

ANTHEM WEST METROPOLITAN DISTRICT

141 Union Boulevard, Suite 150
Lakewood, Colorado 80228-1898
Tel: 303-987-0835 • 800-741-3254
Fax: 303-987-2032

NOTICE OF A SPECIAL MEETING AND AGENDA

<u>Board of Directors:</u>	<u>Office:</u>	<u>Term/Expiration:</u>
Louis Lipp	President	2025/May 2025
Scott Ward	Treasurer	2027/May 2027
Robert Nielsen	Assistant Secretary	2027/May 2027
Alex Stelzer	Assistant Secretary	2027/May 2027
Steve Nelson	Assistant Secretary	2025/May 2025

DATE: November 30, 2023

TIME: 2:00 P.M.

PLACE: Anthem Recreation Center, Multi-Purpose Room 2
16151 Lowell Boulevard
Broomfield, CO 80023

I. ADMINISTRATIVE MATTERS

A. Discuss potential Conflicts of Interest.

B. Approve Agenda, confirm location of meeting and posting of notices.

C. Acknowledge resignation of Larry Loftin as Secretary to the Board and consider appointment of Peggy Ripko as Secretary to the Board.

D. Review and approve Minutes of the May 31, 2023 Special Meeting (enclosure).

E. Discuss business to be conducted in 2024 and location (**virtual and/or physical**) of meetings. Schedule regular meeting dates and consider adoption of Resolution Establishing Regular Meeting Dates, Time, and Location, and Designating Location for Posting 24-Hour Notices (enclosure).

F. Discuss requirements of Section 32-1-809, C.R.S., and direct staff regarding compliance for 2024 (Transparency Notice).

G. Insurance Matters

1. Discuss Cyber Security and Increased Crime Coverage.

2. Establish Insurance Committee to make final determinations regarding insurance, if necessary.

3. Authorize renewal of the Districts' insurance and Special District Association ("SDA") membership for 2024.

II. PUBLIC COMMENTS

- A. Matters not specifically included on the Agenda may be addressed. As a courtesy to others, comments shall be limited to three minutes per person.
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III. FINANCIAL MATTERS

- A. Review and ratify approval of the payment of claims for the periods ending as follows (enclosures):

	Period ending May 31, 2023	Period ending June 30, 2023	Period ending July 31, 2023	Period ending Aug. 31, 2023
General Fund	\$ 2,179.88	\$ 13,158.25	\$ 5,359.43	\$ 1,166.52
Capital Fund	\$ -0-	\$ -0-	\$ -0-	\$ -0-
Debt Service Fund	\$ -0-	\$ -0-	\$ -0-	\$ -0-
Total	\$ 2,179.88	\$ 13,158.25	\$ 5,359.43	\$ 1,166.52

	Period ending Sept. 30, 2023	Period ending Oct. 31, 2023	Period ending Nov. 30, 2023
General Fund	\$ 1,490.33	\$ 4,858.36	\$ 1,433.26
Capital Fund	\$ -0-	\$ -0-	\$ -0-
Debt Service Fund	\$ -0-	\$ -0-	\$ -0-
Total	\$ 1,490.33	\$ 4,858.36	\$ 1,433.26

- B. Review and accept unaudited financial statements for the period ending September 30, 2023 (enclosure).
-

- C. Conduct Public Hearing to consider Amendment to 2023 Budget and (if necessary) consider adoption of Resolution to Amend the 2023 Budget and Appropriate Expenditures.
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- D. Update regarding legislative changes (SB23-303/Proposition HH and Extraordinary Session of the General Assembly).
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- E. Conduct Public Hearing on the proposed 2024 Budget and consider adoption of Resolution to Adopt the 2024 Budget and Appropriate Sums of Money and Set Mill Levies (enclosures – Preliminary Assessed Valuation, Resolutions and draft 2024 Budget).
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- F. Authorize the District Accountant to prepare and sign the DLG-70 Certification of Tax Levies form (“Certification”), and direct District Counsel to file the Certification with the Assessor and other interested parties.
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- G. Consider appointment of District Accountant to prepare the 2025 Budget and set date for public hearing to adopt the 2025 Budget (_____, 2024).
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- I. Consider engagement of Colorado CPA Company PC to perform the 2023 Audit for an amount not to exceed \$5,500.00 (enclosure).
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III. LEGAL MATTERS

- A. Discuss and consider adoption of Resolution Amending Policy on Colorado Open Records Act Requests (enclosure).
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IV. OTHER BUSINESS

- A. _____
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V. ADJOURNMENT **THERE ARE NO MORE REGULAR MEETINGS SCHEDULED DURING 2023.**

Informational Enclosure:

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

RECORD OF PROCEEDINGS

MINUTES OF A SPECIAL MEETING OF THE BOARD OF DIRECTORS OF THE ANTHEM WEST METROPOLITAN DISTRICT HELD MAY 31, 2023

A Special Meeting of the Board of Directors (the “Board”) of the Anthem West Metropolitan District (the “District”) was convened on Wednesday, the 31st day of May, 2023, at 1:00 p.m., at the Anthem Recreation Center, Aspen Lodge Conference Room, 16151 Lowell Boulevard, Broomfield, Colorado. The meeting was open to the public.

ATTENDANCE

Directors In Attendance Were:

Louis Lipp
Scott Ward
Steve Nelson
Alex Stelzer

Following discussion, upon motion duly made by Director Lipp, seconded by Director Ward and, upon vote unanimously carried, the absence of Director Nielsen was excused.

Also In Attendance Were:

Larry Loften; Special District Management Services, Inc. (“SDMS”)

Erica Montague, Esq; McGeady Becher P.C.

Georgia Harland; Simmons & Wheeler, P.C.

Amanda Gildea; Colorado CPA Company

ADMINISTRATIVE MATTERS

Disclosure of Potential Conflicts of Interest: Attorney Montague discussed the requirements pursuant to the Colorado Revised Statutes to disclose any potential conflicts of interest or potential breaches of fiduciary duty to the Board of Directors and to the Secretary of State. Mr. Loften noted that a quorum was present and requested members of the Board to disclose any potential conflicts of interest with regard to any matters scheduled for discussion at this meeting. It was noted for the record that there are currently no potential conflicts to disclose.

Agenda: Mr. Loften distributed for the Board’s review and approval a proposed Agenda for the special meeting.

RECORD OF PROCEEDINGS

Following discussion, upon motion duly made by Director Lipp, seconded by Director Ward and, upon vote unanimously carried, the Agenda was approved.

Location of Meeting/Posting of Meeting Notice: 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 at the above-stated date, time and location, which is within 20 miles of the boundaries of the District. The Board further noted that notice providing the meeting location was duly posted and that they have not received any objections or any requests that the meeting place be changed by taxpaying electors within the District's boundaries.

Designation of 24-Hour Posting Location: Following discussion, upon motion duly made by Director Lipp, seconded by Director Ward and, upon vote unanimously carried, the Board determined that notices of meetings of the District Board required pursuant to Section 24-6-402(2)(c), C.R.S., shall be posted on the District website, or if the website is unavailable, at the Parkside Community Center, 3624 Parkside Center Drive, Broomfield, Colorado.

May 2, 2023 Election: Mr. Lofton informed the Board that the election was canceled pursuant to Section 1-13.5-513, C.R.S., because there were not more candidates than seats available on the Board. It was noted that Directors Nielsen, Stelzer and Ward were each elected by acclamation to 4-year terms ending in May, 2027.

