R.S. This budget was adopted on November 19, 2014. If there are any questions on the budget, please contact:

John Simmons  
Simmons & Wheeler, P.C.  
8005 S. Chester Street, Suite 150  
Centennial, CO 80112  
Telephone number: (303) 689-0833

I, Kurt Wolter, President of the Cherry Creek South Metropolitan District No. 3, hereby certify that the attached is a true and correct copy of the 2015 budget.

By: \_\_\_\_\_



**ATTACH COPY OF THE ADOPTED BUDGET  
ATTACH COPY OF THE CERTIFICATION OF TAX LEVIES**

**CHERRY CREEK SOUTH METROPOLITAN DISTRICT #3**  
**2015**  
**BUDGET MESSAGE**

Attached please find a copy of the adopted 2015 budget for the Cherry Creek South Metropolitan District #3.

The Cherry Creek South Metropolitan District #3 has adopted one fund, a Capital Project Fund to provide for the estimated infrastructure costs that are built by the District from developer advances.

The District's accountants have utilized the modified accrual basis of accounting and the budget has been adopted after proper postings, publications and public hearing.

The primary source of revenues for the District in 2015 will be developer advances. The District will not impose a mill levy on property within the District for 2015.

**Cherry Creek South Metropolitan District #3**  
**Adopted Budget**  
**Capital Project Fund**  
**For the Year ended December 31, 2015**

	Actual 2013	Adopted Budget 2014	Actual 6/30/2014	Estimate 2014	Adopted Budget 2015
Beginning fund balance	\$ -	\$ -	\$ -	\$ -	\$ -
Revenues:					
Reimbursements	-	-	-	-	-
Transfer from District #2	-	-	-	-	-
Developer advances	-	3,000,000	-	-	3,000,000
Interest income	-	-	-	-	-
Total revenues	-	3,000,000	-	-	3,000,000
Total funds available	-	3,000,000	-	-	3,000,000
Expenditures:					
Construction	-	3,000,000	-	-	3,000,000
Project management	-	-	-	-	-
Total expenditures	-	3,000,000	-	-	3,000,000
Ending fund balance	\$ -	\$ -	\$ -	\$ -	\$ -

**CERTIFICATION OF TAX LEVIES for NON-SCHOOL Governments**TO: County Commissioners<sup>1</sup> of Douglas County, Colorado.On behalf of the Cherry Creek South Metropolitan District No. 3(taxing entity)<sup>A</sup>the Board of Directors(governing body)<sup>B</sup>of the Cherry Creek South Metropolitan District No. 3(local government)<sup>C</sup>

Hereby officially certifies the following mills  
to be levied against the taxing entity's GROSS \$ 350  
assessed valuation of:

(GROSS<sup>D</sup> assessed valuation, Line 2 of the Certification of Valuation Form DLG 57<sup>E</sup>)

Note: If the assessor certified a NET assessed valuation  
(AV) different than the GROSS AV due to a Tax  
Increment Financing (TIF) Area<sup>F</sup> 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:

\$ 350

(NET<sup>G</sup> assessed valuation, Line 4 of the Certification of Valuation Form DLG 57)

Submitted: \_\_\_\_\_ for budget/fiscal year 2015  
(not later than Dec. 15) (dd/mm/yyyy) (yyyy)

**PURPOSE** (see end notes for definitions and examples)**LEVY<sup>2</sup>****REVENUE<sup>2</sup>**

1. General Operating Expenses <sup>H</sup>	<u>0.000</u> mills	\$ <u>0</u>
2. <Minus> Temporary General Property Tax Credit/ Temporary Mill Levy Rate Reduction <sup>I</sup>	< <u>        </u> > mills	\$ < <u>        </u> >
<b>SUBTOTAL FOR GENERAL OPERATING:</b>	<u>0.000</u> mills	\$ <u>0</u>
3. General Obligation Bonds and Interest <sup>J</sup>	_____ mills	\$ _____
4. Contractual Obligations <sup>K</sup>	_____ mills	\$ _____
5. Capital Expenditures <sup>L</sup>	_____ mills	\$ _____
6. Refunds/Abatements <sup>M</sup>	_____ mills	\$ _____
7. Other <sup>N</sup> (specify): _____	_____ mills	\$ _____
	_____ mills	\$ _____

