



Financial Statements
December 31, 2016

Confluence Metropolitan District



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Independent Auditor's Report

Board of Directors
Confluence Metropolitan District
Avon, Colorado

Report on the Financial Statements

We have audited the accompanying financial statements of the governmental activities and each major fund of Confluence Metropolitan District as of and for the year ended December 31, 2016, and the related notes to the financial statements, which collectively comprise the District's basic financial statements as listed in the table of contents.

Management's Responsibility for the Financial Statements

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

Auditor's Responsibility

Our responsibility is to express an opinion on these financial statements based on our audit. We conducted our audit in accordance with auditing standards generally accepted in the United States of America. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free from material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statements. The procedures selected depend on the auditor's judgment, including the assessment of the risks of material misstatement of the financial statements, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the entity's preparation and fair presentation of the financial statements in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control. Accordingly, we express no such opinion. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the financial statements.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinions.

Opinions

In our opinion, the financial statements referred to above present fairly, in all material respects, the respective financial position of the governmental activities and each major fund of Confluence Metropolitan District as of December 31, 2016, and the respective changes in financial position thereof for the year then ended in accordance with accounting principles generally accepted in the United States of America.

Restatement

As described in Note 11 to the financial statements, an error resulting in an overstatement of net capital and service obligations due from Avon Station Metropolitan District as of December 31, 2015, was discovered during the current year, as a result of an allowance for doubtful accounts in the Governmental Activities. Accordingly, an adjustment has been made to net position as of January 1, 2016 to correct the error. Our opinions are not modified as a result of this restatement.

Economic Dependency

We draw to your attention Note 8 of the accompanying financial statements. The ability of the District to meet scheduled debt service requirements on a timely basis beyond 2017 is dependent upon the ability of various taxing districts to grow to sufficient levels to provide a sufficient tax base to generate revenues to meet their limited obligations to the District under existing intergovernmental agreements. Our opinions are not modified with respect to this matter.

Other Matters*Required Supplementary Information*

Accounting principles generally accepted in the United States of America require that the management's discussion and analysis on pages 3 to 5 and budgetary comparison information on pages 26 and 27 be presented to supplement the 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. We have applied certain limited procedures to the required supplementary information in accordance with auditing standards generally accepted in the United States of America, which consisted of inquires of management about the methods or preparing the information and comparing the information for consistency with management's responses to our inquires, the basic financial statements, and other knowledge we obtained during our audit of the basic financial statements. We do not express an opinion or provide any assurance on the information because the limited procedures do not provide us with sufficient evidence to express an opinion or provide any assurance.

Other Information

Our audit was conducted for the purpose of forming opinions on the financial statements that collectively comprise Confluence Metropolitan District's financial statements. The other supplementary information as presented in the table of contents is presented for purposes of additional analysis and is not a required part of the financial statements.

The other supplementary information is the responsibility of management and was derived from and relates directly to the underlying accounting and other records used to prepare the financial statements. Such information has been subjected to the auditing procedures applied in the audit of the financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the financial statements or to the financial statements themselves, and other additional procedures in accordance with auditing standards generally accepted in the United States of America. In our opinion, the other supplementary information is fairly stated, in all material respects, in relation to the financial statements as a whole.



Fort Collins, Colorado
July 27, 2017

Required Supplementary Information
Management's Discussion and Analysis

Confluence Metropolitan District

Management's Discussion and Analysis December 31, 2016

As management of Confluence Metropolitan District (the "District"), we offer readers of the District's financial statements this narrative overview and analysis of the financial activities of the District for the fiscal year ended December 31, 2016.

Overview of the Financial Statements

This discussion and analysis is intended to serve as an introduction to the District's basic financial statements. The District's basic financial statements comprise three components: 1) government-wide financial statements; 2) fund financial statements; and 3) notes to the financial statements. This report also contains supplementary information presented after the notes to the financial statements.

Government-wide financial statements. The government-wide financial statements are designed to provide readers with a broad overview of the District's finances, in a manner similar to a private-sector business.

The Statement of Net Position presents information on the District's assets, deferred outflows, liabilities, and deferred inflows with the difference reported as net position. Over time, increases or decreases in net position may serve as a useful indicator of whether the financial position of the District is improving or deteriorating.

The Statement of Activities presents information showing how the government's net position changed during the most recent fiscal year. All changes in net position are reported as soon as the underlying event giving rise to the change occurs, regardless of the timing of related cash flows. Thus, revenues and expenses are reported in this statement for some items that will only result in cash flows in future fiscal periods.

The governmental activity of the District is the financing, installation and operation of the gondola transportation and other infrastructure systems for the Avon Station Metropolitan District.

The government-wide financial statements can be found on pages 6 and 7 of this report.

Fund financial statements. A fund is a grouping of related accounts that is used to maintain control over resources that have been segregated for specific activities or objectives. The District, like other state and local governments, uses fund accounting to ensure and demonstrate compliance with finance-related legal requirements. The District currently has four funds, the General Fund, the Debt Service Fund, the Capital Projects Fund, and the Gondola Reserve Fund, all of which are governmental funds.

Governmental funds. Governmental funds are used to account for essentially the same functions reported as governmental activities in the government-wide financial statements. However, unlike the government-wide financial statements, governmental fund financial statements focus on near-term inflows and outflows of expendable resources, as well as on balances of expendable resources available at the end of the fiscal year. Such information may be useful in evaluating a government's near-term financing requirements.

Because the focus of governmental funds is narrower than that of the government-wide financial statements, it is useful to compare the information presented for governmental funds with similar information presented for governmental activities in the government-wide financial statements. By doing so, readers may better understand the long-term impact of the government's near-term financing decisions. Both the expenditures and changes in fund balances provide a reconciliation to facilitate this comparison between governmental funds and governmental activities. The governmental fund financial statements are located on pages 8 through 10 of this report.

Notes to the Financial Statements. The notes provide additional information that is essential to a full understanding of the data provided in the government-wide and fund financial statements. The Notes to the Financial Statements can be found starting on page 11 of this report.

Government-wide Financial Analysis. The following tables show condensed financial information derived from the government-wide financial statements.

