



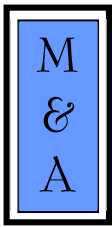
Minturn Cemetery District

**Financial Statements
December 31, 2022**

**Minturn Cemetery District
Financial Statements
December 31, 2022**

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INDEPENDENT AUDITOR'S REPORT

**To the Board of Directors
Minturn Cemetery District**

Report on the Audit of the Financial Statements

Opinions

We have audited the accompanying financial statements of the governmental activities and the general fund of Minturn Cemetery District (the "District"), as of and for the year ended December 31, 2022, which collectively comprise the District's basic financial statements as listed in the Table of Contents, and the related notes to the financial statements.

In our opinion, the accompanying financial statements present fairly, in all material respects, the respective financial position of the governmental activities and the general fund of the District, as of December 31, 2022 and the respective changes in financial position thereof and the respective budgetary comparison for the general fund, for the year then ended in accordance with accounting principles generally accepted in the United States of America ("U.S. GAAP").

Basis for Opinions

We conducted our audit in accordance with auditing standards generally accepted in the United States of America ("U.S. GAAS"). Our responsibilities under those standards are further described in the *Auditor's Responsibilities for the Audit of the Financial Statements* section of our report. We are required to be independent of the District and to meet our other ethical responsibilities, in accordance with the relevant ethical requirements relating to our audit. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinions.

Responsibilities of Management for the Financial Statements

The District's management is responsible for the preparation and fair presentation of the financial statements in accordance with U.S. GAAP, and for 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.

In preparing the financial statements, management is required to evaluate whether there are conditions or events, considered in the aggregate, that raise substantial doubt about the District's ability to continue as a going concern for one year after the date that the financial statements are issued.

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INDEPENDENT AUDITORS REPORT
To the Board of Directors
Minturn Cemetery District

Auditor's Responsibilities for the Audit of the Financial Statements

Our objectives are to obtain reasonable assurance about whether the financial statements as a whole are free from material misstatement, whether due to fraud or error, and to issue an auditor's report that includes our opinions. Reasonable assurance is a high level of assurance but is not absolute assurance and therefore is not a guarantee that an audit conducted in accordance with U.S. GAAS will always detect a material misstatement when it exists. The risk of not detecting a material misstatement resulting from fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control. Misstatements are considered material if there is a substantial likelihood that, individually or in the aggregate, they would influence the judgment made by a reasonable user based on the financial statements.

In performing an audit in accordance with U.S. GAAS, we:

- Exercise professional judgment and maintain professional skepticism throughout the audit.
- Identify and assess the risks of material misstatement of the financial statements, whether due to fraud or error, and design and perform audit procedures responsive to those risks. Such procedures include examining, on a test basis, evidence regarding the amounts and disclosures in the financial statements.
- Obtain an understanding of internal control relevant to the audit 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 District's internal control. Accordingly, no such opinion is expressed.
- Evaluate the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluate the overall presentation of the financial statements.
- Conclude whether, in our judgment, there are conditions or events, considered in the aggregate, that raise substantial doubt about the District's ability to continue as a going concern for a reasonable period of time.

We are required to communicate with those charged with governance regarding, among other matters, the planned scope and timing of the audit, significant audit findings, and certain internal control-related matters that we identified during the audit.

Required Supplementary Information

U.S. GAAP require that the Management's Discussion and Analysis in Section B be presented to supplement the basic financial statements. Such information is the responsibility of management and, 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 U.S. GAAS, which consisted of inquiries of management about the methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, 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.

McMahan and Associates, L.L.C.

McMahan and Associates, L.L.C.
Avon, Colorado
May 10, 2023

MANAGEMENT'S DISCUSSION AND ANALYSIS

MINTURN CEMETERY DISTRICT

Management's Discussion and Analysis
December 31, 2022

As management of the Minturn Cemetery District (the "District"), we offer readers of the District's financial statements this narrative summary of the financial activities of the District for the fiscal year ended December 31, 2022.

Overview of the Financial Statements

This discussion and analysis is intended to serve as an introduction to the District's general purpose financial statements. The District's general purpose financial statements are comprised of two components: 1) financial statements; and 2) notes to the financial statements. These components are discussed below.

