

**RESOLUTION
ADOPTING BUDGET, IMPOSING MILL LEVY AND APPROPRIATING FUNDS**

(2022)

The Board of Directors of Buckley Yard Metropolitan District No. 2 (the “**Board**”), City of Aurora, Colorado (the “**District**”) held an organizational meeting via teleconference on Tuesday, December 7th, 2021, at the hour of 10:00 A.M.

Prior to the meeting, each of the directors was notified of the date, time and place of the budget meeting and the purpose for which it was called and a notice of the meeting was posted or published in accordance with § 29-1-106, C.R.S.

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NOTICE AS TO PROPOSED 2022 BUDGET

AFFIDAVIT

Invoice #: A40037680
Account #: A30032496
Invoice Date: 12/2/2021

BILL TO:

WHITE BEAR ANKELE TANAKA & WALDRON
ROSE A. VALLESIO, PARALEGAL
2154 EAST COMMONS AVE., SUITE 2000
CENTENNIAL, CO 80122

ADVERTISER:

PUBLICATION: Denver Daily Journal Legal

STATE OF COLORADO
COUNTY OF DENVER

I, CYNTHIA SERRANO, OF THE COUNTY OF MERCER, STATE OF NEW JERSEY, HAVING DULY BEEN SWORN, DEPOSES AND SAYS:

I AM NOW AND AT ALL TIMES HEREINAFTER MENTIONED A CITIZEN OF THE UNITED STATES OF AMERICA, OVER TWENTY-ONE YEARS OF AGE, AND COMPETENT TO BE A WITNESS ON THE HEARING OF THE MATTERS MENTIONED IN THE ANNEXED PRINTED COPY NOTICE HEREINAFTER SET FORTH; I HAVE NO INTEREST WHATSOEVER IN ANY OF THE SAID MATTERS; I AM NOW AND DURING ALL TIMES EMBRACED IN THE PUBLICATION HERIN MENTIONED AS THE CHIEF CLERK OF THE NEWSPAPER, A NEWSPAPER OF GENERAL CIRCULATION PRINTED AND PUBLISHED IN SAID COUNTY; AS CLERK DURING ALL TIMES MENTIONED IN THE AFFIDAVIT I HAVE HAD AND STILL HAVE CHARGE OF ALL ADVERTISEMENT AND NOTICES PUBLISHED IN SAID NEWSPAPER; THAT SAID LEGAL NOTICE OF WHICH THE ANNEXED IS A TRUE PRODUCTION COPY OF THE PRINTED PAGE IN WHICH THE ADVERTISEMENT WAS PUBLISHED IN THE ABOVE NAMED NEWSPAPER ON THE FOLLOWING DAYS TO WIT:

12/01/21; NOTICE OF PUBLIC HEARINGS ON THE PROPOSED 2021 AND 2022 BUDGETS; BUCKLEY YARD METROPOLITAN DISTRICT NO. 2

I CERTIFY (OR DECLARE) UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

SIGNED,

Cynthia Serrano

CLERK

PUBLIC NOTICES

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FIRST PUBLICATION

NOTICE OF PUBLIC HEARINGS ON THE PROPOSED 2021 AND 2022 BUDGETS

818

NOTICE IS HEREBY GIVEN that the Board of Directors (the "Board") of the BUCKLEY YARD METROPOLITAN DISTRICT NO. 2 (the "District"), will hold a meeting via teleconference on **Tuesday, December 7, 2021 at 10:00 A.M.** for the purpose of conducting such business as may come before the Board including public hearings on the 2021 and 2022 proposed budgets (the "Proposed Budgets"). This meeting can be joined using the following teleconference information:

Link:
<https://us06web.zoom.us/j/88375424724?pwd=dE9ZTWNTWnJlWlZ2LlJlYUJlcEpk4QTO9>
Meeting ID: 883 7542 4724
Passcode: 253697

NOTICE IS FURTHER GIVEN that Proposed Budgets have been submitted to the District. A copy of the Proposed Budgets are on file in the office of White Bear Ankele Tanaka & Waldron, 2154 East Commons Ave., Suite 2000, Centennial, Colorado, where the same are open for public inspection.

