

COLORADO WATER CONSERVATION BOARD

WATER PROJECT LOAN APPLICATION

Instructions: This application should be typed or printed neatly with black ink. Attach additional sheets as necessary to fully answer any question or to provide additional information that would be helpful in the evaluation of this application. When finished, please sign and return this application to:

THE COLORADO WATER CONSERVATION BOARD

Finance Section

1580 Logan St., Suite 600

Denver, CO 80203

Attn: Anna Mauss, P.E.

Phone (303) 866-3441 x3224 Fax (303) 894-2578

Email anna.mauss@state.co.us

Part A. - Description of the Applicant (Generally, the applicant is also the prospective owner and sponsor of the proposed project)

1. Name of applicant Boxelder Basin Regional Stormwater Authority (BBRSA)

Mailing Address c/o Pinnacle Consulting Group Inc. ; 5110 Granite Street, Suite C ; Loveland
CO 80538

Business Phone (970) 669-3611 Fax (970) 669-3612

Federal ID Number 26-4558397 email stanm@pinnacleconsultinggroup.com

2. Person to contact regarding this application:

Name Stan Myers

Position/Title Authority Manager

Address 5110 Granite Street, Suite C, Loveland, CO 80525

Business Phone (970) 669-3611 Cell (970) 219-1357

Email stanm@pinnacleconsultinggroupinc.com

3. Type of organization (Ditch Co., Irrigation District, Municipality, etc.): Stormwater Authority

Date of Annual Meeting N/A meets monthly

Is the organization incorporated in the State of Colorado? YES ☐ NO ☒ (If YES, please include a copy of the articles of incorporation, and the bylaws)

CWCB Water Project Loan Application

4. Please provide a brief description of the owner's existing water supply facilities and describe any existing operational or maintenance problems. Attach a map of the service area

Not Applicable

For existing facilities indicate:

Number of shareholders _____ or Number of customers served _____

Current Assessment per share \$ _____ Number of shares _____

Number of acres irrigated _____ Water Right: _____ CFS.

Average water diverted per year: _____ acre-feet.

Part B. - Description of the Project

1. Name of the Project East Side Detention Facility
2. Purpose of this loan application. Check one.
- ☒ New project
- ☐ Rehabilitation or replacement of existing facility
- ☐ Enlargement of existing facility
- ☐ Emergency Repair
- ☐ Other (describe) _____
3. If the project is for rehabilitation of an existing reservoir, is the reservoir currently under a storage restriction order from the State Engineer? YES ___ NO X
4. General location of the project. (Please include county, and approximate distance and direction from nearest town, as well as legal description, if known.)
- Project is located in Larimer County, 2.5 miles north of Fort Collins, principally in the East Half of Section 34 T8N, R68W
5. Please provide a brief narrative description of the proposed project including purpose, need, facilities, type of water uses to be served and service area. Attach separate sheet, if needed.
- See Attached Description
6. Will the acquisition of additional water rights be necessary? YES ___ NO X
- If YES, please explain. _____
-

CWCB Water Project Loan Application

7. Please list the names, addresses and phone numbers of the Applicants' engineer(s) and attorney(s).

<u>NAME</u>	<u>ADDRESS and PHONE</u>
<u>Andrea Faucett</u>	<u>Ayres Associates;3365 JFK Parkway Bldg 2 Suite 100,</u> <u>Fort Collins, CO 80525 (970) 223-5556</u>
<u>Greg White</u>	<u>1423 W. 29th St.; Loveland CO 80538 -(970)667-5310</u>

8. List any feasibility studies or other investigations that have been completed or are now in progress for the proposed project. If so, submit one copy of the study with this application

SEE ATTACHED

9. Estimated cost of the project. Please include estimated engineering costs, and estimated construction costs, if known.

Estimated Engineering Costs:\$	\$ <u>1,293,323</u>	
Estimated Construction Costs:	\$ <u>5,196,897</u>	
Estimated Other Costs:	\$ <u>2,270,780</u>	(land, water rights purchase,etc.)
Estimated Total Costs:	\$ <u>8,761,000</u>	

10. Loan amount and terms you are requesting.

Requested Loan Amount:	\$ <u>7,171,000</u>	(Usually 90 % of est. Total Costs)
Term (length) of loan:	<u>15</u> <u>years</u>	(Usually 10, 20, or 30 years)
Interest Rate:	<u>2.75</u> <u>%</u>	(Please call for our current rates)

Part C. - Project Sponsor Financial Information

Because the CWCB's Fund is a revolving fund, it is important that the project sponsor have the financial capacity to repay any loans made by the CWCB. The following information is needed to assist the CWCB in a preliminary assessment of the applicant's financial capacity. The project sponsor will submit the three most recent annual financial statements.

1. List any existing long-term liability (multi-year) or indebtedness that exceeds one thousand dollars. For example, bank loans, government agency loans, bond issues, accounts payable, etc. Include names and addresses of lenders, amounts, due dates and maturity dates.

CWCB Water Project Loan Application

<u>Lender Name & Address</u>	<u>Remaining Amount</u>	<u>Annual Payment</u>	<u>Maturity Date</u>
City of Fort Collins	\$193,497	0	None
Town of Wellington	\$302,245	0	None
Larimer County	\$489,742	0	None

Amounts are due and payable at such time as funds are available.

2. Are any of the above liabilities now in default, or been in default at any time in the past?

YES ____ NO X . If YES, please give detailed explanation.

3. Please provide a brief narrative description of sources of funding, in addition to the CWCB, which have been explored for this project (Examples would be Banks, USDA Rural Development, NRCS, Colorado Water Resources and Power Development Authority, Colorado Division of Local Government, etc.). _____

The Timnath Development Authority has agreed via an IGA with BBRSA to fund 25% of the remaining costs for ESDF and LWCCS.

4. What collateral will you be offering for this loan? Possibilities include a pledge of revenues, the project itself, real estate, water rights. The Authority would be pledging Stormwater Service and System Development Fees revenue which would be increased appropriately to cover the required payment schedule.

The above statements are true, to the best of my knowledge:

Signature of Applicant Ken Sampley

Printed Name Ken Sampley

Title BBRSA Board President

Date April 1, 2013

Project Description

This Project comprises the first of two construction projects being proposed by the Boxelder Basin Regional Stormwater Authority (BBRSA) as a Regional Stormwater Detention Facility. The BBRSA is a Stormwater Authority formed in 2008, through an IGA by the City of Fort Collins, Larimer County, and the Town of Wellington to facilitate the construction of regional stormwater improvements.

The first project proposed is the East Side Detention Facility (ESDF) which is a large stormwater detention facility to be constructed adjacent to the Gray Lakes Reservoirs. The second project, the Larimer Weld Canal Crossing Structure (LWCCS), as currently conceptually designed, will provide facilitation of the conveyance of 100 year flows from Boxelder Creek across the Larimer-Weld Canal in a safe and controlled manner.

The ESDF is located directly across Interstate 25 from the Budweiser Brewery ± 2.5 miles north of Fort Collins. The proposed facility is immediately adjacent to the Gray Lake Reservoirs which are owned and operated by the Lake Canal Reservoir Company. ESDF as currently designed, will provide ± 1800 ac-ft of detention and would decrease downstream flows from 6688cfs to 2400cfs. This flow rate reduction would allow 100-year flows to be contained in the current cross-section of Boxelder Creek and would eliminate the “split flow” which currently occurs in the Boxelder Creek 100-year flood plain below the proposed detention facility.

The result of these two projects together will reduce the threat of flooding and remove substantial areas from the FEMA floodplain within the Boxelder Creek Basin south from County Road 50 to Boxelder Creek’s confluence to the Poudre River. Kevin Houck, Colorado State Floodplain Manager recently restated that, “The Boxelder watershed remains on the Top 10 list of flood prone watersheds for the State of Colorado.” Both projects are key components in the Master Plan for the Authority.

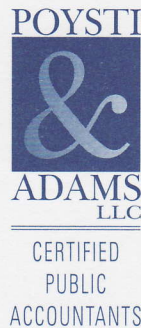
**BOXELDER BASIN
REGIONAL STORMWATER AUTHORITY**

FINANCIAL STATEMENTS

December 31, 2009

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Independent Auditor's Report

Board of Directors
Boxelder Basin Regional Stormwater Authority
Wellington, Colorado

We have audited the accompanying financial statements of the governmental activities and each major fund of the Boxelder Basin Regional Stormwater Authority as of and for the year ended December 31, 2009, which collectively comprise the basic financial statements of the Boxelder Basin Regional Stormwater Authority, as listed in the table of contents. These financial statements are the responsibility of the Boxelder Basin Regional Stormwater Authority's management. Our responsibility is to express opinions 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 of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe that our audit provides a reasonable basis for our 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 Boxelder Basin Regional Stormwater Authority as of December 31, 2009, and the respective changes in financial position for the year then ended in conformity with accounting principles generally accepted in the United States of America.

The budgetary comparison information for the General Fund listed in the table of contents is not a required part of the basic financial statements but is supplementary information required by the Governmental Accounting Standards Board. We have applied certain limited procedures, which consisted principally of inquiries of management regarding the methods of measurement and presentation of the supplementary information. However, we did not audit the information and express no opinion on it. Boxelder Basin Regional Stormwater Authority has omitted Management's Discussion and Analysis that accounting principles generally accepted in the United States of America requires to be presented to supplement the basic financial statements. Such missing 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. Our opinion on the basic financial statements is not affected by this missing information.

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Our audit was performed for the purpose of forming opinions on the financial statements that collectively comprise the Boxelder Basin Regional Stormwater Authority's basic financial statements. The budgetary comparison information for the Capital Projects Fund listed in the table of contents is presented for purpose of additional analysis and is not a required part of the basic financial statements. Such information is the responsibility of management and was derived from and relate directly to the underlying accounting and other records used to prepare the financial statements. The 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 information is fairly stated in all material respects in relation to the financial statements as a whole.

