## **APPLICATION FOR EXEMPTION FROM AUDIT**

# SHORT FORM

## IF <u>EITHER</u> REVENUES <u>OR</u> EXPENDITURES EXCEED \$100,000, USE THE **LONG FORM.**

Under the Local Government Audit Law (Section 29-1-601, et seq., C.R.S.) any local government may apply for an exemption from audit if neither revenues nor expenditures exceed \$750,000 in the year.

## **EXEMPTIONS FROM AUDIT ARE NOT AUTOMATIC**

To qualify for exemption from audit, a local government must complete an Application for Exemption from Audit <u>EACH YEAR</u> and submit it to the Office of the State Auditor (OSA).

Any preparer of an Application for Exemption from Audit-SHORT FORM must be a person skilled in governmental accounting.

Approval for an exemption from audit is granted only upon the review by the OSA.

#### READ ALL INSTRUCTIONS BEFORE COMPLETING AND SUBMITTING THIS FORM

ALL APPLICATIONS MUST BE FILED WITH THE OSA WITHIN 3 MONTHS AFTER THE ACCOUNTING YEAR-END.

FOR EXAMPLE, APPLICATIONS <u>MUST BE RECEIVED</u> BY THE OSA ON OR BEFORE MARCH 31 FOR GOVERNMENTS WITH A DECEMBER 31 YEAR-END.

GOVERNMENTAL ACTIVITY SHOULD BE REPORTED ON THE MODIFIED ACCRUAL BASIS PROPRIETARY ACTIVITY SHOULD BE REPORTED ON A BUDGETARY BASIS

#### POSTMARK DATES WILL NOT BE ACCEPTED AS PROOF OF SUBMISSION ON OR BEFORE THE STATUATORY DEADLINE

PRIOR YEAR FORMS ARE OBSOLETE AND WILL <u>NOT</u> BE ACCEPTED.

FOR YOUR REFERENCE, COLORADO REVISED STATUTES CAN BE FOUND AT:

APPLICATIONS SUBMITTED ON FORMS OTHER THAN THOSE PRESCRIBED BY THE OSA WILL <u>NOT</u> BE ACCEPTED.

http://www.lexisnexis.com/hottopics/Colorado/

APPLICATIONS MUST BE FULLY AND ACCURATELY COMPLETED.

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Has the	preparer signed the application?				
Has the entity corrected all Prior Year Deficiencies as communicated by the OSA?					
Has the application been PERSONALLY reviewed and approved by the governing body?					
Did you include any relevant explanations for unusual items in the appropriate spaces at the end of each section?					
Will this	s application be submitted via Fax or Email?				
	If yes, have you read and understand the new Electronic Signature Policy? See new policy -> here				
or					
	If yes, have you included a resolution?				
	Does the resolution state that the governing body <u>PERSONALLY</u> reviewed and approved the resolution in an open public meeting?				
	Has the resolution been signed by a $\underline{MAJORITY}$ of the governing body? (See sample resolution.)				
Will this	s application be submitted via a mail service? (e.g. US Post Office, FedEx, UPS, courier.)				
	If yes, does the application include ORIGINAL INK SIGNATURES from the MAJORITY of the governing body?				

## **FILING METHODS**

**NEW METHOD!** Reigster and submit your Applications at our new portal!

WEB PORTAL: https://apps.leg.co.gov/osa/lg MAIL: Office of the State Auditor

> **Local Government Audit Division** 1525 Sherman St., 7th Floor

Denver, CO 80203 FAX: 303-869-3061

EMAIL: osa.lg@state.co.us

QUESTIONS? 303-869-3000

## **IMPORTANT!**

All Applications for Exemption from Audit are subject to review and approval by the Office of the State Auditor.

Governmental Activity should be reported on the Modified Accrual Basis

Proprietary Activity should be reported on the Cash or Budgetary Basis

Failure to file an application or denial of the request could cause the local government to lose its exemption from audit for that year and the ensuing year.

In that event, AN AUDIT SHALL BE REQUIRED.

# **APPLICATION FOR EXEMPTION FROM AUDIT**

## SHORT FORM

NAME OF GOVERNMENT	Brighton Crossing Metropolitan District No. 5	For the Year Ended
ADDRESS	c/o Pinnacle Consulting Group, Inc.	12/31/20
	550 W Eisenhower Blvd	or fiscal year ended:
	Loveland, CO 80537	
CONTACT PERSON	Amanda Castle	
PHONE	970-669-3611	
EMAIL	amandac@pinnacleconsultinggroupinc.com	
FAX	970-669-3612	
	PART 1 - CERTIFICATION OF PREPARER	

I certify that I am skilled in governmental accounting and that the information in the application is complete and accurate, to the best of my knowledge.