Any interested elector of the District may file any objections to the Proposed Budgets at any time prior to final adoption of the Proposed Budgets by the Boards. This meeting is open to the public and the agenda for any meeting may be obtained by calling (303) 858-1800.

**BY ORDER OF THE BOARD OF DIRECTORS:
BUCKLEY YARD METROPOLITAN DISTRICT NO. 2**

/s/ WHITE BEAR ANKELE TANAKA & WALDRON
Attorneys at Law

Published: December 1, 2021 in The Daily Journal

NOTICE

797

On **9/21/2021**, a business applied for a **Retail Liquor Store License at this location, 8700 E. Colfax Ave.**

The name of the entity is **Jacob Liquor LLC** doing business as **Jacob Liquor** at 8700 E. Colfax Ave. The partners, managers, or officers are: Abraham Tsfamichal, Managing Member.

A **virtual** hearing on this application will be on **12/21/2021 at 1:00 P.M.** Please contact the Department of Excise and Licenses at 720-865-2737 for participation information. If you would like to request a night hearing, please do so by **12/16/2021**. The request must be made in writing at least five days prior to the scheduled hearing date.

A map of the designated area is attached to this notice. Petitions regarding the application may be circulated within this designated area. All petitions must be filed with the Department on **12/14/2021**.

More information about the hearing process may be found at www.denvergov.org or by contacting 311.

DIRECTOR OF EXCISE AND LICENSES

Published: December 1, 2021 in The Daily Journal

NOTICE OF FINAL PAYMENT

816

Notice is hereby given that at 5:00 p.m., Local Time on the 1st of December 2021, the City and County of Denver, Denver, Colorado will make final settlement with Kriche Construction, Inc. for all materials furnished and for all labor performed under a contract with said City and County of Denver, dated 04/15/2021 for the On-Call Construction, PO-00099545, for Contract No. SC-00005407 - Harvey Park Raw Water Well.

File claims with the Manager, Department of Parks and Recreation, 201 W. Colfax Av., Dept. 602, Denver, Colorado 80202, on or before 5:00 p.m., Local Time, on the 11th of December 2021 pursuant to C.R.S. 1973, Title 38-26-107.

Chantal Abraham
Parks and Recreation Finance
Published: December 1 & 2, 2021 in The Daily Journal

NOTICE

798

On **10/19/2021**, a business applied for a **Hotel and Restaurant Liquor License at this location, 3254 Navajo St., Suite 100.**

The name of the entity is **Noisette, LTD** doing business as **Noisette** at 3254 Navajo St., Suite 100. The partners, managers, or officers are: Lillian Lu, Chef/Owner; Te-Hann Timothy Lu, Chef/Owner.

A **virtual** hearing on this application will be on **12/21/2021 at 9:00 A.M.** Please contact the Department of Excise and Licenses at 720-865-2737 for participation information. If you would like to request a night hearing, please do so by **12/16/2021**. The request must be made in writing at least five days prior to the scheduled hearing date.

A map of the designated area is attached to this notice. Petitions regarding the application may be circulated within this designated area. All petitions must be filed with the Department on **12/14/2021**.

More information about the hearing process may be found at www.denvergov.org or by contacting 311.

DIRECTOR OF EXCISE AND LICENSES

Published: December 1, 2021 in The Daily Journal

NOTICE TO CREDITORS

817

In the Matter of the Estate of: **ALFREDO TOMAS LOPEZ MORALES**, also known as **ALFREDO T. LOPEZ MORALES**, also known as **ALFREDO LOPEZ MORALES**, also known as **JUAN CANALES**, Deceased

Case Number **2021PR031546**
All persons having claims against the above-named Estate are required to present them to Personal Representative or to the **Denver Probate Court** on or before **March 13, 2022**, or the claims may be forever barred.