Appointment of Officers: The Board entered into discussion regarding the appointment of officers.

Following discussion, upon motion duly made by Director Lipp, seconded by Director Stelzer and, upon vote unanimously carried, the following slate of officers were appointed:

President:	Louis Lipp
Treasurer:	Scott Ward
Secretary:	Larry Lofton
Assistant Secretary:	Robert Nielsen
Assistant Secretary:	Alex Stelzer
Assistant Secretary:	Steve Nelson

Minutes: The Board reviewed the Minutes of the November 28, 2022 Regular Meeting.

Following review and discussion, upon motion duly made by Director Lipp, seconded by Director Nelson and, upon vote unanimously carried, the Board approved the Minutes of the November 28, 2022 Regular Meeting, as amended.

RECORD OF PROCEEDINGS

2023 SDA Conference: The Board discussed attending the 2023 Special District Association's Annual Conference in Keystone on September 12, 13, and 14, 2023.

Following discussion, upon motion duly made by Director Lipp, seconded by Director Ward and, upon vote unanimously carried, the Board authorized Director Stelzer to attend the 2023 Special District Association's Annual Conference in Keystone on September 12, 13 and 14, 2023, for a District cost not to exceed \$500.00.

FINANCIAL MATTERS

Claims: Ms. Harland reviewed claims through the period ending as follows:

Fund	Period ending Nov. 30, 2022	Period ending Dec. 31, 2022	Period ending Jan. 31, 2023	Period ending Feb. 28, 2023
General Fund	\$ 5,706.11	\$ 2,331.51	\$ 5,140.59	\$ 3,968.42
Capital Fund	\$ -0-	\$ 294,654.00	\$ 888.00	\$ -0-
Debt Service Fund	\$ -0-	\$ -0-	\$ -0-	\$ -0-
Total	\$ 5,706.11	\$ 296,985.51	\$ 6,082.59	\$ 3,968.42

Fund	Period ending March 31, 2023	Period ending April 30, 2023	Period ending May 31, 2023
General Fund	\$ 5,116.55	\$ 1,879.06	\$ 2,179.88
Capital Fund	\$ -0-	\$ -0-	\$ -0-
Debt Service Fund	\$ -0-	\$ -0-	\$ -0-
Total	\$ 5,116.55	\$ 1,879.06	\$ 2,179.88

Following review and discussion, upon motion duly made by Director Ward, seconded by Director Lipp and, upon vote unanimously carried, the Board ratified approval of the payment of claims, as presented.

Financial Statements: Ms. Harland presented the unaudited financial statements of the District for the period ending March 31, 2023.

Following review, upon motion duly made by Director Ward, seconded by Director Nelson and, upon vote unanimously carried, the Board accepted the unaudited financial statements of the District for the period ending March 31, 2023.

2022 Audit: Ms. Gildea presented the 2022 Audit to the Board.

Following discussion, upon motion duly made by Director Ward, seconded by Director Lipp and, upon vote unanimously carried, the Board approved the 2022 Audited Financial Statements and authorized execution of the Representations Letter.

LEGAL MATTERS

Senate Bill 23-108 ("SB 23-108"): Attorney Montague discussed SB 23-108 with the Board and gave an overview of how this may impact the 2024 Budget process. The Board requested that legal counsel provide additional clarity regarding the temporary reduction and future implications. No action was taken by the Board.

RECORD OF PROCEEDINGS

Legislative Changes:

Senate Bill 23-110: Attorney Montague discussed the new requirement for districts with residential units to hold an annual “town hall” meeting.

Following discussion, upon motion duly made by Director Lipp, seconded by Director Ward and, upon vote unanimously carried, the Board directed that an annual “town hall” meeting be scheduled one hour prior to the District’s Budget Hearing.

Senate Bill 23-303: The Board requested that District Counsel monitor this bill and provide additional information and guidance should it pass/become law. No action was taken.

OTHER BUSINESS

Financial Model: Director Ward presented his financial model for the District, including considerations for early bond payment in 2025 and the amount of cash necessary to have on hand for a possible emergency. The Board discussed monitoring interest rates and the potential to refinance some or all of the District’s outstanding bonds in the future. The Board requested that Ms. Harland provide additional information regarding preferred terms of yield/interest rates for District accounts. No action was taken.

ADJOURNMENT

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

Respectfully submitted,

By _____
Secretary for the Meeting

RESOLUTION NO. 2023-11-01

RESOLUTION OF THE BOARD OF DIRECTORS OF THE ANTHEM WEST METROPOLITAN DISTRICT ESTABLISHING REGULAR MEETING DATES, TIME, AND LOCATION, ESTABLISHING DISTRICT WEBSITE AND DESIGNATING LOCATION FOR POSTING OF 24-HOUR NOTICES

A. Pursuant to Section 32-1-903(1.5), C.R.S., special districts are required to designate a schedule for regular meetings, indicating the dates, time and location of said meetings.

B. Pursuant to Section 32-1-903(5), C.R.S., “location” means the physical, telephonic, electronic, or virtual place, or a combination of such means where a meeting can be attended. “Meeting” has the same meaning as set forth in Section 24-6-402(1)(b), C.R.S., and means any kind of gathering, convened to discuss public business, in person, by telephone, electronically, or by other means of communication.

C. Pursuant to Section 24-6-402(2)(c)(I), C.R.S., special districts are required to designate annually at the board of directors of the district’s first regular meeting of each calendar year, the public place at which notice of the date, time and location of regular and special meetings (“**Notice of Meeting**”) will be physically posted at least 24 hours prior to each meeting (“**Designated Public Place**”). A special district is deemed to have given full and timely notice of a regular or special meeting if it posts its Notice of Meeting at the Designated Public Place at least 24 hours prior to the meeting.

D. Pursuant to Section 24-6-402(2)(c)(III), C.R.S., special districts are relieved of the requirement to post the Notice of Meeting at the Designated Public Place, and are deemed to have given full and timely notice of a public meeting, if a special district posts the Notice of Meeting online at a public website of the special district (“**District Website**”) at least 24 hours prior to each regular and special meeting.

E. Pursuant to Section 24-6-402(2)(c)(III), C.R.S., if a special district is unable to post a Notice of Meeting on the District Website at least 24 hours prior to the meeting due to exigent or emergency circumstances, then it must physically post the Notice of Meeting at the Designated Public Place at least 24 hours prior to the meeting.

F. Pursuant to Section 32-1-903(1.5), C.R.S., all meetings of the board that are held solely at physical locations must be held at physical locations that are within the boundaries of the district or that are within the boundaries of any county in which the district is located, in whole or in part, or in any county so long as the physical location does not exceed twenty (20) miles from the district boundaries unless such provision is waived.

G. The provisions of Section 32-1-903(1.5), C.R.S., may be waived if: (1) the proposed change of the physical location of a meeting of the board appears on the agenda of a meeting; and (2) a resolution is adopted by the board stating the reason for which meetings of the board are to be held in a physical location other than under Section 32-1-903(1.5), C.R.S., and further stating the date, time and physical location of such meeting.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Anthem West Metropolitan District (the “**District**”), City and County of Broomfield, Colorado:

1. That regular meetings of the District Board for the year 2024 shall be held on May 20, 2024 and November 18, 2024 at 1:00 p.m., at the Aspen Lodge Conference Room, 16151 Lowell Boulevard, Broomfield, Colorado.