Financial Statements

The 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 all the District's assets, deferred outflows, liabilities and deferred inflows (both short-term and long-term), with the difference between the two reported as fund balance or net position. The General Fund column presents the financial position focusing on short-term available resources and is reported on a modified accrual basis of accounting. The Statement of Net Position column presents the financial position focusing on long-term economic resources and is reported on a full accrual basis. 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 Revenues, Expenditures, and Changes in Fund Balance / Statement of Activities shows how the government's fund balance and net positions changed during the most recent fiscal year. Again, the General Fund column focuses on short-term available resources and is reported on a modified accrual basis. The Statement of Activities column focuses on long-term economic resources and is reported on a full accrual basis.

The District's financial statements can be found on pages C1 through C2 of this report.

Notes to the Financial Statements

The notes provide a background of the entity, certain required statutes, and accounting policies utilized by the District. They also provide additional information that will aid in the interpretation of the financial statements. The notes to the financial statements can be found on pages D1 through D10 of this report.

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Financial Analysis of the District

Assets:	2022	2021
Current and other assets	\$ 4,855,173	\$ 4,510,809
Capital assets	1,287,945	1,431,774
Total Assets	\$ 6,143,118	\$ 5,942,583
Liabilities and Deferred Inflows:		
Current liabilities	\$ 3,518	\$ 9,892
Total Liabilities	\$ 3,518	\$ 9,892
Deferred Inflows:		
Unavailable tax revenues	\$ 597,020	\$ 602,819
Total Deferred Inflows	\$ 597,020	\$ 602,819
Net Position:		
Restricted for emergency	\$ 22,335	\$ 20,743
Invested in Capital Assets	1,287,945	1,431,774
Unrestricted	4,232,300	3,877,355
Total Net Position	\$ 5,542,580	\$ 5,329,872

Approximately 23% of the District's net position reflects its investment in capital assets, which includes land, buildings, infrastructure, vehicles, and equipment.

At the end of the 2022 fiscal year, the District is able to report positive balances in all three categories of net positions. Overall, the District's net position increased \$212,708 from the prior year. This increase can be attributed to property taxes revenues less operating expenses in the Statement of Net Position.

Revenues:	2022	2021
Property taxes	\$ 602,256	\$ 604,415
Specific ownership taxes	35,166	36,127
Burial plot revenue	19,000	29,850
Mausoleum revenue	8,367	3,090
Miscellaneous income	6,079	15,227
Investment income	73,635	2,364
Total Revenues	\$ 744,503	\$ 691,073
Expenses:		
Operating expenses	\$ 319,121	\$ 323,148
Administration expenses	77,793	79,837
Treasurer fees	18,087	18,150
Capital outlay	116,794	7,240
Total Expenses:	\$ 531,795	\$ 428,375
Change in Net Position	212,708	262,698
Net Position - January 1	5,329,872	5,067,174
Net Position - December 31	\$ 5,542,580	\$ 5,329,872

Property taxes were the most significant sources of revenues, accounting for 81% of total revenues. Depreciation of \$158,831 accounted for approximately 30% of total District expenses in 2022.

Budget Variances in the General Fund

The District expenditures generally showed favorable variances compared to budget. Detail of the budget variances can be found on page E1 of this report.

Capital Asset and Debt Administration

Capital Assets

The District's investment in capital assets decreased \$143,829 in 2022 due to depreciation expense. Additional information as well as a detailed classification of the District's net capital assets can be found in the notes to the financial statements on page D10.

Long-term Debts

The District does not currently have any long-term debt.

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 information should be addressed to: Minturn Cemetery District, c/o Marchetti & Weaver LLC, 28 Second St, Suite 213, Edwards, CO 81632.

FINANCIAL STATEMENTS

**Minturn Cemetery District
Balance Sheet/
Statement of Net Position
December 31, 2022**

	<u>General Fund</u>	<u>Adjustments</u>	<u>Statement of Net Position</u>
Assets:			
Cash and investments	4,258,153	-	4,258,153
Property tax receivable	597,020	-	597,020
Capital assets, net of accumulated depreciation	-	1,287,945	1,287,945
Total Assets	<u>4,855,173</u>	<u>1,287,945</u>	<u>6,143,118</u>
Liabilities:			
Accounts payable	3,518	-	3,518
Total Liabilities	<u>3,518</u>	<u>-</u>	<u>3,518</u>
Deferred Inflow of Resources:			
Unavailable tax revenues	597,020	-	597,020
Fund Balance/Net Position:			
Fund Balance:			
Restricted for emergencies	22,335	(22,335)	-
Assigned for cemetery expansion	3,000,000	(3,000,000)	-
Assigned for operations reserve	300,000	(300,000)	-
Unassigned	932,300	(932,300)	-
Total Fund Balance	<u>4,254,635</u>	<u>(4,254,635)</u>	<u>-</u>
Total Liabilities and Fund Balance	<u>4,855,173</u>		
Net Position:			
Restricted for emergencies		22,335	22,335
Net invested in capital assets		1,287,945	1,287,945
Unrestricted		4,232,300	4,232,300
Total Net Position		<u>5,542,580</u>	<u>5,542,580</u>