Statement of Net Position

	Governmental Activities	
	2016	2015 (restated)
Current assets	\$ 2,596,601	\$ 3,480,258
Capital and other non-current assets	9,005,443	9,609,444
Total Assets	11,602,044	13,089,702
Current liabilities	2,242,773	2,192,911
Non-current liabilities	27,866,101	28,466,101
Total Liabilities	30,108,874	30,659,012
Net position:		
Net Investment in fixed assets	(15,075,024)	(15,226,470)
Restricted for emergencies	18,841	17,402
Unrestricted	(3,450,647)	(2,360,242)
Total Net Position	\$ (18,506,830)	\$ (17,569,310)

Statement of Activities

	Governmental Activities	
	2016	2015 (restated)
REVENUES:		
Program revenues:		
Charges for services	\$ -	\$ -
Operating grants and contributions	723,402	613,670
Capital Contributions	1,196,702	1,287,768
General revenues:		
Interest and other revenue	19,951	7,745
Total Revenues	1,940,055	1,909,183
EXPENSES:		
Program expenses:		
General government	238,793	231,746
Transportation	825,987	775,726
Intergovernmental agreement	513,966	-
Interest on long-term debt	1,298,829	1,325,265
Total Expenses	2,877,575	2,332,737
Change in Net Position	(937,520)	(423,554)
Net Position - Beginning	(17,569,310)	9,238,185
Allowance for uncollectible receivable restatement	-	(26,383,941)
Net Position - Beginning (restated)	(17,569,310)	(17,145,756)
Net Position - Ending	\$ (18,506,830)	\$ (17,569,310)

The District is the “service district” in a dual district structure whereby the District constructed the infrastructure for the Avon Station Metropolitan District (ASMD) subdivision. The District entered into a District Facilities Construction and Service Agreement with ASMD and pursuant to this agreement, the District is obligated to construct and provide the initial financing for the primary infrastructure for the ASMD area. ASMD is the “financing district” and as such, will ultimately pay “capital and service obligations” to reimburse the District for the costs to construct, maintain, and operate the infrastructure. The District will then use the funds received from ASMD to pay off the District’s debt. In addition the District has an intergovernmental agreement with Mountain Vista Metropolitan District to provide funds for specific infrastructure regional improvements.

The District's revenues consisted primarily of operating and capital contributions received or accrued from ASMD pursuant to the District Facilities Construction and Service Agreement. Other sources of revenues include contributions from the Town of Avon toward the operating costs of the gondola and operating and capital contributions from Mountain Vista Metropolitan District.

Financial Analysis of the District's Funds

As mentioned earlier, the District uses fund accounting to ensure and demonstrate compliance with finance-related legal requirements.

Governmental funds. The focus of the District's governmental funds is to provide information on near-term inflows, outflows, and balances of expendable resources. Such information is useful in assessing the District's financing requirements. In particular, unrestricted fund balance may serve as a useful measure of a government's net resources available for spending at the end of the fiscal year.

As of the end of the current fiscal year, the District's governmental funds reported a combined ending fund balance of \$2,456,249. The fund balance primarily consists of funds being held in escrow accounts for reserves and future debt payments.

Budget variances. The District expenditures were similar to budgeted results. Details for each of the funds can be seen on pages 26 through 30 of this report.

Capital assets. The District's net investment in capital assets decreased by \$423,554 as a result of depreciation expense being greater than capital additions. Additional information as well as a detailed classification of the District's net capital assets can be found in the Notes to the Financial Statement on page 18 of this report.

Long-term debts. The District issued tax supported revenue bonds during 2007 in the amount of \$24,665,000. A portion of the bond proceeds were used to repay advances received from the Developer to finance public facilities and improvements that are within District boundaries. The District did not receive adequate funding for the debt service payments causing the District to request a withdrawal of \$622,390 from the guaranty fund and \$425,450 from the reserve fund to help cover the debt service payments in 2016. Additional information can be found in the Notes to the Financial Statement on page 20 of this report.

Economic Conditions and Outlook. Based on the current valuation of properties within the Avon Station Metropolitan District and the Mountain Vista Metropolitan District the property tax revenues received are not sufficient to cover the annual debt service payments, requiring draw downs of the bond guaranty fund and the bond reserve fund. As of December 31, 2016 the guaranty fund has been exhausted. The debt service fund has a balance of \$1,709,011 (including the reserve fund) which is projected to be exhausted in 2018.

Prior Period Adjustment. Based on current economic conditions as described above the District determined the long term capital service obligation receivable should be offset with an allowance for doubtful accounts. As a result a prior period adjustment was made. Additional information can be found in the Notes to the Financial Statement on page 25 of this report.

Request for Information

This financial report is designed to provide a general overview of the District's finances for all those with an interest in the government's finances. Questions concerning any of the information provided in this report or requests for additional financial information should be addressed to Confluence Metropolitan District, Marchetti & Weaver LLC, P.C., 28 Second Street, Suite 213, Edwards, CO 81632 or you may call (970) 926-6060.

Government-wide Financial Statements

Confluence Metropolitan District
Statement of Net Position
December 31, 2016

Assets

Current Assets

Cash and cash equivalents	\$	2,395,494
Accounts receivable		90,964
Due from Avon Station Metropolitan District		9,127
Prepaid expense		11,016
Current portion of Capital and Service obligations from Avon Station Metropolitan District		90,000
Total Current Assets		2,596,601

Noncurrent Assets

Capital and Service obligations from Avon Station Metropolitan District		614,366
Capital Assets		
Depreciable		12,277,956
Accumulated depreciation		(3,886,879)
Total Noncurrent Assets		9,005,443
Total Assets		11,602,044

Liabilities

Current Liabilities

Accounts payable		50,352
Accrued interest payable		1,592,421
Current maturities of long-term debt		600,000
Total Current Liabilities		2,242,773

Noncurrent Liabilities

Amounts due to developer		5,991,101
Bonds payable		21,875,000
Total Noncurrent Liabilities		27,866,101
Total Liabilities		30,108,874

Net Position

Net investment in capital assets		(15,075,024)
Restricted for emergencies		18,841
Unrestricted		(3,450,647)
Total Net Position	\$	(18,506,830)

The accompanying notes are an integral part of these financial statements.

Confluence Metropolitan District
Statement of Activities
For the Year Ended December 31, 2016

		Program Revenue			
	Program Expenses	Operating Contributions	Capital Contributions	Net (Expense) Revenue	
Government Operations					
General government	\$ 238,793	\$ -	\$ -	\$ (238,793)	
Transportation	825,987	266,043	-	(559,944)	
Intergovernmental agreement	513,966	457,359	1,196,702	1,140,095	
Interest expense	1,298,829	-	-	(1,298,829)	
Totals	<u>\$ 2,877,575</u>	<u>\$ 723,402</u>	<u>\$ 1,196,702</u>	<u>(957,471)</u>	
General Revenues					
				19,951	
				19,951	
					(937,520)
				(17,569,310)	
				<u>\$ (18,506,830)</u>	

The accompanying notes are an integral part of these financial statements.

