LETTER OF BUDGET TRANSMITTAL

Date: January <u>27</u>, 2023

To: Division of Local Government

1313 Sherman Street, Room 521

Denver, Colorado 80203

Attached are the 2023 budget and budget message for FLYING HORSE METROPOLITAN DISTRICT NO. 3 in El Paso County, Colorado, submitted pursuant to Section 29-1-113, C.R.S. This budget was adopted on November 18, 2022. If there are any questions on the budget, please contact:

CliftonLarsonAllen LLP Attn: Carrie Bartow 121 South Tejon Street, #1100 Colorado Springs, CO 80903 Tel.: 719-473-3630

I, George Lenz, as President of the Flying Horse Metropolitan District No. 3, hereby certify that the attached is a true and correct copy of the 2023 budget.

By: Leorge a Lenz

RESOLUTION

TO ADOPT 2023 BUDGET, APPROPRIATE SUMS OF MONEY, AND AUTHORIZE THE CERTIFICATION OF THE TAX LEVY FLYING HORSE METROPOLITAN DISTRICT NO. 3

A RESOLUTION SUMMARIZING REVENUES AND EXPENDITURES FOR EACH FUND, ADOPTING A BUDGET, LEVYING GENERAL PROPERTY TAXES FOR THE YEAR 2023 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 FLYING HORSE METROPOLITAN DISTRICT NO. 3, EL PASO COUNTY, COLORADO, FOR THE CALENDAR YEAR BEGINNING ON THE FIRST DAY OF JANUARY, 2023, AND ENDING ON THE LAST DAY OF DECEMBER, 2023,

WHEREAS, the Board of Directors of the Flying Horse 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 18, 2022 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 \$240,115; 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 \$720,369; 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 2022 valuation for assessment for the District as certified by the County Assessor of El Paso County is \$22,718,820; and
- WHEREAS, at an election held on November 4, 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 FLYING HORSE METROPOLITAN DISTRICT NO. 3 OF EL PASO COUNTY, COLORADO:
- Section 1. <u>Adoption of Budget</u>. 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 Flying Horse Metropolitan District No. 3 for calendar year 2023.
- Section 2. <u>Budget Revenues</u>. That the estimated revenues for each fund as more specifically set out in the budget attached hereto are accepted and approved.
- Section 3. <u>Budget Expenditures</u>. That the estimated expenditures for each fund as more specifically set out in the budget attached hereto are accepted and approved.
- Section 4. <u>Levy of General Property Taxes</u>. That the Board of Directors does hereby certify the levy of general property taxes for collection in 2023 as follows:
- A. <u>Levy for General Operating and Other Expenses</u>. That for the purposes of meeting all general operating expense of the District during the 2023 budget year, there is hereby levied a tax of 10.569 mills upon each dollar of the total valuation of assessment of all taxable property within the District for the year 2022.
- B. <u>Temporary Tax Credit or Rate Reduction</u>. 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 2022.
- C. <u>Levy for General Obligation Bonds and Interest</u>. That for the purposes of meeting all debt retirement expense of the District during the 2023 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 31.708 mills upon each dollar of the total valuation for assessment of all taxable property within the District for the year 2022.

- D. <u>Levy for Contractual Obligations</u>. That for the purposes of meeting the contractual obligation expense of the District during the 2023 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 2022.
- E. <u>Levy for Capital Expenditures</u>. That for the purposes of meeting all capital expenditures of the District during the 2023 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 2022.
- F. <u>Levy for Refunds/Abatements</u>. 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 2022.
- Section 5. <u>Property Tax and Fiscal Year Spending Limits</u>. 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. <u>Certification</u>. That the appropriate officers of the District are hereby authorized and directed to certify by December 15, 2022, to the Board of County Commissioners of El Paso 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 El Paso 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, 2022 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. <u>Appropriations</u>. That the amounts set forth as expenditures and balances remaining, as specifically allocated in the budget attached hereto, are hereby appropriated from the revenue of each fund, to each fund, for the purposes stated and no other.

[remainder of page intentionally left blank; signature page follows]

ADOPTED this 18th day of November 2022.