2. That special meetings of the District Board shall be held as often as the needs of the District require, upon notice to each director.

3. That, until circumstances change, and a future resolution of the District Board so designates, the physical location and/or method or procedure for attending meetings of the District Board virtually (including the conference number or link) shall appear on the agenda(s) of said meetings.

4. That the residents and taxpaying electors of the District shall be given an opportunity to object to the meeting(s) physical location(s), and any such objections shall be considered by the District Board in setting future meetings.

5. That the District has established the following District Website, <https://www.aspenreservemd.colorado.gov>, and the Notice of Meeting of the District Board shall be posted on the District Website at least 24 hours prior to meetings pursuant to Section 24-6-402(2)(c)(III), C.R.S. and Section 32-1-903(2), C.R.S.

6. That, if the District is unable to post the Notice of Meeting on the District Website at least 24 hours prior to each meeting due to exigent or emergency circumstances, the Notice of Meeting shall be posted within the boundaries of the District at least 24 hours prior to each meeting, pursuant to Section 24-6-402(2)(c)(I) and (III), C.R.S., at the following Designated Public Place:

(a) Aspen Lodge Recreation Center, 16151 Lowell Boulevard, Broomfield

7. Louis Lipp, or his/her designee, is hereby appointed to post the above-referenced notices.

RESOLUTION APPROVED AND ADOPTED on November 30, 2023.

**ANTHEM WEST METROPOLITAN
DISTRICT**

By: _____
President

Attest:

Secretary

Check No/ Date	Payee	Invoice No	GL Title	GL Acct	Amount	Total
2727						
05/09/2023	McGeady Becher P.C.	617M 3-2023	Legal	1-675	281.86	281.86
Total 2727:						281.86
2728						
05/09/2023	Simmons & Wheeler, P.	35287	Audit/Accountin	1-614	837.37	837.37
Total 2728:						837.37
2729						
05/09/2023	Special Dist Manageme	4-2023	Office Supplies/	1-690	36.65	36.65
05/09/2023	Special Dist Manageme	4-2023	Election Expens	1-635	208.00	208.00
05/09/2023	Special Dist Manageme	4-2023	Management Fe	1-610	816.00	816.00
Total 2729:						1,060.65
Grand Totals:						2,179.88

Check No/ Date	Payee	Invoice No	GL Title	GL Acct	Amount	Total
2727						
05/09/2023	McGeady Becher P.C.	617M 3-2023	Legal	1-675	281.86	281.86
Total 2727:						281.86
2728						
05/09/2023	Simmons & Wheeler, P.	35287	Audit/Accountin	1-614	837.37	837.37
Total 2728:						837.37
2729						
05/09/2023	Special Dist Manageme	4-2023	Office Supplies/	1-690	36.65	36.65
05/09/2023	Special Dist Manageme	4-2023	Election Expens	1-635	208.00	208.00
05/09/2023	Special Dist Manageme	4-2023	Management Fe	1-610	816.00	816.00
Total 2729:						1,060.65
Grand Totals:						2,179.88

Anthem West Metropolitan District
 May-23

	General	Debt	Capital	Totals
Disbursements	2,179.88		\$	2,179.88
Payroll	\$	-	-	\$ -
Total Disbursements	\$ 2,179.88	\$ -	\$ -	\$ 2,179.88

Check No/ Date	Payee	Invoice No	GL Title	GL Acct	Amount	Total
2730						
06/12/2023	Colorado CPA Company	1136	Audit/Accountin	1-614	5,500.00	5,500.00
Total 2730:						5,500.00
2731						
06/12/2023	McGeady Becher P.C.	617M 4-2023	Legal	1-675	1,977.58	1,977.58
Total 2731:						1,977.58
2732						
06/12/2023	Simmons & Wheeler, P.	35471	Audit/Accountin	1-614	836.11	836.11
06/12/2023	Simmons & Wheeler, P.	35747	Audit/Accountin	1-614	1,661.11	1,661.11
Total 2732:						2,497.22
2733						
06/12/2023	Special Dist Manageme	05-2023	Office Supplies/	1-690	41.57	41.57
06/12/2023	Special Dist Manageme	05-2023	Election Expens	1-635	416.00	416.00
06/12/2023	Special Dist Manageme	05-2023	Management Fe	1-610	2,080.00	2,080.00
Total 2733:						2,537.57
2734						
06/12/2023	Special District Associati	MEMBERSHIP DUES 2.	Insurance/SDA	1-670	368.83	368.83
Total 2734:						368.83
Grand Totals:						12,881.20

Anthem West Metropolitan District
June-23

	General	Debt	Capital	Totals
Disbursements	12,881.20			\$ 12,881.20
Payroll	277.05	\$ -	-	\$ 277.05
Total Disbursements	\$ 13,158.25	\$ -	\$ -	\$ 13,158.25

Check No/ Date	Payee	Invoice No	GL Title	GL Acct	Amount	Total
2738						
07/12/2023	McGeady Becher P.C.	617M 5-2023	Legal	1-675	3,710.68	3,710.68
Total 2738:						3,710.68
2739						
07/12/2023	Simmons & Wheeler, P.	35942	Audit/Accountin	1-614	244.50	244.50
Total 2739:						244.50
2740						
07/12/2023	Special Dist Manageme	06-2023	Office Supplies/	1-690	31.90	31.90
07/12/2023	Special Dist Manageme	06-2023	Management Fe	1-610	1,280.00	1,280.00
Total 2740:						1,311.90
Grand Totals:						5,267.08

Anthem West Metropolitan District
July-23

	General	Debt	Capital	Totals
Disbursements	5,267.08			\$ 5,267.08
Payroll	92.35	\$ -	-	\$ 92.35
Total Disbursements	\$ 5,359.43	\$ -	\$ -	\$ 5,359.43

Check No/ Date	Payee	Invoice No	GL Title	GL Acct	Amount	Total
2741						
08/09/2023	Alex Stelzer	SDA REIMBURSEMEN	Office Supplies/	1-690	375.00	375.00
Total 2741:						375.00
2742						
08/09/2023	McGeady Becher P.C.	617M 6-2023	Legal	1-675	440.36	440.36
Total 2742:						440.36
2743						
08/09/2023	Special Dist Manageme	07-2023	Office Supplies/	1-690	25.56	25.56
08/09/2023	Special Dist Manageme	07-2023	Management Fe	1-610	325.60	325.60
Total 2743:						351.16
Grand Totals:						1,166.52

Anthem West Metropolitan District
August-23

	General	Debt	Capital	Totals
Disbursements	1,166.52			\$ 1,166.52
Payroll	\$	-	-	\$ -
Total Disbursements	\$ 1,166.52	\$ -	\$ -	\$ 1,166.52

Check No/ Date	Payee	Invoice No	GL Title	GL Acct	Amount	Total
2744						
09/08/2023	McGeady Becher P.C.	617M 7-2023	Legal	1-675	451.47	451.47
Total 2744:						451.47
2745						
09/08/2023	Simmons & Wheeler, P.	36204	Audit/Accountin	1-614	137.50	137.50
Total 2745:						137.50
2746						
09/08/2023	Special Dist Manageme	08-2023	Office Supplies/	1-690	26.16	26.16
09/08/2023	Special Dist Manageme	08-2023	Management Fe	1-610	875.20	875.20
Total 2746:						901.36
Grand Totals:						1,490.33