YOLANDA LOPEZ ROJAS
Personal Representative
5494 South Huron Street Unit D
Littleton, CO 80120

Published: December 1, 8 & 15, 2021 in The Daily Journal

CITY AND COUNTY OF DENVER

819

DEPARTMENT OF TRANSPORTATION AND INFRASTRUCTURE NOTICE OF INVITATION FOR BIDS - CONTRACT #202161294

2022 CITYWIDE CHIP SEAL AND CRACK SEAL

Bid Opening Date: January 20, 2022, 11:00 a.m. local time. Bids will be received and accepted via the online electronic bid service, www.QuestCDN.com. Contractors must be on the plan holders list through QuestCDN for proposals to be accepted. Contractors will be charged a fee of \$30.00 to submit a proposal electronically.

Description: Cape Seal and Crack Seal in various locations throughout the City and County of Denver. Approximately 95 lane miles of mostly local streets to be treated with chip/cape seal resurfacing. Crack Seal ahead of cape seal as well as other selected streets.

Documents and Bid Info Available: More information is available at: www.work4denver.com. To download digital Contract Documents at a cost of \$15.00 per download, reference eBid Document Number #8075821. Contact QuestCDN at 952-233-1632 or info@questcdn.com for assistance.

Pre-Bid Meeting: A virtual pre-bid meeting will be held for this Project at 11:00 a.m., local time, on December 14, 2021 via teleconference. The call-in number and conference id can be found on the project page at www.work4denver.com.

Questions Deadline: December 28, 2021 at 10:00 a.m. local time

Estimated Construction Cost: Between \$4,000,000.00 and \$4,400,000.00

Prequalification Requirements: 1F(4) ASPHALT PAVEMENT REHABILITATION at or above the \$6,000,000.00 monetary level.

MWBE Participation: 9%

Prevailing Wage and Minimum Wage: Contracts for construction, reconstruction, and remodeling are subject to the City prevailing wage rate requirements established pursuant to Section 20-76, D.R.M.C. City contracts are subject to payment of City Minimum Wage established pursuant to Section 20-82 through 20-84 D.R.M.C.

As the City's best interests may appear, the Executive Director of the Department of Transportation and Infrastructure reserves the right to waive informalities in, and to reject any or all, submittals.

Published: December 1, 2 & 3, 2021 in The Daily Journal

CITY AND COUNTY OF DENVER

820

DEPARTMENT OF TRANSPORTATION AND INFRASTRUCTURE NOTICE OF INVITATION FOR BIDS - CONTRACT #202161324

2022 CONTRACT MILL AND OVERLAY

Bid Opening Date: January 20, 2022, 9:00 a.m. local time. Bids will be received and accepted via the online electronic bid service, www.QuestCDN.com. Contractors must be on the plan holders list through QuestCDN for proposals to be accepted. Contractors will be charged a fee of \$30.00 to submit a proposal electronically.

Description: Citywide mill and overlay program supplement STM crews.

Documents and Bid Info Available: More information is available at: www.work4denver.com. To download digital Contract Documents at a cost of \$15.00 per download, reference eBid Document Number #8078969. Contact QuestCDN at 952-233-1632 or info@questcdn.com for assistance.

Pre-Bid Meeting: A virtual pre-bid meeting will be held for this Project at 9:00 a.m., local time, on December 16, 2021 via teleconference. The call-in number and conference id can be found on the project page at www.work4denver.com.

Questions Deadline: December 30, 2021 at 3:00 p.m. local time.

Estimated Construction Cost: Between \$2,250,000.00 and \$2,750,000.00.

Prequalification Requirements: 1F(1) Asphalt at or above the \$3,000,000.00 monetary level.

MWBE Participation: 15%

Prevailing Wage and Minimum Wage: Contracts for construction, reconstruction, and remodeling are subject to the City prevailing wage rate requirements established pursuant to Section 20-76, D.R.M.C. City contracts are subject to payment of City Minimum Wage established pursuant to Section 20-82 through 20-84 D.R.M.C.

As the City's best interests may appear, the Executive Director of the Department of Transportation and Infrastructure reserves the right to waive informalities in, and to reject any or all, submittals.