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

Minturn Cemetery District
Statement of Revenues, Expenditures and Changes in Fund Balance/
Statement of Activities
For the Year Ended December 31, 2022

	<u>General Fund</u>	<u>Adjustments</u>	<u>Statement of Activities</u>
Revenues:			
Taxes	637,422	-	637,422
Burial plot revenue	19,000	-	19,000
Mausoleum revenue	8,367	-	8,367
Miscellaneous income	6,079	-	6,079
Net investment income	73,635	-	73,635
Total Revenues	<u>744,503</u>	<u>-</u>	<u>744,503</u>
Expenditures/Expenses:			
Administration	95,880	-	95,880
Operations	160,290	158,831	319,121
Capital outlay	131,796	(15,002)	116,794
Total Expenditures/Expenses	<u>387,966</u>	<u>143,829</u>	<u>531,795</u>
Excess (Deficiency) of Revenues Over Expenditures	356,537	(356,537)	
Change in Net Position		212,708	212,708
Fund Balance/Net Position:			
Beginning	<u>3,898,098</u>	1,431,774	<u>5,329,872</u>
Ending	<u>4,254,635</u>		<u>5,542,580</u>

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

Minturn Cemetery District
Statement of Revenues, Expenditures and Changes in Fund Balance
Budget and Actual
General Fund
For the Year Ended December 31, 2022
With Comparative Amounts for the Year Ended December 31, 2021

	2022		Final Budget Variance Positive (Negative)	2021
	Original and Final Budget	Actual		Actual
Revenues:				
Property tax	602,819	602,256	(563)	604,415
Specific ownership tax	27,127	35,166	8,039	36,127
Burial plot revenue	15,000	19,000	4,000	29,850
Mausoleum revenue	2,500	8,367	5,867	3,090
Miscellaneous income	4,400	6,079	1,679	15,227
Net investment income	8,000	73,635	65,635	2,364
Total Revenues	659,846	744,503	84,657	691,073
Expenditures:				
Administration:				
Accounting	13,780	10,199	3,581	11,406
Management	45,000	43,336	1,664	39,996
Legal	15,900	5,093	10,807	8,948
Insurance	12,750	14,291	(1,541)	11,379
Office supplies	10,600	4,195	6,405	7,191
Treasurer's fees	18,085	18,087	(2)	18,150
Miscellaneous	-	679	(679)	917
Total Administration	116,115	95,880	20,235	97,987
Operations:				
Repairs and maintenance	53,030	27,705	25,325	21,980
Contract labor	59,380	41,693	17,687	44,835
Equipment repair	19,505	6,359	13,146	7,511
Utilities	31,800	36,711	(4,911)	27,053
Landscaping	75,790	47,822	27,968	62,288
Contingency	20,000	-	20,000	-
Total Operations	259,505	160,290	99,215	163,667
Capital Outlay:				
Infrastructure	5,000	-	5,000	-
Maintenance building	100,000	-	100,000	-
Irrigation system improvements	10,000	3,122	6,878	-
Landscaping	10,000	-	10,000	23,127
Monument improvements	10,000	-	10,000	-
Road improvements	100,000	109,845	(9,845)	-
Lighting	5,000	-	5,000	-
Equipment	10,000	15,002	(5,002)	62,448
Old edwards cemetery	100,000	3,610	96,390	1,669
Engineering	10,000	217	9,783	7,240
Signage	20,000	-	20,000	-
Contingency	75,000	-	75,000	-
Total Capital Outlay	455,000	131,796	323,204	94,484
Total Expenditures	830,620	387,966	442,654	356,138
Excess (Deficiency) of Revenues Over Expenditures	(170,774)	356,537	527,311	334,935
Fund Balance - Beginning	3,812,179	3,898,098	85,919	3,563,163
Fund Balance - Ending	3,641,405	4,254,635	613,230	3,898,098

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

NOTES TO THE FINANCIAL STATEMENTS

Minturn Cemetery District
Notes to the Financial Statements
December 31, 2022

I. Summary of Significant Accounting Policies

Minturn Cemetery District (the "District") is a quasi-municipal corporation organized and operated pursuant to provisions set forth in Section 30-20-801 of the C.R.S. The District was established to provide a cemetery in Minturn.

