

ORCHARD VALLEY METROPOLITAN DISTRICT
Arapahoe County, Colorado
—
FINANCIAL STATEMENTS
December 31, 2020

L. PAUL GOECKE P.C.
CERTIFIED PUBLIC ACCOUNTANTS

TABLE OF CONTENTS

INDEPENDENT AUDITOR’S REPORT	I-II
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BASIC FINANCIAL STATEMENTS

Government-wide Financial Statements

Governmental Funds Balance Sheet/Statement of Net Position.....3

Statement of Governmental Fund Revenues, Expenditures,
and Changes in Fund Balances/Statement of Activities.....5

General Fund - Statement of Revenues, Expenditures,
And Changes in Fund Balance – Budget and Actual7

Notes to Financial Statements..... 4-15

Supplemental Information

Capital Projects Fund and Debt Service Fund - Schedule of Revenues,
Expenditures and Changes in Fund Balance – Budget and Actual 16-17

Summary of Assessed Valuation, Mill Levy and
Property Taxes Collected18

Independent Auditor's Report

Board of Directors
Orchard Valley Metropolitan District

Report on the Financial Statements

We have audited the accompanying financial statements of the governmental activities and each major fund of Orchard Valley Metropolitan District as of and for the year ended December 31, 2020, and the related notes to the financial statements, which collectively comprise the District's basic financial statements, as listed in the table of contents.

Management's Responsibility for the Financial Statements

Management is responsible for the preparation and fair presentation of these financial statements in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

Auditor's Responsibility

Our responsibility is to express an opinion on these financial statements based on our audits. We conducted our audits in accordance with auditing standards generally accepted in the United States of America. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free from material misstatement. An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statements. The procedures selected depend on the auditor's judgment, including the assessment of the risks of material misstatement of the financial statements, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the entity's preparation and fair presentation of the financial statements in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control. Accordingly, we express no such opinion. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the financial statements. We believe the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

Opinion

In our opinion, the financial statements referred to above present fairly, in all material respects, the respective financial position of the governmental activities and each major fund of the Orchard Valley Metropolitan District as of December 31, 2020, and the respective changes in financial position and the respective budgetary comparison for the general fund for the year then ended in conformity with accounting principles generally accepted in the United States of America.

Other Matters

Management has omitted the management's discussion and analysis that accounting principles generally accepted in the United States of America require to be presented to supplement the basic financial statements. Such missing information, although not a part of the basic financial statements, is required by the Governmental Accounting Standards Board, who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. Our opinions on the basic financial statements are not affected by this missing information.

Our audit was conducted for the purpose of forming opinions on the financial statements that collectively comprise the District's financial statements as a whole. The supplementary information as listed in the table of contents is presented for purposes of legal compliance and additional analysis and is not a required part of the financial statements. The supplementary information is the responsibility of management and was derived from and relates directly to the underlying accounting and other records used to prepare the financial statements. The information has been subjected to the auditing procedures applied in the audit of the financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the financial statements or to the financial statements themselves, and other additional procedures in accordance with auditing standards generally accepted in the United States of America. In our opinion, the information is fairly stated in all material respects in relation to the financial statements as a whole.

A handwritten signature in cursive script that reads "L. Paul Goedecke P.C.".