Published: December 1, 2 & 3, 2021 in The Daily Journal

FOR LEGAL NOTICES IN
THE DAILY JOURNAL

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A RESOLUTION SUMMARIZING EXPENDITURES AND REVENUES FOR EACH FUND AND ADOPTING A BUDGET AND APPROPRIATING SUMS OF MONEY TO EACH FUND IN THE AMOUNTS AND FOR THE PURPOSES SET FORTH HEREIN FOR THE DISTRICT FOR THE CALENDAR YEAR BEGINNING ON THE FIRST DAY OF JANUARY 2022 AND ENDING ON THE LAST DAY OF DECEMBER 2022.

WHEREAS, the Board has authorized its accountant to prepare and submit a proposed budget to the Board in accordance with Colorado law; and

WHEREAS, the proposed budget has been submitted to the Board for its review and consideration; and

WHEREAS, upon due and proper notice, provided in accordance with Colorado law, said proposed budget was open for inspection by the public at a designated place, a public hearing was held on December 7, 2021, interested electors were given the opportunity to file or present any objections to said proposed budget at any time prior to final adoption of the budget by the Board.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD AS FOLLOWS:

Section 1. Adoption of Budget. The budget attached hereto and incorporated herein is approved and adopted as the budget of the District for fiscal year 2022. In the event of recertification of values by the County Assessor's Office after the date of adoption hereof, staff is hereby directed to modify and/or adjust the budget and certification to reflect the recertification without the need for additional Board authorization. Any such modification to the budget or certification as contemplated by this Section 1 shall be deemed ratified by the Board.

Section 2. Levy for General Operating Expenses. For the purpose of meeting all general operating expenses of the District during the 2022 budget year, there is hereby levied a tax of 5.000 mills upon each dollar of the total valuation of assessment of all taxable property within the District.

Section 3. Levy for Debt Service Obligations. For the purposes of meeting all debt service obligations of the District during the 2022 budget year, there is hereby levied a tax of

55.664 mills upon each dollar of the total valuation of assessment of all taxable property within the District.

Section 4. Levy for Contractual Obligation Expenses. For the purposes of meeting all contractual obligations of the District during the 2022 budget year, there is hereby levied a tax of 0.000 mills upon each dollar of the total valuation of assessment of all taxable property within the District.

Section 5. Levy for Capital Project Expenses. For the purposes of meeting all capital project obligations of the District during the 2022 budget year, there is hereby levied a tax of 0.000 mills upon each dollar of the total valuation of assessment of all taxable property within the District.

Section 6. Certification to County Commissioners. The Board directs its legal counsel, manager, accountant or other designee to certify to the Board of County Commissioners of Arapahoe County, Colorado the mill levies for the District as set forth herein. Such certification shall be in compliance with the requirements of Colorado law.

Section 7. Appropriations. The amounts set forth as expenditures in the budget attached hereto are hereby appropriated.

Section 8. Filing of Budget and Budget Message. The Board hereby directs its legal counsel, manager or other designee to file a certified copy of the adopted budget resolution, the budget and budget message with the Division of Local Government by January 30 of the ensuing year.

Section 9. Budget Certification. The budget shall be certified by a member of the District, or a person appointed by the District, and made a part of the public records of the District.

[Remainder of page intentionally left blank.]

ADOPTED THIS 7th DAY OF DECEMBER, 2021.

BUCKLEY YARD METROPOLITAN DISTRICT NO. 2

Kurtis Williams

Kurtis Williams (Dec 13, 2021 09:17 MST)

Officer of the District

ATTEST:

Aaron L. Clutter

Aaron Clutter (Dec 10, 2021 16:04 MST)

APPROVED AS TO FORM:

WHITE BEAR ANKELE TANAKA & WALDRON
Attorneys at Law



General Counsel to the District

STATE OF COLORADO
COUNTY OF ARAPAHOE
BUCKLEY YARD METROPOLITAN DISTRICT NO. 2

I hereby certify that the foregoing resolution constitutes a true and correct copy of the record of proceedings of the Board adopted by a majority of the Board at a District meeting held on Tuesday, December 7th, 2021, via Zoom Teleconference as recorded in the official record of the proceedings of the District.