**Anthem West Metropolitan District
September-23**

	General	Debt	Capital	Totals
Disbursements	1,490.33			\$ 1,490.33
Payroll	\$	-	-	\$ -
Total Disbursements	\$ 1,490.33	\$ -	\$ -	\$ 1,490.33

Check No/ Date	Payee	Invoice No	GL Title	GL Acct	Amount	Total
2747						
10/11/2023	CO Special Dists Prop &	24PL-60258-1180	Prepaid Expens	1-142	2,081.00	2,081.00
10/11/2023	CO Special Dists Prop &	24WC-60258-0358	Prepaid Expens	1-142	450.00	450.00
Total 2747:						2,531.00
2748						
10/11/2023	Highstreet	13255	Insurance/SDA	1-670	595.00	595.00
10/11/2023	Highstreet	13255	Insurance/SDA	1-670	595.00-	595.00-
Total 2748:						.00
2749						
10/11/2023	McGeady Becher P.C.	617M 8-2023	Legal	1-675	535.30	535.30
Total 2749:						535.30
2750						
10/11/2023	Simmons & Wheeler, P.	36231	Audit/Accountin	1-614	753.50	753.50
Total 2750:						753.50
2751						
10/11/2023	Special Dist Manageme	09-2023	Office Supplies/	1-690	43.56	43.56
10/11/2023	Special Dist Manageme	09-2023	Management Fe	1-610	400.00	400.00
Total 2751:						443.56
2752						
10/11/2023	T. Charles Wilson Insura	13255	Insurance/SDA	1-670	595.00	595.00
Total 2752:						595.00
Grand Totals:						4,858.36

Anthem West Metropolitan District
October-23

	General	Debt	Capital	Totals
Disbursements	4,858.36			\$ 4,858.36
Payroll	\$	-	-	\$ -
Total Disbursements	\$ 4,858.36	\$ -	\$ -	\$ 4,858.36

Check No/ Date	Payee	Invoice No	GL Title	GL Acct	Amount	Total
2753						
11/08/2023	McGeady Becher P.C.	617M 09-2023	Legal	1-675	580.24	580.24
Total 2753:						580.24
2754						
11/08/2023	Simmons & Wheeler, P.	36649	Audit/Accountin	1-614	198.00	198.00
Total 2754:						198.00
2755						
11/08/2023	Special Dist Manageme	10-2023	Office Supplies/	1-690	26.02	26.02
11/08/2023	Special Dist Manageme	10-2023	Management Fe	1-610	629.00	629.00
Total 2755:						655.02
Grand Totals:						1,433.26

Anthem West Metropolitan District
November-23

	General	Debt	Capital	Totals
Disbursements	1,433.26			\$ 1,433.26
Payroll	\$ -	-	-	\$ -
Total Disbursements	\$ 1,433.26	\$ -	\$ -	\$ 1,433.26

Anthem West Metropolitan District
Financial Statements

September 30, 2023

ACCOUNTANT'S COMPILATION REPORT

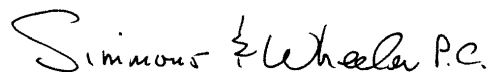
Board of Directors

Anthem West Metropolitan District

Management is responsible for the accompanying financial statements of each major fund of Anthem West Metropolitan District, as of and for the period ended September 30, 2023, which are comprised of the Balance Sheet and the related Statement of Revenues, Expenditures and Changes in Fund Balance – Budget and Actual – Governmental Funds and account groups for the nine months then ended in accordance with accounting principles generally accepted in the United States of America. We have performed a compilation engagement in accordance with the Statements on Standards for Accounting and Review Services promulgated by the Accounting and Review Services Committee of the AICPA. We did not audit or review the financial statements, nor were we required to perform any procedures to verify the accuracy or completeness of the information provided by management. Accordingly, we do not express an opinion, a conclusion, nor provide any form of assurance on these financial statements.

Management has elected to omit the Statement of Net Position, Statement of Activities, Management Discussion and Analysis and all of the disclosures required by accounting principles generally accepted in the United States of America. If the omitted disclosures were included in the financial statements, they might influence the user's conclusions about the District's financial position and results of operations. Accordingly, the financial statements are not designed for those who are not informed about such matters.

We are not independent with respect to Anthem West Metropolitan District because we performed certain accounting services that impaired our independence.

Handwritten signature of Simmons & Wheeler P.C.

November 21, 2023

Englewood, Colorado

Anthem West Metropolitan District
Balance Sheet - Governmental Funds and Account Groups
September 30, 2023

See Accountant's Compilation Report

	General <u>Fund</u>	Debt Service <u>Fund</u>	Account <u>Groups</u>	Total <u>All Funds</u>
Assets				
Current assets				
Cash in checking	\$ 16,422	\$ -	\$ -	\$ 16,422
Cash in Colotrust	285,535	5,551,905	-	5,837,440
Cash in CSIP	-	1,076,750	-	1,076,750
Cash with trustee	-	9,758	-	9,758
Taxes receivable	543	14,867	-	15,410
Prepaid Insurance	3,126	-	-	3,126
	<u>305,626</u>	<u>6,653,280</u>	<u>-</u>	<u>6,958,906</u>
Other assets				
Amount available in debt service fund	-	-	6,653,280	6,653,280
Amount to be provided for retirement of debt	-	-	46,706,720	46,706,720
	<u>-</u>	<u>-</u>	<u>53,360,000</u>	<u>53,360,000</u>
	<u>\$ 305,626</u>	<u>\$ 6,653,280</u>	<u>\$ 53,360,000</u>	<u>\$ 60,318,906</u>
Liabilities and Equity				
Current liabilities				
Accounts Payable	\$ 5,637	\$ -	\$ -	\$ 5,637
Accounts Payable-Other	10,496	-	-	10,496
Accounts Payable-Payroll taxes	61	-	-	61
Payable to developer	-	-	-	-
	<u>16,194</u>	<u>-</u>	<u>-</u>	<u>16,194</u>
2015 GO Debt	-	-	53,360,000	53,360,000
Total liabilities	<u>16,194</u>	<u>-</u>	<u>53,360,000</u>	<u>53,376,194</u>
Fund Equity				
Fund balance (deficit)	289,432	6,653,280	-	6,942,712
Emergency reserves	-	-	-	-
	<u>289,432</u>	<u>6,653,280</u>	<u>-</u>	<u>6,942,712</u>
	<u>\$ 305,626</u>	<u>\$ 6,653,280</u>	<u>\$ 53,360,000</u>	<u>\$ 60,318,906</u>

Anthem West Metropolitan District
Statement of Revenues, Expenditures and Changes in Fund Balance
Governmental Funds - Budget and Actual
For the Nine Months Ending September 30, 2023
General Fund