Fund Financial Statements

Confluence Metropolitan District
Balance Sheets
Governmental Funds
December 31, 2016

	<u>General</u>	<u>Debt Service</u>	<u>Gondola/Capital Reserve</u>	<u>Total Governmental Funds</u>
Assets				
Cash	\$ 172,868	\$ -	\$ 517,185	\$ 690,053
Restricted cash	-	1,705,441	-	1,705,441
Accounts receivable	90,964	-	-	90,964
Due from Avon Station Metropolitan District	357	8,770	-	9,127
Prepaid expense	11,016	-	-	11,016
Total Assets	<u>\$ 275,205</u>	<u>\$ 1,714,211</u>	<u>\$ 517,185</u>	<u>\$ 2,506,601</u>
Liabilities and Equity				
Liabilities				
Accounts payable	\$ 45,152	\$ 5,200	\$ -	\$ 50,352
Total Liabilities	<u>45,152</u>	<u>5,200</u>	<u>-</u>	<u>50,352</u>
Equity				
Fund Balance				
Nonspendable - prepaid expenses	11,016	-	-	11,016
Restricted for emergencies	18,841	-	-	18,841
Restricted for debt service	-	1,709,011	-	1,709,011
Assigned for gondola reserve	-	-	517,185	517,185
Unassigned	200,196	-	-	200,196
Total Equity	<u>230,053</u>	<u>1,709,011</u>	<u>517,185</u>	<u>2,456,249</u>
Total Liabilities and Equity	<u>\$ 275,205</u>	<u>\$ 1,714,211</u>	<u>\$ 517,185</u>	<u>\$ 2,506,601</u>
Reconciliation to the Statement of Net Position				
Total Fund Balances				\$ 2,456,249
Amounts reported for governmental activities in the Statement of Net Position are different because:				
Capital assets, net of accumulated depreciation, used in governmental funds are not financial resources, and, therefore, are not reported in the governmental funds.				
				8,391,077
Accrued expenses, including interest payable on outstanding debt, do not require current financial resources. Therefore, they are not reported as liabilities in governmental funds balance sheets.				
				(1,592,421)
Amounts owed to the District for costs incurred to construct, operate, and maintain infrastructure are not collectible in the current period and, therefore, are not reported in the governmental funds, net of allowance for doubtful accounts.				
				704,366
Long-term liabilities, including amounts owed to developer and bonds payable, are not due and payable in the current period and, therefore, are not reported in the governmental funds.				
				<u>(28,466,101)</u>
Total Net Position				<u>\$ (18,506,830)</u>

The accompanying notes are an integral part of these financial statements.

Confluence Metropolitan District
Statements of Revenues, Expenditures, and Changes in Fund Balances
Governmental Funds
For the Year Ended December 31, 2016

	General	Debt Service	Gondola Reserve	Total Governmental Funds
Revenues				
TIFF payments from Town of Avon	\$ 113,729	\$ 173,066	\$ -	\$ 286,795
Payments from Avon Station				
Metropolitan District	325,843	528,971	-	854,814
Payments from Mountain Vista				
Metropolitan District	17,787	71,146	-	88,933
Payments from Town of Avon	266,043	-	-	266,043
Interest and other	4,967	11,680	3,304	19,951
Total Revenues	728,369	784,863	3,304	1,516,536
Expenditures				
General Government				
Accounting	16,158	-	-	16,158
Audit	7,260	-	-	7,260
Directors' fees	969	-	-	969
Elections	1,255	-	-	1,255
Insurance	38,677	-	-	38,677
Legal	14,657	-	-	14,657
Miscellaneous	132	-	-	132
Agent fees	-	3,850	-	3,850
Landscape/entry monument	34,394	-	-	34,394
Transportation				
Airspace lease	3,815	-	-	3,815
Utilities	21,626	-	-	21,626
Gondola insurance	39,140	-	-	39,140
Gondola operations	283,841	-	-	283,841
Gondola repairs and maintenance	1,800	-	13,203	15,003
Gondola management	75,000	-	-	75,000
Plaza operations	85,449	-	-	85,449
Debt Service				
Principal	-	575,000	-	575,000
Interest	-	1,249,170	-	1,249,170
Total Expenditures	624,173	1,828,020	13,203	2,465,396
Revenue Over (Under) Expenditures	104,196	(1,043,157)	(9,899)	(948,860)
Other Financing Sources (Uses)				
Transfers in	-	-	44,500	44,500
Transfers out	(44,500)	-	-	(44,500)
Total Other Financing Sources (Uses)	(44,500)	-	44,500	-
Revenue and Other Financing Sources (Uses) Over (Under) Expenditures	59,696	(1,043,157)	34,601	(948,860)
Fund Balance, beginning of year	170,357	2,752,168	482,584	3,405,109
Fund Balance, end of year	\$ 230,053	\$ 1,709,011	\$ 517,185	\$ 2,456,249

The accompanying notes are an integral part of these financial statements.

Confluence Metropolitan District
Reconciliation of the Statements of Revenues, Expenditures,
and Changes in Fund Balances of Governmental Funds
to the Statement of Activities
For the Year Ended December 31, 2016

Total net change in fund balance - governmental funds	\$ (948,860)
Amounts reported for governmental activities in the Statement of Activities are different because:	
Depreciation expense on capital assets was reported in the Statement of Activities, but it did not require the use of current financial resources. Therefore, depreciation expense is not reported as an expenditure in governmental funds.	(423,554)
Increases and decreases in capital and service obligation owed to Confluence Metropolitan District do not produce or use current financial resources and, therefore, are not reported in the governmental funds.	423,519
Bad debt expense related to the capital and service obligation owed to Confluence Metropolitan District do not represent current financial resources and, therefore, is not reported in the governmental funds.	(513,966)
Repayments of bond principal is reported as an expenditure in the funds but since these amounts decrease long-term debt in the Statement of Net Position they are not reported in the Statement of Activities.	575,000
Changes in accrued interest on long-term debt is reported in the Statement of Activities, but does not require the use of current financial resources; therefore, the expense associated with the increases in accrued interest is not reported as expenditures in governmental funds.	<u>(49,659)</u>
Change in net position of government activities	<u><u>\$ (937,520)</u></u>

The accompanying notes are an integral part of these financial statements.

**Confluence Metropolitan District
Notes to the Financial Statements
December 31, 2016**

1. ORGANIZATION AND DEFINITION OF REPORTING ENTITY

The District, a quasi-municipal organization, was organized on November 3, 1998, and is governed pursuant to provisions of the Colorado Special District Act. The District's service area is located in Eagle County, Colorado. The District was established as part of a dual district structure with the Avon Station Metropolitan District (ASMD). The District is considered the service district and was established to provide water, street, traffic and safety, fire protection and emergency medical services, television relay, transportation, parks and recreation, sanitation, and mosquito and pest control improvements. ASMD is the financing district and was established to provide funding and tax base for capital improvements constructed and operated by the District (see Note 7).

The District has no employees and all services are contracted.

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

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

2. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

The significant accounting policies of the District are as follows:

Basis of Presentation

The District's basic financial statements consist of government-wide statements, including a Statement of Net Position, a Statement of Activities, and fund financial statements which provide a more detailed level of financial information.