TITLE
FIRM NAME (if applicable)
ADDRESS
PHONE
DATE PREPARED

NAME:

Amanda Castle
District Accountant
Pinnacle Consulting Group, Inc.
550 W Eisenhower Blvd, Loveland, CO 80537

# PREPARER (SIGNATURE REQUIRED)

970-669-3611

2/22/2021

Imanda Kar (aster

Please indicate whether the following financial information is recorded using Governmental or Proprietary fund types

GOVERNMENTAL
(MODIFIED ACCRUAL BASIS)

(CASH OR BUDGETARY BASIS)

## **PART 2 - REVENUE**

REVENUE: All revenues for all funds must be reflected in this section, including proceeds from the sale of the government's land, building, and equipment, and proceeds from debt or lease transactions. Financial information will not include fund equity information.

Line#	De	scription	Round to nearest Dollar	Please use this
2-1	Taxes: Property	(report mills levied in Question 10-6)	\$ 200	space to provide
2-2	Specific owners	ship	\$ 15	any necessary
2-3	Sales and use		\$ -	explanations
2-4	Other (specify):		\$ -	
2-5	Licenses and permits		\$ -	
2-6	Intergovernmental:	Grants	\$ 1	
2-7		Conservation Trust Funds (Lottery)	\$ -	
2-8		Highway Users Tax Funds (HUTF)	\$ -	
2-9		Other (specify):	\$ -	
2-10	Charges for services		\$ -	
2-11	Fines and forfeits		\$ -	
2-12	Special assessments		\$ -	
2-13	Investment income		\$ -	
2-14	Charges for utility services		\$ -	
2-15	Debt proceeds	(should agree with line 4-4, column 2)	\$ -	
2-16	Lease proceeds		\$ -	
2-17	Developer Advances received	(should agree with line 4-4)	\$ 1	
2-18	Proceeds from sale of capital assets		\$ -	
2-19	Fire and police pension		\$ -	
2-20	Donations		\$ -	
2-21	Other (specify):		\$ -	
2-22			\$ -	
2-23			\$ -	
2-24	(add lin	es 2-1 through 2-23) TOTAL REVENUE	\$ 215	

## **PART 3 - EXPENDITURES/EXPENSES**

EXPENDITURES: All expenditures for all funds must be reflected in this section, including the purchase of capital assets and principal and interest payments on long-term debt. Financial information will not include fund equity information.

Line#	Description		Round to neares	st Dollar	Please use this
3-1	Administrative		\$	-	space to provide
3-2	Salaries		\$	-	any necessary
3-3	Payroll taxes		\$	-	explanations
3-4	Contract services		\$	36	
3-5	Employee benefits		\$	-	
3-6	Insurance		\$	-	
3-7	Accounting and legal fees		\$	-	
3-8	Repair and maintenance		\$	-	
3-9	Supplies		\$	-	
3-10	Utilities and telephone		\$	-	
3-11	Fire/Police		\$	-	
3-12	Streets and highways		\$	-	
3-13	Public health		\$	-	
3-14	Capital outlay		\$	-	
3-15	Utility operations		\$	-	
3-16	Culture and recreation		\$	-	
3-17	Debt service principal	(should agree with Part 4)	\$	-	
3-18	Debt service interest		\$	-	
3-19	Repayment of Developer Advance Principal	(should agree with line 4-4)	\$	-	
3-20	Repayment of Developer Advance Interest		\$	-	
3-21	Contribution to pension plan	(should agree to line 7-2)	\$	-	
3-22	Contribution to Fire & Police Pension Assoc.	(should agree to line 7-2)	\$	-	
3-23	Other (specify):				
3-24	Transfer to other district		\$	179	
3-25			\$	-	
3-26	(add lines 3-1 through 3-24) TOTA	L EXPENDITURES/EXPENSES	\$	215	

If TOTAL REVENUE (Line 2-24) or TOTAL EXPENDITURES (Line 3-26) are GREATER than \$100,000 - <u>STOP</u>. You may not use this form. Please use the "Application for Exemption from Audit -<u>LONG FORM</u>".