Poynter & Adams, LLC

June 10, 2010

BASIC FINANCIAL STATEMENTS

BOXELDER BASIN REGIONAL STORMWATER AUTHORITY
GOVERNMENTAL FUND BALANCE SHEET/
STATEMENT OF NET ASSETS
DECEMBER 31, 2009

	<u>General Fund</u>	<u>Capital Projects Fund</u>	<u>Adjustments</u>	<u>Statement of Net Assets</u>
<u>Assets</u>				
Cash and investments	\$ 411,687	\$ 0	\$ 0	\$ 411,687
Receivables				
Services fees	345,740	0	270,000	615,740
Prepaid expenses	1,514	0	0	1,514
Internal receivable	<u>0</u>	<u>747,485</u>	<u>(747,485)</u>	<u>0</u>
Total Assets	<u>758,941</u>	<u>747,485</u>	<u>(477,485)</u>	<u>1,028,941</u>
<u>Liabilities and Fund Balance/Net Assets</u>				
<u>Liabilities</u>				
Accounts payable	9,089	7,459	0	16,548
Internal payable	747,485	0	(747,485)	0
Noncurrent liabilities				
Due in more than one year	<u>0</u>	<u>0</u>	<u>495,742</u>	<u>495,742</u>
Total liabilities	<u>756,574</u>	<u>7,459</u>	<u>(251,743)</u>	<u>512,290</u>
<u>Fund Balance</u>				
Committed	0	289,742	(289,742)	0
Assigned	0	450,284	(450,284)	0
Unassigned	<u>2,367</u>	<u>0</u>	<u>(2,367)</u>	<u>0</u>
Total fund balance	<u>2,367</u>	<u>740,026</u>	<u>(742,393)</u>	<u>0</u>
Total Liabilities and Fund Balance	<u>\$ 758,941</u>	<u>\$ 747,485</u>	<u>(1,506,426)</u>	<u>0</u>
<u>Net Assets</u>				
Unrestricted			<u>516,651</u>	<u>516,651</u>
Total Liabilities and Net Assets			<u>\$ 1,028,941</u>	<u>\$ 1,028,941</u>

The accompanying notes are an integral part of these financial statements

BOXELDER BASIN REGIONAL STORMWATER AUTHORITY
STATEMENT OF GOVERNMENTAL FUND REVENUES, EXPENDITURES
AND CHANGES IN FUND BALANCE/STATEMENT OF ACTIVITIES

	<u>General Fund</u>	<u>Capital Projects Fund</u>	<u>Adjustments</u>	<u>Statement of Activities</u>
<u>Revenues</u>				
Fees				
Service	\$ 516,762	\$ 0	\$ 270,000	\$ 786,762
System development	0	35,630	0	35,630
Interest income	726	0	0	726
Other	<u>258</u>	<u>0</u>	<u>0</u>	<u>258</u>
Total revenues	<u>517,746</u>	<u>35,630</u>	<u>270,000</u>	<u>823,376</u>
<u>Expenditures/Expenses</u>				
Current				
District management and administration	52,990	0	0	52,990
Insurance	1,236	0	0	1,236
Office expense	1,658	0	0	1,658
District accounting	2,290	0	0	2,290
Professional fees	11,817	0	0	11,817
Mapping	1,784	0	0	1,784
Website	604	0	0	604
Payments to other governments	0	200,000	0	200,000
Capital outlay				
Engineering	<u>0</u>	<u>34,346</u>	<u>0</u>	<u>34,346</u>
Total expenditures/expenses	<u>72,379</u>	<u>234,346</u>	<u>0</u>	<u>306,725</u>
Excess of revenues over (under) expenditures	445,367	(198,716)	270,000	516,651
Other financing sources/uses				
Transfers – internal activities	(443,000)	443,000	0	0
Proceeds of member government loans	<u>0</u>	<u>495,742</u>	<u>(495,742)</u>	<u>0</u>
Excess of revenues and other financing sources over expenditures and other financing uses	2,367	740,026	(742,393)	0
Changes in net assets	0	0	516,651	516,651
Fund balance/net assets, January 1, 2009	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Fund balance/net assets, December 31, 2009	<u>\$ 2,367</u>	<u>\$ 740,026</u>	<u>\$ (225,742)</u>	<u>\$ 516,651</u>

The accompanying notes are an integral part of these financial statements

BOXELDER BASIN REGIONAL STORMWATER AUTHORITY
NOTES TO THE FINANCIAL STATEMENTS

NOTE 1 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

Boxelder Basin Regional Stormwater Authority (Authority) was created in accordance with Colorado Revised Statute 29-1-203 through an intergovernmental agreement between Larimer County (County), the City of Fort Collins (City) and the Town of Wellington (Town).

The Authority is governed by a five member board of directors (Board). One director is appointed by the County, the City and Town. Two members represent the public at large and are each selected by the City and the County, and the Town and the County.

The Authority has no employees and all operations and administrative functions are contracted.

The accounting policies of the Authority conform to generally accepted accounting principles as applicable to governments. The Governmental Accounting Standards Board (GASB) is the accepted standard-setting body for establishing governmental accounting and financial reporting principles. Following is a summary of the more significant policies.

Reporting Entity

The financial reporting entity consists of the Authority and organizations for which the Authority is financially accountable. All funds, organizations, institutions, agencies, departments and offices that are not legally separate are part of the Authority. In addition, any legally separate organizations for which the Authority is financially accountable are considered part of the reporting entity. Financial accountability exists if the Authority appoints a voting majority of the organization's governing board and is able to impose its will on the organization, or if the organization provides benefits to, or imposes financial burdens on the Authority.

Based upon the application of these criteria, the Authority does not report additional organizations within its reporting entity.

Measurement Focus, Basis Of Accounting And Financial Statement Presentation

The statement of net assets column on the governmental fund balance sheet/statement of net assets and the statement of activities column on the statement of governmental fund revenues, expenditures, and changes in fund balance/statement of activities are reported using the economic resources measurement focus and the accrual basis of accounting. Revenues are recorded when earned and expenses are recorded when a liability is incurred, regardless of the timing of related cash flows. Interfund activity has been eliminated from the statement of net assets column on the governmental fund balance sheet/statement of net assets and the statement of activities column on the statement of governmental fund revenues, expenditures, and changes in fund balance/statement of activities.

The governmental funds column on the governmental fund balance sheet/statement of net assets and the statement of governmental revenues, expenditures, and changes in fund balance/statement of activities are reported using the current financial resources measurement focus and the modified accrual basis of accounting. Revenues are recognized as soon as they are both measurable and available. Revenues are considered to be available when they are collectible within the current period or soon enough thereafter to pay liabilities of the current period. For this purpose, the Authority considers revenues to be available if they are collected within 60 days of the end of the current fiscal period. Service fees, system development fees and

BOXELDER BASIN REGIONAL STORMWATER AUTHORITY
NOTES TO THE FINANCIAL STATEMENTS

NOTE 1 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

Measurement Focus, Basis Of Accounting And Financial Statement Presentation (Continued)

interest associated with the current year are considered to be susceptible to accrual and so have been recognized as revenues of the current year. All other revenues are considered measurable and available only when cash is received by the Authority.

Expenditures generally are recorded when a liability is incurred, as under accrual accounting. However, debt service expenditures, are recorded only when payment is due.

Private-sector standards of accounting and financial reporting issued prior after November 30, 1989, generally are followed in both the statement of net assets column on the governmental fund balance sheet/statement of net assets and the statement of activities column on the statement of governmental fund revenues, expenditures, and changes in fund balance/statement of activities to the extent that those standards do not conflict with or contradict guidance of the Governmental Accounting Standards Board. Governments also have the option of following subsequent private-sector guidance subject to this same limitation. The Authority has elected not to follow subsequent private-sector guidance.

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

In the fund financial statements, the Authority reports the following major governmental funds.

The *General Fund* is the Authority's primary operating fund. It accounts for all financial resources of the Authority, except those required to be accounted for in another fund.

The *Capital Projects Fund* is used to account for financial resources to be used for the acquisition and construction of capital equipment and facilities.

Assets, Liabilities and Net Assets/Fund Balances

Receivables – All receivables are reported at their gross values and, where appropriate, are reduced by the estimated portion that is expected to be uncollectible.

Capital Assets – Capital assets, which include property, plant, equipment, and infrastructure, are reported in the statement of net assets column on the governmental fund balance sheet/statement of net assets. Capital assets are defined by the Authority as assets with an initial, individual cost of more than \$5,000 and an estimated useful life in excess of one year. Such assets are recorded at historical cost or estimated historical cost if purchased or constructed. Donated capital assets are recorded at estimated fair market value at the date of donation.

The costs of normal maintenance and repairs that do not add to the value of the asset or materially extend asset lives are not capitalized.

Upon completion of the Coal Creek Flood Mitigation Project, Larimer County will transfer title and maintenance of these capital assets to the Authority.

BOXELDER BASIN REGIONAL STORMWATER AUTHORITY
NOTES TO THE FINANCIAL STATEMENTS

NOTE 1 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

Assets, Liabilities and Net Assets/Fund Balances (Continued)

Long-Term Debt – In the statement of net assets column on the governmental fund balance sheet/statement of net assets long-term debt and other long-term obligations are reported as liabilities in the statement of net assets column.

The governmental funds column on the statement of governmental revenues, expenditures, and changes in fund balance/statement of activities recognize debt transactions as revenues and expenditures during the current year. The face amount of debt issued is reported as other financing sources.

Estimates

The preparation of the financial statements in conformity with accounting principles generally accepted in the United States requires management to make estimates and assumptions that affect the amounts reported in the financial statements and accompanying notes. Actual results may differ from those estimates.

Budgets

In accordance with the State Budget Law, the Authority's Board of Directors holds public hearings in the fall of each year to approve the budget and appropriate the funds for the ensuing year. The appropriation is at the total fund expenditure level and lapses at year end. The Authority'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.

During 2009, supplementary appropriations approved by the Authority modified the appropriation from \$82,000 to \$827,950 in the General Fund and from \$514,000 to \$758,242 in the Capital Projects Fund.

NOTE 2 - CASH AND INVESTMENTS

Deposits

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 regulations. Amount on deposit in excess of federal insurance levels must be collateralized by eligible collateral as determined by the PDPA. PDPA allows the financial 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, 2009, all Authority deposits, with a bank and carrying balance totaling \$411,687 were covered by the Federal Deposit Insurance Corporation (FDIC) insurance or by the PDPA.

Investments

The Authority is required to comply with State statutes which specify instruments meeting defined rating, maturity and concentration risk criteria in which local governments may invest. State statutes do not address custodial risk. The Authority has no investment policy but follows State statutes which allow the following investments.

- Obligations of the United States and certain U.S. Agency securities
- Certain international agency securities

BOXELDER BASIN REGIONAL STORMWATER AUTHORITY
NOTES TO THE FINANCIAL STATEMENTS

NOTE 2 - CASH AND INVESTMENTS (CONTINUED)

Investments (Continued)

- General obligation and revenue bonds of U.S. local government entities
- General obligation and revenue bonds of U.S. local government entities
- Bankers' acceptances of certain banks
- Commercial paper
- Local government investment pools
- Written repurchase agreements collateralized by certain authorized securities
- Certain money market funds
- Guaranteed investment contracts

The Authority had no investments at December 31, 2009.

NOTE 3 - INTERFUND BALANCES AND TRANSACTIONS

During the course of operations, certain transactions occur between individual funds that may result in amounts owed between funds. For the authority those balances are shown as internal receivables and payables on the governmental funds column on the governmental fund balance sheet/statement of net assets. The Authority expects all interfund balances to be repaid within one year. The composition of interfund balances are as follows at December 31, 2009:

<u>Receivable</u>	<u>Payable</u>	<u>Amount</u>
Capital Projects Fund	General Fund	\$ 747,485

The transfer from the General Fund to the Capital Projects Fund is to fund additional capital costs not paid with service fee revenue and to build up fund equity for future projects and bond offerings.