L. Paul Goedecke, P.C.
July 19, 2021

ORCHARD VALLEY METROPOLITAN DISTRICT

**GOVERNMENTAL FUNDS BALANCE SHEET/STATEMENT OF NET POSITION
December 31, 2020**

	General Fund	Debt Service	Total	Adjustments	Statement of Net Position
ASSETS:					
Cash and investments	\$ 418,695	\$ 29,134	\$ 447,829	\$ -	\$ 447,829
Cash and investments - restricted	2,500	700,028	702,528	-	702,528
Property taxes receivable - current	1,079	4,889	5,968	-	5,968
Property taxes receivable - 2020	214,041	762,203	976,244	-	976,244
Capital assets not being depreciated	-	-	-	6,892,818	6,892,818
Total assets	636,315	1,496,254	2,132,569	6,892,818	9,025,387
LIABILITIES:					
Accounts payable	3,500	-	3,500	-	3,500
Accrued interest on bonds	-	-	-	25,873	25,873
Long term liabilities:					
Due within one year	-	-	-	240,000	240,000
Due in more than one year	-	-	-	5,175,000	5,175,000
Total liabilities	3,500	-	3,500	5,440,873	5,444,373
DEFERRED INFLOW OF RESOURCES					
Property tax revenue	214,041	762,203	976,244	-	976,244
Total deferred inflow of resources	214,041	762,203	976,244	-	976,244
FUND BALANCE/NET POSITION					
Restricted:					
Emergencies	2,500	-	2,500	(2,500)	-
Debt service	-	734,051	734,051	(734,051)	-
Unassigned	416,274	-	416,274	(416,274)	-
Total fund balances	418,774	734,051	1,152,825	(1,152,825)	-
Total liabilities and fund balance	\$ 636,315	\$ 1,496,254	\$ 2,132,569		
NET POSITION					
Invested in capital assets, net of related debt				1,477,818	1,477,818
Restricted for:					-
Emergencies				2,500	2,500
Debt service				734,051	734,051
Unrestricted				390,401	390,401
Total net position				\$ 2,604,770	\$ 2,604,770

NOTE: The accompanying notes are an integral part of the financial statements

ORCHARD VALLEY METROPOLITAN DISTRICT

**STATEMENT OF GOVERNMENTAL FUND REVENUES, EXPENDITURES, AND
CHANGES IN FUND BALANCES/STATEMENT OF ACTIVITIES**

For the Year Ended December 31, 2020

	General	Debt Service	Total	Adjustments	Statement of Activities
EXPENDITURES					
Accounting and audit	\$ 5,802	\$ -	\$ 5,802	\$ -	\$ 5,802
Directors fees	500	-	500	-	500
Legal	2,963	-	2,963	-	2,963
Management fees	30,000	-	30,000	-	30,000
Insurance	1,920	-	1,920	-	1,920
Utilities	11,443	-	11,443	-	11,443
Treasurer's fees	3,292	14,920	18,212	-	18,212
Maintenance Landscaping	49,046	-	49,046	-	49,046
Maintenance Lighting	684	-	684	-	684
Maintenance snow removal	5,719	-	5,719	-	5,719
Maintenance street	23,060	-	23,060	-	23,060
Bond interest expense	-	322,550	322,550	(1,006)	321,544
Bond Principal	-	230,000	230,000	(230,000)	-
Paying agent fees	-	300	300	-	300
Total Expenditures	134,429	567,770	702,199	(231,006)	471,193
GENERAL REVENUES					
Property taxes	219,288	993,800	1,213,088	-	1,213,088
Specific ownership taxes	15,624	70,813	86,437	-	86,437
Interest income	6,444	858	7,302	-	7,302
Total General Revenues	241,356	1,065,471	1,306,827	-	1,306,827
NET CHANGES IN FUND BALANCES	106,927	497,701	604,628	(604,628)	
CHANGE IN NET POSITION				835,634	835,634
FUND BALANCES/NET POSITION:					
BEGINNING OF YEAR	311,847	236,350	548,197	1,220,939	1,769,136
END OF YEAR	\$ 418,774	\$ 734,051	\$ 1,152,825	\$ 1,451,945	\$ 2,604,770