**TOTAL:** [ Sum of General Operating  
Subtotal and Lines 3 to 7 ]0.000

mills

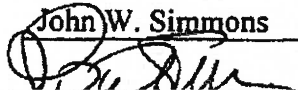
\$

0Contact person:  
(print)John W. Simmons

Daytime

phone: (303) 689-0833

Signed:

Title: District Accountant

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) 866-2156.

<sup>1</sup> 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.

<sup>2</sup> 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<sup>1</sup>:**

1.     Purpose of Issue: \_\_\_\_\_  
       Series: \_\_\_\_\_  
       Date of Issue: \_\_\_\_\_  
       Coupon Rate: \_\_\_\_\_  
       Maturity Date: \_\_\_\_\_  
       Levy: \_\_\_\_\_  
       Revenue: \_\_\_\_\_
  
2.     Purpose of Issue: \_\_\_\_\_  
       Series: \_\_\_\_\_  
       Date of Issue: \_\_\_\_\_  
       Coupon Rate: \_\_\_\_\_  
       Maturity Date: \_\_\_\_\_  
       Levy: \_\_\_\_\_  
       Revenue: \_\_\_\_\_

**CONTRACTS<sup>2</sup>:**

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.

**EXHIBIT C**  
**2016 BUDGETS**



**RESOLUTION**  
**ADOPTING BUDGET, IMPOSING MILL LEVY AND APPROPRIATING FUNDS**  
**(2016)**

---

The Board of Directors of Cherry Creek South Metropolitan District No. 2 (the “Board”), County of Douglas, Colorado (the “District”) held a regular meeting at 7200 S. Alton Way, Suite C-400, Centennial, Colorado, on Wednesday, November 4, 2015, at the hour of 11:00 A.M.

The following members of the Board of Directors (the “Board”) were present:

Jerry Richmond  
Joe Knopinski  
Kurtis Williams  
Kurt Wolter

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

[Remainder of Page Intentionally Left Blank].

## NOTICE AS TO PROPOSED 2016 BUDGET

**NOTICE OF PUBLIC HEARING ON THE PROPOSED 2016 BUDGETS**  
**AND**  
**NOTICE OF PUBLIC HEARING ON THE AMENDED 2015 BUDGETS**

NOTICE IS HEREBY GIVEN that proposed 2016 budgets have been submitted to the Boards of Directors for the Cherry Creek South Metropolitan District Nos. 2-3 (collectively "the Districts"). A copy of each of the proposed budgets is on file in the office of Simmons & Wheeler P.C, at 8005 South Chester Street, Suite 150, Centennial, CO. 80112, where the same are open for public inspection.

NOTICE IS FURTHER GIVEN that amendments to the 2015 budgets have been submitted to the Districts. A copy of each of the proposed **amended budgets** is on file in the office of Simmons & Wheeler P.C, at 8005 South Chester Street, Suite 150, Centennial, CO. 80112, Colorado, where the same are open for public inspection.

Such proposed budgets and amended budgets will be considered at a public hearing during a joint meeting of the Districts to be held at 7200 S. Alton Way, Suite C-400, Centennial, Colorado, on Wednesday, November 4, 2015 at 11:00 A.M. Any interested elector of the Districts may file or register any objections to the proposed budgets or amended budgets at any time prior to final adoption of the budgets and amended budgets by the governing body of the District.