See Accountant's Compilation Report

	Annual <u>Budget</u>	<u>Actual</u>	Variance Favorable (Unfavorable)
Revenues			
Property taxes	\$ 128,029	\$ 127,882	\$ (147)
Specific ownership taxes	6,798	4,866	(1,932)
Interest/other income	500	81	(419)
	<u>135,327</u>	<u>132,829</u>	<u>(2,498)</u>
Expenditures			
Accounting and auditing	14,000	10,705	3,295
Insurance	4,000	3,645	355
Legal	15,000	9,145	5,855
Election expense	65,000	4,826	60,174
Miscellaneous expense	2,000	1,151	849
Management fees	20,000	9,149	10,851
Director's fees	1,500	400	1,100
Emergency reserve	3,703	-	3,703
Treasurer's fee	1,920	1,920	-
	<u>127,123</u>	<u>40,941</u>	<u>86,182</u>
Excess (deficiency) of revenues over expenditures	8,204	91,888	83,684
Fund balance - beginning	<u>189,961</u>	<u>197,544</u>	<u>7,583</u>
Fund balance - ending	\$ <u><u>198,165</u></u>	\$ <u><u>289,432</u></u>	\$ <u><u>91,267</u></u>

Anthem West Metropolitan District
Statement of Revenues, Expenditures and Changes in Fund Balance
Governmental Funds - Budget and Actual
For the Nine Months Ending September 30, 2023
Debt Service Fund

See Accountant's Compilation Report

	Annual <u>Budget</u>	<u>Actual</u>	Variance Favorable (Unfavorable)
Revenues:			
Property taxes	\$ 3,463,899	\$ 3,459,914	\$ (3,985)
Specific ownership taxes	191,836	131,831	(60,005)
Interest income	<u>35,000</u>	<u>223,229</u>	<u>188,229</u>
Total revenues	<u>3,690,735</u>	<u>3,814,974</u>	<u>124,239</u>
Expenditures:			
Bond interest - 2015	2,184,988	1,092,494	1,092,494
Principal payment - 2015	1,400,000	-	1,400,000
Paying agent fees	7,500	-	7,500
Treasurer fees	<u>51,986</u>	<u>51,931</u>	<u>55</u>
Total expenditures	<u>3,644,474</u>	<u>1,144,425</u>	<u>2,500,049</u>
Excess (deficiency) of revenues over expenditures	46,261	2,670,549	2,624,288
Fund balance - beginning	<u>3,960,215</u>	<u>3,982,731</u>	<u>22,516</u>
Fund balance - ending	\$ <u><u>4,006,477</u></u>	\$ <u><u>6,653,280</u></u>	\$ <u><u>2,646,804</u></u>

CERTIFICATION OF VALUATION BY BROOMFIELD COUNTY ASSESSOR

New Tax Entity? ☐ YES ☒ NO

Date 08/22/2023

NAME OF TAX ENTITY: ANTHEM WEST METRO DIST GENERAL

USE FOR STATUTORY PROPERTY TAX REVENUE LIMIT CALCULATION ("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 2023:

1. PREVIOUS YEAR'S NET TOTAL TAXABLE ASSESSED VALUATION:	1. \$ 142,254,590
2. CURRENT YEAR'S GROSS TOTAL TAXABLE ASSESSED VALUATION: ‡	2. \$ 193,273,820
3. LESS TOTAL TIF AREA INCREMENTS, IF ANY:	3. \$ 0
4. CURRENT YEAR'S NET TOTAL TAXABLE ASSESSED VALUATION:	4. \$ 193,273,820
5. NEW CONSTRUCTION: *	5. \$ 4,053,960
6. INCREASED PRODUCTION OF PRODUCING MINE: ≈	6. \$ 0
7. ANNEXATIONS/INCLUSIONS:	7. \$ 0
8. PREVIOUSLY EXEMPT FEDERAL PROPERTY: ≈	8. \$ 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.): Φ	9. \$ 0
10. TAXES RECEIVED LAST YEAR ON OMITTED PROPERTY AS OF AUG. 1 (29-1-301(1)(a), C.R.S.). Includes all revenue collected on valuation not previously certified:	10. \$ \$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.):	11. \$ \$0.00

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

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

≈ Jurisdiction must submit to the Division of Local Government respective Certifications of Impact in order for the values to be treated as growth in the limit calculation; use Forms DLG 52 & 52A.

Φ Jurisdiction must apply to the Division of Local Government before the value can be treated as growth in the limit calculation; use Form DLG 52B.

USE FOR TABOR "LOCAL GROWTH" CALCULATION ONLY

IN ACCORDANCE WITH ART. X, SEC. 20, COLO. CONSTITUTION AND 39-5-121(2)(b), C.R.S., THE BROOMFIELD County ASSESSOR CERTIFIES THE TOTAL ACTUAL VALUATION FOR THE TAXABLE YEAR 2023:

1. CURRENT YEAR'S TOTAL ACTUAL VALUE OF ALL REAL PROPERTY: ¶	1. \$ 2,791,816,790
ADDITIONS TO TAXABLE REAL PROPERTY	
2. CONSTRUCTION OF TAXABLE REAL PROPERTY IMPROVEMENTS: *	2. \$ 59,926,090
3. ANNEXATIONS/INCLUSIONS:	3. \$ 0
4. INCREASED MINING PRODUCTION: §	4. \$ 0
5. PREVIOUSLY EXEMPT PROPERTY:	5. \$ 0
6. OIL OR GAS PRODUCTION FROM A NEW WELL:	6. \$ 0
7. TAXABLE REAL PROPERTY OMITTED FROM THE PREVIOUS YEAR'S TAX WARRANT: (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.):	7. \$ 0

DELETIONS FROM TAXABLE REAL PROPERTY

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

¶ This includes the actual value of all taxable real property plus the actual value of religious, private school, 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:

TOTAL ACTUAL VALUE OF ALL TAXABLE PROPERTY **\$ 2,804,479,390**

IN ACCORDANCE WITH 39-5-128(1.5), C.R.S., THE ASSESSOR PROVIDES:

HB21-1312 ASSESSED VALUE OF EXEMPT BUSINESS PERSONAL PROPERTY (ESTIMATED): ** **\$ 2,441**

** The tax revenue lost due to this exempted value will be reimbursed to the tax entity by the County Treasurer in accordance with 39-3-119.5(3), C.R.S.

NOTE: ALL LEVIES MUST BE CERTIFIED to the COUNTY COMMISSIONERS NO LATER THAN DECEMBER 15.

**CERTIFICATION OF VALUATION BY
BROOMFIELD COUNTY ASSESSOR**
New Tax Entity? ☐ YES ☒ NO

Date 08/22/2023

NAME OF TAX ENTITY: ANTHEM WEST METRO DIST BOND**USE FOR STATUTORY PROPERTY TAX REVENUE LIMIT CALCULATION ("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 **2023**:

1. PREVIOUS YEAR'S NET TOTAL TAXABLE ASSESSED VALUATION:	1. \$ 142,254,590
2. CURRENT YEAR'S GROSS TOTAL TAXABLE ASSESSED VALUATION: ‡	2. \$ 193,273,820
3. LESS TOTAL TIF AREA INCREMENTS, IF ANY:	3. \$ 0
4. CURRENT YEAR'S NET TOTAL TAXABLE ASSESSED VALUATION:	4. \$ 193,273,820
5. NEW CONSTRUCTION: *	5. \$ 4,053,960
6. INCREASED PRODUCTION OF PRODUCING MINE: ≈	6. \$ 0
7. ANNEXATIONS/INCLUSIONS:	7. \$ 0
8. PREVIOUSLY EXEMPT FEDERAL PROPERTY: ≈	8. \$ 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.): Φ	9. \$ 0
10. TAXES RECEIVED LAST YEAR ON OMITTED PROPERTY AS OF AUG. 1 (29-1-301(1)(a), C.R.S.). Includes all revenue collected on valuation not previously certified:	10. \$ \$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.):	11. \$ \$0.00

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

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

≈ Jurisdiction must submit to the Division of Local Government respective Certifications of Impact in order for the values to be treated as growth in the limit calculation; use Forms DLG 52 & 52A.

