

HORSE CREEK METROPOLITAN DISTRICT

141 Union Boulevard, Suite 150
Lakewood, Colorado 80228-1898
Tel: 303-987-0835 • 800-741-3254
Fax: 303-987-2032
<https://horsecreekmd.colorado.gov/>

NOTICE OF REGULAR MEETING AND AGENDA

<u>Board of Directors:</u>	<u>Office:</u>	<u>Term/Expiration:</u>
Young-Sun Yun	President	2027/May 2027
Richard Wild	Assistant Secretary	2025/May 2025
Ray Bockness	Assistant Secretary	2025/May 2025
VACANT		2027/May 2025
VACANT		2027/May 2025
Peggy Ripko	Secretary (not an elected position)	

DATE: Wednesday, October 9, 2024

TIME: 6:00 p.m.

PLACE: Zoom Meeting: The meeting can be joined through the directions below. *
** Individuals requiring special accommodation to attend and/or participate in the meeting please advise the District Manager (pripko@sdmsi.com or 303-987-0835) of their specific need(s) before the meeting.*

<https://us02web.zoom.us/j/86267550643?pwd=V3RnRGRtWkRyUIZZc1VMWTJFZjFHdz09>

Meeting ID: 862 6755 0643

Passcode: 987572

Dial in: 1-719-359-4580

I. PUBLIC COMMENTS

- A. Members of the public may express their views to the Board on matters that affect the District. Comments will be limited to three (3) minutes per person.
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II. ADMINISTRATIVE MATTERS

- A. Present Disclosures of Potential Conflicts of Interest and confirm quorum.
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- B. Approve Agenda, confirm location of the meeting and posting of meeting notice.
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- C. Review and approve the Minutes of the October 11, 2023 Regular Meeting (enclosure).
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- D. Authorize renewal of District’s insurance and Special District Association (SDA) membership for 2025.
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III. FINANCIAL MATTERS

- A. Ratify the payment of claims through the periods ending (enclosures):

Fund	Period Ending Oct. 31, 2023	Period Ending Nov. 30, 2023	Period Ending Dec. 31, 2023	Period Ending Jan. 31, 2024
General	\$ 12,650.85	\$ 4,549.86	\$ 1,575.24	\$ 828.25
Debt	\$ -0-	\$ -0-	\$ -0-	\$ -0-
Capital	\$ -0-	\$ -0-	\$ -0-	\$ -0-
Payroll	\$ -0-	\$ 277.05	\$ -0-	\$ -0-
Total	\$ 12,650.85	\$ 4,823.91	\$ 1,575.24	\$ 828.25

Fund	Period Ending Feb. 29, 2024	Period Ending Mar. 31, 2024	Period Ending Apr. 30, 2024	Period Ending May 31, 2024
General	\$ 2,188.02	\$ 1,932.86	\$ 790.34	\$ 2,436.19
Debt	\$ -0-	\$ -0-	\$ -0-	\$ -0-
Capital	\$ -0-	\$ -0-	\$ -0-	\$ -0-
Payroll	\$ -0-	\$ -0-	\$ -0-	\$ -0-
Total	\$ 2,188.02	\$ 1,932.86	\$ 790.34	\$ 2,436.19

Fund	Period Ending Jun. 30, 2024	Period Ending Jul. 31, 2024	Period Ending Aug. 31, 2024	Period Ending Sept. 30, 2024
General	\$ 7,102.39	\$ 1,715.52	\$ 919.18	\$ 973.89
Debt	\$ -0-	\$ -0-	\$ -0-	\$ -0-
Capital	\$ -0-	\$ -0-	\$ -0-	\$ -0-
Payroll	\$ -0-	\$ -0-	\$ -0-	\$ -0-
Total	\$ 7,102.39	\$ 1,715.52	\$ 919.18	\$ 973.89

- B. Review and accept the unaudited Financial Statements through the period ending September 30, 2024, Schedule of Cash Position dated September 30, 2024 (enclosure).
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- C. Consider engagement of Schilling & Company, Inc for preparation of 2024 Audit.
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- D. Conduct Public Hearing to consider amendment to 2024 Budget. If necessary, consider adoption of Resolution No. 2024-10-__, Resolution to Amend the 2024 Budget and Appropriate Expenditures (enclosure).
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- E. Conduct Public Hearing on the proposed 2025 Budget and consider adoption of Resolution No. 2024-10-___, Resolution to Adopt the 2025 Budget, Set Mill Levies and Appropriate Sums of Money (enclosures).
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- F. Authorize District Accountant to prepare, and appoint Board Member to sign, the DLG-70 Certification of Tax Levies form (“Certification”). Direct District Accountant to file the Certification with the Board of County Commissioners and other interested parties.
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- G. Consider appointment of the District Accountant to prepare the 2026 Budget and set the date for a Public Hearing to adopt the 2026 Budget for October 8, 2025, at 6:00 p.m., to be held via teleconference.
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IV. LEGAL MATTERS

- A. Review and consider adoption of Resolution No. 2024-10-___; 2025 Annual Administrative Resolution (enclosure).
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- B. Review and consider adoption of Resolution No. 2024-10-___; Resolution Designating Location to Post Notice (enclosure).
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- C. Review and consider adoption of Resolution No. 2024-10-___; Resolution Calling for the 2025 Regular District Election and Appointing a Designated Election Official (enclosure).
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- D. Discuss and consider adoption of Resolution No. 2024-10-___, Resolution Amending Policy on Colorado Open Records Act Requests (enclosure).
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V. OTHER MATTERS

- A. _____
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- VI. ADJOURNMENT: **THERE ARE NO MORE REGULAR MEETINGS SCHEDULED FOR 2024.**

Informational Enclosure:

- Memo regarding New Rate Structure from Special District Management Services, Inc.

RECORD OF PROCEEDINGS

MINUTES OF A REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE HORSE CREEK METROPOLITAN DISTRICT HELD OCTOBER 11, 2023

A regular meeting of the Board of Directors (the “Board”) of the Horse Creek Metropolitan District (the “District”) was convened on Wednesday, the 11th day of October, 2023, at 6:00 P.M. This District Board meeting was held via Zoom. The meeting was open to the public.

ATTENDANCE

Directors In Attendance Were:

Young-Sun Yun
Richard Wild
Ray Bockness

Also In Attendance Were:

Peggy Ripko; Special District Management Services, Inc. (“SDMS”)

Matthew Ruhland; Cockrel Ela Glesne Greher & Ruhland, P.C.

Tiffany Lu Leichman; Sherman & Howard L.L.C

Karl Hogard; District Resident

DISCLOSURE OF POTENTIAL CONFLICTS OF INTEREST

The Board discussed the requirements pursuant to the Colorado Revised Statutes to disclose any potential conflicts of interest or breaches of fiduciary duty to the Board of Directors and the Secretary of State. Ms. Ripko noted that a quorum was present and requested that members of the Board disclose any potential conflicts of interest with regard to any matters scheduled for discussion at this meeting, and incorporated those applicable disclosures made by the Board members prior to this meeting in accordance with statute. Director Bockness is currently on the Horse Creek Homeowners Association.

ADMINISTRATIVE MATTERS

Agenda: The Board reviewed the proposed Agenda for the District’s regular meeting.

Following discussion, upon motion duly made by Director Yun, seconded by Director Bockness and, upon vote, unanimously carried, the Agenda was approved, as amended.

Approval of Meeting Location: The Board entered into a discussion regarding the requirements of Section 32-1-903(1), C.R.S., concerning the location of the District's special meeting. It was noted that the District meeting was held and

RECORD OF PROCEEDINGS

properly noticed to be held via video/teleconference, without any individuals (neither District representatives nor the general public) attending in person. The Board further noted that notice providing the video/teleconference information was duly posted and that they have not received any objections or any requests that the means of hosting the meeting be changed by taxpaying electors within the District's boundaries.

Tax Exemption: The Board discussed converting the status of the loan from taxable to tax exempt. Ms. Leichman proposed to the Board the loan be converted from a taxable to a tax-exempt; the Board directed Ms. Leichman to continue forward with the conversion as outlined in the loan documents.

Minutes of the May 10, 2023 Regular Meeting: The Board reviewed the Minutes of the May 10, 2023 regular meeting.

Following discussion, upon motion duly made by Director Bockness, seconded by Director Yun and, upon vote, unanimously carried, the Minutes of the May 10, 2023 regular meeting, as presented.

Resolution No. 2023-10-01; Establishing Regular Meeting Dates, Time and Location, and Designating Location for Posting of 24-Hour Notices: The Board discussed the business to be conducted in 2024.

Following discussion, upon motion duly made by Director Bockness, seconded by Director Wild, and upon vote unanimously carried, the Board adopted Resolution No. 2023-10-01; Establishing Regular Meeting Dates, Time and Location, and Designating Location for Posting of 24-Hour Notices and determined to hold 2024 meetings on May 8, 2024 and October 9, 2024 at 6:00 p.m. via Zoom.

PUBLIC COMMENT

There was no public comment.

FINANCIAL STATEMENTS

Claims: The Board considered ratifying the payment of claims for the periods ending as follows:

Fund	Period ending May 31, 2023	Period ending Jun. 30, 2023	Period ending July 31, 2023
General	\$ 7,038.77	\$ 4,404.60	\$ 952.50
Debt Service	\$ -0-	\$ -0-	\$ -0-
Capital	\$ -0-	\$ -0-	\$ -0-
Total	\$ 7,038.77	\$ 4,404.30	\$ 952.50

RECORD OF PROCEEDINGS

Fund	Period ending Aug. 31, 2023	Period ending Sept. 30, 2023
General	\$ 1,358.93	\$ 1,211.33
Debt Service	\$ -0-	\$ -0-
Capital	\$ -0-	\$ -0-
Total	\$ 1,358.93	\$ 1,211.33

Following discussion, upon motion duly made by Director Yun, seconded by Director Wild and, upon vote, unanimously carried, the payment of the claims were ratified, as presented.