The District's financial statements are prepared in accordance with generally accepted accounting principles ("GAAP"). The Governmental Accounting Standards Board ("GASB") is responsible for establishing GAAP for state and local governments through its pronouncements (Statements and Interpretations). The more significant accounting policies established by GAAP used by the District are discussed below.

A. Reporting Entity

The District is governed by a Board appointed by the Eagle County Board of County Commissioners, which is responsible for setting policy, appointing administrative personnel and adopting an annual budget in accordance with the provisions of the Colorado Special District Act.

The reporting entity consists of (a) the primary government; i.e., the District, and (b) organizations for which the District is financially accountable or the organization's primary purpose is to benefit the District. The District is considered financially accountable for legally separate organizations if it is able to appoint a voting majority of an organization's governing body and is either able to impose its will on that organization or there is a potential for the organization to provide specific financial benefits to, or to impose specific financial burdens on, the District. Consideration is also given to other organizations which are fiscally dependent; i.e., unable to adopt a budget, levy taxes, or issue debt without approval by the District. Organizations for which the nature and significance of their relationship with the District are such that exclusion would cause the reporting entity's financial statements to be misleading or incomplete are also included in the reporting entity.

The District is not financially accountable for any entity based on the above criteria nor is the District a component unit of any other entity.

B. Government-wide and Fund Financial Statements

The District's basic financial statements include both government-wide (reporting the District as a whole) and fund financial statements (reporting the District's major funds). Both the government-wide and fund financial statements categorize primary activities as either governmental or business-type.

1. Government-wide Financial Statements

In the government-wide Statement of Net Position, the District's activities are reported on a full accrual, economic resource basis, which recognizes all long-term assets and receivables as well as long-term debt and obligations. The District's net position is reported in three parts – net invested in capital assets; restricted; and unrestricted net position.

The focus of the government-wide Statement of Net Position and the Statement of Activities is on the sustainability of the District as an entity and the change in the District's net position resulting from the current year's activities.

Minturn Cemetery District
Notes to the Financial Statements
December 31, 2022
(continued)

I. Summary of Significant Accounting Policies (continued)

B. Government-wide and Fund Financial Statements (continued)

2. Fund Financial Statements

The financial transactions of the District are reported in individual funds in the fund financial statements. Each fund is accounted for by providing a separate set of self-balancing accounts that comprises its assets, liabilities, reserves, fund equity, revenues and expenditures/expenses. The fund focus is on current available resources and budget compliance.

The District reports only a General Fund. The General Fund is the District's operating fund and accounts for all financial resources of the District.

C. Measurement Focus and Basis of Accounting

Measurement focus refers to whether financial statements measure changes in current resources only (current financial focus) or changes in both current and long-term resources (long-term economic focus). Basis of accounting refers to the point at which revenues, expenditures, or expenses are recognized in the accounts and reported in the financial statements.

1. Long-term Economic Focus and Accrual Basis

Governmental activities in the government-wide financial statements use the long-term economic focus and are presented on the accrual basis of accounting. Revenues are recognized when earned and expenses are recognized when incurred, regardless of the timing of the related cash flows.

2. Current Financial Focus and Modified Accrual Basis

The governmental fund financial statements use the current financial focus and are presented on the modified accrual basis of accounting. Under the modified accrual basis of accounting, revenues are recorded when susceptible to accrual; i.e., both measurable and available. "Available" means collectible within the current period or soon enough thereafter (within 60 days of December 31) to be used to pay liabilities of the current period. Expenditures are generally recognized when the related liability is incurred. The exception to this general rule is that principal and interest on general long-term debt, if any, is recognized when due.

D. Financial Statement Accounts

1. Cash and Investments

Cash and cash equivalents are defined as deposits that can be withdrawn at any time without notice or penalty and investments with maturities of three months or less.

Investments are stated at fair value. The change in fair value of investments is recognized as an increase or decrease to investment assets and investment income.