Government-wide Financial Statements

The Statement of Net Position and the Statement of Activities display information about the District as a whole. These statements include the financial activities of the primary government.

The Statement of Net Position presents the financial condition of the governmental activities at year-end. The Statement of Activities presents a comparison between program expenses and the program revenues for each program or function of the District's governmental activities. Program expenses are those that are specifically associated with a service, program, or department; and therefore, clearly identifiable to a particular function. Program revenues include charges paid by the recipient of the goods or services offered by the program, grants and contributions that are restricted to meeting the operational or capital

**Confluence Metropolitan District
Notes to the Financial Statements
December 31, 2016**

2. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)

Basis of Presentation, continued

Government-wide Financial Statements, continued

requirements of a particular program, and interest earned on grants that is required to be used to support a particular program. Revenues which are not classified as program revenues are presented as general revenues of the District, with certain limited exceptions. The comparison of program expenses with program revenues identifies the extent to which each governmental function is self-financing or draws from the general revenues of the District.

Fund Financial Statements

During the year, the District segregates transactions related to certain District functions or activities in separate funds in order to aid financial management and to demonstrate legal compliance. Fund financial statements are designed to present financial information of the District at this more detailed level. The focus of governmental fund financial statements is on major funds.

Fund Accounting

The accounts of the District are organized on the basis of funds, each of which is considered a separate accounting entity. Fund types used by the District are described below.

Governmental Fund Types

General Fund – the General Fund is the general operating fund of the District. It is used to account for all financial resources except those required to be accounted for in another fund.

Debt Service Fund – the Debt Service Fund is used to account for the accumulation of resources for and the payment of long-term obligation principal, interest and related costs.

Gondola/Capital Reserve Fund – the Gondola/Capital Reserve Fund is used to account for financial resources to be used for future repairs of the gondola and capital improvements.

Measurement Focus

Government-wide Financial Statements

The government-wide financial statements are prepared using the economic resources measurement focus. All assets and liabilities associated with the operation of the District are included in the Statement of Net Position.

**Confluence Metropolitan District
Notes to the Financial Statements
December 31, 2016**

2. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)

Measurement Focus, continued

Fund Financial Statements

All governmental funds are accounted for using a flow of current financial resources measurement focus. With this measurement focus, only current assets and current liabilities generally are included on the balance sheet. The Statement of Revenues, Expenditures, and Changes in Fund Balances reports on the sources (revenues and other financing sources) and uses (expenditures and other financing uses) of current financial resources. This approach differs from the manner in which the governmental activities of the government-wide financial statements are prepared. Governmental fund financial statements therefore include reconciliation with brief explanations to better identify the relationship between the government-wide statements and the statements for governmental funds.

Basis of Accounting

Basis of accounting determines when transactions are recorded in the financial records and reported on the financial statements. Government-wide financial statements are prepared using the accrual basis of accounting. Governmental funds use the modified accrual basis of accounting. Differences in the accrual and modified accrual basis of accounting arise in the recognition of revenue and in the presentation of expenses versus expenditures.

Revenues

Revenue resulting from exchange transactions, in which each party gives and receives essentially the same value, is recorded on the accrual basis, when the exchange takes place. On a modified accrual basis revenue is recorded in the fiscal year in which the resources are both measurable and available to finance expenditures of the fiscal period typically within sixty days of realization.

Nonexchange transactions, in which the District receives value without directly giving value in return, include property taxes, grants, entitlements, and donations. Revenue from property taxes is recognized in the fiscal year for which the taxes are levied. Revenue from grants, entitlements, and donations is recognized in the fiscal year in which all eligibility requirements have been satisfied. On a modified accrual basis, revenue from nonexchange transactions must be available before it can be recognized.

Expenses/Expenditures

On the accrual basis of accounting, expenses are recognized at the time they are incurred.

The measurement focus of governmental fund accounting is on decreases in net financial resources (expenditures) rather than expenses. Expenditures are generally recognized in the accounting period in which the fund liability is incurred, if measurable. Allocations of cost, such as depreciation and amortization, are not recognized in governmental funds.

**Confluence Metropolitan District
Notes to the Financial Statements
December 31, 2016**

2. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)

Budgets

In accordance with State Budget Law, the District's Board of Directors holds public hearings in the fall each year to approve the budget and appropriate the funds for the ensuing year. The appropriation is at the total fund expenditures level and lapses at year-end. The District's Board of Directors can modify the budget by line item within the total appropriation without notification. The appropriation can only be modified upon completion of notification and publication requirements.

The budget includes each fund on its basis of accounting unless otherwise indicated.

Encumbrance accounting (open purchase orders, contracts in process and other commitments for the expenditures of funds in future periods) is not used by the District for budget or financial reporting purposes.

Cash and Cash Equivalents

The District's cash and cash equivalents are considered to be cash on hand, demand deposits, investment pools and short-term investments with an original maturity of three months or less from the date of acquisition.

Restricted Cash and Cash Equivalents

Unspent bond proceeds are reflected as restricted cash and cash equivalents in the accompanying financials statements.

Pooled Cash

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

Capital Assets

General capital assets are those assets not specifically related to activities reported in other funds. These assets generally result from expenditures in the governmental funds. These assets are reported in the governmental activities column of the government-wide Statement of Net Position but are not reported in the fund financial statements.

**Confluence Metropolitan District
Notes to the Financial Statements
December 31, 2016**

2. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)

All capital assets are capitalized at cost, or estimated historical cost, and updated for additions and retirements during the year. Donated fixed assets are recorded at their acquisition value as of the date received. The District maintains a capitalization policy of \$5,000. Improvements are capitalized; the costs of normal maintenance and repairs that do not add to the value of the asset or materially extend an asset's life are not capitalized.

All reported capital assets except construction in progress are depreciated. Depreciation is computed using the straight-line method over the asset's estimated useful life. The estimated useful lives are as follows:

Improvements	15 years
Gondola	30 years
Buildings	25 years

Accrued Liabilities and Long-term Obligations

All payables, accrued liabilities, and long-term obligations are reported in the government-wide financial statements.

In general, governmental fund payables and accrued liabilities that, once incurred, are paid in a timely manner and in full from current financial resources are reported as obligations of the funds. Long-term obligations are recognized as a liability on the governmental fund financial statements when due.

Fund Balances

In the fund financial statements the following classifications describe the relative strength of the spending constraints.

- *Non-spendable fund balance* – The portion of fund balance that cannot be spent because it is either not in spendable form (such as prepaid expenses) or it is legally or contractually required to be maintained intact.
- *Restricted fund balance* – The portion of fund balance constrained to being used for a specific purpose by external parties (such as grantors or bondholders), constitutional provisions or enabling legislation. The District's restricted fund balance represent amounts reserved for emergencies under the Colorado State Constitution, amounts restricted for debt service.
- *Committed fund balance* – The portion of fund balance constrained for specific purposes according to limitations imposed by the Board of Directors prior to the end of the fiscal year. The constraint may be removed or changed only through formal action of the Board of Directors. The District has no committed fund balance.