NOTE: The accompanying notes are an integral part of the financial statements

ORCHARD VALLEY METROPOLITAN DISTRICT

GENERAL FUND

**STATEMENT OF REVENUES, EXPENDITURES, AND CHANGES IN FUND
BALANCES – BUDGET AND ACTUAL
Year Ended December 31, 2020**

	Original Budget	Amended Final Budget	Actual	Variance Favorable (Unfavorable)
REVENUES				
Property taxes	\$ 220,482	\$ 219,288	\$ 219,288	\$ -
Specific ownership taxes	5,488	15,467	15,624	157
Interest income	9,841	6,832	6,444	(388)
Total Revenues	<u>235,811</u>	<u>241,587</u>	<u>241,356</u>	<u>(231)</u>
EXPENDITURES				
Accounting and audit	6,000	6,000	5,802	198
Directors fees	500	500	500	-
Insurance	255	4,620	1,920	2,700
Legal	5,000	3,739	2,963	776
Management fees	30,000	30,000	30,000	-
Utilities	8,500	10,869	11,443	(574)
Treasurer's fees	3,307	3,292	3,292	-
Maintenance Landscaping	32,000	54,396	49,046	5,350
Maintenance Lighting	-	1,000	684	316
Maintenance snow removal	7,000	8,814	5,719	3,095
Maintenance street	10,000	22,800	23,060	(260)
Emergency reserve	10,019	-	-	-
Total Expenditures	<u>112,581</u>	<u>146,030</u>	<u>134,429</u>	<u>11,601</u>
EXCESS (DEFICIENCY) OF REVENUES OVER EXPENDITURES	123,230	95,557	106,927	11,370
OTHER FINANCING SOURCES (USES)				
Transfers in (out)	134,761	59,286	-	(59,286)
Total Other Financing Sources (Uses)	<u>134,761</u>	<u>59,286</u>	<u>-</u>	<u>(59,286)</u>
NET CHANGE IN FUND BALANCE	257,991	154,843	106,927	(47,916)
FUND BALANCE:				
BEGINNING OF YEAR	<u>333,966</u>	<u>311,847</u>	<u>311,847</u>	<u>-</u>
END OF YEAR	<u>\$ 591,957</u>	<u>\$ 466,690</u>	<u>\$ 418,774</u>	<u>\$ (47,916)</u>

NOTE: The accompanying notes are an integral part of the financial statements.

ORCHARD VALLEY METROPOLITAN DISTRICT

NOTES TO FINANCIAL STATEMENTS

December 31, 2020

NOTE 1 – DEFINITION OF REPORTING ENTITY

Definition of Reporting Entity

Orchard Valley Metropolitan District (The District), a quasi-municipal corporation, is governed pursuant to provisions of the Colorado Special District Act. The District's service area is located in Arapahoe County, Colorado. The District was established to provide for the acquisition, construction, installation and completion of parks and recreation facilities, arterial and collector roadways, traffic signals and safety devices and all other necessary improvements to the projects, including the necessary maintenance.

The District has no employees and all operation and administrative functions are contracted.

The District follows the Governmental Accounting Standards Boards (GASB) accounting pronouncements which provide guidance for determining which governmental activities, organizations and functions should be included within the financial reporting entity. GASB pronouncements set forth the financial accountability of a governmental organization's elected governing body as the basic criterion for including a possible component governmental organization in a primary government's legal entity. Financial accountability includes, but is not limited to, appointment of a voting majority of the organization's governing body, ability to impose its will on the organization, a potential for the organization to provide specific financial benefits or burdens and fiscal dependency.

The District is not financially accountable for any other organization, nor is the District a component unit of any other primary governmental entity.

NOTE 2 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

The more significant accounting policies of the District are described as follows:

Basis of Presentation

The accompanying financial statements are presented per GASB Statement No. 34 – Special Purpose Governments.

ORCHARD VALLEY METROPOLITAN DISTRICT

NOTES TO FINANCIAL STATEMENTS
December 31, 2020

NOTE 2 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

Measurement Focus, Basis of Accounting and Financial Statement Presentation

The government-wide financial statements are reported using the *economic resources measurement focus* and the *accrual basis of accounting*. Revenues are recorded when earned and expenses are recorded when a liability is incurred, regardless of the timing of related cash flows. Property taxes are recognized as revenues in the year for which they are levied.

Governmental fund financial statements are reported using the *current financial resources measurement focus* and the *modified accrual basis of accounting*. Revenues are recognized as soon as they are measurable and available. Revenues are considered to be *available* when they are collectible within the current period or soon enough thereafter to pay liabilities of the current period. For this purpose, the District considers revenues to be available if they are collected within 60 days of the end of the current period. The material sources of revenue subject to accrual are property taxes and interest. Expenditures, other than interest on long-term obligations, are recorded when the liability is incurred or the long-term obligation is paid.

The government reports the following major governmental funds:

General Fund – The General Fund is the general operating fund of the District. It is used to account for all financial resources not accounted for and reported in another fund.

Capital Projects Fund – The Capital Projects Fund is used to account for all financial resources that are restricted, committed or assigned to expenditures for capital outlays, including the acquisition or construction of capital facilities and other assets.

Fund Balances

The District has implemented GASB Statement No. 54, “Fund Balance Reporting and Governmental Fund Type Definitions.” This statement provides more clearly defined fund balance categories to make the nature and extent of the constraints placed on a government’s fund balances more transparent. In the fund financial statements the following classifications describe the relative strength of the spending constraints.