**Minturn Cemetery District
Notes to the Financial Statements
December 31, 2022
(continued)**

I. Summary of Significant Accounting Policies (continued)

D. Financial Statement Accounts (continued)

1. Cash and Investments (continued)

The District follows Colorado statutes specifying specific investment instruments meeting defined rating criteria in which local governments may invest, which include:

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

2. Property Taxes

Property taxes are assessed in one year as a lien on the property, but not collected by the governmental entities until the subsequent year. In accordance with GAAP, the assessed but uncollected property taxes have been recorded as a receivable and as a deferred inflow of resources.

3. Capital Assets

Capital assets, which include land, buildings, infrastructure, and vehicles and equipment, are reported in the government-wide financial statements. The District defines capital assets as assets with an initial cost of \$5,000 or more and an estimated useful life in excess of two years. Such assets are recorded at historical cost. Donated capital assets are recorded at estimated fair value at the date of donation.

Capital expenditures for projects are capitalized as projects are constructed. Interest incurred during the construction phase is capitalized as part of the value of the assets constructed.

Buildings, vehicles, and equipment are depreciated using the straight-line method over the following estimated useful lives:

<u>Asset</u>	<u>Years</u>
Buildings	7-25
Vehicles and equipment	3-7
Infrastructure	5-15

Minturn Cemetery District
Notes to the Financial Statements
December 31, 2022
(continued)

I. Summary of Significant Accounting Policies (continued)

D. Financial Statement Accounts (continued)

4. Deferred Outflows and Inflows of Resources

In addition to assets, the statement of net position will sometimes report a separate section for deferred outflows of resources. This separate financial statement element, deferred outflows of resources, represents a consumption of net position that applies to a future period(s) and so will not be recognized as an outflow of resources (expenditure/expense) until then.

In addition to liabilities, the statement of net position will sometimes report a separate section for deferred inflows of resources. This separate financial statement element, deferred inflows of resources, represents an acquisition of net position that applies to a future period(s) and so will not be recognized as an inflow of resources (revenue) until that time. The District has only one type of item, which is unavailable revenue from property taxes. These amounts are deferred and recognized as an inflow of resources in the period that the amounts become available.

5. Use of Estimates

The preparation of financial statements in conformity with GAAP 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 amount of revenues and expenses during the reporting period. Actual results could differ from those estimates.

6. Fund Balance

The District classifies governmental fund balances as follows:

Non-spendable - includes fund balance amounts that cannot be spent either because it is not in spendable form or because of legal or contractual requirements.

Restricted – includes fund balance amounts that are constrained for specific purposes which are externally imposed by providers, such as creditors or amounts constrained due to constitutional provisions or enabling legislation.

Committed – includes fund balance amounts that are constrained for specific purposes that are internally imposed by the government through formal action of the highest level of decision-making authority which is the Board of Directors.

Assigned – includes spendable fund balance amounts that are intended to be used for specific purposes that are neither considered restricted or committed. Fund balance may be assigned by the Board of Directors or its management designee.

Unassigned - includes residual positive fund balance within the General Fund which has not been classified within the other above-mentioned categories. Unassigned fund balance may also include negative balances for any governmental fund if expenditures exceed amounts restricted, committed, or assigned for those specific purposes.

Minturn Cemetery District
Notes to the Financial Statements
December 31, 2022
(continued)

I. Summary of Significant Accounting Policies (continued)

D. Financial Statement Accounts (continued)

6. Fund Balance (continued)

The District uses restricted amounts first when both restricted and unrestricted fund balance is available unless there are legal documents/contracts that prohibit doing this, such as in grant agreements requiring dollar for dollar spending. Additionally, the District first uses committed, then assigned, and lastly unassigned amounts of unrestricted fund balance when expenditures are made.

The District does not have a formal minimum fund balance policy. However, the District's budget includes a calculation of a targeted reserve positions and management calculates targets and reports them annually to Board of Directors.

7. Restricted and Unrestricted Resources

When both restricted and unrestricted resources are available for use, it is the District's policy to use restricted resources first, then unrestricted resources as they are needed.

II. Reconciliation of Government-wide and Fund Financial Statements

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

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

Capital assets, net	\$ 1,287,945
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Capital assets used in governmental activities are not financial resources and therefore are not reported in the funds.