BY ORDER OF THE BOARDS OF DIRECTORS:

CHERRY CREEK SOUTH METROPOLITAN DISTRICT NOS. 2-3

/s/ WHITE BEAR ANKELE TANAKA & WALDRON

Attorneys at Law

Published in: *The Douglas County News-Press*  
Publication Date: Thursday, October 29, 2015

PUBLIC NOTICE

NOTICE OF PUBLIC HEARING ON  
THE PROPOSED 2016 BUDGETS  
AND  
NOTICE OF PUBLIC HEARING ON  
THE AMENDED 2015 BUDGETS

# AFFIDAVIT OF PUBLICATION

State of Colorado  
County of Douglas

)ss

This Affidavit of Publication for the Douglas County News Press, a weekly newspaper, printed and published for the County of Douglas, State of Colorado, hereby certifies that the attached legal notice was published in said newspaper once in each week, for 1 successive week(s), the last of which publication was made the 29th day of October A.D., 2015, and that copies of each number of said paper in which said Public Notice was published were delivered by carriers or transmitted by mail to each of the subscribers of said paper, according to their accustomed mode of business in this office.



for the Douglas County News Press

State of Colorado )

County of Douglas

)ss

The above Affidavit and Certificate of Publication was subscribed and sworn to before me by the above named Gerard Healey, publisher of said newspaper, who is personally known to me to be the identical person in the above certificate on this 29th day of October A.D., 2015.

NOTICE IS HEREBY GIVEN that proposed 2016 budgets have been submitted to the Boards of Directors for the Cherry Creek South Metropolitan District Nos. 2-3 (collectively "the Districts"). A copy of each of the proposed budgets is on file in the office of Simmons & Wheeler P.C., at 8005 South Chester Street, Suite 150, Centennial, CO. 80112, where the same are open for public inspection.

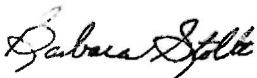
NOTICE IS FURTHER GIVEN that amendments to the 2015 budgets have been submitted to the Districts. A copy of each of the proposed amended budgets is on file in the office of Simmons & Wheeler P.C., at 8005 South Chester Street, Suite 150, Centennial, CO. 80112, Colorado, where the same are open for public inspection.

Such proposed budgets and amended budgets will be considered at a public hearing during a joint meeting of the Districts to be held at 7200 S. Alton Way, Suite C-400, Centennial, Colorado, on Wednesday, November 4, 2015 at 11:00 A.M. Any interested elector of the Districts may file or register any objections to the proposed budgets or amended budgets at any time prior to final adoption of the budgets and amended budgets by the governing body of the District.

BY ORDER OF THE BOARDS OF  
DIRECTORS:  
CHERRY CREEK SOUTH  
METROPOLITAN DISTRICT NOS. 2-3

/s/ WHITE BEAR ANKELE  
TANAKA & WALDRON  
Attorneys at Law

Legal Notice No.: 927984  
First Publication: October 29, 2015  
Last Publication: October 29, 2015  
Publisher: Douglas County News-Press



My Commission Expires 10/12/16

Notary Public,

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

RESOLUTION

A RESOLUTION SUMMARIZING EXPENDITURES AND REVENUES FOR EACH FUND AND ADOPTING A BUDGET AND APPROPRIATING SUMS OF MONEY TO EACH FUND IN THE AMOUNTS AND FOR THE PURPOSES SET FORTH HEREIN FOR THE DISTRICT FOR THE CALENDAR YEAR BEGINNING ON THE FIRST DAY OF JANUARY 2016 AND ENDING ON THE LAST DAY OF DECEMBER 2016.

WHEREAS, the Board has authorized its treasurer, accountant and/or legal counsel to prepare and submit a proposed budget to the Board in accordance with Colorado law; and

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

WHEREAS, upon due and proper notice, provided in accordance with Colorado law, said proposed budget was open for inspection by the public at a designated place, a public hearing was held on November 4, 2015, interested electors were given the opportunity to file or register any objections to said proposed budget and no written objections were filed prior to the public hearing; 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 § 29-1-101, *et seq.*, C.R.S., as applicable, and Article X, § 20 of the Colorado Constitution.

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

Section 1.     Summary of 2016 Revenues and 2016 Expenditures. The estimated revenues and expenditures for each fund for fiscal year 2016, as more specifically set forth in the budget attached hereto, are accepted and approved.