IN WITNESS WHEREOF, I have hereunto subscribed my name this 7th day of December, 2021.

Aaron L. Clutter

Aaron Clutter (Dec 10, 2021 16:04 MST)

EXHIBIT A
BUDGET DOCUMENT
BUDGET MESSAGE

BUCKLEY YARD METROPOLITAN DISTRICT NO. 2
ANNUAL BUDGET
FOR THE YEAR ENDING DECEMBER 31, 2022

BUCKLEY YARD METROPOLITAN DISTRICT NO. 2
SUMMARY
2022 BUDGET
WITH 2021 ESTIMATED
For the Years Ended and Ending December 31,

1/17/2022

	ESTIMATED 2021	BUDGET 2022
BEGINNING FUND BALANCES	\$ -	\$ -
REVENUES		
Property taxes	-	22,468
Specific ownership tax	-	1,573
Developer advance	-	48,118
Facility Fees	-	100,850
Bond Issuance	-	10,400,000
Total revenues	-	10,573,009
TRANSFERS IN	-	1,367,500
Total funds available	-	11,940,509
EXPENDITURES		
General Fund	-	50,000
Debt Service Fund	-	16,141
Capital Projects Fund	-	9,032,500
Total expenditures	-	9,098,641
TRANSFERS OUT	-	1,367,500
Total expenditures and transfers out requiring appropriation	-	10,466,141
ENDING FUND BALANCES	\$ -	\$ 1,474,368
EMERGENCY RESERVE	\$ -	\$ 100
DEBT SERVICE RESERVE	-	615,000
DEBT SERVICE SURPLUS	-	106,768
TOTAL RESERVES	\$ -	\$ 721,868

No assurance provided. See summary of significant assumptions.

BUCKLEY YARD METROPOLITAN DISTRICT NO. 2
PROPERTY TAX SUMMARY INFORMATION
2022 BUDGET
WITH 2021 ESTIMATED
For the Years Ended and Ending December 31,

1/17/2022

ESTIMATED 2021	BUDGET 2022
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ASSESSED VALUATION

Vacant land	-	\$	370,367
Certified Assessed Value	\$	-	\$ 370,367

MILL LEVY

General	-		5.000
Debt Service	-		55.664
Total mill levy	0.000		60.664

PROPERTY TAXES

General	\$	-	\$ 1,852
Debt Service	-		20,616
Levied property taxes	-		22,468
Budgeted property taxes	\$	-	\$ 22,468

BUDGETED PROPERTY TAXES

General	\$	-	\$ 1,852
Debt Service	-		20,616
	\$	-	\$ 22,468

No assurance provided. See summary of significant assumptions.

**BUCKLEY YARD METROPOLITAN DISTRICT NO. 2
GENERAL FUND
2022 BUDGET
WITH 2021 ESTIMATED
For the Years Ended and Ending December 31,**

1/17/2022

	ESTIMATED 2021	BUDGET 2022
BEGINNING FUND BALANCE	\$ -	\$ -
REVENUES		
Property taxes	-	1,852
Specific ownership taxes	-	130
Developer advance	-	48,118
Total revenues	-	50,100
Total funds available	-	50,100
EXPENDITURES		
General and administrative		
Accounting	-	15,000
Legal	-	25,000
Insurance	-	2,500
Dues and memberships	-	1,000
Miscellaneous	-	5,000
County Treasurer's fees	-	28
Contingency	-	1,472
Total expenditures	-	50,000
Total expenditures and transfers out requiring appropriation	-	50,000
ENDING FUND BALANCE	\$ -	\$ 100
EMERGENCY RESERVE	\$ -	\$ 100

No assurance provided. See summary of significant assumptions.