<u>Transfers In</u>	<u>Transfers Out</u>	<u>Amount</u>
Capital Projects Fund	General Fund	\$ 443,000

NOTE 4 - LONG-TERM DEBT

Governmental Activities

The County is the recipient of certain federal grant funds to build storm drainage projects within the Authority. That federal grant has a matching requirement. Cash matching funds were provided by the City and the Town. The County will construct a bridge, estimated to cost \$550,000, to meet the match requirement. Construction of that Bridge is anticipated to be completed in 2011. Under the terms of the intergovernmental agreement, the Authority is required to repay these matching funds without interest at an unspecified future date. Following is a summary of long-term debt transactions of the governmental activities for the year ended December 31, 2009:

	<u>Balance</u>			<u>Balance</u>	<u>Due within</u>
	<u>12/31/08</u>	<u>Additions</u>	<u>Payments</u>	<u>12/31/09</u>	<u>One Year</u>
Governmental Activities					
Amounts owed to					
City of Fort Collins	\$ 0	\$ 193,497	\$ 0	\$ 193,497	\$ 0
Town of Wellington	0	302,245	0	302,245	0
Total	<u>\$ 0</u>	<u>\$ 495,742</u>	<u>\$ 0</u>	<u>\$ 495,742</u>	<u>\$ 0</u>

BOXELDER BASIN REGIONAL STORMWATER AUTHORITY
NOTES TO THE FINANCIAL STATEMENTS

NOTE 5 - NET ASSETS

The Authority has net assets consisting of three components invested in capital assets, restricted and unrestricted. At December 31, 2009, the Authority had no invested in capital assets or restricted net assets.

NOTE 6 - FUND BALANCE

During the year ended December 31, 2009, the Authority adopted GASB Statement Number 54, *Fund Balance Reporting and Governmental Funds Type Definitions*. Based on that statement fund balances of the governmental funds are classified as follows:

Nonspendable — Amounts that cannot be spent either because they are in nonspendable form or because they are legally or contractually required to be maintained intact. The Authority has no unspendable funds.

Restricted — Amounts that can be spent only for specific purposes because of constitutional provisions or enabling legislation or because of constraints that are externally imposed by creditors, grantors, contributors, or the laws or regulations of other governments. The Authority has no restricted funds.

Committed — Amounts that can be used only for specific purposes determined by a formal action of Authority's Board. The Board is the highest level of decision-making body for the Authority. Commitments may be established, modified, or rescinded only through ordinances or resolutions approved by the Board. At December 31, 2009, committed fund balances represent the remaining grant match amounts to be paid to the County under the Coal Creek Flood Mitigation Project.

Assigned — Amounts that do not meet the criteria to be classified as restricted or committed but that are intended to be used for specific purposes. Only the Board may assign fund balances for specific purposes.

Unassigned — All other spendable amounts.

When an expenditure is incurred for purposes for which both restricted and unrestricted fund balance is available, the Authority considers restricted funds to have been spent first. When an expenditure is incurred for which committed, assigned, or unassigned fund balances are available, the Authority considers amounts to have been spent first out of committed funds, then assigned funds, and finally unassigned funds, as needed, unless the Board has provided otherwise in its commitment or assignment actions.

NOTE 7 - RELATED PARTY TRANSACTIONS

The member governments collected and remit service and system development fees to the Authority. For the year ended December 31, 2009, the Town remitted \$206,652 to the Authority. General Fund receivables of \$345,740 were fees collected in 2009 by the City and remitted to the Authority during January 2010. The receivable amount of \$270,000 represents amounts billed by the County and anticipated to be remitted to the Authority during 2010. Also during 2009 the City and the Town advanced 193,497 and \$302,245 in matching funds for the grant. These amounts are included in noncurrent liabilities in the statement of net assets column on the governmental fund balance sheet/statement of net assets.

BOXELDER BASIN REGIONAL STORMWATER AUTHORITY
NOTES TO THE FINANCIAL STATEMENTS

NOTE 8 - RISK MANAGEMENT

The Authority is exposed to various risks of loss related to torts; theft of, damage to, and destruction of assets; errors and omissions; and natural disasters. For these risks of loss, the Authority carries commercial insurance.

NOTE 9 - COMMITMENTS AND CONTINGENCIES

Grant Programs

The memorandum of understanding with the County, for the Coal Creek Flood Mitigation Project indicates that the Authority is responsible for any project costs in excess of the grant award or the matching funds provided by the member governments. Subsequent to year end, the Authority and County estimated this amount to be approximately \$375,000.

In addition, amounts received or receivable from grantor agencies are subject to audit and adjustment by grantor agencies, principally the Federal government. Any disallowed claims, including amounts already collected, may constitute a liability of the Authority. The amount, if any, of expenditures which may be disallowed by the grantor cannot be determined at this time although the Authority expects such amounts, if any, to be immaterial.

Tabor Amendment

Colorado voters passed an amendment to the State Constitution, Article X, Section 20 (the "Amendment") which has several limitations, including revenue raising, spending abilities, and other specific requirements of state and local government. The Amendment is complex and subject to judicial interpretation. Due to the nature of its formation, the Authority does not believe it is subject to the provisions of this amendment.

REQUIRED SUPPLEMENTARY INFORMATION

BOXELDER BASIN REGIONAL STORMWATER AUTHORITY
GENERAL FUND
SCHEDULE OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCES
BUDGET AND ACTUAL
FOR THE YEAR ENDED DECEMBER 31, 2009

	<u>Original Budget</u>	<u>Final Budget</u>	<u>Actual</u>	<u>Variance with Final Budget Positive (Negative)</u>
<u>Revenues</u>				
Fees				
Service	\$ 660,000	\$ 890,000	\$ 516,762	\$ (373,238)
Interest income	30,000	1,000	726	(274)
Other		0	258	258
Total revenues	<u>690,000</u>	<u>891,000</u>	<u>517,746</u>	<u>(373,254)</u>
<u>Expenditures/Expenses</u>				
Current				
District management and administration	50,000	70,000	52,990	17,010
Insurance	2,500	2,750	1,236	1,514
Office expense	1,000	3,500	1,658	1,842
District accounting	0	6,000	2,290	3,710
Professional fees	8,500	13,500	11,817	1,683
Mapping	0	0	1,784	(1,784)
Website	10,000	10,000	604	9,396
Contingency	<u>10,000</u>	<u>10,000</u>	<u>0</u>	<u>10,000</u>
Total expenditures/expenses	<u>82,000</u>	<u>115,750</u>	<u>72,379</u>	<u>43,371</u>
Excess of revenues over (under) expenditures	608,000	775,250	445,367	(329,883)
Other financing sources/uses				
Transfers – internal activities	<u>0</u>	<u>(712,200)</u>	<u>(443,000)</u>	<u>269,200</u>
Excess of revenues and other financing sources over expenditures and other financing uses	<u>\$ 608,000</u>	<u>\$ 63,050</u>	2,367	<u>\$ (60,683)</u>
Fund balance, January 1, 2009			<u>0</u>	
Fund Balance, December 31, 2009			<u>\$ 2,367</u>	

INDIVIDUAL FUND FINANCIAL STATEMENTS AND SCHEDULES

BOXELDER BASIN REGIONAL STORMWATER AUTHORITY
CAPITAL PROJECTS FUND
SCHEDULE OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCES
BUDGET AND ACTUAL
FOR THE YEAR ENDED DECEMBER 31, 2009

	<u>Original Budget</u>	<u>Final Budget</u>	<u>Actual</u>	<u>Variance with Final Budget Positive (Negative)</u>
<u>Revenues</u>				
Fees				
System development	\$ 22,300	\$ 22,300	\$ 35,630	\$ 13,330
Intergovernmental revenues	<u>362,500</u>	<u>28,000</u>	<u>0</u>	<u>(28,000)</u>
Total revenues	<u>384,800</u>	<u>50,300</u>	<u>35,630</u>	<u>(14,670)</u>
<u>Expenditures/Expenses</u>				
Current				
Payments to other governments	0	495,742	200,000	295,742
Contingency	0	100,000	0	100,000
Capital outlay				
Engineering	456,000	145,000	34,346	110,654
Project costs	<u>58,000</u>	<u>17,500</u>	<u>0</u>	<u>(17,750)</u>
Total expenditures/expenses	<u>514,000</u>	<u>758,242</u>	<u>234,346</u>	<u>523,896</u>
Excess of revenues over (under) expenditures	(129,200)	(707,942)	(198,716)	509,226
Other financing sources/uses				
Transfers – internal activities	0	712,200	443,000	(269,200)
Proceeds of developer loans	<u>495,742</u>	<u>495,742</u>	<u>495,742</u>	<u>0</u>
Excess of revenues and other financing sources over expenditures and other financing uses	<u>\$ 366,542</u>	<u>\$ 500,000</u>	740,026	<u>\$ 240,026</u>
Fund balance, January 1, 2009			<u>0</u>	
Fund Balance, December 31, 2009			<u>\$ 740,026</u>	

**BOXELDER BASIN
REGIONAL STORMWATER AUTHORITY**

FINANCIAL STATEMENTS

December 31, 2010

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Independent Auditor's Report

Board of Directors
Boxelder Basin Regional Stormwater Authority
Wellington, Colorado

We have audited the accompanying financial statements of the governmental activities and each major fund of the Boxelder Basin Regional Stormwater Authority as of and for the year ended December 31, 2010, which collectively comprise the basic financial statements of the Boxelder Basin Regional Stormwater Authority, as listed in the table of contents. These financial statements are the responsibility of the Boxelder Basin Regional Stormwater Authority's management. Our responsibility is to express opinions 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 of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe that our audit provides a reasonable basis for our 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 Boxelder Basin Regional Stormwater Authority as of December 31, 2010, and the respective changes in financial position for the year then ended in conformity with accounting principles generally accepted in the United States of America.

Accounting principles generally accepted in the United States of America require that the Management's Discussion and Analysis and budgetary comparison information on pages *iii* to *v* and 9 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 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.

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As more fully described in Note 11 to the financial statements, after the financial statements were issued, Basin Regional Stormwater Authority discovered certain costs which were budgeted as expenditures in the General Fund, but were included as expenditures in the Capital Projects Fund.

Our audit was performed for the purpose of forming opinions on the financial statements that collectively comprise the Boxelder Basin Regional Stormwater Authority's basic financial statements. The budgetary comparison information for the Capital Projects Fund listed in the table of contents is presented for purpose of additional analysis and is not a required part of the basic financial statements. Such information is the responsibility of management and was derived from and relate directly to the underlying accounting and other records used to prepare the financial statements. The 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 information is fairly stated in all material respects in relation to the financial statements as a whole.

Payette & Adams, LLC

April 27, 2011

Except for Note 11,
as to which the date
is September 7, 2011.

Management's Discussion and Analysis

As managing entity of the Boxelder Basin Regional Stormwater Authority (the Authority), Local Government Solutions, LLC offers the following overview and analysis of the financial activities of the District for the fiscal year ended December 31, 2010.

Overview of the Financial Statements

This discussion and analysis is intended to serve as an introduction to the Authority's basic financial statements. The Authority's basic financial statements are comprised of three components: 1) Authority financial statements, 2) fund financial statements, and 3) notes to financial statements. This report also contains other supplementary information in addition to the basic financial statements themselves.

Financial Statements. The Authority financial statements are designed to provide readers with a broad overview of the Authority's finances, in a manner similar to a private-sector business.