Section 2.     Adoption of Budget. The budget as submitted, amended, attached hereto and incorporated herein is approved and adopted as the budget of the District for fiscal year 2016.

In the event of recertification of values by the County Assessor's Office after the date of adoption hereof, staff is hereby directed to modify and/or adjust the budget and certification to reflect the recertification without the need for additional Board authorization. Any such modification to the budget or certification as contemplated by this Section 2 shall be deemed ratified by the Board.

Section 3.     Levy for General Operating Expenses. For the purpose of meeting all general operating expenses of the District during the 2016 budget year, there is hereby levied a tax of twelve and one half (12.500) mills upon each dollar of the total valuation of assessment of all taxable property within the District.

Section 4.     Levy for Debt Service Obligations. For the purposes of meeting all debt service obligations of the District during the 2016 budget year, there is hereby levied a tax of twenty-two and one half (22.500) mills upon each dollar of the total valuation of assessment of all taxable property within the District.

Section 5.     Levy for Contractual Obligation Expenses. For the purposes of meeting all contractual obligations of the District during the 2016 budget year, there is hereby levied a tax of zero (0.000) mills upon each dollar of the total valuation of assessment of all taxable property within the District.

Section 6.     Levy for Capital Project Expenses. For the purposes of meeting all capital project obligations of the District during the 2016 budget year, there is hereby levied a tax of zero (0.000) mills upon each dollar of the total valuation of assessment of all taxable property within the District.

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

Section 8. Appropriations. The amounts set forth as expenditures and balances remaining, as specifically allocated in the budget attached hereto and incorporated herein, are hereby appropriated for the purposes thereof and no other.

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

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

The foregoing Resolution was seconded by Director Knopinski.

*[Remainder of page intentionally left blank].*

ADOPTED THIS 4th DAY OF NOVEMBER 2015.

CHERRY CREEK SOUTH METROPOLITAN DISTRICT  
NO. 2


  
\_\_\_\_\_  
Officer of District

ATTEST:

  
\_\_\_\_\_

APPROVED AS TO FORM:

WHITE BEAR ANKELE TANAKA & WALDRON  
Attorneys at Law

  
\_\_\_\_\_

General Counsel to the District

STATE OF COLORADO  
COUNTY OF Arapahoe  
CHERRY CREEK SOUTH METROPOLITAN DISTRICT NO. 2

I hereby certify that the foregoing resolution constitutes a true and correct copy of the record of proceedings of the Board adopted at a District meeting held on November 4, 2015, at 7200 S. Alton Way, Suite C-400, Centennial, Colorado, as recorded in the official record of the proceedings of the District.

IN WITNESS WHEREOF, I have hereunto subscribed my name this 4<sup>th</sup> day of November, 2015.

  
\_\_\_\_\_



**EXHIBIT A**  
**BUDGET DOCUMENT**  
**BUDGET MESSAGE**

**CHERRY CREEK SOUTH METROPOLITAN DISTRICT NO. 2**  
**2016**  
**BUDGET MESSAGE**

Attached please find a copy of the adopted 2016 budget for the Cherry Creek South Metropolitan District No. 2.

The Cherry Creek South Metropolitan District No. 2 has adopted three separate funds, a General Fund to provide for the payment of general operating expenditures; a Debt Service Fund to provide for payments on the outstanding general obligation debt; and a Capital Project Fund to provide for the estimated infrastructure costs that are to be built for the benefit of the District.

The District's accountants have utilized the modified accrual basis of accounting and the budget has been adopted after proper postings, publications and public hearing.

The primary sources of revenue for the District in 2016 will be property taxes, operating advances and developer advances. The District intends to impose a 35.000 mill levy on the property within the District for 2016, of which 12.500 mills will be dedicated to the General Fund and the balance of 22.500 mills will be allocated to the Debt Service Fund.