**Confluence Metropolitan District
Notes to the Financial Statements
December 31, 2016**

2. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)

Fund Balances, continued

- *Assigned fund balance* – The portion of fund balance set aside for planned or intended purposes. The intended use may be expressed by the Board of Directors or other individuals authorized to assign funds to be used for a specific purpose. This classification is necessary to indicate that those funds are, at a minimum, intended to be used for the purpose of that particular fund. The fund balance in the District’s gondola reserve fund is assigned for future gondola repairs.
- *Unassigned fund balance* – The residual portion of fund balance that does not meet any of the above criteria. The District will only report a positive unassigned fund balance in the General Fund.

If both restricted and unrestricted amounts of fund balance are available for use when expenditure is made, it is the District’s policy to use restricted amounts first. Unrestricted fund balance will be used in the following order: committed, assigned, and then unassigned.

Net Position

In the government-wide financial statements, net position represents the difference between assets and deferred outflows of resources and liabilities and deferred inflows of resources. Net position is reported as restricted when there are limitations imposed on their use either through the enabling legislation adopted by the District, or through external restrictions imposed by creditors, grantors, or laws, or regulations of other governments.

The District applies restricted resources first when an expense is incurred for the purpose for which both restricted and unrestricted net position is available.

Estimates

The presentation of financial statements in conformity with accounting principles generally accepted in the United States of America requires management to make estimates and assumptions that affect the reported amounts of assets and liabilities and disclosure of contingent assets and liabilities at the date of the financial statements and the reported amounts of revenues and expenses during the reporting period. Actual results could differ from those estimates.

Implementation of New GASB Statements

Beginning in fiscal year 2016 the District implemented the following statement issued by the Governmental Accounting Standards Board (GASB): GASB statement 72 “*Fair Value Measurement and Applications*”. This statement addresses accounting and financial reporting issues related to fair value measurements. The definition of fair value is the price that would be received to sell an asset or paid to transfer a liability in an orderly transaction between market participants at the measurement date. This statement provides guidance for determining a fair value measurement for financial reporting purposes. This statement also provides guidance for applying fair value to certain investments and disclosures related to all fair value measurements.

**Confluence Metropolitan District
Notes to the Financial Statements
December 31, 2016**

3. CASH AND INVESTMENTS

Deposits are exposed to custodial credit risk (the risk that, in the event of the failure of a depository financial institution, the government would not be able to recover deposits or would not be able to recover collateral securities that are in the possession of an outside party), if they are not covered by depository insurance and are collateralized with securities held by the pledging financial institution, except for deposits collateralized by certain types of collateral pools including a single financial institution collateral pool where the fair value of the pool is equal to or exceeds all uninsured public deposits held by the financial institution (e.g. deposits insured by The Public Deposit Protection Act (PDPA)). Accordingly, none of the District's deposits at December 31, 2016, are deemed to be exposed to custodial credit risk.

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

At December 31, 2016, the District's cash deposits had a carrying value of \$5,479 and a corresponding bank balance of \$41,219, all of which was FDIC insured.

Investments

Colorado Statutes specify investment instruments meeting defined rating and risk criteria in which local governments may invest which include:

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

Local Government Investment Pools – At December 31, 2016, the District had \$751,353 invested in Colorado Local Government Liquid Asset Trust (COLOTRUST), an investment vehicles established for government entities in Colorado to pool surplus funds. As an investment pool, COLOTRUST operates under the Colorado Revised Statutes (24-75-701) and are overseen by the Colorado Securities Commissioner. The Trust invests in securities that are specified by the Colorado Revised Statutes (24-75-601). These assets are valued at net asset value per share as determined by the pool.

Authorized securities include US Treasuries, US Agencies, commercial paper, repurchase agreements and bank deposits (collateralized through PDPA). The Trust operates similar to a 2a7-like money market fund with a share value equal to \$1.00 and a maximum weighted average maturity of 60 days. COLOTRUST is rated AAA by the Standard & Poor's Corporation. Designated custodial banks provide safekeeping

**Confluence Metropolitan District
Notes to the Financial Statements
December 31, 2016**

3. CASH AND INVESTMENTS (continued)

and depository services to the Trusts in connection with the direct investment and withdrawal functions of the Trusts. Substantially all securities owned by the Trusts are held by the Federal Reserve Bank in the account maintained for the custodial bank.

As of December 31, 2016, the District also had invested \$1,638,662 in the Colorado Surplus Asset Fund Trust (CSAFE), an investment vehicle established for local government entities in Colorado to pool surplus funds. The State Securities Commissioner administers and enforces all State statutes governing the Trust. The Trust operates similarly to a 2a-7-like money market fund and each share is equal in value to \$1.00. CSAFE is rated AAAM by the Standard & Poor's Corporation. A designated custodial bank serves as custodian for the Trust's portfolios pursuant to a custodian agreement. The custodian acts as safekeeping agent for the Trust's investment portfolios and provides services as depository in connection with direct investment and withdrawals. The custodian internal records segregate investments owned by the Trust. These assets are valued at net asset value per share as determined by the pool.

4. CAPITAL ASSETS

An analysis of the changes in capital assets for the year ended December 31, 2016, follows:

	Balance January 1, 2016	Additions	Deletions	Balance December 31, 2016
Depreciable				
Improvements	\$ 286,189	\$ -	\$ -	\$ 286,189
Upper Terminal	173,442	-	-	173,442
Gondola	7,715,649	-	-	7,715,649
Lower Public Plaza	4,102,676	-	-	4,102,676
Total Capital Assets	<u>12,277,956</u>	<u>-</u>	<u>-</u>	<u>12,277,956</u>
Less accumulated depreciation				
Improvements	(152,632)	(19,079)	-	(171,711)
Upper Terminal	(49,064)	(5,781)	-	(54,845)
Gondola	(2,236,963)	(261,938)	-	(2,498,901)
Lower Public Plaza	(1,024,666)	(136,756)	-	(1,161,422)
Total accumulated depreciation	<u>(3,463,325)</u>	<u>(423,554)</u>	<u>-</u>	<u>(3,886,879)</u>
Net Capital Assets	<u>\$ 8,814,631</u>	<u>\$ (423,554)</u>	<u>\$ -</u>	<u>\$ 8,391,077</u>

Depreciation expense was allocated \$267,719 to the transportation function and \$155,835 to the general government function.