The statement of net assets presents information on all of the Authority's assets and liabilities, with the difference between the two reported as net assets. Over time, increases or decreases in net assets may serve as a useful indicator of whether the financial position of the Authority is improving or deteriorating.

The statement of activities presents information showing how the Authority's net assets changed during the most recent fiscal year. All changes in net assets 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 Authority financial statements distinguish functions of the Authority that are principally to be supported by service fees from other functions that are intended to recover all or a significant portion of the Authority's capital investment through system development fees. The governmental activities of the Authority include the financing, construction of, and maintenance of public infrastructure improvements constructed or acquired by the District. The Authority financial statements can be found on pages 1-2 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 Authority, like other local governments, uses fund accounting to ensure and demonstrate compliance with finance-related legal requirements. The Authority has two funds – an operations fund and a capital projects fund.

Information is presented separately in the governmental fund balance sheet and in the governmental fund statement of revenues, expenditures, and changes in fund balances for both the operations fund and the capital projects fund.

Notes to 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 financial statements can be found on pages 3-8 of this report.

Required Supplementary Information. The Authority adopts an annual appropriated budget for its general fund. A budgetary comparison statement for this fund has been provided as required supplementary information to demonstrate compliance with this budget. The general fund budget statements and notes are found on page 9 of this report.

Other information. The report includes individual fund schedules. A budgetary comparison statement has been provided in this section for the capital projects fund to demonstrate compliance with this budget. The budget statement is found on page 10 of this report.

Financial Highlights

- Assets exceeded liabilities by \$444,476 as of December 31, 2010.
- As of December 31, 2010 the Authority's governmental funds reported combined ending fund balances of \$541,171.
- Total net assets increased by \$71,397 during the calendar year 2010.
- Total cash and investments decreased by \$2,241,883 as compared to the prior year.
- Operations fund expenditures totaled \$176,654 during the calendar year 2010.
- At the end of the current fiscal year, unreserved fund balance for the capital projects fund was \$538,497.

Government-wide Financial Analysis. The following table provides a summary of the Authority's net assets as of December 31, 2010. As noted earlier, net assets may serve over time as a useful indicator of a government's financial position. The Authority's assets exceeded liabilities by \$444,476 as of December 31, 2010.

Boxelder Basin Regional Stormwater Authority's Net Assets

	December 31, 2010	Restated December 31, 2009
Current and other assets	<u>\$ 1,359,104</u>	<u>\$ 885,369</u>
Total assets	<u>\$ 1,359,104</u>	<u>\$ 885,369</u>
Long-term liabilities outstanding	\$ 664,210	\$ 495,742
Other liabilities	250,418	16,548
Total liabilities	<u>914,628</u>	<u>512,290</u>
Net Assets		
Unrestricted, restated	<u>\$ 444,476</u>	<u>\$ 373,079</u>

Governmental Activities. Governmental activities increased the Authorities net assets by \$71,397. Key elements of this increase are as follows:

Boxelder Basin Regional Stormwater Authority's Changes in Net Assets

	December 31, 2010	Restated December 31, 2009
Revenues:		
Program revenues		
Charges for services	\$ 793,405	\$ 678,820
General revenues	11,581	984
Total revenues	<u>804,986</u>	<u>679,804</u>
Expenses:		
Current		
District management and administration	72,262	52,990
General government	40,197	19,389
Payments to other governments		
Capital outlay	289,742	200,000
Engineering	331,388	34,346
Total expenses	<u>733,589</u>	<u>306,725</u>
Increase in net assets	71,397	373,079
Net assets, January 1, 2010	<u>373,079</u>	<u>0</u>
Net assets, December 31, 2010	<u><u>\$ 444,476</u></u>	<u><u>\$ 373,079</u></u>

Financial Analysis of the Authority's Funds

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

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

Long-Term Debt

At the end of the current fiscal year, the Authority had total outstanding long-term debt of \$664,210. Additional information on the District's long-term debt can be found in note 4 beginning on page 5 of this report.

Next Year's Budgets and Rates

Stormwater fees are expected to increase slightly over 2010 as a result of some growth and potential rate increase. Expenditures are expected to increase slightly also. The Authority is anticipating an additional increase in rates as more information is obtained as to the cost of the remaining projects.

Requests for Information

This financial report is designed to provide a general overview of the Authority's finances for all those with an interest in its finances. Questions concerning any of the information provided in this report or requests for additional financial information may be addressed to: Manager - Boxelder Basin Regional Stormwater Authority - P.O. Box 1091 Wellington, CO 80549.

BASIC FINANCIAL STATEMENTS

BOXELDER BASIN REGIONAL STORMWATER AUTHORITY
GOVERNMENTAL FUND BALANCE SHEET/
STATEMENT OF NET ASSETS
DECEMBER 31, 2010

	<u>General Fund</u>	<u>Capital Projects Fund</u>	<u>Adjustments</u>	<u>Statement of Net Assets</u>
<u>Assets</u>				
Cash and investments	\$ 575,628	\$ 0	\$ 0	\$ 575,628
Receivables				
Services fees	201,853	12,788	557,515	772,156
Grants	0	0	10,000	10,000
Prepaid expenses	1,320	0	0	1,320
Internal receivable	0	624,634	(624,634)	0
Total Assets	<u>\$ 778,801</u>	<u>\$ 637,422</u>	<u>(57,119)</u>	<u>1,359,104</u>
<u>Liabilities and Fund Balance/Net Assets</u>				
<u>Liabilities</u>				
Accounts payable	\$ 7,921	\$ 98,925	0	106,846
Internal payable	624,634	0	(624,634)	0
Unearned revenue	143,572	0	0	143,572
Noncurrent liabilities				
Due in more than one year	0	0	664,210	664,210
Total liabilities	<u>776,127</u>	<u>98,925</u>	<u>39,576</u>	<u>914,628</u>
<u>Fund Balance</u>				
Nonspendable	1,320	0	(1,320)	0
Assigned, restated	0	538,497	(538,497)	0
Unassigned	1,354	0	(1,354)	0
Total fund balance	<u>2,674</u>	<u>538,497</u>	<u>(541,171)</u>	<u>0</u>
Total Liabilities and Fund Balance	<u>\$ 778,801</u>	<u>\$ 637,422</u>		
<u>Net Assets</u>				
Unrestricted, restated			<u>\$ 444,476</u>	<u>\$ 444,476</u>

The accompanying notes are an integral part of these financial statements

BOXELDER BASIN REGIONAL STORMWATER AUTHORITY
STATEMENT OF GOVERNMENTAL FUND REVENUES, EXPENDITURES
AND CHANGES IN FUND BALANCE/STATEMENT OF ACTIVITIES
DECEMBER 31, 2010

	<u>General Fund</u>	<u>Capital Projects Fund</u>	<u>Adjustments</u>	<u>Statement of Activities</u>
<u>Revenues</u>				
Fees				
Service	\$ 491,380	\$ 0	\$ 287,515	\$ 778,895
System development	0	14,510	0	14,510
Interest income	1,550	0	0	1,550
Grant revenues	0	0	10,000	10,000
Other	<u>31</u>	<u>0</u>	<u>0</u>	<u>31</u>
Total revenues	<u>492,961</u>	<u>14,510</u>	<u>297,515</u>	<u>804,986</u>
<u>Expenditures/Expenses</u>				
Current				
District management and administration	68,907	3,355	0	72,262
Insurance	2,576	0	0	2,576
Office expense	1,444	0	0	1,444
District accounting	6,911	0	0	6,911
Professional fees	24,856	225	0	25,081
Mapping	735	0	0	735
Website	3,450	0	0	3,450
Payments to other governments	0	289,742	0	289,742
Service area rate study	67,775	0	0	67,775
Capital outlay				
Engineering	<u>0</u>	<u>95,145</u>	<u>168,468</u>	<u>263,613</u>
Total expenditures/expenses	<u>176,654</u>	<u>388,467</u>	<u>168,468</u>	<u>733,589</u>
Excess (deficiency) of revenues over (under) expenditures	316,307	(373,957)	57,650	0
Other financing sources/uses				
Transfers – internal activities	<u>(316,000)</u>	<u>316,000</u>	<u>0</u>	<u>0</u>
Excess (deficiency) of revenues and other financing sources over (under) expenditures and other financing uses	307	(57,957)	57,650	0
Changes in net assets	0	0	71,397	71,397
Fund balance/net assets, January 1, 2010, Restated	<u>2,367</u>	<u>596,454</u>	<u>0</u>	<u>373,079</u>
Fund balance/net assets, December 31, 2010	<u>\$ 2,674</u>	<u>\$ 538,497</u>	<u>\$ 0</u>	<u>\$ 444,476</u>

The accompanying notes are an integral part of these financial statements

BOXELDER BASIN REGIONAL STORMWATER AUTHORITY
NOTES TO THE FINANCIAL STATEMENTS

NOTE 1 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

Boxelder Basin Regional Stormwater Authority (Authority) was created in accordance with Colorado Revised Statute 29-1-203 through an intergovernmental agreement between Larimer County (County), the City of Fort Collins (City) and the Town of Wellington (Town).

The Authority is governed by a five member board of directors (Board). One director is appointed by the County, the City and Town. Two members represent the public at large and are each selected by the City and the County, and the Town and the County.

The Authority has no employees and all operations and administrative functions are contracted.

The accounting policies of the Authority conform to generally accepted accounting principles as applicable to governments. The Governmental Accounting Standards Board (GASB) is the accepted standard-setting body for establishing governmental accounting and financial reporting principles. Following is a summary of the more significant policies.

Reporting Entity

The financial reporting entity consists of the Authority and organizations for which the Authority is financially accountable. All funds, organizations, institutions, agencies, departments and offices that are not legally separate are part of the Authority. In addition, any legally separate organizations for which the Authority is financially accountable are considered part of the reporting entity. Financial accountability exists if the Authority appoints a voting majority of the organization's governing board and is able to impose its will on the organization, or if the organization provides benefits to, or imposes financial burdens on the Authority.

Based upon the application of these criteria, the Authority does not report additional organizations within its reporting entity.

Measurement Focus, Basis Of Accounting And Financial Statement Presentation

The statement of net assets column on the governmental fund balance sheet/statement of net assets and the statement of activities column on the statement of governmental fund revenues, expenditures, and changes in fund balance/statement of activities are reported using the economic resources measurement focus and the accrual basis of accounting. Revenues are recorded when earned and expenses are recorded when a liability is incurred, regardless of the timing of related cash flows. Interfund activity has been eliminated from the statement of net assets column on the governmental fund balance sheet/statement of net assets and the statement of activities column on the statement of governmental fund revenues, expenditures, and changes in fund balance/statement of activities.

The governmental funds column on the governmental fund balance sheet/statement of net assets and the statement of governmental revenues, expenditures, and changes in fund balance/statement of activities are reported using the current financial resources measurement focus and the modified accrual basis of accounting. Revenues are recognized as soon as they are both measurable and available. Revenues are considered to be available when they are collectible within the current period or soon enough thereafter to pay liabilities of the current period. For this purpose, the

BOXELDER BASIN REGIONAL STORMWATER AUTHORITY
NOTES TO THE FINANCIAL STATEMENTS

NOTE 1 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

Measurement Focus, Basis Of Accounting And Financial Statement Presentation (Continued)

Authority considers revenues to be available if they are collected within 60 days of the end of the current fiscal period. Service fees, system development fees and interest associated with the current year are considered to be susceptible to accrual and so have been recognized as revenues of the current year. All other revenues are considered measurable and available only when cash is received by the Authority.