**Cherry Creek South Metropolitan District No. 2**  
**Adopted Budget**  
**General Fund**  
**For the Year ended December 31, 2016**

	Actual 2014	Adopted Budget 2015	Actual 6/30/2015	Estimate 2015	Adopted Budget 2016
Beginning fund balance	\$ (43,528)	(26,599)	\$ (267)	\$ (267)	.
Revenues:					
Property taxes	32,613	48,714	32,785	30,000	37,849
Transfer in from District 3	.	.	20	20	.
Transfer in from District 4-11	.	.	20,075	20,075	.
Specific ownership taxes	2,926	3,897	2,290	4,200	3,028
Operating advances	44,148	.	17,444	30,930	26,265
Interest income	16	.	42	42	.
Total revenues	79,703	52,611	72,656	85,267	67,142
Total funds available	36,175	26,012	72,389	85,000	67,142
Expenditures:					
Legal	10,928	10,000	32,005	50,000	30,000
Legal litigation	6,119	.	1,385	1,385	.
Accounting and audit	5,450	4,000	4,278	15,500	10,000
Insurance	5,967	4,500	5,461	5,461	10,000
District management	3,051	.	.	5,000	5,000
Miscellaneous / IGA	4,438	6,000	6,649	7,204	6,000
Treasurer's fees	489	731	492	450	568
Contingency	.	24	.	.	3,727
Emergency reserve	.	757	.	.	1,847
Total expenditures	36,442	26,012	50,270	85,000	67,142
Ending fund balance	\$ (267)	-	\$ 22,119	\$ -	-
Assessed value	\$ 2,609,065	3,897,080	\$ 3,897,080	\$ 3,897,080	3,027,900
Mill levy	12.500	12.500	12.500	12.500	12.500

**Cherry Creek South Metropolitan District No. 2**  
**Adopted Budget**  
**Capital Project Fund**  
**For the Year ended December 31, 2016**

	Actual 2014	Adopted Budget 2015	Actual 6/30/2015	Estimate 2015	Adopted Budget 2016
Beginning fund balance	\$ -	-	\$ -	-	-
Revenues:					
Bond proceeds	-	-	-	-	-
Developer advances	-	-	-	-	150,000
Interest income	-	-	-	-	-
Total revenues	-	-	-	-	150,000
Total funds available	-	-	-	-	150,000
Expenditures:					
Issuance costs	-	-	-	-	-
Capital outlay	-	-	-	-	150,000
Transfer to Debt Service	-	-	-	-	-
Transfer to District #3	-	-	-	-	-
Project management	-	-	-	-	-
Total expenditures	-	-	-	-	150,000
Ending fund balance	\$ -	-	\$ -	-	-

**Cherry Creek South Metropolitan District No. 2**  
**Adopted Budget**  
**Debt Service Fund**  
**For the Year ended December 31, 2016**

	Actual 2014	Adopted Budget 2015	Actual 6/30/2015	Estimate 2015	Adopted Budget 2016
Beginning fund balance	\$ -	-	\$ 1,742	\$ 1,742	-
Revenues:					
Property taxes	58,703	87,684	59,013	53,000	68,128
Ownership taxes	5,267	8,768	4,122	8,400	5,450
Bond Proceeds	1,850,000	-	-	-	-
Interest income	18	-	2	4	-
Total revenues	1,913,988	96,452	63,137	61,404	73,578
Total funds available	1,913,988	96,452	64,879	63,146	73,578
Expenditures:					
Bond Cost of Issuance	15,365	-	-	-	-
Settlement Expense	1,850,000	-	-	-	-
Bond interest	48,000	93,137	-	60,351	70,556
Treasurer's fees	881	1,315	885	795	1,022
Trustee fees	-	2,000	600	2,000	2,000
Total expenditures	1,912,246	96,452	1,485	63,146	73,578
Ending fund balance	\$ 1,742	-	\$ 63,394	\$ -	-
Assessed value	\$ 2,069,065	3,897,080	\$ 3,897,080	\$ 3,897,080	3,027,900
Mill levy	22.500	22.500	22.500	22.500	22.500
Total levy	35.000	35.000	35.000	35.000	35.000
Bonds Outstanding (Principal End of Year)	\$ -	-	\$ -	\$ -	-

**RESOLUTION**  
**ADOPTING BUDGET, IMPOSING MILL LEVY AND APPROPRIATING FUNDS**

**(2016)**

---

The Board of Directors of Cherry Creek South Metropolitan District No. 3 (the "Board"), County of Douglas, Colorado (the "District") held a regular meeting at 7200 S. Alton Way, Suite C-400, Centennial, Colorado, on Wednesday, November 4, 2015, at the hour of 11:00 A.M.