Non-spendable fund balance – The portion of fund balance that cannot be spent because it is either not in spendable form (such as inventory) or is legally or contractually required to be maintained intact.

ORCHARD VALLEY METROPOLITAN DISTRICT

NOTES TO FINANCIAL STATEMENTS
December 31, 2020

NOTE 2 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

Restricted fund balance – The portion of fund balance constrained to being used for a specific purpose by external parties (such as grantors or bondholders), constitutional provisions or enabling legislation.

Committed fund balance – The portion of fund balance constrained for specific purposes according to limitations imposed by the District’s highest level of decision making authority, the Board of Directors prior to the end of the current fiscal year. The constraint may be removed or changed only through formal action of the Board of Directors.

Assigned fund balance – The portion of fund balance that is constrained by the government’s intent to be used for specific purposes but is neither restricted nor committed. Intent is expressed by the Board of Directors to be used for a specific purpose. Constraints imposed on the use of assigned amounts are more easily removed or modified than those imposed on amounts that are classified as committed.

Unassigned fund balance – The residual portion of fund balance that does not meet any of the above criteria.

If more than one classification of fund balance is available for use when an expenditure is incurred, it is the District’s policy to use the most restrictive classification first.

Budgets

In accordance with the State Budget Law, the District’s Board of Directors holds public hearings in the fall of each year to approve the budget and appropriate the funds for the ensuing year. The appropriation is at the total fund expenditures level and lapses at year end. The District’s Board of Directors can modify the budget by line item within the total appropriation without notification. The appropriation can only be modified upon completion of notification and publication requirements. The budget includes each fund on its basis of accounting unless otherwise indicated. During the year the District amended its general Fund Budget to \$146,031.

Cash

The District follows the practice of pooling cash of all funds to maximize investment earnings. Except when required by trust or other agreements, all cash is deposited to and disbursed from a single bank account. Cash in excess of immediate operating requirements is pooled for deposit and investment flexibility. Investment earnings are allocated periodically to the participating funds based upon each fund’s average equity balance in the total cash.

ORCHARD VALLEY METROPOLITAN DISTRICT

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NOTES TO FINANCIAL STATEMENTS
December 31, 2020

NOTE 2 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

Property Taxes

Property taxes are levied by the District 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 assess the property tax obligation of 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 at the taxpayers election, in equal installments in February and June. Delinquent taxpayers are notified in August and the sales of the resultant tax liens on delinquent properties are generally held in November or December. The County Treasurer remits the taxes collected monthly to the District.

Property taxes, net of estimated uncollectible taxes, are recorded initially as deferred revenue in the year they are levied and measurable. The deferred property tax revenues are recorded as revenue in the year they are available or collected.

Restricted Fund Balance

Emergency Reserves have been provided for as required by Article X, Section 20 of the Constitution of the State of Colorado. \$2,500 of the General Fund balance has been restricted in compliance with this requirement.

NOTE 3 - CASH AND INVESTMENTS

Cash and investments as of December 31, 2020 are classified in the accompanying financial statement as follows:

Statement of net position:	
Cash and investments	\$ 447,829
Restricted investments	702,528
	<u>\$ 1,150,357</u>

Cash and investments as of December 31, 2020 consist of the following:

Deposits with financial institutions	\$ 18,870
Investments - Colotrust	1,131,487
	<u>\$ 1,150,357</u>

ORCHARD VALLEY METROPOLITAN DISTRICT

NOTES TO FINANCIAL STATEMENTS

December 31, 2020

NOTE 3 - CASH AND INVESTMENTS (CONTINUED)

Cash Deposits

The Colorado Public Deposit Protection Act (PDPA) requires that all units of local government deposit cash in eligible public depositories. Eligibility is determined by state regulators. Amounts on deposit in excess of federal insurance levels must be collateralized. The eligible collateral is determined by the PDPA. PDPA allows the institution to create a single collateral pool for all public funds. The pool for all the uninsured public deposits as a group is to be maintained by another institution or held in trust. The market value of the collateral must be at least 102% of the aggregate uninsured deposits.

The State Commissioners for banks and financial services are required by Statute to monitor the naming of eligible depositories and reporting of the uninsured deposits and assets maintained in the collateral pools.

