

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

(2023)

The Board of Directors of Broomfield Village Metropolitan District No. 2 (the “**Board**”), City & County of Broomfield, Colorado (the “**District**”) held a regular meeting held via teleconference on Tuesday, October 4, 2023, at the hour of 10:00 A.M.

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

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NOTICE AS TO PROPOSED 2023 BUDGET

NOTICE OF PUBLIC HEARING ON THE AMENDED 2022 BUDGETS
AND
NOTICE OF PUBLIC HEARING ON THE PROPOSED 2023 BUDGETS

NOTICE IS HEREBY GIVEN that the Boards of Directors (collectively the "Boards") of BROOMFIELD VILLAGE METROPOLITAN DISTRICT NO. 2 AND FLATIRON MARKETPLACE METROPOLITAN DISTRICT (collectively the "Districts"), will hold a meeting via teleconference on Tuesday, October 4, 2022 at 10:00 AM, for the purpose of conducting such business as may come before the Boards including a public hearing on the 2023 proposed budgets (the "Proposed Budgets"). The necessity may also arise for an amendment to the 2022 budgets (the "Amended Budgets"). This meeting can be joined using the following teleconference information:

Link: <https://us06web.zoom.us/j/88186920054?pwd=WEC5WVlRfVYVWktCC3Zya1F1L29Cdz09>
Meeting ID: 881 8692 0054
Passcode: 304405
Call-in number: 1-720-707-2699

NOTICE IS FURTHER GIVEN that the Proposed Budgets and Amended Budgets (if applicable) have been submitted to the Districts and are on file in the office of Simmons & Wheeler, 304 Inverness Way S #490, Englewood, CO 80112, and are open for public inspection. Any interested elector of the Districts may file any objections to the Proposed Budgets and Amended Budgets at any time prior to final adoption of the Proposed Budgets or the Amended Budgets by the Boards. This meeting is open to the public and the agenda for any meeting may be obtained by calling (303) 858-1800.

BY ORDER OF THE BOARDS OF DIRECTORS:
BROOMFIELD VILLAGE METROPOLITAN DISTRICT NO. 2 AND FLATIRON MARKETPLACE METROPOLITAN DISTRICT, quasi-municipal corporations and political subdivisions of the State of Colorado

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

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Prairie Mountain Media, LLC

PUBLISHER'S AFFIDAVIT

County of Broomfield
State of Colorado

The undersigned, Agent, being first duly sworn under oath, states and affirms as follows:

1. He/she is the legal Advertising Reviewer of Prairie Mountain Media LLC, publisher of the *Broomfield Enterprise*.
2. The *Broomfield Enterprise* is a newspaper of general circulation that has been published continuously and without interruption for at least fifty-two weeks in Broomfield County and meets the legal requisites for a legal newspaper under Colo. Rev. Stat. 24-70-103.
3. The notice that is attached hereto is a true copy, published in the *Broomfield Enterprise* in Broomfield County on the following date(s):

Sep 25, 2022

COPY

COPY

Melissa Najera
Signature

Subscribed and sworn to me before me this
20th day of September, 2022

Shayla Najera
Notary Public

(SEAL)

SHAYLA NAJERA
NOTARY PUBLIC
STATE OF COLORADO
NOTARY ID 20174031965
MY COMMISSION EXPIRES July 31, 2025

Account: 1051175
Ad Number: 1922494
Fee: \$54.12

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 2023 AND ENDING ON THE LAST DAY OF DECEMBER 2023.

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

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

WHEREAS, upon due and proper notice, provided in accordance with Colorado law, said proposed budget was open for inspection by the public at a designated place, a public hearing was held on October 4, 2023, interested electors were given the opportunity to file or present any objections to said proposed budget at any time prior to final adoption of the budget by the Board.