	PART 4 - DEBT OUTSTANDING	2 ISSUEL	AND PI	ETIPED	
	Please answer the following questions by marking the			Yes	No
4-1	Does the entity have outstanding debt? If Yes, please attach a copy of the entity's Debt Repayment S			Tes	<b>NO</b> ✓
4-2	Is the debt repayment schedule attached? If no, MUST explai				
4-3	Is the entity current in its debt service payments? If no, MUS	Γ explain:		<u> </u>	
4-4	Please complete the following debt schedule, if applicable:	Outstanding at	Issued during	Retired during	Outstanding at
	(please only include principal amounts)(enter all amount as positive numbers)	end of prior year		year	year-end
	General obligation bonds	\$ -	\$ -	\$ -	\$ -
	Revenue bonds	\$ -	\$ -	\$ -	\$ -
	Notes/Loans	\$ -	\$ -	\$ -	\$ -
	Leases	\$ -	\$ -	\$ -	\$ -
	Developer Advances	\$ -	\$ -	\$ -	\$ -
	Other (specify):	\$ -	\$ -	\$ -	\$ -
	TOTAL	\$ -	\$ -	\$ -	\$ -
		*must tie to prior y	ear ending balance		
	Please answer the following questions by marking the appropriate boxes			Yes	No
4-5	Does the entity have any authorized, but unissued, debt?				
If yes:	How much?	\$	16,430,000		
	Date the debt was authorized:		/2018	] _	
4-6	Does the entity intend to issue debt within the next calendar	year?			✓
If yes:	How much?	\$	-	_	
4-7	Does the entity have debt that has been refinanced that it is s	till responsible	for?		✓
If yes:	What is the amount outstanding?	\$	-	J	
4-8	Does the entity have any lease agreements?			, 🗆	✓
If yes:	What is being leased? What is the original date of the lease?			-	
	Number of years of lease?			1	
	Is the lease subject to annual appropriation?			'	
	What are the annual lease payments?	\$	-	1	
	Please use this space to provide any	explanations or	r comments:		
	PART 5 - CASH AND	INVESTA	MENTS		
	Please provide the entity's cash denosit and investment halances			Amount	Total

	PART 5 - CASH AND INVESTME	ENTS		
	Please provide the entity's cash deposit and investment balances.		Amount	Total
5-1	YEAR-END Total of ALL Checking and Savings Accounts		\$ -	
5-2	Certificates of deposit		\$ -	
	Total Cash Deposits			\$ -
	Investments (if investment is a mutual fund, please list underlying investments):			
			\$ -	
5-3			\$ -	
J <b>-</b> J			- \$	
			\$ -	
	Total Investments			\$ -
	Total Cash and Investments			\$ -
	Please answer the following questions by marking in the appropriate boxes	Yes	No	N/A
5-4	Are the entity's Investments legal in accordance with Section 24-75-601, et. seq., C.R.S.?			✓
5-5	Are the entity's deposits in an eligible (Public Deposit Protection Act) public depository (Section 11-10.5-101, et seq. C.R.S.)?			<b>V</b>
If no. M	UST use this space to provide any explanations:			