At December 31, 2020, the District's cash deposits had a bank balance of \$ 18,870 and a carrying balance of \$ 18,870.

Investments

Credit Risk

The District has not adopted a formal investment policy; however, the District follows state statutes regarding investments.

- * Obligations of the United States and certain U.S. government agency securities
- Certain international agency securities
- General obligation and revenue bonds of U.S. local government entities
- Bankers' acceptances of certain banks
- Commercial paper
- Written repurchase agreements collateralized by certain authorized securities
- Certain money market mutual funds
- Guaranteed investment contracts
- * Local government investment pools

The District generally limits its concentration of investments to those noted with an asterisk (*) above, which are believed to have minimal credit risk; minimal interest rate risk and no foreign currency risk.

The local government investment pools include the Colorado Local Government Liquid Assets Trust (ColoTrust) rated AAAM by Standard & Poor's.

ORCHARD VALLEY METROPOLITAN DISTRICT

**NOTES TO FINANCIAL STATEMENTS
December 31, 2020**

NOTE 3 - CASH AND INVESTMENTS (CONTINUED)

As of December 31, 2020 the District had the following investments:

<u>Investment</u>	<u>Maturity</u>	<u>Fair Value</u>
Colorado Liquid Asset Trust	Less than one year	\$ 1,131,487

COLOTRUST

The District had invested in the Colorado Local Government Liquid Asset Trust (COLOTRUST) (the Trust), an investment vehicle established for local government entities in Colorado to pool surplus funds. The State Securities Commissioners administers and enforces all State statutes governing the Trust. The Trust operates similarly to a money market fund and each share is equal in value to \$1.00. The Trust offers shares in two portfolios, COLOTRUST PRIME and COLOTRUST PLUS+. Both portfolios may invest in U.S. Treasury securities and repurchase agreements collateralized by U.S. Treasury securities. COLOTRUST PLUS+ may also invest in certain obligations of U.S. government agencies, highest rated commercial paper and any security allowed under CRS 24-75-601. A designated custodial bank serves as custodian for the Trust’s portfolios pursuant to a custodian agreement. The custodian acts as safekeeping agent for the Trust’s investment portfolios and provides services as the depository in connection with direct investments and withdrawals. The custodian’s internal records segregate investments owned by the Trust. COLOTRUST is rated AAAM by Standard & Poor’s. COLOTRUST records its investments at fair value and the District records its investment in COLOTRUST using the net asset value method. There are no unfunded commitments, the redemption frequency is daily and there is no redemption notice period.

NOTE 4 – CAPITAL ASSETS

An analysis of the changes in capital assets for the year then ended December 31, 2020 follows:

Governmental Activities:	Balance at 1/1/2020	Additions	Deletions	Balance at 12/31/2020
Capital assets, not being depreciated:				
Landscaping improvements	\$ 6,892,818	\$ -	\$ -	\$ 6,892,818
Total capital assets not being depreciated	\$ 6,892,818	\$ -	\$ -	\$ 6,892,818

NOTE 5 – NET POSITION

The District has Net Position consisting of two components- restricted and unrestricted.

Restricted assets include Net Position that are restricted for use either externally imposed by creditors, grantors, contributors, or laws and regulations of other governments or imposed by law through constitutional provisions or enabling legislation.

ORCHARD VALLEY METROPOLITAN DISTRICT

NOTES TO FINANCIAL STATEMENTS
December 31, 2020

NOTE 6 – LONG TERM OBLIGATIONS

The following is an analysis of changes in long-term obligations for the year ended December 31, 2020:

	Balance at 1/1/2020	Additions	Reductions	Balance at 12/31/2020	Due within one year
Taxable General Obligation Bonds series 2015	\$ 5,645,000	\$ -	\$ 230,000	\$ 5,415,000	\$ 240,000
	<u>\$ 5,645,000</u>	<u>\$ -</u>	<u>\$ 230,000</u>	<u>\$ 5,415,000</u>	<u>\$ 240,000</u>

The details of the Districts long-term obligation are as follows:

\$ 6,450,000 Taxable General Obligation Bonds, Series 2015, dated September 3, 2015, with interest of 5.25% consisting of term bonds issued in the amount of \$ 2,375,000 due on December 1, 2025 and 5.75% term bonds issued in the amount of \$ 1,750,000 due December 1, 2030 and \$2,325,000 due December 1, 2035. Bonds maturing on December 1, 2025 are subject to mandatory redemption by lot on December 1, 2020 through 2025. Bonds maturing on December 1, 2030 are subject to mandatory redemption by lot on December 1, 2026 through 2030. Bonds maturing on December 1, 2035 are subject to mandatory redemption by lot on December 2031 through 2035. Bonds maturing on or before December 1, 2025 are not subject to prior redemption. Bonds maturing on or after December 1, 2030 are callable on December 1, 2025 at par..

The District's long-term debt obligations mature as follows:

	Principal	Interest	Total
2021	240,000	\$ 310,475	\$ 550,475
2022	255,000	297,875	552,875
2023	270,000	284,487	554,487
2024	280,000	270,313	550,313
2025	295,000	255,612	550,612
2026-2030	1,750,000	1,010,875	2,760,875
2031-2035	2,325,000	434,400	2,759,400
	<u>\$ 5,415,000</u>	<u>\$ 2,864,037</u>	<u>\$ 8,279,037</u>

ORCHARD VALLEY METROPOLITAN DISTRICT

NOTES TO FINANCIAL STATEMENTS
December 31, 2020

NOTE 7 – DISTRICT COST SHARING PARTICIPATION AGREEMENT

Southeast Public Improvement Metropolitan District (SPIMD)

On May 4, 2004, voters approved the creation of SPIMD to succeed the Joint Southeast Public Improvement Association (JSPIA), which funded and coordinated the provision of functions, service and facilities of common benefit to the participating contiguous metropolitan districts, primarily regional street improvement projects. The primary purpose of SPIMD is to finance, through the issuance of bonds, transportation related services and activities on a shared partnership basis with other governments located in the southeast Denver metropolitan area.

On May 4, 2004, a majority of the qualified electors of SPIMD authorized the issuance of indebtedness in an amount not to exceed \$75,000,000 at an interest rate to be determined by SPIMD’s Board of Directors. At December 31, 2020, SPIMD had authorized but unissued indebtedness in the following amounts allocated for the following purposes:

	Amount		
	Authorized on	Authorization Used	Authorized But
	May 4, 2004	Series 2004 Bonds	Unissued
Transportation	\$ 25,000,000	\$ 7,925,000	\$ 17,075,000
Street improvements	25,000,000	–	25,000,000
Street safety	25,000,000	–	25,000,000
	<u>\$ 75,000,000</u>	<u>\$ 7,925,000</u>	<u>\$ 67,075,000</u>

Per the Service Plan, the maximum total mill levy for the District is 2.000 mills, as adjusted for changes in the ratio of actual value to assessed value of property within the District. The 2.000 mills shall only be levied against commercial property located within the District’s boundaries.

In the future, SPIMD may issue a portion or all of the remaining authorized but unissued general obligation debt for purposes of providing public improvements to support development as it occurs within SPIMD’s service area.

NOTE 8 – RELATED PARTY INFORMATION

The members of the Board of Directors of the District are employees, owners or associated with the Developer of the District, or owners of property within the District and may have conflicts of interest in dealing with the District. Management fees of \$ 30,000 were paid to the Developer during 2020.

ORCHARD VALLEY METROPOLITAN DISTRICT

NOTES TO FINANCIAL STATEMENTS
December 31, 2020

NOTE 9 – DEBT AUTHORIZATION AND SERVICE PLAN AMENDMENT

On August 12, 2012 the District amended its service plan and authorized the issuance of general obligation debt in an amount not to exceed \$15,000,000 with a maturity of no greater than 40 years at an interest rate not to exceed 8.5%. Such bonds are to be repaid from general ad valorem taxes to be imposed upon taxable property within the District provided that if at the time of issuance the principal amount of all bonds exceeds fifty percent of the assessed valuation of the District as certified by the County assessor, such debt service mill levy will not exceed 50 mills as adjusted for changes in the method of assessed valuation. The district has \$ 8,550,000 of unused authorization.

NOTE 10 – RISK MANAGEMENT

The District is exposed to various risks of loss related to thefts of, damage to, or destruction of assets; errors or omissions; injuries to employees or acts of God.