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

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

Operations	\$ 158,831
Capital outlay	(15,002)

Governmental funds report capital outlay as expenditures. However, in the Statement of Activities, the cost of those assets is allocated over their estimated useful lives as depreciation expense. The adjustment in operations of \$158,831 is depreciation expense. The adjustment of capital out \$15,002 is capital asset additions.

Minturn Cemetery District
Notes to the Financial Statements
December 31, 2022
(continued)

III. Stewardship, Compliance, and Accountability

A. Budgets and Budgetary Accounting

In the fall of each year, the District's Board of Directors formally adopts a budget with appropriations by fund for the ensuing year pursuant to the Colorado Local Budget Law. The budget for the governmental funds and the fiduciary fund are adopted on a basis consistent with GAAP. As required by Colorado statutes, the District followed the following timetable in approving and enacting a budget for 2022:

- (1) For the 2022 budget, prior to August 25, 2021, the County Assessor sent to the District a certified assessed valuation of all taxable property within the District's boundaries. The County Assessor may change the assessed valuation on or before December 10, 2021 only once by a single notification to the District.
- (2) On or before October 15, 2021, the District's management submitted to the District's Board of Directors a recommended budget which detailed the necessary property taxes needed along with other available revenues to meet the District's operating requirements.
- (3) After a required publication of "Notice of Proposed Budget" and a public hearing, the District adopted the proposed budget and an appropriating resolution, which legally appropriated expenditures for the upcoming year.
- (4) For the 2022 budget, prior to December 15, 2021 the District computed and certified to the County Commissioners a rate of a levy that derived the necessary property taxes as computed in the proposed budget.
- (5) After adoption of the budget resolution, the District may make the following changes: (a) it may transfer appropriated monies between funds or between spending agencies within a fund, as determined by the original appropriation level; (b) supplemental appropriations to the extent of revenues in excess of the estimated in the budget; (c) emergency appropriations; and (d) reduction of appropriations for which originally estimated revenues are insufficient.
- (6) All appropriations lapse at a year-end.

Taxes levied in one year are collected in the succeeding year. Thus taxes certified in 2021 were collected in 2022 and taxes certified in 2022 will be collected in 2023. Taxes are due on January 1st in the year of collection; however, they may be paid in either one installment (no later than April 30th) or two equal installments (not later than February 28th and June 15th) without interest or penalty. Taxes that are not paid within the prescribed time bear interest at the rate of one percent (1%) per month until paid. Unpaid amounts and the accrued interest thereon become delinquent on June 15th.

Encumbrance accounting, under which purchase orders, contracts, and other commitments for the expenditure of monies are recorded in order to reserve that portion of the applicable appropriation, is not employed by the District because it is at present considered not necessary to assure effective budgetary control or to facilitate effective cash planning and control.

Minturn Cemetery District
Notes to the Financial Statements
December 31, 2022
(continued)

III. Stewardship, Compliance, and Accountability (continued)

B. TABOR Amendment - Revenue and Spending Limitation Amendment

In November 1992, Colorado voters amended Article X of the Colorado Constitution by adding Section 20, commonly known as the Taxpayer's Bill of Rights ("TABOR"). TABOR contains revenue, spending, tax and debt limitations which apply to the State of Colorado and local governments. TABOR requires, with certain exceptions, advance voter approval for any new tax, tax rate increases, a mill levy above that for the prior year, extension of any expiring tax, or tax policy change directly causing a net tax revenue gain to any local government.

Except for refinancing bonded debt at a lower interest rate or adding new employees to existing pension plans, TABOR requires advance voter approval for the creation of any multiple-fiscal year debt or other financial obligation unless adequate present cash reserves are pledged irrevocably and held for payments in all future fiscal years.

TABOR also requires local governments to establish emergency reserves to be used for declared emergencies only. Emergencies, as defined by TABOR, exclude economic conditions, revenue shortfalls, or salary or fringe benefit increases. These reserves are required to be 3% or more of fiscal year spending (excluding bonded debt service). The District has reserved a portion of its December 31, 2022, year-end fund balance in the General Fund for emergencies as required under TABOR in the amount of \$22,335 which is the approximate required reserve at December 31, 2022.

The initial base for local government spending and revenue limits is December 31, 1992, fiscal year spending. Future spending and revenue limits are determined based on the prior year's fiscal year spending adjusted for inflation in the prior calendar year plus annual local growth. Fiscal year spending is generally defined as expenditures and reserve increases with certain exceptions. Revenue, if any, in excess of the fiscal year spending limit must be refunded in the next fiscal year unless voters approve retention of such revenue.