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

Section 1. Adoption of Budget. The budget attached hereto and incorporated herein is approved and adopted as the budget of the District for fiscal year 2023. In the event of recertification of values by the County Assessor's Office after the date of adoption hereof, staff is hereby directed to modify and/or adjust the budget and certification to reflect the recertification without the need for additional Board authorization. Any such modification to the budget or certification as contemplated by this Section 1 shall be deemed ratified by the Board.

Section 2. Levy for General Operating Expenses. For the purpose of meeting all general operating expenses of the District during the 2023 budget year, there is hereby levied a tax of 5.000 mills upon each dollar of the total valuation of assessment of all taxable property within the District.

Section 3. Levy for Debt Service Obligations. For the purposes of meeting all debt service obligations of the District during the 2023 budget year, there is hereby levied a tax of

50.000 mills upon each dollar of the total valuation of assessment of all taxable property within the District.

Section 4. Levy for Contractual Obligation Expenses. For the purposes of meeting all contractual obligations of the District during the 2023 budget year, there is hereby levied a tax of 0.000 mills upon each dollar of the total valuation of assessment of all taxable property within the District.

Section 5. Levy for Capital Project Expenses. For the purposes of meeting all capital project obligations of the District during the 2023 budget year, there is hereby levied a tax of 0.000 mills upon each dollar of the total valuation of assessment of all taxable property within the District.

Section 6. Certification to County Commissioners. The Board directs its legal counsel, manager, accountant or other designee to certify to the Board of County Commissioners of Broomfield 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 7. Appropriations. The amounts set forth as expenditures in the budget attached hereto are hereby appropriated.

Section 8. 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 9. Budget Certification. The budget shall be certified by a member of the District, or a person appointed by the District, and made a part of the public records of the District.

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ADOPTED THIS 4TH DAY OF OCTOBER 2022.

BROOMFIELD VILLAGE METROPOLITAN DISTRICT
NO. 2

Mike Tamblyn

Officer of the District

ATTEST:

Rick Merkel

APPROVED AS TO FORM:

WHITE BEAR ANKELE TANAKA & WALDRON
Attorneys at Law

George M Rowley

General Counsel to the District

STATE OF COLORADO
COUNTY OF BROOMFIELD
BROOMFIELD VILLAGE METROPOLITAN DISTRICT NO. 2

I hereby certify that the foregoing resolution constitutes a true and correct copy of the record of proceedings of the Board adopted by a majority of the Board at a District meeting held on Tuesday, October 4, 2022, via teleconference as recorded in the official record of the proceedings of the District.

IN WITNESS WHEREOF, I have hereunto subscribed my name this 4th day of October, 2023.

Rick Merkel

Signature

EXHIBIT A
BUDGET DOCUMENT
BUDGET MESSAGE

BROOMFIELD VILLAGE METROPOLITAN DISTRICT NO. 2
2023
BUDGET MESSAGE

Attached please find a copy of the adopted 2023 budget for the Broomfield Village Metropolitan District No. 2.

The Broomfield Village Metropolitan District No. 2 has adopted budgets for two funds, a General Fund to provide for the payment of general operating and parking garage expenditures; and a Debt Service Fund to provide for payments on the outstanding bond debt.

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 2023 will be the retention of a portion of the City of Broomfield's 3.5% sales tax rate on sales generated from the commercial property within the district, and property taxes. The sales tax revenue is pledged for the retirement of debt. The district intends to impose a 55.000 mill levy on the property within the district for 2023, of which 5.000 mills will be dedicated to the General Fund and the balance of 50.000 mills will be allocated to the Debt Service Fund. Ending balances in the Debt Service fund are reserved for debt retirement.