Unaudited Financial Statements: Ms. Ripko presented the unaudited financial statements for the period ending June 30, 2023 and cash position statement dated June 30, 2023.

Following discussion, upon motion duly made by Director Yun, seconded by Director Bockness and, upon vote, unanimously carried, the unaudited financial statements the period ending December 31, 2022 and cash position statement dated December 31, 2022, were accepted.

2023 Audit Preparation: The Board discussed the engagement of Schilling & Company, Inc. for preparation of 2023 Audit.

Following discussion, upon motion duly made by Director Yun, seconded by Director Bockness, and upon vote unanimously carried, the Board approved the engagement of Schilling & Company, Inc. to perform the District's 2023 Audit, for an amount not to exceed \$5,700.

Public Hearing on Amendment to 2023 Budget: Director Yun opened the public hearing to consider an amendment to the 2023 Budget.

It was noted that publication of Notice stating that the Board would consider amendment of the 2023 Budget and the date, time and place of the public hearing was made in a newspaper having general circulation within the District. No written objections were received prior to the public hearing.

No public comments were received, and the public hearing was closed.

It was noted that no amendment to the 2023 Budget was required.

Public Hearing on 2024 Budget: Director Yun opened the public hearing to consider the proposed 2024 Budget and to discuss related issues.

It was noted that Notice stating that the Board would consider adoption of the 2024 budget and the date, time and place of the public hearing was published pursuant to statute. No written objections were received prior to the public hearing.

RECORD OF PROCEEDINGS

No public comments were received, and the public hearing was closed.

The Board reviewed the estimated 2023 expenditures and the proposed 2024 expenditures.

Upon motion duly made by Director Yun, seconded by Director Wild, and upon vote unanimously carried, the Board approved the 2024 Budget, as discussed, and considered adoption of Resolution No. 2023-10-02 to Adopt the 2024 Budget and Appropriate Sums of Money and Resolution No. 2023-10-03 to Set Mill Levies (4.500 mills in the General Fund and 18.593 mills in the Debt Service Fund, for a total mill levy of 23.093 mills.) Following discussion, upon vote unanimously carried, the Board adopted the Resolutions and authorized execution of the Certification of Budget. The District Accountant was directed to transmit the Certification of Tax Levies to the Board of County Commissioners of Douglass County not later than December 15, 2023. District Counsel was directed to transmit the Certification of Budget to the Division of Local Government no later than January 30, 2024.

DLG-70 Mill Levy Certification Form: Following discussion, upon motion duly made by Director Yun, seconded by Director Wild, and upon vote unanimously carried, the Board authorized the District Accountant to prepare and sign the DLG-70 Mill Levy Certification Form for certification to the Board of County Commissioners and other interested parties.

Preparation of 2025 Budget: The Board discussed the appointment of the District Accountant to prepare the 2025 Budget.

Following discussion, upon motion duly made by Director Yun, seconded by Director Wild, and upon vote unanimously carried, the Board appointed the appointment of the District Accountant to prepare the District's 2025 Budget and directed that the form of 2025 Budget shall be the same as the 2024 Budget.

LEGAL MATTERS

There were no legal matters for the Board's consideration.

OTHER BUSINESS

There was no other business for the Board's consideration.

ADJOURNMENT

There being no further business to come before the Board at this time, upon motion duly made by Director Bockness, seconded by Director Yun and, upon vote, unanimously carried, the meeting was adjourned.

Respectfully submitted,

By: _____
Secretary for the Meeting

Check No and Date	Payee	Invoice No	GL Account Title	GL Acct	Amount	Total
1789						
10/12/2023	CO Special Districts P&L Pool	24PL-60432-1281	Prepaid Expense	1-142	2,076.00	2,076.00
10/12/2023	CO Special Districts P&L Pool	24WC-60432-0295	Prepaid Expense	1-142	450.00	450.00
Total 1789:						2,526.00
1790						
10/12/2023	Cockrel Ela Glesne Greher & Ruh	11092.001 9-2023	Legal	1-675	261.00	261.00
Total 1790:						261.00
1791						
10/12/2023	Colorado Community Media	95484	Miscellaneous	1-685	36.12	36.12
Total 1791:						36.12
1792						
10/12/2023	Special Dist Management Servic	09-2023	Miscellaneous	1-685	395.13	395.13
10/12/2023	Special Dist Management Servic	09-2023	District Management	1-614	8,021.60	8,021.60
10/12/2023	Special Dist Management Servic	09-2023	Accounting	1-612	816.00	816.00
Total 1792:						9,232.73
1793						
10/12/2023	T Charles Wilson Insurance	13250	Prepaid Expense	1-142	595.00	595.00
Total 1793:						595.00
Grand Totals:						12,650.85

Horse Creek Metropolitan District
October-23

	<u>General</u>	<u>Debt</u>	<u>Capital</u>	<u>Totals</u>
Disbursements	\$ 12,650.85			\$ 12,650.85
Payroll				\$ -
				\$ -
Total Disbursements from Checking Acct	\$ 12,650.85	\$ -	\$ -	\$ 12,650.85

Check No and Date	Payee	Invoice No	GL Account Title	GL Acct	Amount	Total
1794						
11/09/2023	Cockrel Ela Glesne Greher & Ruh	11092.001 10-2023	Legal	1-675	1,593.50	1,593.50
Total 1794:						<u>1,593.50</u>
1795						
11/09/2023	Special Dist Management Servic	10-2023	Miscellaneous	1-685	22.96	22.96
11/09/2023	Special Dist Management Servic	10-2023	District Management	1-614	1,510.40	1,510.40
11/09/2023	Special Dist Management Servic	10-2023	Accounting	1-612	1,120.00	1,120.00
Total 1795:						<u>2,653.36</u>
1796						
11/09/2023	UMB Bank, NA	959867	Paying Agent-Remarket F	2-668	300.00	300.00
Total 1796:						<u>300.00</u>
Grand Totals:						<u><u>4,546.86</u></u>

Report Criteria:

Includes the following check types:

Manual, Payroll, Supplemental, Termination, Void

Includes unprinted checks

Pay Period Date	Journal Code	Check Issue Date	Check Number	Payee	Payee ID	Description	GL Account	Amount
11/09/2023	PC	11/09/2023	9112	Bockness, Ray A.	19		9-115	92.35-
11/09/2023	PC	11/09/2023	9113	Wild, Richard	18		9-115	92.35-
11/09/2023	PC	11/09/2023	9114	Yun, Young-Sun	14		9-115	92.35-
Grand Totals:								277.05-
			<u>3</u>					<u> </u>

**Horse Creek Metropolitan District
November-23**

	<u>General</u>	<u>Debt</u>	<u>Capital</u>	<u>Totals</u>
Disbursements	\$ 4,546.86			\$ 4,546.86
Payroll	\$ 277.05			\$ 277.05
				\$ -
Total Disbursements from Checking Acct	\$ 4,823.91	\$ -	\$ -	\$ 4,823.91

Check No and Date	Payee	Invoice No	GL Account Title	GL Acct	Amount	Total
1797						
12/12/2023	Cockrel Ela Glesne Greher & Ruh	11092.001 11.2023	Legal	1-675	210.50	210.50
Total 1797:						<u>210.50</u>
1798						
12/12/2023	Special Dist Management Servic	11.2023	Miscellaneous	1-685	28.74	28.74
12/12/2023	Special Dist Management Servic	11.2023	District Management	1-614	277.60	277.60
12/12/2023	Special Dist Management Servic	11.2023	Accounting	1-612	1,058.40	1,058.40
Total 1798:						<u>1,364.74</u>
Grand Totals:						<u><u>1,575.24</u></u>

Horse Creek Metropolitan District
December-23

	<u>General</u>	<u>Debt</u>	<u>Capital</u>	<u>Totals</u>
Disbursements	\$ 1,575.24			\$ 1,575.24
Payroll				\$ -
				\$ -
Total Disbursements from Checking Acct	\$ 1,575.24	\$ -	\$ -	\$ 1,575.24

Check No and Date	Payee	Invoice No	GL Account Title	GL Acct	Amount	Total
1799						
01/18/2024	Colorado Community Media	96995	Miscellaneous	1-685	36.12	36.12
Total 1799:						<u>36.12</u>
1800						
01/18/2024	Special Dist Management Servic	12-2023	Miscellaneous	1-685	24.13	24.13
01/18/2024	Special Dist Management Servic	12-2023	District Management	1-614	400.00	400.00
01/18/2024	Special Dist Management Servic	12-2023	Accounting	1-612	368.00	368.00
Total 1800:						<u>792.13</u>
Grand Totals:						<u><u>828.25</u></u>

**Horse Creek Metropolitan District
January-24**

	<u>General</u>	<u>Debt</u>	<u>Capital</u>	<u>Totals</u>
Disbursements	\$ 828.25			\$ 828.25
Payroll				\$ -
				\$ -
Total Disbursements from Checking Acct	\$ 828.25	\$ -	\$ -	\$ 828.25