The District is a member of the Colorado Special Districts Property and Liability Pool (Pool) as of December 31, 2020. The Pool is an organization created by intergovernmental agreement to provide property, liability, public officials liability, boiler and machinery and workers compensation coverage to its members. Settled claims have not exceeded this coverage in any of the past three fiscal years.

The District pays annual premiums to the Pool for liability, property and public officials liability coverage. In the event aggregated losses incurred by the Pool exceed amounts recoverable from reinsurance contracts and funds accumulated by the Pool, the Pool may require additional contributions from the Pool members. Any excess funds which the Pool determines are not needed for purposes of the Pool may be returned to the members pursuant to a distribution formula.

NOTE 11 – TAX, SPENDING AND DEBT LIMITATIONS

Article X, Section 20 of the Colorado Constitution, commonly known as the Taxpayer's bill of Rights (TABOR) contains tax, spending, revenue and debt limitations, which apply to the State

Spending and revenue limits are determined based on the prior year's Fiscal Year Spending adjusted for allowable increases based upon inflation and local growth. Fiscal Year Spending is generally defined as expenditures plus reserve increases with certain exceptions. Revenue in excess of the Fiscal Year Spending limit must be refunded unless the voters approve retention of such revenue.

ORCHARD VALLEY METROPOLITAN DISTRICT

NOTES TO FINANCIAL STATEMENTS
December 31, 2020

NOTE 11 – TAX, SPENDING AND DEBT LIMITATIONS (CONTINUED)

TABOR requires local governments to establish Emergency Reserves. These reserves must be at least 3% of Fiscal Year Spending (excluding bonded debt service). Local governments are not allowed to use the emergency reserves to compensate for economic conditions, revenue shortfalls, or salary or benefit increases.

The District’s management believes it is in compliance with the provisions of TABOR. However, TABOR is complex and subject to interpretation. Many of the provisions, including the interpretation of how to calculate Fiscal Year Spending limits will require judicial interpretation.

On May 4, 2004, a majority of the voters of the District’s electors authorized the District to collect, retain and spend any and all amounts received by the District annually from any revenue source including but not limited to ad valorem taxes, tap fees, facility fees, service charges, inspection charges, administrative charges, grants, or any other fee, rate, toll, penalty, income or charge imposed, collected or authorized by law to be imposed or collected by the District, such revenues to be collected and spent by the District as a voter-approved revenue change without regard to any spending, revenue-raising, or other limitation contained with Article X, Section 20 of the Colorado Constitution or any other law the purports to limit the District’s revenue or expenditures and without limiting in any year the amount of other revenues that may be collected and spent by the District.

**NOTE 12 – RECONCILIATION OF *GOVERNMENT-WIDE* AND FUND
FINANCIAL STATEMENTS**

Explanation of differences between the governmental fund Balance Sheet and the government-wide Statement of Net Position

The governmental fund Balance Sheet and the government-wide Statement of Net Position includes a reconciling column. Explanation of the adjustments included in the reconciling column is as follows:

Long term obligations	\$	5,415,000
Capital assets	\$	6,892,818
Accrued Interest on Bonds	\$	25,873

Capital assets, Long term debt and accrued interest, are reflected on the Statement of Net Position.

Explanation of differences between the governmental fund Statement of Revenue, Expenditures and Changes in Fund Balance and the government-wide Statement of Activities.

ORCHARD VALLEY METROPOLITAN DISTRICT

NOTES TO FINANCIAL STATEMENTS

December 31, 2020

**NOTE 12 – RECONCILIATION OF *GOVERNMENT-WIDE* AND FUND
FINANCIAL STATEMENTS (CONTINUED)**

The governmental fund statement of Revenue, expenditures and Changes in Fund Balance and the government-wide Statement of Activities include a reconciling column. Explanation of the adjustments included in the reconciling column is as follows:

Bond principal	\$	(230,000)
Bond interest expense	\$	(1,006)

Governmental funds report capital outlay as expenditures. However in the Statement of Activities, the cost of fixed assets is capitalized. Bond principal payments are recorded as a reduction in the liability. Bond interest from December 1 through December 31 is accrued in the Statement of Net Position.