Φ Jurisdiction must apply to the Division of Local Government before the value can be treated as growth in the limit calculation; use Form DLG 52B.

USE FOR TABOR "LOCAL GROWTH" CALCULATION ONLYIN ACCORDANCE WITH ART. X, SEC. 20, COLO. CONSTITUTION AND 39-5-121(2)(b), C.R.S., THE **BROOMFIELD** County ASSESSOR CERTIFIES THE TOTAL ACTUAL VALUATION FOR THE TAXABLE YEAR **2023**:

1. CURRENT YEAR'S TOTAL ACTUAL VALUE OF ALL REAL PROPERTY: ¶	1. \$ 2,791,816,790
ADDITIONS TO TAXABLE REAL PROPERTY	
2. CONSTRUCTION OF TAXABLE REAL PROPERTY IMPROVEMENTS: *	2. \$ 59,926,090
3. ANNEXATIONS/INCLUSIONS:	3. \$ 0
4. INCREASED MINING PRODUCTION: §	4. \$ 0
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6. OIL OR GAS PRODUCTION FROM A NEW WELL:	6. \$ 0
7. TAXABLE REAL PROPERTY OMITTED FROM THE PREVIOUS YEAR'S TAX WARRANT: (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.):	7. \$ 0

DELETIONS FROM TAXABLE REAL PROPERTY

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

¶ This includes the actual value of all taxable real property plus the actual value of religious, private school, 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:

TOTAL ACTUAL VALUE OF ALL TAXABLE PROPERTY \$ 2,804,479,390

IN ACCORDANCE WITH 39-5-128(1.5), C.R.S., THE ASSESSOR PROVIDES:

HB21-1312 ASSESSED VALUE OF EXEMPT BUSINESS PERSONAL PROPERTY (ESTIMATED): ** \$ 2,441

** The tax revenue lost due to this exempted value will be reimbursed to the tax entity by the County Treasurer in accordance with 39-3-119.5(3), C.R.S.

NOTE: ALL LEVIES MUST BE CERTIFIED to the COUNTY COMMISSIONERS NO LATER THAN DECEMBER 15.

RESOLUTION NO. 2023 - 11 - ____
A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE ANTHEM WEST METROPOLITAN DISTRICT
TO ADOPT THE 2024 BUDGET AND APPROPRIATE SUMS OF MONEY

WHEREAS, the Board of Directors of the Anthem West Metropolitan District ("District") has appointed the District Accountant to prepare and submit a proposed 2024 budget to the Board at the proper time; and

WHEREAS, the District Accountant has submitted a proposed budget to this Board on or before October 15, 2023, for its consideration; and

WHEREAS, upon due and proper notice, published or posted in accordance with the law, said proposed budget was open for inspection by the public at a designated place, a public hearing was held on November 30, 2023, and interested electors were given the opportunity to file or register any objections to said proposed budget; and

WHEREAS, the budget has been prepared to comply with all terms, limitations and exemptions, including, but not limited to, reserve transfers 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 increases may have been made in the expenditures, like increases were added to the revenues so that the budget remains in balance, as required by law.

WHEREAS, the Board of Directors of the District has made provisions therein for revenues in an amount equal to or greater than the total proposed expenditures as set forth in said budget; 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 interfund transfers listed therein, so as not to impair the operations of the District.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Anthem West Metropolitan District:

1. That the budget as submitted, amended, and summarized by fund, hereby is approved and adopted as the budget of the Anthem West Metropolitan District for the 2024 fiscal year.

2. That the budget, as hereby approved and adopted, shall be certified by the Secretary of the District to all appropriate agencies and is made a part of the public records of the District.

3. That the sums set forth as the total expenditures of each fund in the budget attached hereto as **EXHIBIT A** and incorporated herein by reference are hereby appropriated from the revenues of each fund, within each fund, for the purposes stated.

ADOPTED this 30th day of November, 2023.

Secretary

(SEAL)

EXHIBIT A
(Budget)

I, Peggy Ripko, hereby certify that I am the duly appointed Secretary of the Anthem West Metropolitan District, and that the foregoing is a true and correct copy of the budget for the budget year 2024, duly adopted at a meeting of the Board of Directors of the Anthem West Metropolitan District held on November 30, 2023.

By: _____
Secretary

RESOLUTION NO. 2023 - 11 - ____
A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE ANTHEM WEST METROPOLITAN DISTRICT
TO SET MILL LEVIES

WHEREAS, the Board of Directors of the Anthem West Metropolitan District (“District”) has adopted the 2024 annual budget in accordance with the Local Government Budget Law on November 30, 2023; and

WHEREAS, the adopted budget is attached to the Resolution of the Board of Directors to Adopt the 2024 Budget and Appropriate Sums of Money, and such budget is incorporated herein by this reference; and

WHEREAS, the amount of money necessary to balance the budget for general fund expenses from property tax revenue is identified in the budget; and

WHEREAS, the amount of money necessary to balance the budget for debt service fund expenses from property tax revenue is identified in the budget; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Anthem West Metropolitan District:

1. That for the purposes of meeting all general fund expenses of the District during the 2024 budget year, the District determined to levy mills upon each dollar of the total valuation for assessment of all taxable property within the District, as set forth in the budget, to raise the required revenue.

2. That for the purposes of meeting all debt service fund expenses of the District during the 2024 budget year, the District determined to levy mills upon each dollar of the total valuation for assessment of all taxable property within the District, as set forth in the budget, to raise the required revenue.

3. That the Accountant of the District is hereby authorized and directed to immediately certify to the County Commissioners of the City and County of Broomfield, Colorado, the mill levies for the District as set forth in the District’s Certification of Tax Levies (attached hereto as **EXHIBIT A** and incorporated herein by reference), recalculated as needed upon receipt of the final certification of valuation from the County Assessor in order to comply with any applicable revenue and other budgetary limits.

ADOPTED this 30th day of November, 2023.

(SEAL)

Secretary

EXHIBIT A
(Certification of Tax Levies)

I, Peggy Ripko, hereby certify that I am the duly appointed Secretary of the Anthem West Metropolitan District, and that the foregoing is a true and correct copy of the Certification of Mill Levies for the budget year 2024, duly adopted at a meeting of the Board of Directors of the Anthem West Metropolitan District held on November 30, 2023.

Secretary



2023 Audit Engagement Letter

November 7, 2023

Anthem West Metropolitan District
c/o Simmons and Wheeler PC
304 Inverness Way South, Suite 490
Englewood, CO 80112

Dear Diane and the Board of Directors,

We are pleased to confirm our understanding of the services we are to provide to the Anthem West Metropolitan District (the "District") for the year ended December 31, 2023.

Audit Scope and Objectives

We will audit the financial statements of the governmental activities and each major fund, including the related notes to the financial statements, which collectively comprise the basic financial statements of the District as of and for the year ended December 31, 2023. Accounting standards generally accepted in the United States of America ("GAAP") provide for certain required supplemental information ("RSI"), such as management's discussion and analysis ("MD&A"), to supplement the District's basic financial statements. Such 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. If the District elects to omit the MD&A, our report will contain a statement that the District has omitted the MD&A. The Statement of Revenues, Expenditures, and Changes in Fund Balance – Budget and Actual – General Fund, will be subjected to the auditing procedures applied in our audit of the financial statements.