Check No and Date	Payee	Invoice No	GL Account Title	GL Acct	Amount	Total
1801						
02/09/2024	Special Dist Management Servic	01.2024	Miscellaneous	1-685	24.92	24.92
02/09/2024	Special Dist Management Servic	01.2024	Accounting	1-612	1,441.90	1,441.90
02/09/2024	Special Dist Management Servic	01.2024	District Management	1-614	721.20	721.20
Total 1801:						2,188.02
Grand Totals:						2,188.02

Horse Creek Metropolitan District

February-24

	<u>General</u>	<u>Debt</u>	<u>Capital</u>	<u>Totals</u>
Disbursements	\$ 2,188.02			\$ 2,188.02
Payroll				\$ -
				\$ -
Total Disbursements from Checking Acct	\$ 2,188.02	\$ -	\$ -	\$ 2,188.02

Check No and Date	Payee	Invoice No	GL Account Title	GL Acct	Amount	Total
1802						
03/08/2024	Cockrel Ela Glesne Greher & Ruh	11092.001 01.2024	Legal	1-675	391.00	391.00
Total 1802:						<u>391.00</u>
1803						
03/08/2024	Special Dist Management Servic	02.2024	Miscellaneous	1-685	116.24	116.24
03/08/2024	Special Dist Management Servic	02.2024	District Management	1-614	518.80	518.80
03/08/2024	Special Dist Management Servic	02.2024	Accounting	1-612	608.40	608.40
Total 1803:						<u>1,243.44</u>
1804						
03/08/2024	Special District Association	2024 RENEWAL	Insurance/SDA Dues	1-670	298.42	298.42
Total 1804:						<u>298.42</u>
Grand Totals:						<u><u>1,932.86</u></u>

Horse Creek Metropolitan District
March-24

	<u>General</u>	<u>Debt</u>	<u>Capital</u>	<u>Totals</u>
Disbursements	\$ 1,932.86			\$ 1,932.86
Payroll				\$ -
				\$ -
Total Disbursements from Checking Acct	\$ 1,932.86	\$ -	\$ -	\$ 1,932.86

Check No and Date	Payee	Invoice No	GL Account Title	GL Acct	Amount	Total
04/10/2024	Void Check					
04/10/2024	Void Check					
Total :						<u>.00</u>
1805						
04/10/2024	Special Dist Management Servic	03.2024	Miscellaneous	1-685	25.54	25.54
04/10/2024	Special Dist Management Servic	03.2024	Accounting	1-612	439.40	439.40
04/10/2024	Special Dist Management Servic	03.2024	District Management	1-614	325.40	325.40
Total 1805:						<u>790.34</u>
Grand Totals:						<u><u>790.34</u></u>

**Horse Creek Metropolitan District
April-24**

	<u>General</u>	<u>Debt</u>	<u>Capital</u>	<u>Totals</u>
Disbursements	\$ 790.34			\$ 790.34
Payroll				\$ -
				\$ -
Total Disbursements from Checking Acct	\$ 790.34	\$ -	\$ -	\$ 790.34

Check No and Date	Payee	Invoice No	GL Account Title	GL Acct	Amount	Total
1806						
05/16/2024	Cockrel Ela Glesne Greher & Ruh	11092.001 3.2024	Legal	1-675	46.00	46.00
05/16/2024	Cockrel Ela Glesne Greher & Ruh	11092.001 4.2024	Legal	1-675	215.00	215.00
Total 1806:						<u>261.00</u>
1807						
05/16/2024	Special Dist Management Servic	04.2024	Miscellaneous	1-685	21.99	21.99
05/16/2024	Special Dist Management Servic	04.2024	Accounting	1-612	1,368.90	1,368.90
05/16/2024	Special Dist Management Servic	04.2024	District Management	1-614	783.30	783.30
Total 1807:						<u>2,174.19</u>
Grand Totals:						<u><u>2,435.19</u></u>

Horse Creek Metropolitan District
May-24

	<u>General</u>	<u>Debt</u>	<u>Capital</u>	<u>Totals</u>
Disbursements	\$ 2,436.19			\$ 2,436.19
Payroll				\$ -
				\$ -
Total Disbursements from Checking Acct	\$ 2,436.19	\$ -	\$ -	\$ 2,436.19

Check No and Date	Payee	Invoice No	GL Account Title	GL Acct	Amount	Total
1810						
06/12/2024	Cockrel Ela Glesne Greher & Ruh	11092.001 5.2024	Legal	1-675	184.00	184.00
Total 1810:						184.00
1811						
06/12/2024	Schilling & Company, Inc	14040	Audit	1-615	4,800.00	4,800.00
Total 1811:						4,800.00
1812						
06/12/2024	Special Dist Management Servic	05.2024	Miscellaneous	1-685	22.79	22.79
06/12/2024	Special Dist Management Servic	05.2024	Accounting	1-612	1,554.80	1,554.80
06/12/2024	Special Dist Management Servic	05.2024	District Management	1-614	540.80	540.80
Total 1812:						2,118.39
Grand Totals:						7,102.39

**Horse Creek Metropolitan District
June-24**

	<u>General</u>	<u>Debt</u>	<u>Capital</u>	<u>Totals</u>
Disbursements	\$ 7,102.39			\$ 7,102.39
Payroll				\$ -
				\$ -
Total Disbursements from Checking Acct	\$ 7,102.39	\$ -	\$ -	\$ 7,102.39

Check No and Date	Payee	Invoice No	GL Account Title	GL Acct	Amount	Total
07/11/2024	Void Check					
07/11/2024	Void Check					
Total :						<u>.00</u>
1813						
07/11/2024	Cockrel Ela Glesne Greher & Ruh	11092.001 6.2024	Legal	1-675	230.00	<u>230.00</u>
Total 1813:						<u>230.00</u>
1814						
07/11/2024	Special Dist Management Servic	06.2024	Miscellaneous	1-685	25.82	<u>25.82</u>
07/11/2024	Special Dist Management Servic	06.2024	Accounting	1-612	997.10	<u>997.10</u>
07/11/2024	Special Dist Management Servic	06.2024	District Management	1-614	462.60	<u>462.60</u>
Total 1814:						<u>1,485.52</u>
Grand Totals:						<u><u>1,715.52</u></u>

**Horse Creek Metropolitan District
July-24**

	<u>General</u>	<u>Debt</u>	<u>Capital</u>	<u>Totals</u>
Disbursements	\$ 1,715.52			\$ 1,715.52
Payroll				\$ -
				\$ -
Total Disbursements from Checking Acct	\$ 1,715.52	\$ -	\$ -	\$ 1,715.52

Check No and Date	Payee	Invoice No	GL Account Title	GL Acct	Amount	Total
1815						
08/13/2024	Special Dist Management Servic	07.2024	Miscellaneous	1-685	23.48	23.48
08/13/2024	Special Dist Management Servic	07.2024	District Management	1-614	169.00	169.00
08/13/2024	Special Dist Management Servic	07.2024	Accounting	1-612	726.70	726.70
Total 1815:						919.18
Grand Totals:						919.18

**Horse Creek Metropolitan District
August-24**

	<u>General</u>	<u>Debt</u>	<u>Capital</u>	<u>Totals</u>
Disbursements	\$ 919.18			\$ 919.18
Payroll				\$ -
				\$ -
Total Disbursements from Checking Acct	\$ 919.18	\$ -	\$ -	\$ 919.18

Check No and Date	Payee	Invoice No	GL Account Title	GL Acct	Amount	Total
1816						
09/10/2024	Special Dist Management Servic	08.2024	Miscellaneous	1-685	21.59	21.59
09/10/2024	Special Dist Management Servic	08.2024	District Management	1-614	360.80	360.80
09/10/2024	Special Dist Management Servic	08.2024	Accounting	1-612	591.50	591.50
Total 1816:						973.89
Grand Totals:						973.89

Horse Creek Metropolitan District
September-24

	<u>General</u>	<u>Debt</u>	<u>Capital</u>	<u>Totals</u>
Disbursements	\$ 973.89			\$ 973.89
Payroll				\$ -
Total Disbursements from Checking Acct	\$ 973.89	\$ -	\$ -	\$ 973.89

HORSE CREEK METROPOLITAN DISTRICT
Schedule of Cash Position
September 30, 2024

	Rate	Operating	Debt Service	Total
Checking:				
FirstBank - Checking		\$ 12,666.74	\$ (8,460.20)	\$ 4,206.54
Investments:				
FirstBank - Money Market	3.580%	240,283.76	731,378.57	971,662.33
TOTAL FUNDS:		\$ 252,950.50	\$ 722,918.37	\$ 975,868.87

2024 Mill Levy Information

General Fund	4.500
Debt Service Fund	18.593
Total	23.093

Board of Directors

Young-Sun Yun	*
Richard Wild	*
Ray Bockness	

*authorized signer on checking account

HORSE CREEK METROPOLITAN DISTRICT

FINANCIAL STATEMENTS

September 30, 2024

HORSE CREEK METROPOLITAN DISTRICT
COMBINED BALANCE SHEET - ALL FUND TYPES AND ACCOUNT GROUPS
September 30, 2024

	<u>GENERAL</u>	<u>DEBT SERVICE</u>	<u>LONG-TERM DEBT</u>	<u>TOTAL MEMO ONLY</u>
Assets				
FirstBank - Checking	\$ 12,667	\$ (8,460)	\$ -	\$ 4,207
FirstBank - Money Market	240,284	731,379	-	971,662
Property Taxes Receivable	-	-	-	-
Total Current Assets	<u>252,951</u>	<u>722,918</u>	<u>-</u>	<u>975,869</u>
Other Debits				
Amount in Debt Service Fund	-	-	722,918	722,918
Amount to be Provided for Debt	-	-	2,727,082	2,727,082
Total Other Debits	<u>-</u>	<u>-</u>	<u>3,450,000</u>	<u>3,450,000</u>
Total Assets	<u>\$ 252,951</u>	<u>\$ 722,918</u>	<u>\$ 3,450,000</u>	<u>\$ 4,425,869</u>
Liabilities				
Bonds Payable	\$ -	\$ -	\$ 3,450,000	\$ 3,450,000
Total Liabilities	<u>-</u>	<u>-</u>	<u>3,450,000</u>	<u>3,450,000</u>
Deferred Inflows of Resources				
Deferred Property Taxes	-	-	-	-
Total Deferred Inflows of Resources	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>
Fund Balance				
Fund Balance	170,244	263,506	-	433,750
Current Year Earnings	82,707	459,412	-	542,119
Total Fund Balances	<u>252,951</u>	<u>722,918</u>	<u>-</u>	<u>975,869</u>
Total Liabilities, Deferred Inflows of Resources and Fund Balance	<u>\$ 252,951</u>	<u>\$ 722,918</u>	<u>\$ 3,450,000</u>	<u>\$ 4,425,869</u>