Expenditures generally are recorded when a liability is incurred, as under accrual accounting. However, debt service expenditures, are recorded only when payment is due.

Private-sector standards of accounting and financial reporting issued after November 30, 1989, generally are followed in both the statement of net assets column on the governmental fund balance sheet/statement of net assets and the statement of activities column on the statement of governmental fund revenues, expenditures, and changes in fund balance/statement of activities to the extent that those standards do not conflict with or contradict guidance of the Governmental Accounting Standards Board. Governments also have the option of following subsequent private-sector guidance subject to this same limitation. The Authority has elected not to follow subsequent private-sector guidance.

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

In the fund financial statements, the Authority reports the following major governmental funds.

The *General Fund* is the Authority's primary operating fund. It accounts for all financial resources of the Authority, except those required to be accounted for in another fund.

The *Capital Projects Fund* is used to account for financial resources to be used for the acquisition and construction of capital equipment and facilities.

Assets, Liabilities and Net Assets/Fund Balances

Receivables – All receivables are reported at their gross values and, where appropriate, are reduced by the estimated portion that is expected to be uncollectible.

Capital Assets – Capital assets, which include property, plant, equipment, and infrastructure, are reported in the statement of net assets column on the governmental fund balance sheet/statement of net assets. Capital assets are defined by the Authority as assets with an initial, individual cost of more than \$5,000 and an estimated useful life in excess of one year. Such assets are recorded at historical cost or estimated historical cost if purchased or constructed. Donated capital assets are recorded at estimated fair market value at the date of donation.

The costs of normal maintenance and repairs that do not add to the value of the asset or materially extend asset lives are not capitalized.

Upon completion of the Coal Creek Flood Mitigation Project, Larimer County will transfer title and maintenance of these capital assets to the Authority.

BOXELDER BASIN REGIONAL STORMWATER AUTHORITY
NOTES TO THE FINANCIAL STATEMENTS

NOTE 1 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

Assets, Liabilities and Net Assets/Fund Balances (Continued)

Long-Term Debt – In the statement of net assets column on the governmental fund balance sheet/statement of net assets long-term debt and other long-term obligations are reported as liabilities in the statement of net assets column.

The governmental funds column on the statement of governmental revenues, expenditures, and changes in fund balance/statement of activities recognize debt transactions as revenues and expenditures during the current year. The face amount of debt issued is reported as other financing sources.

Estimates

The preparation of the financial statements in conformity with accounting principles generally accepted in the United States requires management to make estimates and assumptions that affect the amounts reported in the financial statements and accompanying notes. Actual results may differ from those estimates.

Budgets

In accordance with the State Budget Law, the Authority's Board of Directors holds public hearings in the fall of each year to approve the budget and appropriate the funds for the ensuing year. The appropriation is at the total fund expenditure level and lapses at year end. The Authority'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.

During 2010, supplementary appropriations approved by the Authority modified the appropriation from \$895,000 to \$891,000 in the General Fund and from \$749,742 to \$480,742 in the Capital Projects Fund.

NOTE 2 - CASH AND INVESTMENTS

Deposits

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 regulations. Amounts on deposit in excess of federal insurance levels must be collateralized by eligible collateral as determined by the PDPA. PDPA allows the financial 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, 2010, the carrying amount and bank balances of the City's deposits were \$298,312. Of the bank balances \$296,859 was covered by FDIC insurance and \$1,453 was covered by the PDPA.

Investments

The Authority is required to comply with State statutes which specify instruments meeting defined rating, maturity and concentration risk criteria in which local governments may invest. State statutes do not address custodial risk. The Authority has no investment policy but follows State statutes which allow the following investments.

- Obligations of the United States and certain U.S. Agency securities
- Certain international agency securities

BOXELDER BASIN REGIONAL STORMWATER AUTHORITY
NOTES TO THE FINANCIAL STATEMENTS

NOTE 2 - CASH AND INVESTMENTS (CONTINUED)

Investments (Continued)

- General obligation and revenue bonds of U.S. local government entities
- Bankers' acceptances of certain banks
- Commercial paper
- Local government investment pools
- Written repurchase agreements collateralized by certain authorized securities
- Certain money market funds
- Guaranteed investment contracts

The Authority invests funds in COLOTRUST. As an investment pool it operates under the Colorado Revised States (24-75-601). Authorized securities include U.S. Treasuries, U.S. Agencies, commercial paper (related A1 to better) and bank deposits (collateralized through PDPA). The pool operates similar to a 2a-7-like money market fund with a share value equal to \$1.00 and a maximum weighted average maturity of 60 days. This fund is rated AAAM by the Standard and Poor's Corporation. At December 31, 2010, the Authority has invested \$277,316 in COLOTRUST.

NOTE 3 - INTERFUND BALANCES AND TRANSACTIONS

During the course of operations, certain transactions occur between individual funds that may result in amounts owed between funds. For the authority those balances are shown as internal receivables and payables on the governmental funds column on the governmental fund balance sheet/statement of net assets. The Authority expects all interfund balances to be repaid within one year. The composition of interfund balances are as follows at December 31, 2010:

<u>Receivable</u>	<u>Payable</u>	<u>Amount</u>
Capital Projects Fund	General Fund	\$ 624,634

The transfer from the General Fund to the Capital Projects Fund is to fund additional capital costs not paid with service fee revenue and to build up fund equity for future projects and bond offerings.

<u>Transfers In</u>	<u>Transfers Out</u>	<u>Amount</u>
Capital Projects Fund	General Fund	\$ 316,000

NOTE 4 - LONG-TERM DEBT

Governmental Activities

The County is the recipient of certain federal grant funds to build storm drainage projects within the Authority. That federal grant has a matching requirement. Cash matching funds were provided by the City and the Town. The County will construct a bridge, estimated to cost \$550,000, to meet the match requirement. Construction of that Bridge is anticipated to be completed in 2011. Under the terms of the intergovernmental agreement, the Authority is required to repay these matching funds without interest at an unspecified future date. Following is a summary of long-term debt transactions of the governmental activities for the year ended December 31, 2010:

BOXELDER BASIN REGIONAL STORMWATER AUTHORITY
NOTES TO THE FINANCIAL STATEMENTS

NOTE 4 - LONG-TERM DEBT (CONTINUED)

	Balance 12/31/09	Additions	Payments	Balance 12/31/10	Due within One Year
Governmental Activities					
Amounts owed to					
City of Fort Collins	\$ 193,497	\$ 0	\$ 0	\$ 193,497	\$ 0
Larimer County	0	168,468	0	168,468	0
Town of Wellington	302,245	0	0	302,245	0
	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Total	\$ 495,742	\$ 168,468	\$ 0	\$ 664,210	\$ 0

NOTE 5 - NET ASSETS

The Authority has net assets consisting of three components invested in capital assets, restricted and unrestricted. At December 31, 2010, the Authority had no invested in capital assets or restricted net assets.

NOTE 6 - FUND BALANCE

The Authority has adopted GASB Statement Number 54, *Fund Balance Reporting and Governmental Funds Type Definitions*. Based on that statement fund balances of the governmental funds are classified as follows:

Nonspendable — Amounts that cannot be spent either because they are in nonspendable form or because they are legally or contractually required to be maintained intact.

Restricted — Amounts that can be spent only for specific purposes because of constitutional provisions or enabling legislation or because of constraints that are externally imposed by creditors, grantors, contributors, or the laws or regulations of other governments. The Authority has no restricted funds.

Committed — Amounts that can be used only for specific purposes determined by a formal action of Authority's Board. The Board is the highest level of decision-making body for the Authority. Commitments may be established, modified, or rescinded only through ordinances or resolutions approved by the Board. At December 31, 2010, the Authority has no committed funds.

Assigned — Amounts that do not meet the criteria to be classified as restricted or committed but that are intended to be used for specific purposes. Only the Board may assign fund balances for specific purposes.

Unassigned — All other spendable amounts.

When an expenditure is incurred for purposes for which both restricted and unrestricted fund balance is available, the Authority considers restricted funds to have been spent first. When an expenditure is incurred for which committed, assigned, or unassigned fund balances are available, the Authority considers amounts to have been spent first out of committed funds, then assigned funds, and finally unassigned funds, as needed, unless the Board has provided otherwise in its commitment or assignment actions.

BOXELDER BASIN REGIONAL STORMWATER AUTHORITY
NOTES TO THE FINANCIAL STATEMENTS

NOTE 7 - RELATED PARTY TRANSACTIONS

The member governments collected and remitted service and system development fees to the Authority. For the year ended December 31, 2010, the Town remitted \$289,527 and \$1,722 to the Authority. Fund receivables of \$2,201 and \$212,440 are due from the County and the Town. The receivable amounts of \$250,390 and \$307,125 represent amounts billed by the City and the County, anticipated to be remitted to the Authority during 2011. Also, as described in Note 4 to the financial statements, the Authority has a long term debt obligation to its members.

NOTE 8 - RISK MANAGEMENT

The Authority is exposed to various risks of loss related to torts; theft of, damage to, and destruction of assets; errors and omissions; and natural disasters. For these risks of loss, the Authority carries commercial insurance.

NOTE 9 - COMMITMENTS AND CONTINGENCIES

Grant Programs

The memorandum of understanding with the County, for the Coal Creek Flood Mitigation Project indicates that the Authority is responsible for any project costs in excess of the grant award or the matching funds provided by the member governments. Subsequent to year end, the Authority and County estimated this amount to be approximately \$375,000.

In addition, amounts received or receivable from grantor agencies are subject to audit and adjustment by grantor agencies, principally the Federal government. Any disallowed claims, including amounts already collected, may constitute a liability of the Authority. The amount, if any, of expenditures which may be disallowed by the grantor cannot be determined at this time although the Authority expects such amounts, if any, to be immaterial.

Tabor Amendment

Colorado voters passed an amendment to the State Constitution, Article X, Section 20 (the "Amendment") which has several limitations, including revenue raising, spending abilities, and other specific requirements of state and local government. The Amendment is complex and subject to judicial interpretation. Due to the nature of its formation, the Authority does not believe it is subject to the provisions of this amendment.

NOTE 10 - RESTATEMENTS

During 2010, the City of Fort Collins reduced its impervious area and the fees charged to property owners to be consistent with other properties within the Authority. As a result, the City determined that it had collected and remitted too much in fees for the year ended December 31, 2009. The amount of excess fees collected totaled \$143,572. At December 31, 2010, this amount is shown as unearned revenue in General Fund column on the governmental fund balance sheet/statement of net assets. Those fees were collected by the General Fund and transferred to the Capital Projects Fund. The beginning balance of the Capital Projects assigned fund balance and the unrestricted net assets have both been restated and reduced \$143,572 in these financial statements.