The following members of the Board of Directors (the "Board") were present:

Jerry Richmond  
Joe Knopinski  
Kurtis Williams  
Kurt Wolter

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

[Remainder of Page Intentionally Left Blank].

NOTICE AS TO PROPOSED 2016 BUDGET

**NOTICE OF PUBLIC HEARING ON THE PROPOSED 2016 BUDGETS**  
**AND**  
**NOTICE OF PUBLIC HEARING ON THE AMENDED 2015 BUDGETS**

NOTICE IS HEREBY GIVEN that proposed 2016 budgets have been submitted to the Boards of Directors for the Cherry Creek South Metropolitan District Nos. 2-3 (collectively "the Districts"). A copy of each of the proposed budgets is on file in the office of Simmons & Wheeler P.C, at 8005 South Chester Street, Suite 150, Centennial, CO. 80112, where the same are open for public inspection.

NOTICE IS FURTHER GIVEN that amendments to the 2015 budgets have been submitted to the Districts. A copy of each of the proposed **amended** budgets is on file in the office of Simmons & Wheeler P.C, at 8005 South Chester Street, Suite 150, Centennial, CO. 80112, Colorado, where the same are open for public inspection.

Such proposed budgets and amended budgets will be considered at a public hearing during a joint meeting of the Districts to be held at 7200 S. Alton Way, Suite C-400, Centennial, Colorado, on Wednesday, November 4, 2015 at 11:00 A.M. Any interested elector of the Districts may file or register any objections to the proposed budgets or amended budgets at any time prior to final adoption of the budgets and amended budgets by the governing body of the District.

BY ORDER OF THE BOARDS OF DIRECTORS:

CHERRY CREEK SOUTH METROPOLITAN DISTRICT NOS. 2-3

/s/ WHITE BEAR ANKELE TANAKA & WALDRON

Attorneys at Law

Published in: *The Douglas County News-Press*  
Publication Date: Thursday, October 29, 2015



## AFFIDAVIT OF PUBLICATION

State of Colorado  
County of Douglas

)ss

This Affidavit of Publication for the Douglas County News Press, a weekly newspaper, printed and published for the County of Douglas, State of Colorado, hereby certifies that the attached legal notice was published in said newspaper once in each week, for 1 successive week(s), the last of which publication was made the 29th day of October A.D., 2015, and that copies of each number of said paper in which said Public Notice was published were delivered by carriers or transmitted by mail to each of the subscribers of said paper, according to their accustomed mode of business in this office.



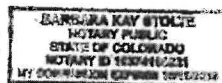
for the Douglas County News Press

State of Colorado )

County of Douglas

)ss

The above Affidavit and Certificate of Publication was subscribed and sworn to before me by the above named Gerard Healey, publisher of said newspaper, who is personally known to me to be the identical person in the above certificate on this 29th day of October A.D., 2015.



My Commission Expires 10/12/16

### PUBLIC NOTICE

NOTICE OF PUBLIC HEARING ON  
THE PROPOSED 2016 BUDGETS  
AND  
NOTICE OF PUBLIC HEARING ON  
THE AMENDED 2015 BUDGETS

NOTICE IS HEREBY GIVEN that proposed 2016 budgets have been submitted to the Boards of Directors for the Cherry Creek South Metropolitan District Nos. 2-3 (collectively "the Districts"). A copy of each of the proposed budgets is on file in the office of Simmons & Wheeler P.C., at 8005 South Chester Street, Suite 150, Centennial, CO. 80112, where the same are open for public inspection.