HORSE CREEK METROPOLITAN DISTRICT
Statement of Revenues, Expenditures and Changes in Fund Balance - Budget and Actual
For the 9 Months Ending
September 30, 2024
General Fund

<u>Account Description</u>	<u>Period Actual</u>	<u>YTD Actual</u>	<u>Budget</u>	<u>Favorable (Unfavorable) Variance</u>	<u>% of Budget</u>
Revenues					
Property Tax Revenue	\$ 39,220	\$ 94,225	\$ 93,654	\$ 571	100.6%
Specific Ownership Taxes	1,778	4,687	5,619	(932)	83.4%
Interest Income	2,693	6,464	1,400	5,064	461.7%
Total Revenues	<u>43,692</u>	<u>105,376</u>	<u>100,673</u>	<u>4,703</u>	<u>104.7%</u>
Expenditures					
Accounting	2,315	7,729	14,800	7,071	52.2%
District Management	992	3,882	9,900	6,018	39.2%
Audit	-	4,800	5,700	900	84.2%
Director's Fees	-	-	1,200	1,200	0.0%
Insurance/SDA Dues	-	3,419	3,848	429	88.9%
Legal	230	1,066	10,000	8,934	10.7%
Miscellaneous	71	282	2,000	1,718	14.1%
Salary Expense	-	77	92	16	83.2%
Treasurer's Fees	589	1,414	1,405	(9)	100.6%
Contingency	-	-	50,000	50,000	0.0%
Emergency Reserve	-	-	3,020	3,020	0.0%
Total Expenditures	<u>4,197</u>	<u>22,669</u>	<u>101,965</u>	<u>79,296</u>	<u>22.2%</u>
Excess (Deficiency) of Revenues Over Expenditures	39,494	82,707	(1,292)	83,999	
Beginning Fund Balance	213,456	170,244	104,400	65,844	
Ending Fund Balance	<u>\$ 252,951</u>	<u>\$ 252,951</u>	<u>\$ 103,108</u>	<u>\$ 149,843</u>	

HORSE CREEK METROPOLITAN DISTRICT
Statement of Revenues, Expenditures and Changes in Fund Balance - Budget and Actual
For the 9 Months Ending
September 30, 2024
Debt Service Fund

<u>Account Description</u>	<u>Period Actual</u>	<u>YTD Actual</u>	<u>Budget</u>	<u>Favorable (Unfavorable) Variance</u>	<u>% of Budget</u>
Revenues					
Property Tax Revenue	\$ 201,271	\$ 483,542	\$ 386,959	\$ 96,583	125.0%
Specific Ownership Taxes	9,124	24,051	23,218	833	103.6%
Interest Income	7,109	15,138	200	14,938	7569.0%
Total Revenues	<u>217,504</u>	<u>522,731</u>	<u>410,377</u>	<u>112,354</u>	<u>127.4%</u>
Expenditures					
Loan Principal	-	-	145,000	145,000	0.0%
Loan Interest	-	56,063	91,425	35,363	61.3%
Paying Agent-Remarket Fees	-	-	2,000	2,000	0.0%
Treasurer's Fees	3,021	7,256	5,804	(1,452)	125.0%
Bank Fees	-	-	200	200	0.0%
Contingency	-	-	3,500	3,500	0.0%
Total Expenditures	<u>3,021</u>	<u>63,319</u>	<u>247,929</u>	<u>184,610</u>	<u>25.5%</u>
Excess (Deficiency) of Revenues Over Expenditures	214,483	459,412	162,448	296,964	
Beginning Fund Balance	508,436	263,506	249,892	13,614	
Ending Fund Balance	<u>\$ 722,918</u>	<u>\$ 722,918</u>	<u>\$ 412,340</u>	<u>\$ 310,578</u>	

RESOLUTION NO. 2024-10-
HORSE CREEK METROPOLITAN DISTRICT
RESOLUTION TO AMEND 2024 BUDGET

WHEREAS, the Board of Directors of Horse Creek Metropolitan District adopted the budget and appropriated funds for the 2024 fiscal year as follows:

Debt Service Fund	\$247,929
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WHEREAS, additional expenditures in the Debt Service Fund are necessary resulting in expenditures in excess of appropriations for the 2024 fiscal year; and

WHEREAS, such additional expenditures are contingencies which could not have been reasonably foreseen at the time of adoption of the budget; and

WHEREAS, funds are available for such expenditures from unanticipated revenue (other than property taxes) or other surplus funds in the Debt Service Fund (or from surplus funds in the Debt Service Fund).

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of Horse Creek Metropolitan District hereby adopts a supplemental budget and appropriation for the 2024 fiscal year as follows:

Debt Service Fund	\$249,421
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BE IT FURTHER RESOLVED, that such sums are hereby appropriated for expenditure from any available funds in the Debt Service Fund (and from transfers from the Debt Service Fund) in accordance with the provisions of §29-1-109, C.R.S.

Dated this 9th day of October, 2024.

HORSE CREEK METROPOLITAN DISTRICT

By: _____
Chair

Attest:

Secretary

CERTIFICATION OF VALUATION BY DOUGLAS COUNTY ASSESSOR

Name of Jurisdiction: 4443 - Horse Creek Metro District

IN DOUGLAS COUNTY ON 8/20/2024

New Entity: No

USE FOR STATUTORY PROPERTY TAX REVENUE LIMIT CALCULATIONS (5.5% LIMIT) ONLY

IN ACCORDANCE WITH 39-5-121(2)(a) AND 39-5-128(1),C.R.S. AND NO LATER THAN AUGUST 25, THE ASSESSOR CERTIFIES THE TOTAL VALUATION FOR ASSESSMENT FOR THE TAXABLE YEAR 2024 IN DOUGLAS COUNTY, COLORADO

1. PREVIOUS YEAR'S NET TOTAL TAXABLE ASSESSED VALUATION:	\$20,812,060
2. CURRENT YEAR'S GROSS TOTAL TAXABLE ASSESSED VALUATION: *	\$20,806,330
3. LESS TIF DISTRICT INCREMENT, IF ANY:	\$0
4. CURRENT YEAR'S NET TOTAL TAXABLE ASSESSED VALUATION:	\$20,806,330
5. NEW CONSTRUCTION: **	\$141
6. INCREASED PRODUCTION OF PRODUCING MINES: #	\$0
7. ANNEXATIONS/INCLUSIONS:	\$0
8. PREVIOUSLY EXEMPT FEDERAL PROPERTY: #	\$0
9. NEW PRIMARY OIL OR GAS PRODUCTION FROM ANY PRODUCING OIL AND GAS LEASEHOLD ## OR LAND (29-1-301(1)(b) C.R.S.):	\$0
10. TAXES COLLECTED LAST YEAR ON OMITTED PROPERTY AS OF AUG. 1 (29-1-301(1))(a) C.R.S.):	\$0.00
11. TAXES ABATED AND REFUNDED AS OF AUG. 1 (29-1-301(1)(a) C.R.S.) and (39-10-114(1)(a)(I)(B) C.R.S.):	\$0.00

* This value reflects personal property exemptions IF enacted by the jurisdiction as authorized by Art. X, Sec.20(8)(b), Colo.

** New construction is defined as: Taxable real property structures and the personal property connected with the structure.

Jurisdiction must submit respective certifications (Forms DLG 52 AND 52A) to the Division of Local Government in order for the values to be treated as growth in the limit calculation.

Jurisdiction must apply (Forms DLG 52B) to the Division of Local Government before the value can be treated as growth in the limit calculation.

USE FOR 'TABOR' LOCAL GROWTH CALCULATIONS ONLY

IN ACCORDANCE WITH THE PROVISION OF ARTICLE X, SECTION 20, COLO CONST, AND 39-5-121(2)(b),C.R.S. THE ASSESSOR CERTIFIES THE TOTAL ACTUAL VALUATION FOR THE TAXABLE YEAR 2024 IN DOUGLAS COUNTY, COLORADO ON AUGUST 25, 2024

1. CURRENT YEAR'S TOTAL ACTUAL VALUE OF ALL REAL PROPERTY: @	\$306,348,443
ADDITIONS TO TAXABLE REAL PROPERTY:	
2. CONSTRUCTION OF TAXABLE REAL PROPERTY IMPROVEMENTS: !	\$0
3. ANNEXATIONS/INCLUSIONS:	\$0
4. INCREASED MINING PRODUCTION: %	\$0
5. PREVIOUSLY EXEMPT PROPERTY:	\$0
6. OIL OR GAS PRODUCTION FROM A NEW WELL:	\$0
7. TAXABLE REAL PROPERTY OMITTED FROM THE PREVIOUS YEAR'S TAX WARRANT:	\$0

(If land and/or a structure is picked up as omitted property for multiple years, only the most current year's actual value can be reported as omitted property.)