**Confluence Metropolitan District
Notes to the Financial Statements
December 31, 2016**

5. LONG-TERM OBLIGATIONS

The following is an analysis of the changes in long – term obligations of the District for the year ended December 31, 2016:

	<u>Balance January 1, 2016</u>	<u>Additions</u>	<u>Principal Repayments</u>	<u>Balance December 31, 2016</u>	<u>Due Within One Year</u>
Developer advances	\$ 5,991,101	\$ -	\$ -	\$ 5,991,101	\$ -
Bonds					
Tax Supported Revenue					
Bonds	\$ 23,050,000	\$ -	\$ (575,000)	\$ 22,475,000	\$ 600,000

A description of the long-term obligations outstanding as of December 31, 2016, is as follows:

Developer Advances

On August 22, 2006, the District entered into a Funding and Reimbursement Agreement with East West Resort Development XIV L.L.P. The Developer agreed to advance funds to the District, up to a maximum of \$25,000,000 to enable the District to improve property and to acquire those public facilities and improvements that were paid for by the Developer within the District boundaries. Any amounts advanced to the District under this original agreement bear an annual interest rate of 12 percent, and the agreement automatically renewed each year unless terminated by the Developer.

On December 18, 2007 the District entered into the First Amendment to the Funding and Reimbursement Agreement. The Amendment acknowledged the repayment of principal amounts owed to the Developer for advances made to the District excluding unpaid interest of \$1,062,963 which remains due and owing to the Developer. In addition the Developer agreed to continue to advance funds to the District of up to a maximum of \$1,000,000 through January 31, 2009 to enable the District to provide operations and continue to improve property and to acquire those public facilities and improvements that have been paid for by the Developer within the District boundaries. Any amounts advanced to the District under this amended agreement also bear an annual interest rate of 12 percent, and the agreement automatically renews each year unless terminated by the Developer.

On August 26, 2008, the District entered into the Second Amendment to the Funding and Reimbursement Agreement. The amendment modified the interest rate to the prime rate specified in the Wall Street Journal on January 1, plus 2%. As of January 1, 2016, the rate is 5.25%. All other terms of the Agreement remain the same.

On January 31, 2009, the District entered into a third amendment to the Funding and Reimbursement Agreement whereby the Developer agreed to continue to advance funds up to a maximum of \$1,400,000 through December 31, 2011. All other terms of the Agreement remained the same.

**Confluence Metropolitan District
Notes to the Financial Statements
December 31, 2016**

5. LONG-TERM OBLIGATIONS (continued)

On November 29, 2011, the District entered into a fourth amendment to the Funding and Reimbursement Agreement whereby the Developer shall have no further obligation to advance funds to the District after December 31, 2011. All other terms of the Agreement remained the same.

Repayment of amounts due to the Developer is subordinated to debt service requirements of the District's Tax Supported Revenue Bonds. At December 31, 2016, in addition to outstanding developer advances of \$991,101, unpaid interest due to the developer totaled \$1,490,839.

\$24,665,000 Limited Tax Supported Revenue Bonds, Series 2007

The bonds, dated April 30, 2007 with interest payable semiannually at 5.25% to 5.45%, consist of serial bonds issued in the original amount of \$2,790,000 due December 1, 2017, term bonds in the original amount of \$9,410,000, due December 1, 2027, and term bonds issued in the original amount of \$12,465,000, due December 1, 2034. The terms bonds are subject to mandatory sinking fund and extraordinary redemption prior to the maturity date of such bonds. These bonds were issued for the purpose of assisting with financing infrastructure improvements necessary for commercial development.

The net bond proceeds funded a debt service reserve funds with the remaining net proceeds being used for construction of the improvements within the District and for repayment of developer advances. As of December 31, 2016, the debt service reserve fund balance is \$1,637,880.

The District has entered into a capital pledge agreement with Avon Station Metropolitan District and the Trustee whereby ASMD pledged certain revenues to assist in the repayment of District bonds to the extent of the pledged revenues.

Future maturities of the District's bonds are as follows:

	<u>Principal</u>	<u>Interest</u>	<u>Total</u>
2017	\$ 600,000	\$ 1,218,983	\$ 1,818,983
2018	715,000	1,187,482	1,902,482
2019	760,000	1,148,872	1,908,872
2020	865,000	1,107,832	1,972,832
2021	810,000	1,061,123	1,871,123
2022-2026	5,045,000	4,581,202	9,626,202
2027-2031	7,095,000	3,006,975	10,101,975
2032-2034	6,585,000	785,891	7,370,891
	<u>\$ 22,475,000</u>	<u>\$ 14,098,360</u>	<u>\$ 36,573,360</u>

The Developer was also required to place \$5,000,000 in a guaranty account to fund shortfalls in funding required for debt service and for gondola operations. The guaranty account is to remain in place until the assessed valuation of the taxing district (ASMD) reaches a certain required level as more fully discussed in the bond documents. Since 2012, the District has withdrawn \$4,709,626 from the Guaranty Account to cover a shortfalls for the debt service payments, including \$623,040 for 2016. The District is also

**Confluence Metropolitan District
Notes to the Financial Statements
December 31, 2016**

5. LONG-TERM OBLIGATIONS (continued)

allowed to withdraw up to a maximum of \$1,000,000 from the guaranty account to fund shortfalls in operating and maintaining the gondola, subject to a cap of \$240,000 per year. The District has withdrawn \$290,000 from the Guaranty Account since 2010 to cover shortfalls for gondola operations.

As of December 31, 2016, the remaining balance in the guaranty account totaled \$0. Sufficient pledged revenue and guaranty fund amounts may not be available to fund scheduled debt service requirements on a timely basis beyond 2017. See further discussions in Notes 7 and 8.

Authorized Debt

At December 31, 2016, the District had authorized but unissued general obligation debt for the following improvement purposes:

	1998 Electoral Authorization	2006 Electoral Authorization	Authorization Used Series 2007 Bonds	Remaining Authorization
Transportation	\$ 27,500,000	\$ 27,500,000	\$ (9,994,422)	\$ 45,005,578
Parks and recreation	8,100,000	8,100,000	(5,453,142)	10,746,858
Streets	7,500,000	7,500,000	(7,180,352)	7,819,648
Television	1,500,000	-	-	1,500,000
Sewer	500,000	1,500,000	(1,095,288)	904,712
Water	500,000	1,500,000	(768,604)	1,231,396
Traffic and safety	500,000	-	(173,192)	326,808
Fire protection	500,000	-	-	500,000
Mosquito and pest control	100,000	-	-	100,000
Operation and maintenance	100,000	1,200,000	-	1,300,000
	<u>\$ 46,800,000</u>	<u>\$ 47,300,000</u>	<u>\$ (24,665,000)</u>	<u>\$ 69,435,000</u>

6. RELATED PARTIES

A majority of the members of the Board of Directors of the District are employees of East West Partners (the Developer) or related entities.