FLYING HORSE METROPOLTIAN DISTRICT NO. 3

George a Lenz

President

ATTEST:

Secretary

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

FLYING HORSE METROPOLITAN DISTRICT NO. 3 ANNUAL BUDGET FOR THE YEAR ENDING DECEMBER 31, 2023

FLYING HORSE METROPOLITAN DISTRICT NO.3 SUMMARY 2023 BUDGET

WITH 2021 ACTUAL AND 2022 ESTIMATED For the Years Ended and Ending December 31,

	Á	ACTUAL 2021	ES	STIMATED 2022	E	BUDGET 2023
BEGINNING FUND BALANCES	\$	21,103	\$	29,598	\$	15,591
REVENUES						
Property taxes		753,451		919,247		960,484
Specific ownership tax		88,839		95,643		96,049
Interest income		612		2,450		6,300
Infrastructure development fees		-		30,000		150,000
Other revenue		-		-		21,168
Intergovernmental revenues		3,500		-		-
Total revenues		846,402		1,047,340		1,234,001
Total funds available		867,505		1,076,938		1,249,592
EXPENDITURES						
General Fund		207,786		294,900		425,000
Debt Service Fund		630,121		766,447		824,592
Total expenditures		837,907		1,061,347		1,249,592
Total expenditures and transfers out						
requiring appropriation		837,907		1,061,347		1,249,592
ENDING FUND BALANCES	\$	29,598	\$	15,591	\$	

FLYING HORSE METROPOLITAN DISTRICT NO.3 PROPERTY TAX SUMMARY INFORMATION 2023 BUDGET

WITH 2021 ACTUAL AND 2022 ESTIMATED For the Years Ended and Ending December 31,

		ACTUAL	ESTIMATED		BUDGET
		2021	2022		2023
4005005D \/41114T/0\/					
ASSESSED VALUATION	•		.		
Residential	\$	8,114,620	\$ 8,857,110	\$	
Single-Family Resid.		-	-		8,897,790
Commercial		7,382,650	10,717,150		11,538,650
Agricultural		8,820	8,240		7,500
State assessed		5,040	4,410		5,420
Vacant land		2,575,190	2,391,500		2,269,460
	1	8,086,320	21,978,410		22,718,820
Adjustments		-	-		
Certified Assessed Value	\$ 1	8,086,320	\$ 21,978,410	\$	22,718,820
MILL LEVY					
General		10.261	10.456		10.569
Debt Service		31.566	31.369		31.708
Total mill levy		41.827	41.825		42.277
PROPERTY TAXES					
General	\$	185,584	\$ 229,806	\$	240,115
Debt Service	Ψ	570,913	689,441	Ψ	720,369
Levied property taxes		756,497	919,247		960,484
Adjustments to actual/rounding		750,497 44	919,247		900,404
Refunds and abatements		(3,090)	_		_
		` '			
Budgeted property taxes	\$	753,451	\$ 919,247	\$	960,484
BUDGETED PROPERTY TAXES					
General	\$	184,821	\$ 229,806	\$	240,115
Debt Service	*	568,630	689,441	*	720,369
	\$	753,451	\$ 919,247	\$	960,484

FLYING HORSE METROPOLITAN DISTRICT NO.3 GENERAL FUND 2023 BUDGET

WITH 2021 ACTUAL AND 2022 ESTIMATED For the Years Ended and Ending December 31,

	<i>F</i>	ACTUAL 2021	ES	STIMATED 2022	В	SUDGET 2023
BEGINNING FUND BALANCE	\$	11,758	\$	10,733	\$	-
REVENUES						
Property taxes		184,821		229,806		240,115
Specific ownership tax		21,792		23,911		24,012
Infrastructure development fees		-		30,000		150,000
Interest income		148		450		500
Other revenue		-		-		10,373
Total revenues		206,761		284,167		425,000
Total funds available		218,519		294,900		425,000
EXPENDITURES						
General and administrative						
County Treasurer's fee		2,786		3,447		3,602
Contingency		-		-		10,373
Intergovernmental expenditures		205,000		261,453		261,025
Operations and maintenance						
Development fees returned to FHR		-		30,000		150,000
Total expenditures		207,786		294,900		425,000
Total avecaditures and transfers out						
Total expenditures and transfers out requiring appropriation		207,786		294,900		425,000
1 3 11 1		- , , , , ,		- ,		-,
ENDING FUND BALANCE	\$	10,733	\$	-	\$	