DELETIONS FROM TAXABLE REAL PROPERTY:

8. DESTRUCTION OF TAXABLE REAL PROPERTY IMPROVEMENTS:	\$0
9. DISCONNECTIONS/EXCLUSION:	\$0
10. PREVIOUSLY TAXABLE PROPERTY:	\$0

@ This includes the actual value of all taxable real property plus the actual value of religious, private schools, and charitable real property.

! Construction is defined as newly constructed taxable real property structures.

% Includes production from new mines and increases in production of existing producing mines.

IN ACCORDANCE WITH 39-5-128(1),C.R.S. AND NO LATER THAN AUGUST 25, THE ASSESSOR CERTIFIES TO SCHOOL DISTRICTS : 1. TOTAL ACTUAL VALUE OF ALL TAXABLE PROPERTY:----->	\$0
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NOTE: All levies must be Certified to the Board of County Commissioners NO LATER THAN DECEMBER 15, 2024

IN ACCORDANCE WITH 39-5-128(1.5)C.R.S. THE ASSESSOR PROVIDES: HB21-1312 ASSESSED VALUE OF EXEMPT BUSINESS PERSONAL PROPERTY (ESTIMATED): **	\$0
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** The tax revenue lost due to this exempted value will be reimbursed to the tax entity by the County Treasurer in accordance with 39-3-119 f(3). C.R.S.

HORSE CREEK METROPOLITAN DISTRICT
Assessed Value, Property Tax and Mill Levy Information

	2023 Actual	2024 Adopted Budget	2025 Preliminary Budget
Assessed Valuation	\$ 15,739,860	\$ 20,812,060	\$ 20,806,330
Mill Levy			
General Fund	6.191	4.500	2.500
Debt Service Fund	18.593	18.593	12.000
Total Mill Levy	24.784	23.093	14.500
Property Taxes			
General Fund	\$ 97,445	\$ 93,654	\$ 52,016
Debt Service Fund	292,651	386,959	249,676
Temporary Mill Levy Reduction	-	-	-
Actual/Budgeted Property Taxes	\$ 390,096	\$ 480,613	\$ 301,692

HORSE CREEK METROPOLITAN DISTRICT

**GENERAL FUND
2025 Preliminary Budget
with 2023 Actual, 2024 Adopted Budget and 2024 Estimated**

	2023 Actual	01/24-09/24 YTD Actual	2024 Adopted Budget	2024 Estimated	2025 Preliminary Budget
BEGINNING FUND BALANCE	\$ 100,604	\$ 170,244	\$ 104,400	\$ 170,244	\$ 228,544
REVENUE					
Property Tax Revenue	97,446	94,225	93,654	94,225	52,016
Specific Ownership Taxes	9,037	4,687	5,619	7,000	3,121
Interest Income	4,375	6,464	1,400	9,700	10,000
Total Revenue	110,857	105,376	100,673	110,925	65,137
Total Funds Available	211,461	275,619	205,073	281,169	293,681
EXPENDITURES					
Accounting	9,618	7,729	14,800	14,800	14,800
District Management	14,846	3,882	9,900	9,900	9,900
Audit	4,600	4,800	5,700	4,800	5,400
Director's Fees	500	-	1,200	1,200	1,200
Insurance/SDA Dues	3,574	3,419	3,848	3,419	3,900
Legal	5,516	1,066	10,000	10,000	10,000
Election	288	-	-	-	1,000
Miscellaneous	774	282	2,000	2,000	2,000
Payroll Taxes	38	77	92	92	92
Treasurer's Fees	1,462	1,414	1,405	1,414	780
Contingency	-	-	50,000	5,000	5,000
Total Expenditures	41,217	22,669	98,945	52,625	54,072
TRANSFERS AND OTHER SOURCES (USES)					
Emergency Reserve	-	-	(3,020)	-	(1,954)
Total Expenditures Requiring Appropriation	41,217	22,669	101,965	52,625	56,026
ENDING FUND BALANCE	\$ 170,244	\$ 252,951	\$ 103,108	\$ 228,544	\$ 237,655

HORSE CREEK METROPOLITAN DISTRICT

DEBT SERVICE FUND

2025 Preliminary Budget

with 2023 Actual, 2024 Adopted Budget and 2024 Estimated

	2023 Actual	01/24-09/24 YTD Actual	2024 Adopted Budget	2024 Estimated	2025 Preliminary Budget
BEGINNING FUND BALANCE	\$ 164,751	\$ 263,506	\$ 249,892	\$ 263,506	\$ 555,627
REVENUE					
Property Tax Revenue	292,652	483,542	386,959	483,542	249,676
Specific Ownership Taxes	27,139	24,051	23,218	36,000	14,981
Interest Income	9,356	15,138	200	22,000	22,000
Total Revenue	329,147	522,731	410,377	541,542	286,657
Total Funds Available	493,898	786,237	660,269	805,048	842,284
EXPENDITURES					
Loan Principal	110,000	-	145,000	145,000	145,000
Loan Interest	115,700	56,063	91,425	91,425	91,425
Paying Agent-Remarket Fees	300	-	2,000	2,000	2,000
Treasurer's Fees	4,392	7,256	5,804	7,256	3,745
Bank Fees	-	-	200	240	200
Contingency	-	-	3,500	3,500	3,500
Total Expenditures	230,392	63,319	247,929	249,421	245,870
Total Expenditures Requiring Appropriation	230,392	63,319	247,929	249,421	245,870
ENDING FUND BALANCE	\$ 263,506	\$ 722,918	\$ 412,340	\$ 555,627	\$ 596,413

RESOLUTION NO. 2024-10-__

HORSE CREEK METROPOLITAN DISTRICT

RESOLUTION TO ADOPT BUDGET

WHEREAS, the Board of Directors (the “**Board**”) of Horse Creek Metropolitan District (the “**District**”) has appointed a budget committee to prepare and submit a proposed 2025 budget to the Board at the proper time; and

WHEREAS, upon due and proper notice, published in accordance with law, the budget was open for inspection by the public at a designated place, and a public hearing was held on October 9, 2024, and interested electors were given the opportunity to file or register any objections to the budget; and

WHEREAS, such budget committee submitted the proposed budget to the Board prior to the date of this public hearing for its consideration; and

WHEREAS, the budget has been prepared to comply with all terms, limitations and exemptions, including, but not limited to, enterprise, reserve transfer and expenditure exemptions, under Article X, Section 20 of the Colorado Constitution (“**TABOR**”) and other laws or obligations which are applicable to or binding upon the District; and

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

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of Horse Creek Metropolitan District:

1. That estimated expenditures for each fund are as follows:

General Fund:	\$	54,072
Debt Service Fund:	\$	245,870
Total	\$	299,942

2. That estimated revenues are as follows:

General Fund:

From unappropriated surpluses	\$228,544
From fund transfers	\$ 0
From sources other than general property tax	\$ 13,121
From general property tax	\$ 52,016
Total	<hr/> \$293,681

Debt Service Fund:

From unappropriated surpluses	\$555,627
From fund transfers	\$ 0
From sources other than general property tax	\$ 36,981
From general property tax	\$249,676
Total	<hr/> \$842,284

3. That the budget, as submitted, amended and herein summarized by fund, and the same hereby is, approved and adopted as the budget of the District for the 2025 fiscal year.

4. That the budget, as hereby approved and adopted, shall be certified by the Treasurer and/or President of the District to all appropriate agencies and is made a part of the public records of the District.

TO SET MILL LEVIES

WHEREAS, the amount of money from property taxes necessary to balance the budget for general operating expenses is \$52,016; and

WHEREAS, the amount of money necessary to balance the budget for debt service expenses is \$249,676; and

WHEREAS, the 2024 valuation for assessment of the District, as certified by the County Assessor, is \$20,806,330.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of Horse Creek Metropolitan District:

1. That for the purpose of meeting all general operating expenses of the District during the 2025 budget year, there is hereby levied a property tax, inclusive of the mill levy for refunds and abatements, of 2.500 mills upon each dollar of the total valuation for assessment of all taxable property within the District to raise \$52,016.

2. That for the purpose of meeting all debt service expenses of the District during the 2025 budget year, there is hereby levied a property tax of 12.000 mills upon each dollar of the total valuation for assessment of all taxable property within the District to raise \$249,676.

3. That the Treasurer and/or President of the District is hereby authorized and directed to immediately certify to the County Commissioners of Douglas County, Colorado, the mill levies for the District as hereinabove determined and set, or as adjusted, if necessary, upon receipt of the final (December) certification of valuation from the county assessor in order to comply with any applicable revenue and other budgetary limits.

TO APPROPRIATE SUMS OF MONEY

WHEREAS, the Board has made provision in the budget for revenues in an amount equal to the total proposed expenditures as set forth therein; and

WHEREAS, it is not only required by law, but also necessary to appropriate the revenues provided in the budget to and for the purposes described below, as more fully set forth in the budget, including any inter-fund transfers listed therein, so as not to impair the operations of District.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Horse Creek Metropolitan District that the following sums are hereby appropriated from the revenues of each fund, to each fund, for the purposes stated in the budget:

General Fund:	\$	293,681
Debt Service Fund:	\$	842,284
Total	\$	1,135,965

Adopted this 9th day of October, 2024.