BOXELDER BASIN REGIONAL STORMWATER AUTHORITY
NOTES TO THE FINANCIAL STATEMENTS

NOTE 11 - REISSUANCE OF THE REPORT

The Authority's financial statements were originally issued with an opinion date of April 27, 2011. After the statements were issued, The Authority discovered that certain engineering costs related to the service area study were included as expenditures in the Capital Projects Fund, but were budgeted in the General Fund. Expenditures of \$67,775 were reclassified from the Capital Projects Fund to the General Fund and the amount of operating transfers from the General Fund to the Capital Projects Fund was reduced by \$68,000. No other changes were made to these financial statements.

REQUIRED SUPPLEMENTARY INFORMATION

BOXELDER BASIN REGIONAL STORMWATER AUTHORITY
GENERAL FUND
SCHEDULE OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCES
BUDGET AND ACTUAL
FOR THE YEAR ENDED DECEMBER 31, 2010

	<u>Original Budget</u>	<u>Final Budget</u>	<u>Actual</u>	<u>Variance with Final Budget Positive (Negative)</u>
<u>Revenues</u>				
Fees				
Service	\$ 890,000	\$ 890,000	\$ 491,380	\$ (398,620)
Interest income	5,000	1,000	1,550	550
Other	<u>0</u>	<u>0</u>	<u>31</u>	<u>31</u>
Total revenues	<u>895,000</u>	<u>891,000</u>	<u>492,961</u>	<u>(398,039)</u>
<u>Expenditures/Expenses</u>				
Current				
District management and administration	84,000	70,000	68,907	1,093
Insurance	2,500	2,750	2,576	174
Office expense	3,500	3,500	1,444	2,056
District accounting	10,000	10,000	6,911	3,089
Professional fees	8,500	8,500	24,856	(16,356)
Mapping	0	0	735	(735)
Website	7,000	7,000	3,450	3,550
Service area rate study	0	85,000	67,775	17,225
Contingency	<u>10,000</u>	<u>10,000</u>	<u>0</u>	<u>10,000</u>
Total expenditures/expenses	<u>125,500</u>	<u>196,750</u>	<u>176,654</u>	<u>20,096</u>
Excess (deficiency) of revenues over (under) expenditures	769,500	694,250	316,307	(377,943)
Other financing sources/uses				
Transfers – internal activities	<u>(769,500)</u>	<u>(694,250)</u>	<u>(316,000)</u>	<u>378,250</u>
Excess of revenues and other financing sources over expenditures and other financing uses	<u>\$ 0</u>	<u>\$ 0</u>	307	<u>\$ 307</u>
Fund balance, January 1, 2010			<u>2,367</u>	
Fund balance, December 31, 2010			<u>\$ 2,674</u>	

INDIVIDUAL FUND FINANCIAL STATEMENTS AND SCHEDULES

BOXELDER BASIN REGIONAL STORMWATER AUTHORITY
CAPITAL PROJECTS FUND
SCHEDULE OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCES
BUDGET AND ACTUAL
FOR THE YEAR ENDED DECEMBER 31, 2010

	<u>Original Budget</u>	<u>Final Budget</u>	<u>Actual</u>	<u>Variance with Final Budget Positive (Negative)</u>
<u>Revenues</u>				
Fees				
System development	\$ 22,500	\$ 22,500	\$ 14,510	\$ (7,990)
Total revenues	<u>22,500</u>	<u>22,500</u>	<u>14,510</u>	<u>(7,990)</u>
<u>Expenditures/Expenses</u>				
Current				
Payments to other governments	289,742	289,742	289,742	0
Contingency	200,000	0	0	0
Legal fees	0	0	225	(225)
District management	0	0	3,355	(3,355)
Capital outlay				
Engineering	230,000	187,000	95,145	91,855
Project costs	<u>30,000</u>	<u>4,000</u>	<u>0</u>	<u>4,000</u>
Total expenditures/expenses	<u>749,742</u>	<u>480,742</u>	<u>388,467</u>	<u>92,275</u>
Excess (deficiency) of revenues over (under) expenditures	(727,242)	(458,242)	(373,957)	84,285
Other financing sources/uses				
Transfers – internal activities	<u>609,500</u>	<u>689,250</u>	<u>316,000</u>	<u>(373,250)</u>
Excess (deficiency) of revenues and other financing sources over (under) expenditures and other financing uses	<u>\$ (117,742)</u>	<u>\$ 231,008</u>	(57,957)	<u>\$ (288,965)</u>
Fund balance, January 1, 2010, restated			<u>596,454</u>	
Fund balance, December 31, 2010			<u>\$ 538,497</u>	

**BOXELDER BASIN
REGIONAL STORMWATER AUTHORITY
FINANCIAL STATEMENTS
December 31, 2011**

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Independent Auditor's Report

Board of Directors
Boxelder Basin Regional Stormwater Authority
Wellington, Colorado

We have audited the accompanying financial statements of the governmental activities and each major fund of the Boxelder Basin Regional Stormwater Authority as of and for the year ended December 31, 2011, which collectively comprise the basic financial statements of the Boxelder Basin Regional Stormwater Authority, as listed in the table of contents. These financial statements are the responsibility of the Boxelder Basin Regional Stormwater Authority's management. Our responsibility is to express opinions 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 of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe that our audit provides a reasonable basis for our 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 Boxelder Basin Regional Stormwater Authority as of December 31, 2011, and the respective changes in financial position for the year then ended in conformity with accounting principles generally accepted in the United States of America.

Accounting principles generally accepted in the United States of America require that the Management's Discussion and Analysis and budgetary comparison information on pages *iii* to *v* and 9 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 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.

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Our audit was performed for the purpose of forming opinions on the financial statements that collectively comprise the Boxelder Basin Regional Stormwater Authority's basic financial statements as a whole. The budgetary comparison information for the Capital Projects Fund listed in the table of contents is presented for purpose of additional analysis and is not a required part of the financial statements. Such information is the responsibility of management and was derived from and relate directly to the underlying accounting and other records used to prepare the financial statements. The 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 information is fairly stated in all material respects in relation to the financial statements as a whole.

February 2, 2012

Payette & Adams, LLC

Management's Discussion and Analysis

As management of the Boxelder Basin Regional Stormwater Authority (the Authority), we offer the following overview and analysis of the financial activities of the Authority for the fiscal year ended December 31, 2011.

Overview of the Financial Statements

This discussion and analysis is intended to serve as an introduction to the Authority's basic financial statements. The Authority's basic financial statements are comprised of three components: 1) Authority financial statements, 2) fund financial statements, and 3) notes to financial statements. This report also contains other supplementary information in addition to the basic financial statements themselves.

Financial Statements. The Authority financial statements are designed to provide readers with a broad overview of the Authority's finances in a manner similar to a private-sector business.

The statement of net assets presents information on all of the Authority's assets and liabilities, with the difference between the two reported as net assets. Over time, increases or decreases in net assets may serve as a useful indicator of whether the financial position of the Authority is improving or deteriorating.

The statement of activities presents information showing how the Authority's net assets changed during the most recent fiscal year. All changes in net assets 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 Authority financial statements distinguish functions of the Authority that are principally supported by service fees from other functions that are intended to recover all or a significant portion of the Authority's capital investment through system development fees. The governmental activities of the Authority include the financing, construction of, and maintenance of public infrastructure improvements constructed or acquired by the Authority. The Authority financial statements can be found on pages 1-2 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 Authority, like other local governments, uses fund accounting to ensure and demonstrate compliance with finance-related legal requirements. The Authority has two funds – an operations fund and a capital projects fund.

Information is presented separately in the governmental fund balance sheet and in the governmental fund statement of revenues, expenditures, and changes in fund balances for both the operations fund and the capital projects fund.

Notes to 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 financial statements can be found on pages 3-8 of this report.

Required Supplementary Information. The Authority adopts an annual appropriated budget for its general fund. A budgetary comparison statement for this fund has been provided as required supplementary information to demonstrate compliance with this budget. The general fund budget statements and notes are found on page 9 of this report.

Other information. The report includes individual fund schedules. A budgetary comparison statement has been provided in this section for the capital projects fund to demonstrate compliance with this budget. The budget statement is found on page 10 of this report.

Financial Highlights

- Assets exceeded liabilities by \$29,006 as of December 31, 2011.
- As of December 31, 2011 the Authority's governmental funds reported combined ending fund balances of \$727,120. This combined fund balance includes \$2,941 of General Fund Fund Balance, and \$724,179 of Capital Projects Fund Balance.
- Total net assets decreased by \$415,470 during the calendar year 2011. A significant portion of this decrease is attributable to expenses and debt related to the Coal Creek Flood Mitigation Project.
- Total cash and investments decreased by \$147,734 as compared to the prior year. The decrease in cash and investments is due to spending on the Coal Creek Flood Mitigation Project.
- Operations fund expenditures totaled \$129,646 during the calendar year 2011. The operations expenditures are those costs incurred to provide administration of the Authority and include accounting, legal, management, insurance, and other costs.
- At the end of the current fiscal year, unreserved fund balance for the capital projects fund was \$724,179.

Government-wide Financial Analysis. The following table provides a summary of the Authority's net assets as of December 31, 2011. As noted earlier, net assets may serve over time as a useful indicator of a government's financial position. The Authority's assets exceeded liabilities by \$29,006 as of December 31, 2011.

Boxelder Basin Regional Stormwater Authority's Net Assets

	December 31, 2011	December 31, 2010
Current and other assets	\$ 1,195,273	\$ 1,359,104
Total assets	1,195,273	1,359,104
Long-term liabilities outstanding	985,484	664,210
Other liabilities	180,783	250,418
Total liabilities	1,166,267	914,628
Net Assets		
Unrestricted	\$ 29,006	\$ 444,476

Governmental Activities. Governmental activities decreased the Authorities net assets by \$415,470. Key elements of this increase are as follows:

Boxelder Basin Regional Stormwater Authority's Changes in Net Assets

	December 31, 2011	December 31, 2010
Revenues:		
Program revenues		
Charges for services	\$ 725,620	\$ 793,405
General revenues	41,399	11,581
Total revenues	<u>767,019</u>	<u>804,986</u>
Expenses:		
Current		
Authority management and administration	94,716	72,262
General government	40,149	40,197
Payments to other governments	963,699	
Capital outlay		289,742
Engineering	83,925	331,388
Total expenses	<u>1,182,489</u>	<u>733,589</u>
Increase (decrease) in net assets	<u>(415,470)</u>	<u>71,397</u>
Net assets, January 1, 2011	<u>444,476</u>	<u>373,079</u>
Net assets, December 31, 2011	<u>\$ 29,006</u>	<u>\$ 444,476</u>

Financial Analysis of the Authority's Funds

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

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

Long-Term Debt

At the end of the current fiscal year, the Authority had total outstanding long-term debt of \$985,484. Additional information on the Authority's long-term debt can be found in note 4 beginning on page 6 of this report.

Next Year's Budgets and Rates

Stormwater fees are expected to increase slightly over 2011 as a result of some growth in the Service Area. Expenditures are expected to increase slightly also. The Authority is anticipating a possible increase in rates as more information is obtained as to the cost of the remaining projects.