7. AGREEMENTS WITH OTHER GOVERNMENTAL ENTITIES

District Facilities Construction and Service Agreement

The District has entered into a Second Amended and Restated Joint Facilities Construction and Service Agreement with Avon Station Metropolitan District (“the Financing District”) dated April 29, 2007.

Under the agreement, the Financing District is to provide funding and the necessary tax base for financing the construction, operation, and maintenance of the public improvements that benefit both of the Districts. The Financing District may also obtain financing for the construction of the public improvements and pay the proceeds to the District.

**Confluence Metropolitan District
Notes to the Financial Statements
December 31, 2016**

7. AGREEMENTS WITH OTHER GOVERNMENTAL ENTITIES (continued)

The District will manage the construction and operation of the public improvements, and own, operate, and maintain the public improvements pursuant to a long-term operations and maintenance program.

Under the agreement, the Financing District has assigned all revenue raised from mill levies assessed by ASMD to the District in order to offset the expenses of the construction of the public improvements and the District's costs of operation and maintenance of such public improvements. The Agreement remains in force until all terms and conditions have been performed in their entirety. The Financing District's primary revenue source is property taxes collectible annually based on a set mill levy applied to the assessed valuation of the Financing District's property.

During 2016, the District received \$854,814 from the Financing District in accordance with this agreement. As of December 31, 2016, the District had incurred \$27,602,273 in unreimbursed expenditures, which the Financing District will be obligated to pay pursuant to this agreement to the extent of legally available revenues. As stated in Note 11, the an allowance for doubtful accounts has been established to offset the full amount of the obligation due from ASMD as it is anticipated that there will be insufficient tax revenues collected in accordance with the Capital Pledge Agreement to pay down this obligation and future costs incurred, such as interest expense on the bonds. As a result the long-term receivable will be shown as follows:

Capital and Service obligations from Avon	\$ 27,602,273
Station Metropolitan District	
Allowance for uncollectible obligation	<u>(26,897,907)</u>
Net Capital and Service obligations	<u><u>\$ 704,366</u></u>

Capital Pledge Agreement

On May 1, 2007 the District entered into a capital pledge agreement with Avon Station Metro District and the Trustee whereby ASMD pledged certain revenues to assist in the repayment of District bonds to the extent of the pledged revenues.

Intergovernmental Agreement with Mountain Vista Metropolitan District

The District has entered into an Amended and Restated Intergovernmental Agreement with Mountain Vista Metropolitan District (Mountain Vista) dated April 28, 2006.

Under the agreement, Mountain Vista is to certify a mill levy up to 25 mills (subject to certain adjustments) but not in excess of the debt service mill levy imposed by ASMD for financing the construction, operation, and maintenance of public improvements that benefit both Districts. This mill levy is subject to Mountain Vista's electoral debt authorization which will expire on February 23, 2020.

The District will manage the construction and operation of the public improvements, and own, operate, and maintain the public improvements pursuant to a long-term operations and maintenance program.

During 2016, the District received \$88,933 from Mountain Vista in accordance with this agreement.

**Confluence Metropolitan District
Notes to the Financial Statements
December 31, 2016**

7. AGREEMENTS WITH OTHER GOVERNMENTAL ENTITIES (continued)

Intergovernmental Agreement with Avon Urban Renewal Authority

The District entered into an Intergovernmental Agreement with the Avon Urban Renewal Authority (the "Authority") and ASMD concerning incremental taxes on October 9, 2007. Under this agreement, the Authority agreed to remit to the Districts the incremental revenues it receives as a result of ad valorem property taxes and specific ownership taxes levied by the Districts except those upon Lot B in ASMD and upon any increase in the number of dwelling units permitted or commercial square footage in the zoning entitlements as of February 27, 2007. The Districts shall use any District Tax Increment Revenues remitted for those purposes permitted by the Service Plan, including paying for public improvements within the Districts. During 2016, the District received \$286,795 in accordance with this agreement.

Facilities Operations Agreement

The District entered into a Facilities Operation Agreement with the Town of Avon (TOA) on March 14, 2006. The agreement addresses the responsibilities and funding related to the construction, operations and maintenance for the Gondola and Public Plaza Improvements.

During 2016, the District received \$266,043 from TOA for their portion of the gondola and public plaza operation costs in accordance with the agreement.

Operations Agreement

The District entered into a Gondola Construction, Operations and Maintenance Agreement with the Vail Corporation on April 28, 2006. The agreement was amended on October 24, 2007 to include the District Plaza located at the upper gondola terminal. Under this agreement, Vail Corporation will provide operations and maintenance for the upper plaza and gondola. The agreement will automatically renew each year for an initial period of 15 years absent written notice by either party of early termination. During 2016, the District incurred costs of \$358,841 under this agreement.

8. ECONOMIC DEPENDENCY

Since the District receives the majority of its revenues from other Districts, it is dependent on these Districts for funding. Until the tax bases of these Districts grow to the needed levels, the District will be dependent on transfers from the Guarantee and Reserve Accounts for operating and debt service shortfalls as more fully discussed in Note 5.

Pledged revenues from the various districts have not been sufficient from 2012 to 2016 to fully fund the debt service requirements of the District's Tax Supported Revenue Bonds resulting in the use of funds from the above mentioned Guarantee and Reserve Account. District management expects required transfers from the Guarantee and Reserve Fund to continue due to a stagnant tax base and lower than originally projected assessed valuations. They project that the District will not have available funds to meet the scheduled annual debt service requirements on a timely basis beginning as soon as 2018.

**Confluence Metropolitan District
Notes to the Financial Statements
December 31, 2016**

9. RISK MANAGEMENT

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

The District is a member of the Colorado Special Districts Property and Liability Pool (Pool) as of December 31, 2016. The Pool is an organization created by intergovernmental agreement to provide property, liability, public officials' liability, boiler and machinery, and workers' compensation coverage to its members. Settled claims have not exceeded this coverage in the past three years.

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

10. TAX, SPENDING AND DEBT LIMITATIONS

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

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

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

On November 3, 1998, a majority of the District's electors authorized the District (1) to increase taxes annually unlimited as to rate or amount by the imposition of an ad valorem property tax levy to be in effect for the life of the debt, which is limited to 20 years, and (2) to collect, keep, and expend all District revenues during 1999, and continuing thereafter without regard to limitations under TABOR.

On May 2, 2006, the majority of the District's electors authorized the removal of the 20-year term restriction of the tax levy.

Also, on November 3, 1998, the voters of the District authorized the issuance of \$46,800,000 in debt and approved an increase in property tax revenue to pay such debt. On May 2, 2006, voters of the District increased this amount by \$47,300,000 to a total authorized debt amount of \$94,100,000.