HORSE CREEK METROPOLITAN DISTRICT

By: _____
Chair

Attest:

Secretary

**CERTIFIED COPY OF ANNUAL ADMINISTRATIVE RESOLUTION OF
HORSE CREEK DISTRICT (2025)**

STATE OF COLORADO)
) ss.
COUNTY OF DOUGLAS)

At a regular meeting of the Board of Directors (the "**Board**") of the Horse Creek Metropolitan District (the "**District**"), Douglas County, Colorado, held at 6:00 p.m., on October 9, 2024, via Zoom, Colorado, there were present:

Young-Sun Yun
Richard Wild
Ray Bockness

Absent: None.

Also present were: Matthew P. Ruhland, Cockrel Ela Glesne Greher & Ruhland, P.C.; and Peggy Ripko and Jim Ruthven, Special District Management Services, Inc.

When the following proceedings were had and done, to wit:

It was moved by Director _____ to adopt the following Resolution and ratify actions taken in connection herewith:

WHEREAS, the District was organized as a special district pursuant to an Order of the District Court in and for Douglas County (the "**County**"), Colorado, and is located entirely within said County and within the Town of Parker (the "**Town**"); and

WHEREAS, the Board has a duty to perform certain obligations in order to assure the efficient operation of the District; and

WHEREAS, the Directors may receive compensation for their services subject to the limitations imposed by § 32-1-902(3)(a) (II), C.R.S.; and

WHEREAS, § 32-1-101, *et seq.* C.R.S., requires the Board to publish certain legal notices in a newspaper of general circulation in the District; and

WHEREAS, § 32-1-903(1), C.R.S., requires that the Board shall meet regularly at a time and in a place to be designated by the Board; and

WHEREAS, in accordance with the Colorado Governmental Immunity Act, the Board is given authority to obtain insurance against liability for injuries for which the

District may be liable under the Governmental Immunity Act, pursuant to § 24-10-115, C.R.S.; and

WHEREAS, §§ 32-1-901(2) and 32-1-902(2), C.R.S., require the District to obtain an individual, schedule or blanket surety bond in an amount of no less than \$1,000 per director and \$5,000 for the Board Treasurer, and to file such bond with the District Court and the Division of Local Government (the “**Division**”); and

WHEREAS, in accordance with § 24-10-115, C.R.S., the Board is given the authority to obtain insurance to insure the District against all or any part of the District’s liability; and

WHEREAS, § 32-1-306, C.R.S. requires the District to maintain a current, accurate map of its boundaries and shall provide for such map to be on file with the County Assessor, County Clerk and Recorder and the Division on or before January 1st of each year; and

WHEREAS, § 32-1-809, C.R.S., requires that the District, between November 16th and January 15th of the subsequent year, provide notice to the eligible electors of the District (the “**Transparency Notice**”), which notice shall contain the following information:

- The address and telephone number of the principal business office;
- The name and business telephone number of the manager or other primary contact person;
- The names of and contact information for members of the board, the name of the board chair, and the name of each member whose office will be on the ballot at the next regular special district election;
- The times and places designated for regularly scheduled meetings of the board during the year, and the place where notice of board meetings is posted pursuant to § 24-6-402(2)(c) C.R.S.;
- The current mill levy, and total ad valorem tax revenue received during the last year;
- The date of the next regular special district election of board members;
- The procedure and time to submit a self-nomination form for election to the board;
- Information on the procedures to request permanent absentee voter status; and
- The address of any website on which the special district’s election results will be posted.

The Transparency Notice shall be filed with the Division, Board of County Commissioners, County Assessor, County Treasurer and County Clerk and Recorder of each county in which the special district is located, and with the governing body of any municipality in which the special district is located, and shall be provided to electors in one or more of the following ways:

- Mailing the notice separately to each household where one or more eligible electors of the special district resides;
- Including the notice as a prominent part of a newsletter, annual report, billing statement, letter, voter information card or other notice sent by the special district to the eligible electors;
- Posting the information on the official website of the special district if there is a link to the district's website on the official website of the Division;
- For any district that is a member of the Special District Association, by mailing or electronically transmitting the notice to the Special District Association, which shall post the notice on its website.

WHEREAS, § 29-1-205, C.R.S. requires that within 30 days after receiving a written request from the Division, the District shall provide the Division with a current list of all contracts in effect with other political subdivisions; and

WHEREAS, the Local Government Budget Law of Colorado, §§ 29-1-101, *et seq.*, C.R.S., requires the Board to hold a public hearing on proposed budgets and amendments thereto, to adopt budgets, and to file copies of the budgets and amendments thereto; and

WHEREAS, in accordance with § 39-5-128(1), C.R.S. the District shall certify its mill levy with the Board of County Commissioners on or before December 15th; and

WHEREAS, in accordance with § 32-1-207(3)(c), C.R.S., the District shall electronically file an annual report for the preceding calendar year with the Town, County Clerk and Recorder, State Auditor and the Division of Local Government on or before October 1st; unless the requirement is otherwise requested by an earlier date by the Town; and

WHEREAS, in accordance with § 32-1-903(6)(a), C.R.S., any metropolitan district that was organized after January 1, 2000, that has residential units within its boundaries, shall conduct an annual meeting in addition to any other Board meetings held, at which annual meeting the Board shall not take any official action and shall include (i) a presentation regarding the status of the public infrastructure projects within the District and outstanding bonds, if any; (ii) a review of unaudited financial statements; and (iii) an opportunity for members of the public to ask questions of the District; and

WHEREAS, in accordance with the Public Securities Information Reporting Act, §§ 11-58-101, *et seq.*, C.R.S., issuers of non-rated public securities issued to the public must file an annual report with the Department of Local Affairs; and

WHEREAS, § 32-1-104.8, C.R.S., requires the District to record a Special District Disclosure Document and a map of the boundaries of the District with the County Clerk and Recorder at the time of recording any decree or order organizing a special district or including additional property in a special district; and

WHEREAS, in accordance with § 29-1-604(1), C.R.S., if expenditures and revenues of the District are not in excess of \$100,000, the District may file an application for exemption from audit with the State Auditor; or, in accordance with § 29-1-604(2), C.R.S., if expenditures and revenues of the District are at least \$100,000 but not more than \$750,000 the District may file an application for exemption from audit with the State Auditor, or in accordance with § 29-1-603, C.R.S., the governing body of the District shall cause to be made an annual audit of the financial statements for each fiscal year; and

WHEREAS, the Unclaimed Property Act, §§ 38-13-101, *et seq.*, C.R.S., requires that governmental subdivisions, if applicable, file an annual report listing unclaimed property with the State Treasurer by November 1st; and

WHEREAS, in accordance with § 24-12-103, C.R.S., a person designated by the District shall have the power to administer all oaths or affirmations of office and other oaths or affirmations required to be taken by any person upon any lawful occasion; and

WHEREAS, in accordance with §§ 32-1-1101.5(1.5) and (2), C.R.S., either the Board of County Commissioners of each county in which the District is located, or the governing body of the municipality that has adopted a resolution of approval of the District, may require the District to file an application for quinquennial finding of reasonable diligence; and

WHEREAS, special district directors are governed by § 32-1-902(3), C.R.S., which requires such directors to disqualify himself/herself from voting on an issue in which he or she has a conflict of interest unless the director has properly disclosed such conflict in compliance with law; and

WHEREAS, § 32-1-902, C.R.S., requires the Board to elect officers, including a Chair of the Board and President of the District, a Treasurer of the Board and District, and a Secretary, who may be a member of the Board; and

WHEREAS, the Board desires to continue engagement of general counsel for the District to assist with providing legal services and to assist with the operation of the District; and

WHEREAS, the Board desires to continue engagement of an accountant and management for the District to assist with providing financial services and to assist with the financial operations and to manage the affairs of the District, and who shall also be designated as the budget officer required to prepare and submit to the Board a proposed District budget by October 15, pursuant to §§ 29-1-104 and 29-1-105(3)(d), C.R.S.; and

WHEREAS, concerning the public records of the District, § 24-72-202(2), C.R.S. defines “Official Custodian” to mean and include any officer or employee of any political subdivision of the state who is responsible for the maintenance, care, and keeping of public

records, regardless of whether the records are in his or her actual personal custody and control. The maintenance, care and keeping of public records shall be in accordance with the Colorado Special District Records Management Manual; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF HORSE CREEK METROPOLITAN DISTRICT, DOUGLAS COUNTY, COLORADO AS FOLLOWS:

1. The Board determines that each director shall receive compensation for services as directors, subject to the limitations set forth in § 32-1-902(3)(a) (II), C.R.S.

2. The Board designates the *Douglas County News-Press* as the newspaper of general circulation within the boundaries of the District, or in the vicinity of the District if none is circulated within the District, and directs that all legal notices shall be published in accordance with applicable statutes.

3. The Board determines to hold regular meetings on May 7, 2025 and October 8, 2025 at 6:00 p.m.

4. The Board directs the District's management to obtain proposals and/or renewals for insurance, as applicable, to insure the Directors acting within the scope of employment by the Board against all or any part of such liability for an injury; to insure against the expense of defending a claim for injury against the District or its Board. Additionally, the Board directs the District's management to obtain bonds or equivalent insurance coverage as required by §§ 32-1-901(2) and 32-1-902(2), C.R.S., in an amount of no less than \$1,000 per director and \$5,000 for the Board Treasurer, and to file the bond or certificate of insurance with the District Court and the Division.

5. The Board directs the District's management to obtain proposals and/or renewals for insurance, as applicable, to insure the District against all or any part of the District's liability, in accordance with §§ 24-10-115, *et seq.*, C.R.S. The Board directs the District's accountant to cause to be paid the annual SDA membership dues, agency fees and insurance premiums, as applicable, in a timely manner.