SUPPLEMENTAL INFORMATION

ORCHARD VALLEY METROPOLITAN DISTRICT

**DEBT SERVICE FUND
SCHEDULE OF REVENUES, EXPENDITURES, AND CHANGES IN FUND
BALANCES – BUDGET AND ACTUAL
Year Ended December 31, 2020**

	Original Budget	Actual	Variance Favorable (Unfavorable)
REVENUES			
Property taxes	\$ 999,273	\$ 993,800	\$ (5,473)
Specific ownership taxes	74,761	70,813	(3,948)
Interest income	4,104	858	(3,246)
Total Revenues	1,078,138	1,065,471	(12,667)
EXPENDITURES			
Bond interest paid	322,550	322,550	-
Bond Principal	230,000	230,000	-
Paying agent fees	300	300	-
Treasurer's fees	14,989	14,920	69
Total Expenditures	567,839	567,770	69
EXCESS (DEFICIENCY) OF REVENUES OVER EXPENDITURES	510,299	497,701	(12,598)
OTHER FINANCING SOURCES (USES)			
Transfers in (out)	(74,761)	-	74,761
Total Other Financing Sources (Uses)	(74,761)	-	74,761
NET CHANGE IN FUND BALANCE	435,538	497,701	62,163
FUND BALANCE:			
BEGINNING OF YEAR	106,930	236,350	129,420
END OF YEAR	\$ 542,468	\$ 734,051	\$ 191,583

NOTE: The accompanying notes are an integral part of the financial statements.

ORCHARD VALLEY METROPOLITAN DISTRICT

**SUMMARY OF ASSESSED VALUATION,
MILL LEVY AND PROPERTY TAXES COLLECTED
December 31, 2020**

Year Ended December 31,	Prior Year Assessed Valuation for Current Year Property Tax Levy	Mills Levied For General Fund	Mills levied For Debt Service Fund	Total Property Taxes		Percent Collected To Levied
				Levied	Collected	
2001	\$ 30,653,170	1.265	0.948	\$ 67,835	\$ 49,726	73.30%
2002	\$ 33,705,860	1.235	0.948	\$ 73,580	\$ 70,904	96.40%
2003	\$ 32,852,730	1.692	0.996	\$ 88,308	\$ 85,178	96.50%
2004	\$ 24,705,720	1.414	0.000	\$ 34,934	\$ 35,620	102.00%
2005	\$ 23,224,080	4.027	0.000	\$ 93,523	\$ 87,287	93.33%
2006	\$ 17,288,530	4.000	0.000	\$ 69,154	\$ 69,487	100.48%
2007	\$ 17,371,680	4.000	0.000	\$ 69,487	\$ 69,014	99.32%
2008	\$ 20,168,220	4.000	0.000	\$ 80,673	\$ 80,655	99.98%
2009	\$ 19,825,490	4.000	0.000	\$ 79,302	\$ 79,591	100.36%
2010	\$ 25,885,630	4.000	0.000	\$ 103,543	\$ 102,205	98.71%
2011	\$ 25,051,990	4.000	0.000	\$ 100,208	\$ 75,431	75.27%
2012	\$ 21,401,730	4.000	0.000	\$ 85,607	\$ 82,557	97.61%
2013	\$ 20,505,880	4.000	0.000	\$ 82,024	\$ 78,033	95.13%
2014	\$ 24,740,650	4.000	0.000	\$ 98,963	\$ 96,950	97.97%
2015	\$ 22,091,316	4.866	0.000	\$ 107,496	\$ 107,506	100.00%
2016	\$ 22,241,819	5.130	23.50	\$ 634,783	\$ 588,017	92.34%
2017	20,700,532	5.412	23.50	\$ 598,494	\$ 524,461	87.60%
2018	31,950,017	7.758*	20.00	\$ 886,781	\$ 886,781	100.00%
2019	44,528,061	4.686	15.00	\$ 876,579	\$ 876,127	100.00%
2020	71,376,657	3.089	14.00	\$1,219,755	\$ 1,213,088	99.45%
Estimated for calendar year ending December 31, 2021:						
	\$ 69,291,189	3.089	11.00	\$ 976,244		

*Note: Property taxes collected in any one year include collection of delinquent property taxes levied in prior years. Information received from the County Treasurer does not permit identification of specific year of levy. *Includes additional mill levy for refunds and abatements of 2.504 mills*