We have also been engaged to report on the supplemental information other than RSI that accompanies the District's financial statements. We will subject the following supplemental information to the auditing procedures applied in our 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, and we will provide an opinion on it in relation to the financial statements as a whole in a report combined with our auditor's report on the financial statements.

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

We have not been engaged to report on the Summary of Assessed Valuation, Mill Levy and Property Taxes Collected, which accompanies the basic financial statements but is not RSI. Our responsibility with respect to this other information in documents containing the audited financial statements and auditor's report does not extend beyond the financial information identified in the report. We have no responsibility for determining whether this information is properly stated. The other information will not be audited and we will not express an opinion or provide any assurance on it.

The objectives of our audit are to obtain reasonable assurance as to whether the financial statements as a whole are free from material misstatement, whether due to fraud or error; issue an auditor's report that includes our opinion about whether your financial statements are fairly presented, in all material respects, in conformity with GAAP; and report on the fairness of the supplemental information referred to above when considered in relation to the financial statements as a whole. Reasonable assurance is a high level of assurance but is not absolute assurance and therefore is not a guarantee that an audit conducted in accordance with auditing standards generally accepted in the United States of America ("GAAS") will always detect a material misstatement when it exists. Misstatements, including omissions, can arise from fraud or error and are considered material if there is a substantial likelihood that, individually or in the aggregate, they would influence the judgment of a reasonable user made based on the financial statements.

Auditor's Responsibilities for the Audit of the Financial Statements

We will conduct our audit in accordance with GAAS and will include tests of your accounting records and other procedures we consider necessary to enable us to express such opinions. As part of an audit in accordance with GAAS, we will exercise professional judgment and maintain professional skepticism throughout the audit.

We will evaluate the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management. We will also evaluate the overall presentation of the financial statements, including the disclosures, and determine whether the financial statements represent the underlying transactions and events in a manner that achieves fair presentation. We will plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement, whether from (1) errors, (2) fraudulent financial reporting, (3) misappropriation of assets, or (4) violations of laws or governmental regulations that are attributable to the government or to acts by management or employees acting on behalf of the government.

Because of the inherent limitations of an audit, combined with the inherent limitations of internal control, and because we will not perform a detailed examination of all transactions, there is an unavoidable risk that some material misstatements may not be detected by us, even though the audit is properly planned and performed in accordance with GAAS. In addition, an audit is not designed to detect immaterial misstatements or violations of laws or governmental regulations that do not have a direct and material effect on the financial statements. However, we will inform the appropriate level of management of any material errors, fraudulent financial reporting, or misappropriation of assets that comes to our attention. We will also inform the appropriate level of management of any violations of laws or governmental regulations that come to our attention, unless clearly inconsequential. Our responsibility as auditors is limited to the period covered by our audit and does not extend to any later periods for which we are not engaged as auditors. We will also conclude, based on the audit evidence obtained, whether there are conditions or events, considered in the aggregate, that raise substantial doubt about the District's ability to continue as a going concern for a reasonable period of time.

Our procedures will include tests of documentary evidence supporting the transactions recorded in the accounts, and direct confirmation of certain assets and liabilities by correspondence with selected financial institutions. We may also request written representations from your attorneys as part of the engagement, and they may bill you for responding to this inquiry.

Our audit of the financial statements does not relieve you of your responsibilities.

Audit Procedures – Internal Control

We will obtain an understanding of the government and its environment, including internal control relevant to the audit, sufficient to identify and assess the risks of material misstatement of the financial statements, whether due to error or fraud, and to design and perform audit procedures responsive to those risks and obtain evidence that is sufficient and appropriate to provide a basis for our opinions. The risk of not detecting a material misstatement resulting from fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentation, or the override of internal control. An audit is not designed to provide assurance on internal control or to identify deficiencies in internal control. Accordingly, we will express no such opinion. However, during the audit, we will communicate to management and those charged with governance internal control related matters that are required to be communicated under AICPA professional standards.

Responsibilities of Management for the Financial Statements

Our audit will be conducted on the basis that you acknowledge and understand your responsibility for designing, implementing, and maintaining internal controls relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error, including monitoring ongoing activities; for the selection and application of accounting principles; and for the preparation and fair presentation of the financial statements in conformity with accounting principles generally accepted in the United States of America with the oversight of those charged with governance.

Management is responsible for making drafts of financial statements, all financial records, and related information available to us and for the accuracy and completeness of that information (including information from outside of the general and subsidiary ledgers). You are also responsible for providing us with (1) access to all information of which you are aware that is relevant to the preparation and fair presentation of the financial statements, such as records, documentation, identification of all related parties and all related-party relationships and transactions, and other matters; (2) additional information that we may request for the purpose of the audit; and (3) unrestricted access to persons within the government from whom we determine it necessary to obtain audit evidence. At the conclusion of our audit, we will require certain written representations from you about the financial statements and related matters.

Your responsibilities include adjusting the financial statements to correct material misstatements and confirming to us in the management representation letter that the effects of any uncorrected misstatements aggregated by us during the current engagement and pertaining to the latest period presented are immaterial, both individually and in the aggregate, to the financial statements of each opinion unit taken as a whole.

You are responsible for the design and implementation of programs and controls to prevent and detect fraud, and for informing us about all known or suspected fraud affecting the government involving (1) management, (2) employees who have significant roles in internal control, and (3) others where the fraud could have a material effect on the financial statements. Your responsibilities include informing us of your knowledge of any allegations of fraud or suspected fraud affecting the government received in communications from regulators or others. In addition, you are responsible for identifying and ensuring that the government complies with applicable laws and regulations.

You are responsible for the preparation of the supplemental information in conformity with GAAP. You agree to include our report on the supplemental information in any document that contains, and indicates that we have reported on, the supplemental information. You also agree to include the audited financial statements with any presentation of the supplemental information that includes our report thereon. Your responsibilities include acknowledging to us in the representation letter that (1) you are responsible for presentation of the supplemental information in accordance with GAAP; (2) you believe the supplemental information, including its form and content, is fairly presented in accordance with GAAP; (3) the methods of measurement or presentation have not changed from those used in the prior period; and (4) you have disclosed to us any significant assumptions or interpretations underlying the measurement or presentation of the supplemental information.

You agree to assume all management responsibilities for any nonattest services we provide; oversee the services by designating an individual, preferably from senior management with suitable skill, knowledge, or experience; evaluate the adequacy and results of the services; and accept responsibility for them.

Reporting

We will issue a written report upon completion of our audit of the District's financial statements. Our report will be addressed to the board of directors of the District. Circumstances may arise in which our report may differ from its expected form and content based on the results of our audit. Depending on the nature of these circumstances, it may be necessary for us to modify our opinion, add an emphasis-of-matter paragraph or other-matter paragraph to our auditor's report, or if necessary, withdraw from the engagement.

Information Privacy and Data Security

We will keep your personal, non-public information strictly confidential. The District acknowledges that the Colorado CPA Company PC (the "Firm") may use electronic mediums for data transmission between the Firm and the District. Such applications may include OneDrive for Business, Adobe Sign, and other similar applications. The District consents to use of these types of data transmission methods.