Requests for Information

This financial report is designed to provide a general overview of the Authority's finances for all those with an interest in its finances. Questions concerning any of the information provided in this report or requests for additional financial information may be addressed to: Boxelder Basin Regional Stormwater Authority, c/o Pinnacle Consulting Group, Inc., 5110 Granite Street, Suite C, Loveland, CO 80538.

BASIC FINANCIAL STATEMENTS

BOXELDER BASIN REGIONAL STORMWATER AUTHORITY
GOVERNMENTAL FUND BALANCE SHEET/
STATEMENT OF NET ASSETS
DECEMBER 31, 2011

	<u>General Fund</u>	<u>Capital Projects Fund</u>	<u>Adjustments</u>	<u>Statement of Net Assets</u>
<u>Assets</u>				
Cash and investments	\$ 427,894	\$ 0	\$ 0	\$ 427,894
Receivables				
Services fees	421,646	57,044	287,370	766,060
Prepaid expenses	1,319	0	0	1,319
Internal receivable	<u>0</u>	<u>839,844</u>	<u>(839,844)</u>	<u>0</u>
Total Assets	<u>\$ 850,859</u>	<u>\$ 896,888</u>	<u>(552,474)</u>	<u>1,195,273</u>
<u>Liabilities and Fund Balance/Net Assets</u>				
<u>Liabilities</u>				
Accounts payable	\$ 8,074	\$ 172,709	0	180,783
Internal payable	839,844	0	(839,844)	0
Noncurrent liabilities				
Due in more than one year	<u>0</u>	<u>0</u>	<u>985,484</u>	<u>985,484</u>
Total liabilities	<u>847,918</u>	<u>172,709</u>	<u>145,640</u>	<u>1,166,267</u>
<u>Fund Balance</u>				
Nonspendable	1,319	0	(1,319)	0
Assigned	0	724,179	(724,179)	0
Unassigned	<u>1,622</u>	<u>0</u>	<u>(1,622)</u>	<u>0</u>
Total fund balance	<u>2,941</u>	<u>724,179</u>	<u>(727,120)</u>	<u>0</u>
Total Liabilities and Fund Balance	<u>\$ 850,859</u>	<u>\$ 896,888</u>		
<u>Net Assets</u>				
Unrestricted			<u>29,006</u>	<u>29,006</u>
Total net assets			<u>\$ 29,006</u>	<u>\$ 29,006</u>

The accompanying notes are an integral part of these financial statements

BOXELDER BASIN REGIONAL STORMWATER AUTHORITY
STATEMENT OF GOVERNMENTAL FUND REVENUES, EXPENDITURES
AND CHANGES IN FUND BALANCE/STATEMENT OF ACTIVITIES
FOR THE YEAR ENDED DECEMBER 31, 2011

	<u>General Fund</u>	<u>Capital Projects Fund</u>	<u>Adjustments</u>	<u>Statement of Activities</u>
<u>Revenues</u>				
Fees				
Service	\$ 880,514	\$ 0	\$ (270,145)	\$ 610,369
System development	0	115,251	0	115,251
Interest income	1,339	0	0	1,339
Grant revenues	0	50,000	(10,000)	40,000
Other	<u>60</u>	<u>0</u>	<u>0</u>	<u>60</u>
Total revenues	<u>881,913</u>	<u>165,251</u>	<u>(280,145)</u>	<u>767,019</u>
<u>Expenditures/Expenses</u>				
Current				
Authority management and administration	69,112	5,219	0	74,331
Billing database	7,753	0	0	7,753
Financial modeling	12,632	0	0	12,632
Insurance	2,381	0	0	2,381
Office expense	2,335	0	0	2,335
Authority accounting	6,710	0	0	6,710
Mapping	270	0	0	270
Professional fees	26,139	0	0	26,139
Website	844	0	0	844
Travel, meals and entertainment	419	0	0	419
Printing	1,051	0	0	1,051
Payments to other governments	0	642,425	321,274	963,699
Capital outlay				
Engineering	<u>0</u>	<u>83,925</u>	<u>0</u>	<u>83,925</u>
Total expenditures/expenses	<u>129,646</u>	<u>731,569</u>	<u>321,274</u>	<u>1,182,489</u>
Excess (deficiency) of revenues over (under) expenditures	752,267	(566,318)	(601,419)	(415,470)
Other financing sources/uses				
Transfers – internal activities	<u>(752,000)</u>	<u>752,000</u>	<u>0</u>	<u>0</u>
Excess of revenues and other financing sources over expenditures and other financing uses	267	185,682	(185,949)	
Changes in net assets			(415,470)	(415,470)
Fund balance/net assets, January 1, 2011	<u>2,674</u>	<u>538,497</u>	<u>0</u>	<u>444,476</u>
Fund balance/net assets, December 31, 2011	<u>\$ 2,941</u>	<u>\$ 724,179</u>	<u>\$ 0</u>	<u>\$ 29,006</u>

The accompanying notes are an integral part of these financial statements

BOXELDER BASIN REGIONAL STORMWATER AUTHORITY
NOTES TO THE FINANCIAL STATEMENTS

NOTE 1 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

Boxelder Basin Regional Stormwater Authority (Authority) was created in accordance with Colorado Revised Statute 29-1-203 through an intergovernmental agreement between Larimer County (County), the City of Fort Collins (City) and the Town of Wellington (Town).

The Authority is governed by a five member board of directors (Board). One director is appointed by the County, the City and Town. Two members represent the public at large and are each selected by the City and the County, and the Town and the County.

The Authority has no employees and all operations and administrative functions are contracted.

The accounting policies of the Authority conform to generally accepted accounting principles as applicable to governments. The Governmental Accounting Standards Board (GASB) is the accepted standard-setting body for establishing governmental accounting and financial reporting principles. Following is a summary of the more significant policies.

Reporting Entity

The financial reporting entity consists of the Authority and organizations for which the Authority is financially accountable. All funds, organizations, institutions, agencies, departments and offices that are not legally separate are part of the Authority. In addition, any legally separate organizations for which the Authority is financially accountable are considered part of the reporting entity. Financial accountability exists if the Authority appoints a voting majority of the organization's governing board and is able to impose its will on the organization, or if the organization provides benefits to, or imposes financial burdens on the Authority.

Based upon the application of these criteria, the Authority does not report additional organizations within its reporting entity.

Measurement Focus, Basis Of Accounting And Financial Statement Presentation

The statement of net assets column on the governmental fund balance sheet/statement of net assets and the statement of activities column on the statement of governmental fund revenues, expenditures, and changes in fund balance/statement of activities are reported using the economic resources measurement focus and the accrual basis of accounting. Revenues are recorded when earned and expenses are recorded when a liability is incurred, regardless of the timing of related cash flows. Interfund activity has been eliminated from the statement of net assets column on the governmental fund balance sheet/statement of net assets and the statement of activities column on the statement of governmental fund revenues, expenditures, and changes in fund balance/statement of activities.

The governmental funds columns on the governmental fund balance sheet/statement of net assets and the statement of governmental revenues, expenditures, and changes in fund balance/statement of activities are reported using the current financial resources measurement focus and the modified accrual basis of accounting. Revenues are recognized as soon as they are both measurable and available. Revenues are considered to be available when they are collectible within the current period or soon enough thereafter to pay liabilities of the current period. For this purpose, the

BOXELDER BASIN REGIONAL STORMWATER AUTHORITY
NOTES TO THE FINANCIAL STATEMENTS

NOTE 1 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

Measurement Focus, Basis Of Accounting And Financial Statement Presentation (Continued)

Authority considers revenues to be available if they are collected within 60 days of the end of the current fiscal period. Service fees, system development fees and interest associated with the current year are considered to be susceptible to accrual and so have been recognized as revenues of the current year. All other revenues are considered measurable and available only when cash is received by the Authority.

Expenditures generally are recorded when a liability is incurred, as under accrual accounting. However, debt service expenditures, are recorded only when payment is due.

Private-sector standards of accounting and financial reporting issued after November 30, 1989, generally are followed in both the statement of net assets column on the governmental fund balance sheet/statement of net assets and the statement of activities column on the statement of governmental fund revenues, expenditures, and changes in fund balance/statement of activities to the extent that those standards do not conflict with or contradict guidance of the Governmental Accounting Standards Board. Governments also have the option of following subsequent private-sector guidance subject to this same limitation. The Authority has elected not to follow subsequent private-sector guidance.

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

In the fund financial statements, the Authority reports the following major governmental funds.

The *General Fund* is the Authority's primary operating fund. It accounts for all financial resources of the Authority, except those required to be accounted for in another fund.

The *Capital Projects Fund* is used to account for financial resources to be used for the acquisition and construction of capital equipment and facilities.

Assets, Liabilities and Net Assets/Fund Balances

Receivables – All receivables are reported at their gross values and, where appropriate, are reduced by the estimated portion that is expected to be uncollectible. At December 31 2011, the Authority considers all accounts receivable to be collectible.

Capital Assets – Capital assets, which include property, plant, equipment, and infrastructure, are reported in the statement of net assets column on the governmental fund balance sheet/statement of net assets. Capital assets are defined by the Authority as assets with an initial, individual cost of more than \$5,000 and an estimated useful life in excess of one year. Such assets are recorded at historical cost or estimated historical cost if purchased or constructed. Donated capital assets are recorded at estimated fair market value at the date of donation. The costs of normal maintenance and repairs that do not add to the value of the asset or materially extend asset lives are not capitalized.

Upon completion of the Coal Creek Flood Mitigation Project, Larimer County will transfer title and maintenance of these capital assets to the Authority.

BOXELDER BASIN REGIONAL STORMWATER AUTHORITY
NOTES TO THE FINANCIAL STATEMENTS

NOTE 1 - SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

Assets, Liabilities and Net Assets/Fund Balances (Continued)

Long-Term Debt – In the statement of net assets column on the governmental fund balance sheet/statement of net assets long-term debt and other long-term obligations are reported as liabilities in the statement of net assets column.

The governmental funds column on the statement of governmental revenues, expenditures, and changes in fund balance/statement of activities recognize debt transactions as revenues and expenditures during the current year. The face amount of debt issued is reported as other financing sources.

Estimates

The preparation of the financial statements in conformity with accounting principles generally accepted in the United States requires management to make estimates and assumptions that affect the amounts reported in the financial statements and accompanying notes. The amounts to ultimately be collected from long term receivables is a significant estimate. Actual results may differ from those estimates.

Budgets

In accordance with the State Budget Law, the Authority's Board of Directors holds public hearings in the fall of each year to approve the budget and appropriate the funds for the ensuing year. The appropriation is at the total fund expenditure level and lapses at year end. The Authority'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.

During 2011, supplementary appropriations approved by the Authority modified the appropriation from \$805,000 to \$1,034,016 in the General Fund and from \$712,000 to \$923,000 in the Capital Projects Fund.

NOTE 2 - CASH AND INVESTMENTS

Deposits

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 regulations. Amounts on deposit in excess of federal insurance levels must be collateralized by eligible collateral as determined by the PDPA. PDPA allows the financial 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, 2011, the carrying amount and bank balances of the Authority's deposits were \$300,182 and \$300,692. All of the bank balances were covered by FDIC insurance.