Broomfield Village Metropolitan District No. 2
Adopted Budget
General Fund
For the Year Ended December 31, 2023

	Actual <u>2021</u>	Adopted Budget <u>2022</u>	Actual <u>6/30/2022</u>	Estimate <u>2022</u>	Adopted Budget <u>2023</u>
Beginning fund balance	\$ -	\$ -	\$ 1	\$ -	\$ -
Revenues:					
Property taxes	41,395	39,634	28,587	35,000	37,689
Urban renewal - TIF	(2,778)	(8,940)	(8,567)	(8,000)	19,067
Urban renewal - TIF	2,778	8,940	8,567	8,000	-
Interest income	<u>29</u>	<u>100</u>	<u>4</u>	<u>100</u>	<u>100</u>
Total revenues	<u>41,424</u>	<u>39,734</u>	<u>28,591</u>	<u>35,100</u>	<u>56,856</u>
Total funds available	<u>41,424</u>	<u>39,734</u>	<u>28,592</u>	<u>35,100</u>	<u>56,856</u>
Expenditures:					
Treasurer's fees	622	595	556	525	565
Urban Renewal - TIF	-	(134)	(129)	(130)	-
Transfer to Flatiron Marketplace	40,802	39,255	28,165	34,610	56,291
Emergency reserve	<u>-</u>	<u>18</u>	<u>-</u>	<u>95</u>	<u>-</u>
Total expenditures	<u>41,424</u>	<u>39,734</u>	<u>28,592</u>	<u>35,100</u>	<u>56,856</u>
Ending fund balance	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>
Gross Assessed valuation		<u>\$ 7,926,836</u>			<u>\$ 11,351,100</u>
TIF Increment		<u>\$ 1,788,088</u>			<u>\$ 3,813,318</u>
Net Assessed Valuation		<u>\$ 6,138,748</u>			<u>\$ 7,537,782</u>
Mill Levy		<u>5.000</u>			<u>5.000</u>

Broomfield Village Metropolitan District No. 2
Adopted Budget
Debt Service Fund GO Bonds
For the Year Ended December 31, 2023

	Actual 2021	Adopted Budget 2022	Actual 6/30/2022	Estimate 2022	Adopted Budget 2023
Beginning fund balance	\$ 115,096	\$ 1,576,928	\$ 1,422,676	\$ 1,507,899	\$ 1,319,041
Revenues:					
Property taxes	434,977	396,342	272,696	386,805	376,889
Property taxes excluded area 1	-	12,978	26,153	12,978	11,105
Property taxes excluded area 2	-	70,362	69,961	70,362	71,680
Urban renewal - TIF	(27,784)	-	(86,534)	(87,561)	-
Urban renewal - TIF	27,784	-	86,534	87,561	194,256
Specific ownership taxes	28,725	28,102	12,084	22,000	38,720
BURA Broomfield Mill levy only Phase 1a	-	7,561	-	-	70,006
BURA TIF mill levy excludes Broomfield	-	18,108	-	-	167,658
Bond proceeds	7,320,000	-	-	-	-
Bond premium	728,633	-	-	-	-
Transfer from Capital Projects Fund	547,916	-	-	-	-
Interest income	408	-	3,344	-	-
Total revenues	<u>9,060,659</u>	<u>533,453</u>	<u>384,238</u>	<u>492,145</u>	<u>930,314</u>
Total funds available	<u>9,175,755</u>	<u>2,110,381</u>	<u>1,806,914</u>	<u>2,000,044</u>	<u>2,249,355</u>
Expenditures:					
Interest G/O Bonds	498,545	667,500	293,750	587,500	583,500
Bond principal G/O Bonds	6,660,000	-	-	80,000	170,000
Treasurer's fees	6,529	16,285	6,801	6,801	16,285
Treasurer's fees - TIF	-	-	(1,298)	(1,298)	-
Cost of issuance	499,282	-	-	-	-
Trustee / paying agent fees	3,500	8,000	-	8,000	15,000
Total expenditures	<u>7,667,856</u>	<u>691,785</u>	<u>299,253</u>	<u>681,003</u>	<u>784,785</u>
Ending fund balance	<u>\$ 1,507,899</u>	<u>\$ 1,418,596</u>	<u>\$ 1,507,661</u>	<u>\$ 1,319,041</u>	<u>\$ 1,464,570</u>
Gross Assessed valuation		<u>\$ 7,926,836</u>			<u>\$ 11,351,100</u>
TIF Increment		<u>\$ 1,788,088</u>			<u>\$ 3,813,318</u>
Net Assessed Valuation		<u>\$ 6,138,748</u>			<u>\$ 7,537,782</u>
Lot 9 exclusion					
Gross Assessed valuation		<u>\$ 350,760</u>			<u>\$ 338,610</u>
TIF Increment		<u>\$ 1,657</u>			<u>\$ 38,472</u>
Net Assessed Valuation		<u>\$ 349,103</u>			<u>\$ 300,138</u>
Fashion District exclusion					
Gross Assessed valuation		1,901,670			1,982,340
TIF Increment		21,772			45,039
Net Assessed Valuation		<u>\$ 1,879,898</u>			<u>\$ 1,937,301</u>
Mill Levy		<u>50.000</u>			<u>50.000</u>
Mill levy excluded areas		<u>37.000</u>			<u>37.000</u>