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

**Confluence Metropolitan District
Notes to the Financial Statements
December 31, 2016**

11. RESTATEMENT

The District determined currently that based on the insufficient tax revenues collected in accordance with the Capital Pledge Agreement in Note 7, the long-term receivables related to the capital obligation from Avon Station Metropolitan District are considered uncollectible and should be offset with an allowance for doubtful accounts. As a result the fund balance of the governmental activities decreased \$26,383,941 with a corresponding decrease in Capital and Service obligations from Avon Station Metropolitan District because of the allowance placed in this capital portion. The following is a summary of the changes to the Government-Wide financial statements:

	Governmental Activities
Net position as previously reported, January 1, 2016	\$ 8,814,631
Capital and Service obligations from Avon Station Metropolitan District	<u>(26,383,941)</u>
Net position as restated, January 1, 2016	<u>\$ (17,569,310)</u>

Required Supplementary Information

Confluence Metropolitan District
Budgetary Comparison Schedule
General Fund
For the Year Ended December 31, 2016

	Original and Final Budget	Actual	Variance Over (Under)
Revenues			
TIFF payments from Town of Avon	\$ 120,076	\$ 113,729	\$ (6,347)
Service obligation payments from Avon Station Metropolitan District	325,895	325,843	(52)
Service obligation payments from Mountain Vista Metropolitan District	17,787	17,787	-
Town of Avon payment for gondola and public plaza operations	276,524	266,043	(10,481)
Interest and other	3,465	4,967	1,502
Total Revenues	743,747	728,369	(15,378)
Expenditures			
General Government			
Accounting	20,000	16,158	(3,842)
Audit	7,500	7,260	(240)
Directors' fees	2,200	969	(1,231)
Election	2,500	1,255	(1,245)
Insurance	45,000	38,677	(6,323)
Legal	20,000	14,657	(5,343)
Miscellaneous expense	500	132	(368)
Contingency	10,000	-	(10,000)
Landscape/Entry Monument	39,265	34,394	(4,871)
Transportation			
Airspace lease	3,900	3,815	(85)
Utilities	30,000	21,626	(8,374)
Gondola insurance	45,000	39,140	(5,860)
Gondola operations	290,000	283,841	(6,159)
Gondola repairs and maintenance	-	1,800	1,800
Gondola management	75,000	75,000	-
Plaza operations	73,902	85,449	11,547
Fence staining	15,000	-	(15,000)
Total Expenditures	679,767	624,173	(55,594)
Revenue Over (Under) Expenditures	63,980	104,196	40,216
Other Financing Sources (Uses)			
Transfers out	(44,500)	(44,500)	-
Total Other Financing Sources	(44,500)	(44,500)	-
Net Change in Fund Balance	19,480	59,696	40,216
Fund Balance, beginning of year	95,592	170,357	74,765
Fund Balance, end of year	\$ 115,072	\$ 230,053	\$ 114,981

Confluence Metropolitan District
Notes to the Required Supplementary Information
December 31, 2016

Note RSI-1 Budgetary Information

Budgets for major governmental funds are adopted on the modified accrual basis where capital outlays are treated as expenditures and depreciation is not budgeted. The operating budget includes proposed expenditures and the means of financing them. The Board of Directors must approve transfers between funds, or increases to a fund's budget. (See Note 2 for additional budgetary information.)

Note RSI-2 Expenditures/Expenses in Excess of Appropriation

State Statute requires that expenditures and transfers for a fund cannot exceed the appropriation for that fund. Appropriations for a fund may be increased provided unanticipated resources offset them.

The budget is controlled at the departmental line level within each fund. However, the legal level of appropriation is within the fund. In 2016, there were no major funds that had expenditures in excess of their board-approved appropriation.

Other Supplementary Information

Confluence Metropolitan District
Budgetary Comparison Schedule
Debt Service Fund
For the Year Ended December 31, 2016

	Original and Final Budget	Actual	Variance Over (Under)
Revenues			
TIFF payments from Town of Avon	\$ 182,724	\$ 173,066	\$ (9,658)
Capital obligation payments from Avon Station Metropolitan District	525,325	528,971	3,646
Capital obligation payments from Mountain Vista Metropolitan District	71,147	71,146	(1)
Interest	1,800	11,680	9,880
Total Revenues	780,996	784,863	3,867
Expenditures			
General Government			
Agent fees	3,850	3,850	-
Debt Service			
Principal	575,000	575,000	-
Interest	1,249,170	1,249,170	-
Total Expenditures	1,828,020	1,828,020	-
Net Change in Fund Balance	(1,047,024)	(1,043,157)	3,867
Fund Balance, beginning of year	2,760,284	2,752,168	(8,116)
Fund Balance, end of year	\$ 1,713,260	\$ 1,709,011	\$ (4,249)

Confluence Metropolitan District
Budgetary Comparison Schedule
Gondola/Capital Reserve Fund
For the Year Ended December 31, 2016

	Original and Final Budget	Actual	Variance Over (Under)
Revenues			
Interest	\$ 656	\$ 3,304	\$ 2,648
Total Revenues	656	3,304	2,648
Expenditures			
Transportation			
Gondola repairs and maintenance	20,000	13,203	(6,797)
Plaza repairs	5,464	-	(5,464)
Total Expenditures	25,464	13,203	(12,261)
Revenue Over (Under) Expenditures	(24,808)	(9,899)	14,909
Other Financing Sources (Uses)			
Transfers in	44,500	44,500	-
Total Other Financing Sources	44,500	44,500	-
Net Change in Fund Balance	19,692	34,601	14,909
Fund Balance, beginning of year	482,387	482,584	197
Fund Balance, end of year	\$ 502,079	\$ 517,185	\$ 15,106

Confluence Metropolitan District
Schedule of Bond Obligations and Interest Requirements to Maturity
December 31, 2016

**\$24,665,000 Tax Supported
Revenue Bonds, Series 2007
April 30, 2007, Principal Due
December 1, Interest at 5.25% to 5.45%
Due June 1 and December 1**

Year Ending December 31	Principal	Interest	Total
2017	\$ 600,000	\$ 1,218,983	\$ 1,818,983
2018	715,000	1,187,482	1,902,482
2019	760,000	1,148,872	1,908,872
2020	865,000	1,107,832	1,972,832
2021	810,000	1,061,123	1,871,123
2022	880,000	1,017,382	1,897,382
2023	915,000	969,863	1,884,863
2024	1,020,000	920,452	1,940,452
2025	1,060,000	865,373	1,925,373
2026	1,170,000	808,132	1,978,132
2027	1,215,000	744,953	1,959,953
2028	1,340,000	679,342	2,019,342
2029	1,400,000	606,313	2,006,313
2030	1,535,000	530,012	2,065,012
2031	1,605,000	446,355	2,051,355
2032	1,750,000	358,883	2,108,883
2033	1,835,000	263,508	2,098,508
2034	3,000,000	163,500	3,163,500
	<u>\$ 22,475,000</u>	<u>\$ 14,098,360</u>	<u>\$ 36,573,360</u>