Investments

The Authority is required to comply with State statutes which specify instruments meeting defined rating, maturity and concentration risk criteria in which local governments may invest. State statutes do not address custodial risk. The Authority has no investment policy but follows State statutes which allow the following investments.

BOXELDER BASIN REGIONAL STORMWATER AUTHORITY
NOTES TO THE FINANCIAL STATEMENTS

NOTE 2 - CASH AND INVESTMENTS (CONTINUED)

Investments (Continued)

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

The Authority invests funds in COLOTRUST. COLOTRUST is routinely monitored by the Colorado Division of Securities with regard to operations and investments, which are also subject to the provisions of the Colorado Revised States (24-75-601). Authorized securities include U.S. Treasuries, U.S. Agencies, commercial paper (related A1 to better) and bank deposits (collateralized through PDPA). The pool operates similar to a 2a-7-like money market fund with a share value equal to \$1.00. This fund is rated AAAm by the Standard and Poor's Corporation. The Authority has interest rate risk related only to the investment in COLOTRUST. At December 31, 2011, COLOTRUST's portfolio had a weighted average maturity of 11 days. At December 31, 2011, the Authority has invested \$127,712 in COLOTRUST.

NOTE 3 - INTERFUND BALANCES AND TRANSACTIONS

During the course of operations, certain transactions occur between individual funds that may result in amounts owed between funds. For the authority those balances are shown as internal receivables and payables on the governmental funds column on the governmental fund balance sheet/statement of net assets. The Authority expects all interfund balances to be repaid within one year. The composition of interfund balances are as follows at December 31, 2011:

<u>Receivable</u>	<u>Payable</u>	<u>Amount</u>
Capital Projects Fund	General Fund	\$ 839,844

The transfer from the General Fund to the Capital Projects Fund is to fund additional capital costs not paid with service fee revenue and to build up fund equity for future projects and bond offerings.

<u>Transfers In</u>	<u>Transfers Out</u>	<u>Amount</u>
Capital Projects Fund	General Fund	\$ 752,000

NOTE 4 - LONG-TERM DEBT

Governmental Activities

The County is the recipient of certain federal grant funds to build storm drainage projects within the Authority. That federal grant has a local matching requirement. The City and the Town advanced cash funds to the Authority and the County agreed to construct a bridge, which was completed in 2011, to satisfy the match requirement. In the intergovernmental agreement, the Authority agreed to repay the matching funds without interest at an unspecified future date.

BOXELDER BASIN REGIONAL STORMWATER AUTHORITY
NOTES TO THE FINANCIAL STATEMENTS

NOTE 4 - LONG-TERM DEBT (CONTINUED)

The following is a summary of the long-term debt transactions of the governmental activities for the year ended December 31, 2011:

	Balance 12/31/10	Additions	Payments	Balance 12/31/11	Due within One Year
Governmental Activities					
Amounts owed to:					
City of Fort Collins	\$ 193,497	\$ 0	\$ 0	\$ 193,497	\$ 0
Larimer County	168,468	321,274	0	489,742	0
Town of Wellington	<u>302,245</u>	<u>0</u>	<u>0</u>	<u>302,245</u>	<u>0</u>
 Total	 <u>\$ 664,210</u>	 <u>\$ 321,274</u>	 <u>\$ 0</u>	 <u>\$ 985,484</u>	 <u>\$ 0</u>

NOTE 5 - NET ASSETS

The Authority has net assets consisting of three components invested in capital assets, restricted and unrestricted. At December 31, 2011, the Authority had no invested in capital assets or restricted net assets.

NOTE 6 - FUND BALANCE

The Authority has adopted GASB Statement Number 54, *Fund Balance Reporting and Governmental Fund Type Definitions*. Based on that statement fund balances of the governmental funds are classified as follows:

Nonspendable — Amounts that cannot be spent either because they are in nonspendable form or because they are legally or contractually required to be maintained intact.

Restricted — Amounts that can be spent only for specific purposes because of constitutional provisions or enabling legislation or because of constraints that are externally imposed by creditors, grantors, contributors, or the laws or regulations of other governments. The Authority has no restricted funds.

Committed — Amounts that can be used only for specific purposes determined by a formal action of Authority's Board. The Board is the highest level of decision-making body for the Authority. Commitments may be established, modified, or rescinded only through ordinances or resolutions approved by the Board. At December 31, 2011, the Authority has no committed funds.

Assigned — Amounts that do not meet the criteria to be classified as restricted or committed but that are intended to be used for specific purposes. Only the Board may assign fund balances for specific purposes.

Unassigned — All other spendable amounts.

When an expenditure is incurred for purposes for which both restricted and unrestricted fund balance is available, the Authority considers restricted funds to have been spent first. When an expenditure is incurred for which committed, assigned, or unassigned fund balances are available, the Authority considers amounts to have been spent first out of committed funds, then assigned funds, and finally unassigned funds, as needed, unless the Board has provided otherwise in its commitment or assignment actions.

BOXELDER BASIN REGIONAL STORMWATER AUTHORITY
NOTES TO THE FINANCIAL STATEMENTS

NOTE 7 - RELATED PARTY TRANSACTIONS

The member governments collected and remitted service and system development fees to the Authority. For the year ended December 31, 2011, the County and the City remitted 2011 revenues totaling \$266,685 and \$250,390 to the Authority. Fund receivables of \$20,685, \$237,777 and \$220,228 are due from the County, the City and the Town. The receivable amount of \$287,370 represents the amount billed by the County, anticipated to be remitted to the Authority during 2012. Also, as described in Note 4 to the financial statements, the Authority has a long term debt obligation to its members.

NOTE 8 - RISK MANAGEMENT

The Authority is exposed to various risks of loss related to torts; theft of, damage to, and destruction of assets; errors and omissions; and natural disasters. For these risks of loss, the Authority carries commercial insurance. There were no claims which exceeded insurance coverage for each of the past three years.

NOTE 9 - COMMITMENTS AND CONTINGENCIES

Grant Programs

The memorandum of understanding with the County, for the Coal Creek Flood Mitigation Project indicates that the Authority is responsible for any project costs in excess of the grant award or the matching funds provided by the member governments. Subsequent to year end, the Authority and County estimated this amount to be approximately \$162,522.

In addition, amounts received or receivable from grantor agencies are subject to audit and adjustment by grantor agencies, principally the Federal government. Any disallowed claims, including amounts already collected, may constitute a liability of the Authority. The amount, if any, of expenditures which may be disallowed by the grantor cannot be determined at this time although the Authority expects such amounts, if any, to be immaterial.

Tabor Amendment

Colorado voters passed an amendment to the State Constitution, Article X, Section 20 (the "Amendment") which has several limitations, including revenue raising, spending abilities, and other specific requirements of state and local government. The Amendment is complex and subject to judicial interpretation. Due to the nature of its formation, the Authority does not believe it is subject to the provisions of this amendment.

REQUIRED SUPPLEMENTARY INFORMATION

BOXELDER BASIN REGIONAL STORMWATER AUTHORITY
GENERAL FUND
SCHEDULE OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCES
BUDGET AND ACTUAL
FOR THE YEAR ENDED DECEMBER 31, 2011

	<u>Original Budget</u>	<u>Final Budget</u>	<u>Actual</u>	<u>Variance with Final Budget Positive (Negative)</u>
<u>Revenues</u>				
Fees				
Service	\$ 800,000	\$ 666,667	\$ 880,514	\$ 213,847
Interest income	5,000	1,581	1,339	(242)
Other	<u>0</u>	<u>0</u>	<u>60</u>	<u>60</u>
Total revenues	<u>805,000</u>	<u>668,248</u>	<u>881,913</u>	<u>213,665</u>
<u>Expenditures/Expenses</u>				
Current				
Authority management and administration	70,000	70,000	69,112	888
Billing database	0	11,000	7,753	3,247
Financial modeling	0	11,000	12,632	(1,632)
Insurance	2,000	2,000	2,381	(381)
Office expense	3,500	3,500	2,335	1,165
Authority accounting	8,000	8,000	6,710	1,290
Mapping	0	0	270	(270)
Professional fees	16,000	26,516	26,139	377
Website	6,000	2,500	844	1,656
Travel, meals and entertainment	0	0	419	(419)
Printing	0	0	1,051	(1,051)
Contingency	<u>8,000</u>	<u>8,000</u>	<u>0</u>	<u>8,000</u>
Total expenditures/expenses	<u>113,500</u>	<u>142,516</u>	<u>129,646</u>	<u>12,870</u>
Excess of revenues over expenditures	691,500	525,732	752,267	226,535
Other financing sources/uses				
Transfers – internal activities	<u>(691,500)</u>	<u>(891,500)</u>	<u>(752,000)</u>	<u>139,500</u>
Excess (deficiency) of revenues and other financing sources over (under) expenditures and other financing uses	<u>\$ 0</u>	<u>\$ (365,768)</u>	267	<u>\$ 366,035</u>
Fund balance, January 1, 2011			<u>2,674</u>	
Fund balance, December 31, 2011			<u>\$ 2,941</u>	

INDIVIDUAL FUND FINANCIAL STATEMENTS AND SCHEDULES

BOXELDER BASIN REGIONAL STORMWATER AUTHORITY
CAPITAL PROJECTS FUND
SCHEDULE OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCES
BUDGET AND ACTUAL
FOR THE YEAR ENDED DECEMBER 31, 2011

	Original Budget	Final Budget	Actual	Variance with Final Budget Positive (Negative)
<u>Revenues</u>				
Fees				
System development	\$ 25,000	\$ 58,207	\$ 115,251	\$ 57,044
Intergovernmental revenues	<u>0</u>	<u>50,000</u>	<u>50,000</u>	<u>0</u>
Total revenues	<u>25,000</u>	<u>108,207</u>	<u>165,251</u>	<u>57,044</u>
<u>Expenditures/Expenses</u>				
Current				
Payments to other governments	500,000	815,000	642,425	172,575
Legal fees	50,000	2,000	0	2,000
Project management	12,000	6,000	5,219	781
Capital outlay				
Engineering	<u>150,000</u>	<u>100,000</u>	<u>83,925</u>	<u>16,075</u>
Total expenditures/expenses	<u>712,000</u>	<u>923,000</u>	<u>731,569</u>	<u>191,431</u>
Excess (deficiency) of revenues over (under) expenditures	(687,000)	(814,793)	(566,318)	248,475
Other financing sources/uses				
Transfers – internal activities	691,250	891,500	752,000	(139,500)
Proceeds from intergovernmental loans	<u>50,000</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total other financing sources/uses	<u>741,250</u>	<u>891,500</u>	<u>752,000</u>	<u>(139,500)</u>
Excess of revenues and other financing sources over expenditures and other financing uses	<u>\$ 54,250</u>	<u>\$ 76,707</u>	185,682	<u>\$ 108,975</u>
Fund balance, January 1, 2011			<u>538,497</u>	
Fund balance, December 31, 2011			<u>\$ 724,179</u>	