Additionally, this engagement is subject to the system of practice-monitoring review through the AICPA known as "peer review", whereby the Firm's engagement file may be reviewed for quality by a member of the program who is not associated directly with the Firm. During the course of the peer review, should this engagement be reviewed, the District's information may be observed by the reviewer, and is required to be maintained confidential by the reviewer. The cost of this review is included in the engagement fee, and the District consents to such potential review.

We may from time to time and depending on the circumstances, use third-party service providers in serving your account. We may share confidential information about you with these service providers but remain committed to maintaining the confidentiality and security of your information. Accordingly, we maintain internal policies, procedures, and safeguards to protect the confidentiality of your personal information. Your execution of this engagement agreement constitutes your consent to the sharing of your confidential information with third-party service providers. Furthermore, we will remain responsible for the work provided by any such third-party service providers.

Engagement Administration

We understand that your employees will prepare all legal, cash, accounts receivable, or other confirmations we request and will locate any documents selected by us for testing.

Amanda Gildea is the engagement partner and is responsible for supervising the engagement and signing the report.

Fees

Our fee for the audit will be **\$5,500**. We have provided you with a fee estimate based on our mutual understanding of the scope of services outlined above. If required, any change order requests and related fees will be approved by both parties. In addition, travel time and expenses, clerical processing and other reimbursable out-of-pocket expenses are not included in this fee estimate and will be billed as incurred.

All invoices are due and payable upon presentation. Billings become delinquent if not paid within 30 days of the invoice date. If billings are past due more than 30 days, we will stop all work until your account is brought current or withdraw from this engagement. The District acknowledges and agrees that we are not required to continue work in the event of failure to pay on a timely basis for services rendered as required by this engagement letter. The District further acknowledges and agrees that in the event we stop work or withdraw from this engagement because of failure to pay on a timely basis for services rendered as required by this engagement letter, we shall not be liable to for any damages that occur because of our ceasing to render services.

The audit documentation for this engagement is the property of the Colorado CPA Company PC and constitutes confidential information. In the event the District requests us to, or we are required to, respond to a subpoena, court order, government regulatory inquiries, or other legal proceedings against the District and its management for the production of documents and/or testimony relative to the information we obtained and/or prepared during the court of this or any prior engagements, the District agrees to compensate us for all time we incur in relation to such response, at our regular rates, and to reimburse us for all related out-of-pocket costs incurred.

Termination of Agreement

This engagement letter may be terminated by either party by providing written notice to the other. Termination of this engagement letter will have no effect on either party's obligation to pay any amount due and owing with respect to such periods prior to the termination.

Severability

The provisions of these terms and conditions shall be severable so the invalidity or unenforceability of any provisions will not affect the validity and enforceability of the remaining provisions; provided that no such severability will be effective if it materially changes the economic benefit of these terms and conditions to either party.

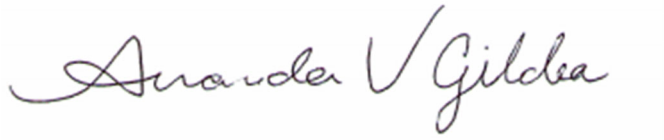
Record Retention

We will retain records related to the engagement pursuant to our records retention policy – for most files, this means seven years. At the end of the relevant time period, we will destroy the records. When any records are returned to the District, it is the District’s responsibility to retain and protect the records for possible future use. Records may be maintained and returned electronically or in physical form.

Approval

We appreciate the opportunity to be of service to the Anthem West Metropolitan District and believe this letter accurately summarizes the significant terms of our engagement. If you have any questions, please let us know. Acceptance of this agreement means the District agrees to its terms and conditions. Additionally, by signing this document you also acknowledge receipt of our privacy statement available on our website. If you agree with the terms of our engagement as described in this letter, please sign the enclosed copy and return it to us.

Very truly yours,



Amanda V. Gildea, CPA
President
Colorado CPA Company PC
Approved: November 7, 2023

.....

Accepted and agreed to by the Anthem West Metropolitan District:

Name: _____
Position: _____
Date: _____
Signature: _____

RESOLUTION NO. 2023-11-[REDACTED]
ANTHEM WEST METROPOLITAN DISTRICT
AMENDING POLICY ON COLORADO OPEN RECORDS ACT REQUESTS

A. On November 25, 2013, Anthem West Metropolitan District (the “**District**”) adopted Resolution No. 2013-11-04 Regarding Colorado Open Records Act Requests, as amended (the “**Resolution**”), in which the District adopted a policy related to Colorado Open Records Act Requests (the “**Policy**”).

B. In 2023, the Colorado General Assembly enacted Senate Bill 23-286, which provided for certain changes in the law related to Colorado Open Records Act Requests.

C. The District desires to amend the Policy due to the legislative changes set forth in Senate Bill 23-286.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of Anthem West Metropolitan District, City and County of Broomfield, Colorado:

1. Defined Terms. Capitalized terms used but not otherwise defined herein shall have the meaning ascribed to them in the Resolution.

2. Amendments to Policy. The Policy is hereby amended as follows:

(a) Amendment to Section 3 of the Resolution. Section 3 of the Resolution is hereby deleted in its entirety, and substituted in lieu thereof shall be the following:

“3. Within the period specified in Section 24-72-203(3)(a), C.R.S., as amended from time to time, the Official Custodian shall notify the record requester that a copy of the record is available, but will only be sent to the requester once the custodian either receives payment or makes arrangements for receiving payment for all costs associated with records transmission and for all other fees lawfully allowed, unless recovery of all or any portion of such costs or fees has been waived by the Official Custodian, or where prohibited or limited by law. Upon either receiving such payment or making arrangements to receive such payment at a later date, the Official Custodian shall provide the record(s) to the requester as soon as practicable, but no more than three (3) business days after receipt of, or making arrangements to receive, such payment.”

(b) Amendment to Section 5 of the Resolution. Section 5 of the Resolution is hereby deleted in its entirety, and substituted in lieu thereof shall be the following:

“5. The Official Custodian shall not charge a per-page fee for providing records in a digital or electronic format.”

(c) Amendment to Section 7 of the Resolution. Section 7 of the Resolution is hereby deleted in its entirety, and substituted in lieu thereof shall be the following:

“7. All requests for copies or inspection of public records of the District shall be submitted to the Official Custodian in writing. Such requests shall be delivered by the Official Custodian to the District’s legal counsel for review and legal advice regarding the lawful availability of records requested and related matters, including without limitation, whether to deny inspection or production of certain records or information for reasons set forth in Sections 24-72-204(2) and (3), C.R.S., as amended from time to time. The District may, from time to time, designate specific records for which written requests are not required and with respect to which review by legal counsel is not required; i.e., service plans, rules and regulations, minutes, etc. Such designations shall occur in the minutes of the meetings of the District.”

3. Except as expressly set forth herein, the Resolution continues to be effective without modification.

[SIGNATURE PAGE FOLLOWS]

[SIGNATURE PAGE TO RESOLUTION NO. 2023-11-____]

RESOLUTION APPROVED AND ADOPTED ON NOVEMBER 30, 2023.

**ANTHEM WEST METROPOLITAN
DISTRICT**

By: _____
President

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: October 12, 2023

RE: Notice of 2024 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 (6.0%) 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.