NOTICE IS FURTHER GIVEN that amendments to the 2015 budgets have been submitted to the Districts. A copy of each of the proposed amended budgets is on file in the office of Simmons & Wheeler P.C., at 8005 South Chester Street, Suite 150, Centennial, CO. 80112, Colorado, where the same are open for public inspection.

Such proposed budgets and amended budgets will be considered at a public hearing during a joint meeting of the Districts to be held at 7200 S. Alton Way, Suite C-400, Centennial, Colorado, on Wednesday, November 4, 2015 at 11:00 A.M. Any interested elector of the Districts may file or register any objections to the proposed budgets or amended budgets at any time prior to final adoption of the budgets and amended budgets by the governing body of the District.

BY ORDER OF THE BOARDS OF  
DIRECTORS:  
CHERRY CREEK SOUTH  
METROPOLITAN DISTRICT NOS. 2-3

/s/ WHITE BEAR ANKELE  
TANAKA & WALDRON  
Attorneys at Law

Legal Notice No.: 927984  
First Publication: October 29, 2015  
Last Publication: October 29, 2015  
Publisher: Douglas County News-Press

Notary Public,

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

RESOLUTION

A RESOLUTION SUMMARIZING EXPENDITURES AND REVENUES FOR EACH FUND AND ADOPTING A BUDGET AND APPROPRIATING SUMS OF MONEY TO EACH FUND IN THE AMOUNTS AND FOR THE PURPOSES SET FORTH HEREIN FOR THE DISTRICT FOR THE CALENDAR YEAR BEGINNING ON THE FIRST DAY OF JANUARY 2016 AND ENDING ON THE LAST DAY OF DECEMBER 2016.

WHEREAS, the Board has authorized its treasurer, accountant and/or legal counsel to prepare and submit a proposed budget to the Board in accordance with Colorado law; and

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

WHEREAS, upon due and proper notice, provided in accordance with Colorado law, said proposed budget was open for inspection by the public at a designated place, a public hearing was held on November 4, 2015, interested electors were given the opportunity to file or register any objections to said proposed budget and no written objections were filed prior to the public hearing; 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 § 29-1-101, *et seq.*, C.R.S., as applicable, and Article X, § 20 of the Colorado Constitution.

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

Section 1.     Summary of 2016 Revenues and 2016 Expenditures.     The estimated revenues and expenditures for each fund for fiscal year 2016, as more specifically set forth in the budget attached hereto, are accepted and approved.

Section 2.     Adoption of Budget.     The budget as submitted, amended, attached hereto and incorporated herein is approved and adopted as the budget of the District for fiscal year 2016.

In the event of recertification of values by the County Assessor's Office after the date of adoption hereof, staff is hereby directed to modify and/or adjust the budget and certification to reflect the recertification without the need for additional Board authorization. Any such modification to the budget or certification as contemplated by this Section 2 shall be deemed ratified by the Board.

Section 3.     Levy for General Operating Expenses. For the purpose of meeting all general operating expenses of the District during the 2016 budget year, there is hereby levied a tax of zero (0.000) mills upon each dollar of the total valuation of assessment of all taxable property within the District.

Section 4.     Levy for Debt Service Obligations. For the purposes of meeting all debt service obligations of the District during the 2016 budget year, there is hereby levied a tax of zero (0.000) mills upon each dollar of the total valuation of assessment of all taxable property within the District.

Section 5.     Levy for Contractual Obligation Expenses. For the purposes of meeting all contractual obligations of the District during the 2016 budget year, there is hereby levied a tax of zero (0.000) mills upon each dollar of the total valuation of assessment of all taxable property within the District.

Section 6.     Levy for Capital Project Expenses. For the purposes of meeting all capital project obligations of the District during the 2016 budget year, there is hereby levied a tax of zero (0.000) mills upon each dollar of the total valuation of assessment of all taxable property within the District.

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

Section 8. Appropriations. The amounts set forth as expenditures and balances remaining, as specifically allocated in the budget attached hereto and incorporated herein, are hereby appropriated for the purposes thereof and no other.

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


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

The foregoing Resolution was seconded by Director Williams.