FLYING HORSE METROPOLITAN DISTRICT NO.3 DEBT SERVICE FUND 2023 BUDGET

WITH 2021 ACTUAL AND 2022 ESTIMATED For the Years Ended and Ending December 31,

	A	CTUAL 2021	ES	STIMATED 2022	В	UDGET 2023
	<u> </u>	<i>y</i> = <i>y</i>	<u> </u>	*		·
BEGINNING FUND BALANCE	\$	9,345	\$	18,865	\$	15,591
REVENUES						
Property taxes		568,630		689,441		720,369
Specific ownership tax		67,047		71,732		72,037
Interest income		464		2,000		5,800
Intergovernmental revenues		3,500		-		-
Other revenue		-		-		10,795
Total revenues		639,641		763,173		809,001
Total funds available		648,986		782,038		824,592
EXPENDITURES						
General and administrative						
County Treasurer's fee		8,572		10,342		10,806
Paying agent fees		3,500		3,500		3,500
Contingency		-		-		10,795
Debt Service						
Bond interest		618,049		752,605		799,491
Total expenditures		630,121		766,447		824,592
Total expenditures and transfers out						
requiring appropriation		630,121		766,447		824,592
ENDING FUND BALANCE	\$	18,865	\$	15,591	\$	

FLYING HORSE METROPOLITAN DISTRICT NO.3 2023 BUDGET SUMMARY OF SIGNIFICANT ASSUMPTIONS

Services Provided

The Flying Horse Metropolitan District No. 3 ("District"), a quasi-municipal corporation and a political subdivision of the State of Colorado, was organized by order and decree of the District Court for the City of Colorado Springs, El Paso County, Colorado on November 8, 2004, and is governed pursuant to provisions of the Colorado Special District Act (Title 32, Article 1, Colorado Revised Statutes). The Consolidated Service Plan, approved by the City of Colorado Springs on August 24, 2004, formed the Flying Horse Metropolitan Districts Nos 1 – 3 ("The Districts") as 'shell districts' which could not operate until an amended service plan was approved.

The District was organized to provide planning, acquisition, construction, installation and financing of public improvements, including streets, water, wastewater, traffic and safety, park and recreation, mosquito control, television relay and transportation facilities, primarily for residential development. The District was organized in conjunction with two other related districts, Flying Horse Metropolitan District No. 1 ("District No. 1"), the Operating District, and Flying Horse Metropolitan District No. 2 ("District No. 2"), the Commercial and Financing District. District No. 1 will own (subject to dedication of improvements to the City), operate, maintain and construct facilities benefiting all three Districts, and District No. 2 and District No. 3 will contribute to the costs of construction, operation and maintenance of such facilities. The District's service area is located entirely within the City of Colorado Springs, El Paso County, Colorado.

The District has no employees and all administrative functions are contractual.

The District prepares its budget on the modified accrual basis of accounting in accordance with the requirements of Colorado Revised Statutes C.R.S. 29-1-105 using its best estimates as of the date of the budget hearing. These estimates are based on expected conditions and its expected course of actions. The assumptions disclosed herein are those that the District believes are significant to the budget. There will usually be differences between the budget and actual results, because events and circumstances frequently do not occur as expected, and those differences may be material.

Revenues

Property Taxes

Property taxes are levied by the District's Board of Directors. The levy is based on assessed valuations determined by the County Assessor generally as of January 1 of each year. The levy is normally set by December 15 by certification to the County Commissioners to put the tax lien on the individual properties as of January 1 of the following year. The County Treasurer collects the determined taxes during the ensuing calendar year. The taxes are payable by April or, if in equal installments, at the taxpayer's election, in February and June. Delinquent taxpayers are notified in August and generally sales of the tax liens on delinquent properties are held in November or December. The County Treasurer remits the taxes collected monthly to the District.

The calculation of the taxes levied is displayed on the Property Tax Summary page of the budget using the adopted mill levy imposed by the District.