In November 1998, the District's voters approved the following ballot question: "Shall the Minturn Cemetery District be permitted to increase its mill levy to 0.7 mills and shall the District be permitted to collect and shall the District be permitted to expend, whatever additional amounts are raised annually in 1999 and any year thereafter, from the [Minturn] Cemetery District increased mill levy, as a voter approved mill levy change, revenue change and property tax revenue change and an exception to the limits which would otherwise apply under Article X, Section 20 of the Colorado Constitution; and shall the District be authorized in 1999 and any year thereafter to increase its mill levy to 0.7 mills and shall the District be authorized to collect and shall the District be authorized to expend whatever amounts are raised by the District's increased mill levy, regardless of the amount which otherwise would be permitted under the 5% limitation of Section 29-1-301, Colorado Revised Statutes, such additional revenues to be used for general purposes of the District?"

As of December 31, 2022, the District has no authorized or unissued debt.

The District's management believes it is in compliance with the financial provisions of TABOR. However, TABOR is complex and subject to interpretation. Many of its provisions, including the interpretation of how to calculate fiscal year spending limits, will require judicial interpretation.

**Minturn Cemetery District
Notes to the Financial Statements
December 31, 2022
(continued)**

III. Stewardship, Compliance, and Accountability (continued)

C. Gallagher Amendment

The Gallagher Amendment requires 45% of property tax collected to come from residential property, and 55% to come from commercial property. Further, the Amendment requires that the commercial assessment rate applied to actual values be fixed at 29% with the residential assessment rate (“RAR”) to be adjusted to hold the 45/55 split constant. Because of the increase in residential property values, the RAR has historically trended downward, which, in combination with TABOR’s set mill levy rate, may limit the amount of property taxes the District can generate annually.

The RAR is adjusted during years of reappraisal to maintain a consistent ratio between the total statewide assessed values of residential and commercial property. In 2019, the State Legislature lowered the RAR to 7.15% for the 2019-2020 assessment period. This is a 1% reduction in RAR from the prior assessment period. The impact on the District, if any, of future changes to the RAR cannot be determined at this time.

In November 2020, Colorado voters approved Amendment B which repealed the Gallagher Amendment. Amendment B will go into effect for the property tax assessment year 2020 for property tax revenue collections in 2021.

IV. Detailed Notes on All Funds

A. Deposits and Investments

The District’s deposits are entirely covered by federal depository insurance (“FDIC”) or by collateral held under Colorado’s Public Deposit Protection Act (“PDPA”). The FDIC insures the first \$250,000 of the District’s deposits at each financial institution. Deposit balances over \$250,000 are collateralized as required by PDPA. The carrying amount of the District’s demand deposits was \$21,503 at year end.

Fair Value of Investments. The District measures and records its investments using fair value measurement guidelines established by generally accepted accounting principles. These guidelines recognize a three-tiered fair value hierarchy, as follows:

- *Level 1:* Quoted prices for identical investments in active markets;
- *Level 2:* Observable inputs other than quoted market prices; and,
- *Level 3:* Unobservable inputs.

At December 31, 2022, the District had the following recurring fair value measurements:

Investments Measured at Net Asset Value	Amount
Colotrust Plus+	4,236,650
Total	4,236,650

Minturn Cemetery District
Notes to the Financial Statements
December 31, 2022
(continued)

IV. Detailed Notes on All Funds (continued)

A. Deposits and Investments (continued)

The District has invested in the Colorado Local Government Liquid Asset Trust (“Colotrust”), an investment pool established for local government entities in Colorado to pool surplus funds. The State Securities Commissioner administers and enforces all State statutes governing Colotrust. Colotrust offers shares in three portfolios, COLOTRUST PRIME (“PRIME”), COLOTRUST PLUS+ (“PLUS+”) and COLOTRUST EDGE (“EDGE”) and operates similarly to a money market fund. PRIME and PLUS+ have a stable Net Asset Value (NAV) and each share is equal in value to \$1 whereas EDGE has a variable NAV and each share is equal in value to \$2 or \$10. COLOTRUST portfolios may invest in United States Treasury securities and repurchase agreements collateralized by United States Treasury Securities.