*[Remainder of page intentionally left blank].*

ADOPTED THIS 4th DAY OF NOVEMBER 2015.

CHERRY CREEK SOUTH METROPOLITAN DISTRICT  
NO. 3


  
\_\_\_\_\_  
Officer of District

ATTEST:

  
\_\_\_\_\_

APPROVED AS TO FORM:

WHITE BEAR ANKELE TANAKA & WALDRON  
Attorneys at Law

  
\_\_\_\_\_

General Counsel to the District

STATE OF COLORADO  
COUNTY OF Bradford  
CHERRY CREEK SOUTH METROPOLITAN DISTRICT NO. 3

I hereby certify that the foregoing resolution constitutes a true and correct copy of the record of proceedings of the Board adopted at a District meeting held on November 4, 2015, at 7200 S. Alton Way, Suite C-400, Centennial, Colorado, as recorded in the official record of the proceedings of the District.

IN WITNESS WHEREOF, I have hereunto subscribed my name this 4<sup>th</sup> day of November, 2015.

  
\_\_\_\_\_

**EXHIBIT A**  
**BUDGET DOCUMENT**  
**BUDGET MESSAGE**

**CHERRY CREEK SOUTH METROPOLITAN DISTRICT NO. 3**  
**2016**  
**BUDGET MESSAGE**

Attached please find a copy of the adopted 2016 budget for Cherry Creek South Metropolitan District No. 3.

The District's accountants have utilized the modified accrual basis of accounting and the budget has been adopted after proper postings, publications and public hearing.

The District does not intend to impose a mill levy on property within the District for 2016.

No revenue or expenses are anticipated in 2016.

**Cherry Creek South Metropolitan District No. 3**  
**Adopted Budget**  
**General Fund**  
**For the Year ended December 31, 2016**

	Actual <u>2014</u>	Adopted Budget <u>2015</u>	Actual <u>6/30/2015</u>	Estimate <u>2015</u>	Adopted Budget <u>2016</u>
Beginning fund balance	\$ -	\$ -	\$ -	\$ -	\$ -
Revenues:					
Property taxes	-	-	-	-	-
HB 1006 taxes	-	-	-	-	-
Ownership taxes	-	-	-	-	-
Transfer from District #2	-	-	-	-	-
Developer advances	-	-	-	-	-
Interest income	-	-	-	-	-
Total revenues	-	-	-	-	-
Total funds available	-	-	-	-	-
Expenditures:					
Legal	-	-	-	-	-
Accounting and audit	-	-	-	-	-
Insurance	-	-	-	-	-
District management	-	-	-	-	-
Transfer to HOA	-	-	-	-	-
Transfer to District No. 2	-	-	-	-	-
Treasurer's fees	-	-	-	-	-
Contingency	-	-	-	-	-
Contracted services	-	-	-	-	-
Emergency reserve	-	-	-	-	-
Total expenditures	-	-	-	-	-
Ending fund balance	\$ -	\$ -	\$ -	\$ -	\$ -
Assessed value		\$ 350	\$ 0	\$ 0	\$ 4,280
Mill levy		-	-	-	-



**Cherry Creek South Metropolitan District #3**  
**Adopted Budget**  
**Capital Project Fund**  
**For the Year ended December 31, 2015**

	Actual 2013	Adopted Budget 2014	Actual 6/30/2014	Estimate 2014	Adopted Budget 2015
Beginning fund balance	\$ -	\$ -	\$ -	\$ -	\$ -
Revenues:					
Reimbursements	-	-	-	-	-
Transfer from District #2	-	-	-	-	-
Developer advances	-	3,000,000	-	-	3,000,000
Interest income	-	-	-	-	-
Total revenues	-	3,000,000	-	-	3,000,000
Total funds available	-	3,000,000	-	-	3,000,000
Expenditures:					
Construction	-	3,000,000	-	-	3,000,000
Project management	-	-	-	-	-
Total expenditures	-	3,000,000	-	-	3,000,000
Ending fund balance	\$ -	\$ -	\$ -	\$ -	\$ -