FLYING HORSE METROPOLITAN DISTRICT NO.3 2023 BUDGET SUMMARY OF SIGNIFICANT ASSUMPTIONS

Revenues - (Continued)

Property Taxes – (Continued)

Senate Bill 21-293 among other things, designates multi-family residential real property (defined generally, as property that is a multi-structure of four or more units) as a new subclass of residential real property. For tax collection year 2023, the assessment rate for single family residential property decreases to 6.95% from 7.15%. The rate for multifamily residential property, the newly created subclass, decreases to 6.80% from 7.15%. Agricultural and renewable energy production property decreases to 26.4% from 29.0%. Producing oil and gas remains at 87.5%. All other nonresidential property stays at 29%.

Specific Ownership Taxes

Specific ownership taxes are set by the State and collected by the County Treasurer, primarily on vehicle licensing within the County as a whole. The specific ownership taxes are allocated by the County Treasurer to all taxing entities within the County. The budget assumes that the District's share will be equal to approximately 10% of the total property taxes collected.

Investment Income

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

Infrastructure Development Fees

Per a Facilities Fee Agreement between the District and the developer (FHR), facility fees of \$30,000 expected to be received in 2023 will be used to reimburse FHR for fees advanced in prior years.

Expenditures

Intergovernmental Expenditures

All administrative expenditures such as legal, accounting, management, insurance, including costs for snow removal and landscape maintenance, are paid through and by District No. 1, the Operating District. The District will transfer net revenues collected from its operational mill levy, as well as the current, unpledged revenue from its debt service fund, to District No. 1 to cover a portion of these costs.

County Treasurer's Fees

County Treasurer's collection fees have been computed at 1.5% of property taxes.

Debt and Leases

On July 30, 2019, the District issued General Obligation Limited Tax Refunding Bonds, Series 2019A (2019A Bonds) in the amount of \$17,800,000. The 2019A Bonds bear interest at an annual rate of 6.00% per annum, calculated on the basis of a 360-day year of 12 30- day months, through maturity on December 1, 2049. Interest is payable to the bondholders annually on December 1. To the extent

FLYING HORSE METROPOLITAN DISTRICT NO.3 2023 BUDGET SUMMARY OF SIGNIFICANT ASSUMPTIONS

Debt and Leases – (continued)

principal and interest of any Bond is not paid when due, such principal will remain outstanding until the termination date of December 2, 2059 and will continue to bear interest at the rate then borne by the bond. Any amounts not paid by the termination date will be deemed paid, satisfied, and discharged, regardless of the amount of principal and interest paid prior to the termination date.

The 2019A Bonds are secured by and payable from the pledged revenue consisting of monies derived by the District from the following sources, net of any collection costs: property taxes, specific ownership taxes and any other legally available monies which the District determines to be treated as pledged revenue. The 2019A Bonds are to be repaid as pledged revenues are available. The 2019A Bonds have no fixed principal payment amounts due prior to maturity. Accordingly, no maturity schedule has been included in this budget.

Schedule of Long Term Obligations

	_	Balance at mber 31, 2021	Additions*	Re	payments*	Balance at ember 31, 2022*
G.O. Subordinate Bonds - Series 2019A Accrued Interest	\$	17,800,000 1,222,468	\$ - 1,142,665	\$	- 752,605	\$ 17,800,000 1,612,528
	\$	19,022,468	\$ 1,142,665	\$	752,605	\$ 19,412,528
	_	Balance at mber 31, 2022*	Additions*	Re	payments*	Balance at mber 31, 2023*
G.O. Subordinate Bonds - Series 2019A	\$	17,800,000	\$ -	\$	-	\$ 17,800,000
Accrued Interest		1,612,528	 1,160,754		799,491	 1,973,791

The District has no operating or capital leases.

Reserves

Emergency Reserves

TABOR requires local governments to establish Emergency Reserves. These reserves must be at least 3% of fiscal year spending. Since substantially all funds received by the District are transferred to District No. 1, which pays for all three Districts' operations and maintenance costs, an Emergency Reserve is not reflected in the District's 2023 budget.

This information is an integral part of the accompanying budget.