	DADT C CADIT	AL ACCET	'C		
	Please answer the following questions by marking in the appropriate boxe		3	Yes	No
6-1	Does the entity have capital assets?				<b>√</b>
6-2	Has the entity performed an annual inventory of capital assets 29-1-506, C.R.S.,? If no, MUST explain:	s in accordance	with Section		
6-3	Complete the following capital assets table:	Balance - beginning of the year*	Additions (Must be included in Part 3)	Deletions	Year-End Balance
	Land	\$ -	\$ -	\$ -	\$ -
	Buildings	\$ -	\$ -	\$ -	\$ -
	Machinery and equipment	\$ -	\$ -	\$ -	\$ -
	Furniture and fixtures	\$ -	\$ -	\$ -	\$ -
	Infrastructure	\$ -	\$ -	\$ -	\$ -
	Construction In Progress (CIP)	\$ -	\$ -	\$ -	\$ -
	Other (explain):	\$ - \$ -	\$ -	\$ -	\$ -
	Accumulated Depreciation TOTAL	\$ -	\$ - \$ -	\$ - \$ -	\$ - \$ -
	Please use this space to provide any	т	1 7		-
	DADT 7 DENCION	NEODMA	TION		
	PART 7 - PENSION		IION		
7.4	Please answer the following questions by marking in the appropriate boxe	es.		Yes	No
7-1	Does the entity have an "old hire" firemen's pension plan?  Does the entity have a volunteer firemen's pension plan?				✓ ✓
7 <b>-2</b>	Who administers the plan?			1	V
If yes:				l	
	Indicate the contributions from:			1	
	Tax (property, SO, sales, etc.):		\$ -		
	State contribution amount:		\$ -		
	Other (gifts, donations, etc.): TOTAL		\$ -		
		tires as of lan	\$ - \$ -		
	What is the monthly benefit paid for 20 years of service per re Please use this space to provide any				
	r least use this space to provide any	explanations of	comments.		
	PART 8 - BUDGET I	NEODMA.	TION		
			IION		
0.4	Please answer the following questions by marking in the appropriate boxe		Yes	No	N/A
8-1	Did the entity file a budget with the Department of Local Affai	rs for the	<b>✓</b>		
	current year in accordance with Section 29-1-113 C.R.S.?		1		
0.0			J		
8-2	Did the entity pass an appropriations resolution, in accordance	e with Section	<b>~</b>		
	29-1-108 C.R.S.? If no, MUST explain:			_	_
			]		
If yes:	Please indicate the amount budgeted for each fund for the year	ar reported:			
	Fund Name	Budgeted Expend	litures/Expenses		
	General Fund	\$	86	1	
	Debt Service Fund	\$	230	1	
				1	

	PART 9 - TAXPAYER'S BILL OF RIGHTS (TAB	OR)	
	Please answer the following question by marking in the appropriate box	Yes	No
9-1	Is the entity in compliance with all the provisions of TABOR [State Constitution, Article X, Section 20(5)]?		
	Note: An election to exempt the government from the spending limitations of TABOR does not exempt the government from the 3 percent emergency reserve requirement. All governments should determine if they meet this requirement of TABOR.	✓	
lf no, Ml	JST explain:		
	PART 10 - GENERAL INFORMATION		
	Please answer the following questions by marking in the appropriate boxes.	Yes	No
40.4	Is this application for a newly formed governmental entity?		✓
<b>10-1</b> If yes:	Date of formation:		
10-2	Has the entity changed its name in the past or current year?		
	,		
If yes:	Please list the NEW name & PRIOR name:		
,			
10-3	Is the entity a metropolitan district?	✓	
	Please indicate what services the entity provides:		
	Construction, operations and maintenance of public improvements		
10-4	Does the entity have an agreement with another government to provide services?		✓
If yes:	List the name of the other governmental entity and the services provided:		
10-5	Has the district filed a Title 32, Article 1 Special District Notice of Inactive Status during		<b>V</b>
If yes:	Date Filed:		
10-6	Does the entity have a certified Mill Levy?		✓
If yes:	Please provide the following <u>mills</u> levied for the year reported (do not report \$ amounts):		
	Bond Redemption mills		50.350
	General/Other mills		10.070
	Total mills		60.420

Please use this space to provide any explanations or comments:

	PART 11 - GOVERNING BODY APPROVAL		
	Please answer the following question by marking in the appropriate box	YES	NO
12-1	If you plan to submit this form electronically, have you read the new Electronic Signature Policy?	<b>V</b>	

# Office of the State Auditor — Local Government Division - Exemption Form Electronic Signatures Policy and Procedure

#### Policy - Requirements

The Office of the State Auditor Local Government Audit Division may accept an electronic submission of an application for exemption from audit that includes governing board signatures obtained through a program such as Docusign or Echosign. Required elements and safeguards are as follows:

- The preparer of the application is responsible for obtaining board signatures that comply with the requirement in Section 29-1-604 (3), C.R.S., that states the application shall be personally reviewed, approved, and signed by a majority of the members of the governing body.
- The application must be accompanied by the signature history document created by the electronic signature software. The signature history document must show when the document was created and when the document was emailed to the various parties, and include the dates the individual board members signed the document. The signature history must also show the individuals' email addresses and IP address.
- Office of the State Auditor staff will not coordinate obtaining signatures.

The application for exemption from audit form created by our office includes a section for governing body approval. Local governing boards note their approval and submit the application through one of the following three methods:

- 1) Submit the application in hard copy via the US Mail including original signatures.
- 2) Submit the application electronically via email and either,
- a. Include a copy of an adopted resolution that documents formal approval by the Board, or
- b. Include electronic signatures obtained through a software program such as Docusign or Echosign in accordance with the requirements noted above.