COLOTRUST portfolios may also invest in certain obligations of United States government agencies, highest rated commercial paper and repurchase agreements collateralized by certain obligations of United States government agencies. Designated custodial back serves as custodian for Colotrust’s portfolios pursuant to a custodian agreement. The custodian acts as safekeeping agent for Colotrust’s investment portfolios and provides services as the depository in connection with direct investments and withdrawals. The custodian’s internal records segregate investments owned by Colotrust. As of December 31, 2022, the District was invested in PLUS+.

Interest Rate Risk. As a means of limiting its exposure to interest rate risk, the District has invested primarily in COLOTRUST. Funds in COLOTRUST can be withdrawn without notice or penalty.

Credit Risk. The District’s investment policy limits investments to those authorized by State statutes as listed in note I.D.1. The District’s general investment policy is to apply the prudent-person rule: investments are made as a prudent person would be expected to act, with discretion and intelligence, to seek reasonable income, preserve capital, and, in general, avoid speculative investments.

Concentration of Credit Risk. The District diversifies its investments by security type and institution. Financial institutions holding District funds must provide the District a copy of the certificate from the Banking Authority that states that the institution is an eligible public depository. At December 31, 2022, the District held no investments.

At December 31, 2022, the District had no unrealized gains or losses. The District had the following cash and investments with the following maturities:

<u>Type</u>	<u>Standard & Poors Rating</u>	<u>Carrying Amount</u>	<u>Term to Maturity</u>	
			<u>Less Than One Year</u>	<u>Less Than Five Years</u>
<i>Deposits:</i>				
Cash with County Treasurer		\$ 2,561	\$ 2,561	\$ -
Checking		18,942	18,942	-
<i>Investment pool:</i>				
Colotrust Plus+	AAAm	4,236,650	4,236,650	-
		<u>\$ 4,258,153</u>	<u>\$ 4,258,153</u>	<u>\$ -</u>

Minturn Cemetery District
Notes to the Financial Statements
December 31, 2022
(continued)

IV. Detailed Notes on All Funds (continued)

B. Capital Assets

Capital asset activity for the year ended December 31, 2022 was as follows:

	<u>Beginning Balance</u>	<u>Increases</u>	<u>Decrease</u>	<u>Ending Balance</u>
Capital Assets, not being depreciated				
Land	\$ 53,443	-	-	53,443
Total capital assets, not being depreciated	<u>53,443</u>	<u>-</u>	<u>-</u>	<u>53,443</u>
Capital assets, being depreciated:				
Equipment	137,307	-	-	137,307
Buildings	1,693,272	-	-	1,693,272
Infrastructure	1,565,224	15,002	-	1,580,226
Total capital assets being depreciated	<u>3,395,803</u>	<u>15,002</u>	<u>-</u>	<u>3,410,805</u>
Less accumulated depreciate for:				
Equipment	(135,899)	(1,407)	-	(137,306)
Buildings	(737,596)	(67,731)	-	(805,327)
Infrastructure	(1,143,977)	(89,693)	-	(1,233,670)
Total accumulated depreciation	<u>(2,017,472)</u>	<u>(158,831)</u>	<u>-</u>	<u>(2,176,303)</u>
Total capital assets, being depreciated, net	<u>1,378,331</u>	<u>(143,829)</u>	<u>-</u>	<u>1,234,502</u>
Total capital assets, net	<u>\$ 1,431,774</u>	<u>(143,829)</u>	<u>-</u>	<u>1,287,945</u>

Depreciation expense of \$158,831 was charged to operations.

V. Other Information

A. Intergovernmental Agreement

In 2019, the District entered into an agreement with the Town of Minturn (the "Town") to define the funding responsibilities of each for water and wastewater services for public facilities. The District installed the facilities at its own cost and has covered the maintenance and utilities. In 2011, the Town contributed its first installment to cover 50% of the costs of installation and has since annually reimbursed the District for 50% the cost of maintaining the septic tank. Under the terms of the 2019 agreement, the Town will reimburse the District for the following:

- The remaining balance for 50% of installation costs
- 50% of actual operation, maintenance and repair of water facilities
- 75% of actual operation, maintenance and repair of wastewater facilities
- A one-time payment to remedy a contamination

During 2022, the District received \$6,078 from the Town.

B. Risk Management

The District is exposed to various risks of loss related to workers compensation; general liability, unemployment, torts, theft of, damage to, and destruction of assets; and errors and omissions. The District has acquired commercial coverage for these risks and claims, if any, are not expected to exceed the commercial insurance coverage.