6. The Board directs the District's management to maintain a current, accurate boundary map and shall provide for such map to be on file with the Division, with the County Assessor and with the County Clerk and Recorder on or before January 1st.

7. The Board directs the District's management to provide the Transparency Notice to the eligible electors of the District, the Board of County Commissioners of the County, County Assessor, County Treasurer, County Clerk and Recorder, the Division, Town Clerk and the Special District Association between November 16th and January 15th of the subsequent year.

8. The Board directs the District's management to prepare and file with the Division, within 30 days after receiving a written request from the Division, a current list of all contracts in effect with other political subdivisions.

9. The Board designates the District's accountant to serve as the budget officer, and to submit a proposed budget to the Board by October 15th for the following year, and, in cooperation with general counsel, to schedule a public hearing on the proposed budget; to prepare a final budget, budget resolutions and amendments to the budget, if necessary; to certify the mill levies on or before December 15th; and to file the approved budgets and amendments thereto with the proper governmental entities in accordance with the Local Government Budget Law of Colorado.

10. The Board directs the District's general counsel to prepare and electronically file the annual report with the Town, the County Clerk and Recorder, State Auditor and Division on or before October 1st or earlier if required by the Town.

11. The Board directs the District's management to arrange for the conduct of the annual meeting to be held immediately prior to the meeting at which the annual budget hearing will be conducted, and to arrange for the posting of the agenda notice. If such meeting is not to be held virtually, but solely in person, such meeting shall be held at a physical location that does not exceed five (5) miles from the boundaries of the District.

12. The Board directs the District's accountant to prepare and file the annual public securities report for nonrated public securities issued by the District, with the Department of Local Affairs on or before March 1st, if applicable.

13. The Board directs the District's management to provide the Special District Disclosure Document and a map of the District's boundaries to the County Clerk and Recorder, for recording, at the same time an inclusion order is recorded.

14. The Board directs the District's accountant to: (i) obtain proposals for auditors to be presented to the Board, (ii) to cause an audit of the annual financial statements of the District to be prepared and submitted to the Board on or before June 30; and (iii) to cause the audit to be filed with the State Auditor by July 31st, or by the filing deadline permitted under any extension thereof, all in accordance with §§ 29-1-603(1) and 29-1-606, C.R.S. Alternatively, if warranted by § 29-1-604, C.R.S., the Board directs the District's accountant to apply for and obtain an audit exemption from the State Auditor on or before March 31st in accordance with § 29-1-604, C.R.S.

15. The Board directs the District's accountant to prepare the mill levy certification form and directs the District's accountant to file the mill levy certification form with the Board of County Commissioners on or before December 15th.

16. The Board directs the District's management to prepare the Unclaimed Property Act report and forward the report to the State Treasurer by November 1st, if there is property presumed abandoned and subject to custody as unclaimed property, in accordance with §§ 38-13-110, C.R.S.

17. The Board directs the District's management to monitor and maintain the District's website, in accordance with § 32-1-104.5, C.R.S. and comply with website accessibility standards, in accordance with § 24-34-802, C.R.S.

18. The Board hereby designates, in addition to any officer of the District, Sarah H. Luetjen as a person with the power to administer all oaths or affirmations of office and other oaths or affirmations required to be taken by any person upon any lawful occasion.

19. The Board directs the District's general counsel to prepare and file with the Town Clerk, if requested, the quinquennial finding of reasonable diligence in accordance with §§ 32-1-1101.5(1.5) and (2), C.R.S.

20. The District hereby elects the following officers for the District:

President/Chair of the Board
Treasurer –
Assistant Secretary –
Secretary to the Board – Peggy Ripko

21. The Board directs the District's general counsel to file conflict of interest disclosure forms provided by Board members with the Secretary of State annually. At the discretion of general counsel, transactional conflict of interest disclosures shall be filed 72 hours prior to regular and special meetings of the Board, when applicable, or at a Board member's request. In addition, written disclosures required to be filed with the governing body in accordance with § 18-8-308, C.R.S., shall be deemed filed with the Board when filed with the Secretary of State.

22. The Board extends the current indemnification resolution to allow the resolution to continue in effect as written.

23. The Board continues the engagement of Cockrel Ela Glesne Greher & Ruhland, P.C., as general counsel for the District.

24. The Board continues the engagement of Special District Management Services, Inc. to provide accounting and management services for the District.

25. The Board designates Special District Management Services, Inc. to serve as the official custodian of public records and to follow the Colorado Special District Records Retention Schedule, as adopted by the District.

WHEREUPON, the motion was seconded by Director _____ and upon vote, unanimously carried. The Chair declared the motion carried and so ordered.

ADOPTED AND APPROVED THIS 9TH DAY OF OCTOBER, 2024.

HORSE CREEK METROPOLITAN
DISTRICT

By: _____
Chair

Attest:

Secretary

CERTIFICATION

I, Peggy Ripko, Secretary of the Board of Directors of the Horse Creek Metropolitan District, Douglas County, Colorado do hereby certify that the attached and foregoing Resolution is a true copy from the records of the proceedings of the Board of Directors of the Horse Creek Metropolitan District.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the District, at Douglas County, Colorado, this 9th day of October, 2024.

Secretary

[S E A L]

RESOLUTION NO. 2024-10-__

HORSE CREEK METROPOLITAN DISTRICT

RESOLUTION DESIGNATING LOCATION TO POST NOTICE

WHEREAS, pursuant to §§24-6-402(2)(c) and 32-1-903(2) C.R.S., notice and, where possible, the agenda of the Horse Creek Metropolitan District (the “**District**”) Board of Directors (the “**Board**”) meetings at which the adoption of any formal action is to occur or at which a majority or quorum of the body is in attendance, or is expected to be in attendance, shall be posted within the boundaries of the District at least 24 hours prior to each meeting at a location designated at the first regular meeting of each year.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Horse Creek Metropolitan District as follows:

Notices of meetings (regular, special and work/study session) of the Board required pursuant to §24-6-401, *et seq.*, C.R.S., shall be posted at least 24 hours prior to each meeting at:

<https://horsecreekmd.colorado.gov/>

In the event of an exigent or emergency circumstance such as a power outage or an interruption in internet service, the District will post notice of public meetings at least 24 hours prior to a meeting at the following physical location within the District:

Pool Clubhouse located at 12159 South Great Plains Way, Parker, Colorado 80134.

ADOPTED this 9th day of October, 2024.

HORSE CREEK
METROPOLITAN DISTRICT

By _____
Chair

ATTEST:

Secretary

RESOLUTION NO. 2024-10-__

HORSE CREEK METROPOLITAN DISTRICT

**A RESOLUTION CALLING FOR THE 2025 REGULAR DISTRICT ELECTION
AND APPOINTING A DESIGNATED ELECTION OFFICIAL**

WHEREAS, Horse Creek Metropolitan District (the “**District**”) is a quasi-municipal corporation and political subdivision of the State of Colorado and a duly organized and existing special district pursuant to Title 32, Article 1, C.R.S.; and

WHEREAS, the terms of office of Directors Brockness, Wild and two vacancies expire after the successors are elected at the regular special district election to be held on May 6, 2025 (“**Election**”) and have taken office; and

WHEREAS, in accordance with the provisions of the Special District Act (the “**Act**”) and the Colorado Local Government Election Code (the “**Code**”) (the Act and the Code being referred to jointly as the “**Election Laws**”), the Election must be conducted to elect two (2) Directors to serve for a term of four years and two (2) Directors to serve for a term of two years.

NOW, THEREFORE, be it resolved by the Board of Directors of Horse Creek Metropolitan District in the Douglas County, State of Colorado that:

1. The regular election of the eligible electors of the District shall be held on May 6, 2025, between the hours of 7:00 a.m. and 7:00 p.m. pursuant to and in accordance with the Election Laws, and other applicable laws. At that time, two (2) Directors to serve for a term of four years and two (2) Directors to serve for a term of two years.

2. The Election shall be conducted as a mail ballot election in accordance with all relevant provisions of the Election Laws. The Designated Election Official shall prepare the Plan for conducting the mail ballot Election. There shall be no election precinct or polling place. All mail ballots shall be returned to the Designated Election Official at the address designated in the Mail Ballot Plan.

3. The District’s Board of Directors (the “**Board**”) hereby designates Sarah H. Luetjen as the Designated Election Official for the conduct of the Election on behalf of the District and she is hereby authorized and directed to proceed with any action necessary or appropriate to effectuate the provisions of this Resolution and of the Election Laws or other applicable laws. Among other matters, the Designated Election Official shall publish the call for nominations, appoint election judges as necessary, appoint the Canvass Board, arrange for the required notices of election, printing of ballots, and direct that all other appropriate actions be accomplished.

4. Self-Nomination and Acceptance forms are available from the Designated Election Official via email: sluetjen@cegrlaw.com. All candidates must file a Self-

Nomination and Acceptance form with the Designated Election Official no earlier than January 1, 2025, nor later than the close of business on Friday, February 28, 2025.

5. If the only matter before the electors is the election of Directors of the District and if, at the close of business on February 28, 2025, there are not more candidates than offices to be filled at the Election, including candidates timely filing affidavits of intent no later than March 4, 2025, the Designated Election Official shall cancel the Election and declare the candidates elected. Notice of such cancellation shall be published and posted in accordance with the Code.

6. If any part or provision of this Resolution is adjudged to be unenforceable or invalid, such judgment shall not affect, impair or invalidate the remaining provisions of this Resolution, it being the Board's intention that the various provisions hereof are severable.