	Print the names of ALL members of current governing body below.	A <u>MAJORITY</u> of the members of the governing body must complete and sign in the column below.
Board	Print Board Member's Name	I <u>Shannon Robbins</u> , attest I am a duly elected or appointed board member, and that I have personally reviewed and approve this application for
Member 1	Shannon Robbins	Signed Signed Note:
	Print Board Member's Name	I <u>Ashley Tarufelli</u> , attest I am a duly elected or appointed board member, and that I have personally reviewed and approve this application for
Board Member 2	Ashley Tarufelli	exemption from audit.  Signed  Date:  877F68A78EFD349/2021   06:36:23 PST  My term Expires:  May 2022
	Print Board Member's Name	I <u>Neil Simpson</u> , attest I am a duly elected or appointed board member, and that I have personally reviewed and approve this application for
Board Member 3	Neil Simpson	Signed
Board Member 4	Print Board Member's Name	I, attest I am a duly elected or appointed board member, and that I have personally reviewed and approve this application for
		exemption from audit. Signed Date: My term Expires:
	Print Board Member's Name	I, attest I am a duly elected or appointed board member, and that I have personally reviewed and approve this application for
Board Member 5		exemption from audit. Signed Date: My term Expires:
	Print Board Member's Name	I, attest I am a duly elected or appointed board member, and that I have personally reviewed and approve this application for
Board Member 6		exemption from audit. Signed Date: My term Expires:
Board Member 7	Print Board Member's Name	I
		My term Expires:

## **EXAMPLE - DO NOT FILL OUT THIS PAGE**

This sample resolution/ordinance for exemption from audit is provided as an example of the documentation that is required. The wording may be used as a basis for your own local government document, if needed; however you MUST draft your own ordinance or resolution making any changes where applicable. Legal counsel should be consulted regarding any questions.

### RESOLUTION/ORDINANCE FOR EXEMPTION FROM AUDIT

(Pursuant to Section 29-1-604, C.R.S.)

A RESOLUTION/ORDINANCE APPROVING AN EXEMPTION FROM AUDIT FOR FISCAL YEAR 20XX FOR THE (name of government), STATE OF COLORADO.

WHEREAS, the (governing body) of (name of government) wishes to claim exemption from the audir requirements of Section 29-1-603, C.R.S.; and

WHEREAS, Section 29-1-604, C.R.S., states that any local government where neither revenues for expenditures exceed seven hundred and fifty thousand dollars may, with the approval of the State Auditor. See exempt from the provision of Section 29-1-603, C.R.S.; and

#### [Choose 1 or 2 below, whichever is applicable]

(1)WHEREAS, neither revenue nor expenditures for (name of gwernment) exceeded \$100,000 for Fiscal Year 20XX; and

WHEREAS, an application for exemption from audit for (name of government) has been prepared by (name of individual), a person skilled in governmental accounting; and

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(2)WHEREAS, neither revenues nor expenditures for (name of government) exceeded \$750,000 for Fiscal Year 20XX; and

WHEREAS, an application for exemption from availt for (name of government) has been prepared by (name of individual or firm), an independent accountant with knowledge of governmental accounting; and

WHEREAS, said application for exemption from addit has been completed in accordance with regulations, issued by the State Auditor.

NOW THEREFORE, be it resolved/ordained by the (governing body) of the (name of government) that th	e
application for exemption from audit for (name of government) for the Fiscal Year ended, 2	0XX,
has been personally reviewed and is hereby approved by a majority of the (governing body) of the (name of	ľ
government); that those members of the (governing body) have signified their approval by signing below;	and that
this resolution shall be attached to, and shall become a part of, the application for exemption from audit of the	e (name
of government) for the fiscal year ended, 20XX.	

ADOPTED THIS \_\_\_ day of \_\_\_\_\_, A.D. 20XX.

# EXAMPLE - DO NOT FILL OUT THIS PAGE

Mayor/President/Chairman, etc.		
ATTEST:		
Tayya Clark Samatawy etc		
Town Clerk, Secretary, etc.		
	Date	
Type or Print Names of	Term	
Members of Governing Body	Expires	Signature
		$\mathcal{J}$
	\ <u> </u>	<u></u>