**BUCKLEY YARD METROPOLITAN DISTRICT NO. 2
DEBT SERVICE FUND
2022 BUDGET
WITH 2021 ESTIMATED
For the Years Ended and Ending December 31,**

1/17/2022

	ESTIMATED 2021	BUDGET 2022
BEGINNING FUND BALANCE	\$ -	\$ -
REVENUES		
Property taxes	-	20,616
Specific ownership taxes	-	1,443
Facility Fees	-	100,850
Total revenues	-	122,909
TRANSFERS IN		
Transfers from other funds	-	1,367,500
Total funds available	-	1,490,409
EXPENDITURES		
General and administrative		
County Treasurer's fees	-	309
Transfers to other Districts	-	10,832
Contingency	-	5,000
Total expenditures	-	16,141
Total expenditures and transfers out requiring appropriation	-	16,141
ENDING FUND BALANCE	\$ -	\$ 1,474,268
DEBT SERVICE RESERVE	\$ -	\$ 615,000
DEBT SERVICE SURPLUS	-	106,768
TOTAL RESERVE	\$ -	\$ 721,768

No assurance provided. See summary of significant assumptions.

**BUCKLEY YARD METROPOLITAN DISTRICT NO. 2
CAPITAL PROJECTS FUND
2022 BUDGET
WITH 2021 ESTIMATED
For the Years Ended and Ending December 31,**

1/17/2022

	ESTIMATED 2021	BUDGET 2022
BEGINNING FUND BALANCE	\$ -	\$ -
REVENUES		
Bond Issuance	-	10,400,000
Total revenues	-	10,400,000
Total funds available	-	10,400,000
EXPENDITURES		
Bond Issue Costs	-	156,000
Capital Outlay	-	8,876,500
Total expenditures	-	9,032,500
TRANSFERS OUT		
Transfers to other funds	-	1,367,500
Total expenditures and transfers out requiring appropriation	-	10,400,000
ENDING FUND BALANCE	\$ -	\$ -

No assurance provided. See summary of significant assumptions.

BUCKLEY YARD METROPOLITAN DISTRICT NO. 2
2022 BUDGET
SUMMARY OF SIGNIFICANT ASSUMPTIONS

Services Provided

Buckley Yard Metropolitan District No. 2 (District), a quasi-municipal corporation and political subdivision of the State of Colorado, was organized by order and decree of the District Court for Arapahoe County, and is governed pursuant to provisions of the Colorado Special District Act (Title 32, Article 1, Colorado Revised Statutes). The District operates under the Service Plan approved by Arapahoe County (County). The District was established to for planning, design, constructing, and financing public improvements for the development.

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

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

Revenues

Property Taxes

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

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

Specific Ownership Taxes

Specific ownership taxes are set by the State and collected by the County Treasurer, primarily on vehicle licensing within the County as a whole. The specific ownership taxes are allocated by the County Treasurer to all taxing entities within the County. The budget assumes that the District's share will be equal to approximately 7% of the property taxes collected by the General Fund.

Facility Fees

The District anticipates collecting facility fees of \$1,700 at the time of issuance of a building permit for town homes and \$2,250 for single family homes.

**BUCKLEY YARD METROPOLITAN DISTRICT NO. 2
2022 BUDGET
SUMMARY OF SIGNIFICANT ASSUMPTIONS**

Revenues (continued)

Developer advance

The District is in the development stage. As such, the Developer is expected to fund a portion of operating expenditures in 2022. Developer advances are recorded as revenue for budget purposes with an obligation for future repayment when the District is financially able to reimburse the Developer.

Bond Issuance

The District anticipates issuing bonds in 2022.

Expenditures

General and Administrative Expenditures

General and administrative expenditures include the estimated costs of services necessary to maintain the District's administrative viability such as legal, accounting, district management, insurance, and membership dues.

County Treasurer's Fees

County Treasurer's fees have been computed at 1.5% of property tax collections.

Capital Outlay

Anticipated expenditures for capital outlay are reflected in the Capital Projects Fund page of the budget.

Debt and Leases

The District anticipates issuing bonds in 2022.

Reserves

Emergency Reserve

The District has provided for an emergency reserve fund equal to at least 3% of fiscal year spending as defined under TABOR.

This information is an integral part of the accompanying budget.