7. Any and all actions previously taken by the Designated Election Official, the Secretary of the Board, or any other persons acting on their behalf pursuant to the Election Laws or other applicable laws, are hereby ratified and confirmed.

8. All acts, orders, and resolutions, or parts thereof, of the Board which are inconsistent or in conflict with this Resolution are hereby repealed to the extent only of such inconsistency or conflict.

9. The provisions of this Resolution shall take effect immediately.

ADOPTED this 9th day of October, 2024.

HORSE CREEK METROPOLITAN
DISTRICT

By: _____
Chair

ATTEST:

Secretary

RESOLUTION NO. 2024-10-__

HORSE CREEK METROPOLITAN DISTRICT

**RESOLUTION DESIGNATING THE
OFFICIAL CUSTODIAN OF RECORDS AND ADOPTING AN AMENDED AND
RESTATED
POLICY ON RESPONDING TO OPEN RECORDS REQUESTS**

September 2024

WHEREAS, pursuant to § 32-1-1001(1)(h), C.R.S., the Board of Directors (the “**Board**”) of the Horse Creek Metropolitan District (the “**District**”) is responsible for the management, control and supervision of all of the business and affairs of the District; and

WHEREAS, pursuant to § 32-1-1001(1)(i), C.R.S., the Board has the authority to appoint an agent; and

WHEREAS, the Board has determined that it is appropriate to designate an official custodian of the District’s records for the protection of such records and in order to permit their inspection by persons entitled to examine and copy such records in an orderly fashion; and

WHEREAS, the Board has determined that it is appropriate to adopt a policy on responding to open records requests; and

WHEREAS, the Board fully supports, and complies with, all Federal and State of Colorado (“**State**”) laws relating to the retention, protection and disclosure of District records including, but not limited to, the Colorado Open Records Act, Title 24, Article 72, Part 2, C.R.S. (“**CORA**”), the Health Insurance Portability and Accountability Act of 1996 (“**HIPAA**”), and the Privacy Rule promulgated by the U.S. Department of Health and Human Services which interprets and implements HIPAA; and

WHEREAS, it is the policy of the District that all public records shall be open for inspection by any person at reasonable times, except as otherwise provided by law; and

WHEREAS, public records are defined by CORA as all writings made or maintained by the District, regardless of the format or medium of the records, subject to certain exceptions and public records expressly include e-mail communications; and

WHEREAS, on November 7, 2017, the Board adopted a Public Records Request Policy (the “**Original Policy**”) and the Board now desires to adopt this Resolution to amend and restate the Original Policy in its entirety.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Horse Creek Metropolitan District:

1. Official Custodian.

(a) The District's manager is hereby designated as the Official Custodian responsible for the maintenance, care and keeping of all records of the District, except as provided herein.

(b) The Official Custodian shall have the authority to designate such agents as they shall determine appropriate to perform any and all acts necessary to enforce and execute the provisions of this Resolution.

2. Policy on Responding to Open Records Request. The following are general policies concerning the release of records:

(a) All public records of the District shall be open for inspection at the times designated herein, unless prohibited by the provisions of CORA or policies adopted by the Board in conformance with CORA.

(b) Every request to inspect and/or copy any District record (a "**Records Request**") shall be submitted to the Official Custodian in writing and be specific as to the information desired. If not submitted to the Official Custodian, any District employee or Board Member that receives the Records Request shall immediately send the Records Request to the Official Custodian. To assist the Official Custodian in responding to requests in a timely and complete manner, the Official Custodian may require records requests to be submitted on a form developed by the Official Custodian.

(c) If any question arises as to the propriety of fully complying with a Records Request, the Official Custodian shall immediately forward it to the District's legal counsel.

(d) The District's legal counsel shall determine the District's obligations under the applicable Federal and/or State law(s). If the District is permitted to make records available for inspection in whole or in part, the District's legal counsel will so notify the Official Custodian, who will assemble the disclosable requested documents for inspection and/or copying in accordance with applicable Federal or State law.

(e) If the District's legal counsel determines the District is not permitted by Federal or State law to make records available for inspection in whole or in part, the District's legal counsel shall provide a written response to the party submitting the Records Request stating the legal basis upon which the Records Request in whole or in part is being denied.

(f) Following the denial of a request for record, upon receipt of the required written notice from the requesting individual that he or she will seek relief from the District Court, the Official Custodian will attempt to meet in-person or speak by telephone with the requesting individual. District personnel are encouraged to utilize all possible means to attempt to resolve the dispute during this time period and will provide a written summary of the District's position at the end of that period to the requestor and to the Board.

(g) No phone or in-person conference is required if the written notice indicates that the requestor needs access to the record on an expedited basis.

(h) Pursuant to CORA, all records must be made available for inspection within 3 working days from the Official Custodian's receipt of the request, unless extenuating circumstances exist. The deadline may be extended by 7 working days if extenuating circumstances exist and the requesting party is notified of the delay within 3 working days of the Official Custodian's receipt of the request. The Official Custodian may set the time during normal office hours and the place for records to be inspected, and require that the Official Custodian or a delegated employee be present while the records are examined.

(i) A public record stored in a digital format that is neither searchable nor sortable will be provided in a digital format. A public record stored in a digital format that is searchable and/or sortable will be provided in such digital format, unless (a) the public record is in a searchable or sortable format and producing the record in the requested format would violate the terms of any copyright or licensing agreement between the District and a third party; (b) producing the record would result in the release of a third party's proprietary information; (c) after making reasonable inquiries, it is not technologically or practically feasible to provide a copy of the record in a searchable or sortable format; or (d) if the Official Custodian would be required to purchase software or create additional programming functionality in its existing software to remove the information. Altering an existing digital public record, or excising fields of information that the Official Custodian is either required or permitted to withhold under this subsection, does not constitute the creation of a new public record under Section (2)(i)(d) of this Resolution.

(j) The Custodian may charge the following fees (collectively, the "**Fees**") for responding to a Records Request:

(i) Printouts, photographs, and copies, when requested, will be provided at a cost of \$0.25 per standard page, and at the actual costs of production for any non-standard page (the "**Copying Fee**"). A standard page shall mean an 8.5-inch by 11-inch black and white copy.

(ii) When it is impractical to make the copy, printout, or photograph of the requested record at the place where the record is kept, the Official Custodian may allow arrangements to be made for the copy, printout, or photograph to be made at other facilities and the cost of providing the requested records will be paid by the person making the request (the "**Outside Copying Fee**").

(iii) If a copy, printout or photograph of a public record is necessary or requested to be provided in a format other than a standard page, the costs will be assessed at the actual cost of production (the "**Production Fee**").

(iv) If data must be manipulated in order to generate a record in a form not otherwise used by the District, such data manipulation will be assessed at the actual costs to the District (the "**Manipulation Fee**"); however, the District is in no way obligated to generate a record that is not otherwise kept, made, or maintained by the District.

(v) The cost for transmitting the requested records will be charged at the actual cost of such delivery (the “**Transmission Fee**”). Transmission Fees will not be charged for transmitting any record via electronic mail, when requested.

(vi) When the location or existence of specific documents must be researched and the documents must be retrieved, sorted or reviewed for applicability to the request, and such process requires more than 1 hour of staff and/or consultants’ time, the Custodian may charge a research and retrieval fee not to exceed \$41.37 per hour, or the maximum amount allowed by the Executive Committee of the State Legislative Council at the time of the request, whichever is greater (the “**Research and Retrieval Fee**”).

(vii) If any requested records are protected by a privilege (for example, but not limited to, the work product or attorney-client privileges) the District may charge the actual costs of creating a privilege log identifying the privileged records (the “**Privilege Fee**”). If legal assistance or review is necessary to create the privilege log, the Privilege Fee may include the actual costs for such legal assistance.

(k) If the estimated Fees to produce the records exceeds \$100, the District may require a 50% deposit of the estimated Fees prior to commencing work to produce the records. Regardless of whether a deposit is required, payment (by check made payable to the District) of all Fees, including all actual costs exceeding the estimated amount, must be made prior to the time of inspection or release of the final work product or copies.

(l) No person shall be permitted to inspect or copy any records of the District if, in the opinion of the Official Custodian after consultation with the District’s legal counsel, such inspection or copying would come within the prohibition of one or more exemptions set forth in CORA.

(m) Any increases in the Fees set forth above, including without limitation the Research and Retrieval Fee, shall be effective immediately upon posting on the District’s website.

3. Severability. If any part, section, subsection, sentence, clause or phrase of this Resolution is for any reason held to be invalid, such invalidity shall not affect the validity of the remaining provisions.

4. Effective Date. This Resolution shall take effect and be enforced immediately upon its approval by the Board.

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The foregoing Resolution was approved and adopted this 9th day of October, 2024.

HORSE CREEK METROPOLITAN DISTRICT

By: _____
Chair

Attest:

Secretary



141 Union Boulevard, Suite 150
Lakewood, CO 80228-1898
303-987-0835 • Fax: 303-987-2032

MEMORANDUM

TO: Board of Directors

FROM: Christel Gemski
Executive Vice-President

DATE: September 23, 2024

RE: Notice of 2025 Rate Increase

A rectangular box containing a handwritten signature in blue ink that reads "Christel Gemski".

In accordance with the Management Agreement (“Agreement”) between the District and Special District Management Services, Inc. (“SDMS”), at the time of the annual renewal of the Agreement, the hourly rate described in Article III for management and all services shall increase by (2.5%) per hour.

We hope you will understand that it is necessary to increase our rates due to increasing gas and operating costs along with new laws and rules implemented by our legislature.