CERTIFICATION OF TAX LEVIES for NON-SCHOOL Governments

TO: County Commissioners ¹ of El Paso County		, Colorado.					
On behalf of the FLYING HORSE METROPOL	LITAN DISTRICT NO. 3						
	(taxing entity) ^A						
the Board of Directors	D						
of the FLYING HORSE METROPOLITAN DISTRICT NO. 3							
of the FLYING HORSE METROPOL	(local government) ^C						
Note: If the assessor certified a NET assessed valuation (AV) different than the GROSS AV due to a Tax Increment Financing (TIF) Area ^F the tax levies must be calculated using the NET AV. The taxing entity's total property tax revenue will be derived from the mill levy multiplied against the NET assessed valuation of: Submitted: 12/08/2022 final certified a NET assessed valuation (NET USE VALUE OF COMMENT OF	3,820 Deciding assessed valuation, Line 2 of the Certifical sessions of the Certification of the Certifical sessions of the Certification of the Certifi	oion of Valuation Form DLG 57) OF VALUATION PROVIDED N DECEMBER 10 2023 .					
(no later than Dec. 15) (mm/dd/yyyy)		(уууу)					
PURPOSE (see end notes for definitions and examples)	LEVY ²	REVENUE ²					
1. General Operating Expenses ^H	10.569mills	\$ 240,115					
2. <minus></minus> Temporary General Property Tax Credit/ Temporary Mill Levy Rate Reduction ^I	< > mills	<u>\$</u> < >					
SUBTOTAL FOR GENERAL OPERATING:	10.569 mills	\$ 240,115					
3. General Obligation Bonds and Interest ^J	31.708mills	\$720,369					
4. Contractual Obligations ^K	mills	\$					
5. Capital Expenditures ^L	mills	\$					
6. Refunds/Abatements ^M	mills	\$					
7. Other ^N (specify):	mills	\$					
	mills	\$					
TOTAL: Sum of General Operating Subtotal and Lines 3 to 7	42.277 mills	960,484					
Contact person: (print) Seef LeRoux	Daytime phone: (719) 635-033	0					
Signed: Jekous	Title: Accountant for the District						
Include one copy of this tax entity's completed form when filing the local Division of Local Government (DLG), Room 521, 1313 Sherman Street, L							

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¹ If the taxing entity's boundaries include more than one county, you must certify the levies to each county. Use a separate form for each county and certify the same levies uniformly to each county per Article X, Section 3 of the Colorado Constitution.

² Levies must be rounded to three decimal places and revenue must be calculated from the total <u>NET assessed valuation</u> (Line 4 of Form DLG57 on the County Assessor's **FINAL** certification of valuation).

CERTIFICATION OF TAX LEVIES, continued

THIS SECTION APPLIES TO TITLE 32, ARTICLE 1 SPECIAL DISTRICTS THAT LEVY TAXES FOR PAYMENT OF GENERAL OBLIGATION DEBT (32-1-1603 C.R.S.). Taxing entities that are Special Districts or Subdistricts of Special Districts must certify separate mill levies and revenues to the Board of County Commissioners, one each for the funding requirements of each debt (32-1-1603, C.R.S.) Use additional pages as necessary. The Special District's or Subdistrict's total levies for general obligation bonds and total levies for contractual obligations should be recorded on Page 1, Lines 3 and 4 respectively.

CERTIFY A SEPARATE MILL LEVY FOR EACH BOND OR CONTRACT:

BON	DS ^J :	
1.	Purpose of Issue:	Public Infrastructure
	Series:	\$17,800,000 General Obligation Limited Tax Refunding and Improvement
		Bonds, Series 2019
	Date of Issue:	July 30, 2019
	Coupon Rate:	6%
	Maturity Date:	December 1, 2049
	Levy:	31.708
	Revenue:	\$720,369
2.	Purpose of Issue:	
	Series:	
	Date of Issue:	
	Coupon Rate:	
	Maturity Date:	
	Levy:	
	Revenue:	
CON	TRACTS ^k :	
3.	Purpose of Contract:	
	Title:	
	Date:	
	Principal Amount:	
	Maturity Date:	
	Levy:	
	Revenue:	
4.	Purpose of Contract:	
	Title:	-
	Date:	-
	Principal Amount:	
	Maturity Date:	
	Levy:	
	Revenue:	

Use multiple copies of this page as necessary to separately report all bond and contractual obligations per 32-1-1603, C.R.S.

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