Broomfield Village Metropolitan District No. 2
Adopted Budget
Debt Service Fund Revenue Bonds
For the Year Ended December 31, 2023

	Actual <u>2021</u>	Adopted Budget <u>2022</u>	Actual <u>6/30/2022</u>	Estimate <u>2022</u>	Adopted Budget <u>2023</u>
Beginning fund balance	\$ -	\$ 84,587	\$ 140,788	\$ 55,565	\$ 110,603
Revenues:					
Sales tax revenue	206,565	150,000	120,831	210,000	210,000
Interest income	<u>-</u>	<u>1,000</u>	<u>19</u>	<u>38</u>	<u>1,000</u>
Total revenues	<u>206,565</u>	<u>151,000</u>	<u>120,850</u>	<u>210,038</u>	<u>211,000</u>
Total funds available	<u>206,565</u>	<u>235,587</u>	<u>261,638</u>	<u>265,603</u>	<u>321,603</u>
Expenditures:					
Interest Sales Tax Bonds 2011	151,000	150,000	113,000	150,000	316,603
Trustee / paying agent fees	<u>-</u>	<u>5,000</u>	<u>2,500</u>	<u>5,000</u>	<u>5,000</u>
Total expenditures	<u>151,000</u>	<u>155,000</u>	<u>115,500</u>	<u>155,000</u>	<u>321,603</u>
Ending fund balance	<u>\$ 55,565</u>	<u>\$ 80,587</u>	<u>\$ 146,138</u>	<u>\$ 110,603</u>	<u>\$ -</u>

Broomfield Village Metropolitan District No. 2
Adopted Budget
Capital Projects Fund
For the Year Ended December 31, 2023

	Actual <u>2021</u>	Adopted Budget <u>2022</u>	Actual <u>6/30/2022</u>	Estimate <u>2022</u>	Adopted Budget <u>2023</u>
Beginning fund balance	\$ -	\$ 505	\$ 346,659	\$ 346,659	\$ -
Revenues:					
Developer advances	-	-	-	394,782	-
Bond proceeds	4,430,000	-	-	-	-
Bond premium	315,505	348,341	-	-	-
Interest income	56	-	783	1,000	-
Total revenues	<u>4,745,561</u>	<u>348,341</u>	<u>783</u>	<u>395,782</u>	<u>-</u>
Total funds available	<u>4,745,561</u>	<u>348,846</u>	<u>347,442</u>	<u>742,441</u>	<u>-</u>
Expenditures:					
Bond issuance costs	296,503	-	-	-	-
Capital improvements	3,554,483	348,846	-	742,441	-
Transfer to Debt Service Fund	547,916	-	-	-	-
Total expenditures	<u>4,398,902</u>	<u>348,846</u>	<u>-</u>	<u>742,441</u>	<u>-</u>
Ending fund balance	<u>\$ 346,659</u>	<u>\$ -</u>	<u>\$ 347,442</u>	<u>\$ -</u>	<u>\$ -</u>