## **2026 OPERATING PLAN AND BUDGET**

# POWERS & WOODMEN COMMERCIAL BUSINESS IMPROVEMENT DISTRICT

City of Colorado Springs, El Paso County, Colorado

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### 2026 OPERATING PLAN FOR THE POWERS & WOODMEN COMMERCIAL BUSINESS IMPROVEMENT DISTRICT

### 1. PURPOSE AND SCOPE OF THIS DISTRICT

### A. Requirement for this Operating Plan.

The Business Improvement District Act, specifically Section 31-25-1211, C.R.S., requires that the Powers & Woodmen Commercial Business Improvement District (the "District") file an operating plan and budget with the City Clerk no later than September 30 of each year.

Under the statute, the City is to approve the operating plan and budget within 30 days of the submittal of all required information.

The District operates under the authorities and powers allowed under the Business Improvement District Act, Section 31-25-1201, *et seq.*, Colorado Revised Statutes, as amended, as further described and limited by this Operating Plan.

### B. What Must Be Included in the Operating Plan?

Pursuant to the provisions of the Business Improvement District Act, Section 31-25-1201, et seq., C.R.S., as amended, this Operating Plan specifically identifies: (1) the composition of the Board of Directors; (2) the services and improvements to be provided by the District; (3) the taxes, fees, and assessments to be imposed by the District; (4) the estimated principal amount of the bonds to be issued by the District; and (5) such other information as the City may require.

The District's original 2004 and subsequent Operating Plans, previously approved by the City, are incorporated herein by reference, and shall remain in full force and effect except as specifically or necessarily modified hereby.

### C. Purposes.

As may be further articulated in prior years' Operating Plans, the ongoing and/or contemplated purposes of this District for 2026 include financing, acquisition, construction, completion, installation, replacement and/or operation and maintenance of all of the services and public improvements allowed under Colorado law for business improvement districts. Specific improvements and services the District provides include parking facilities, roadways, lighting, driveways, public utilities and landscaping consistent with prior years' activities.

### D. Ownership of Property or Major Assets.

The District owns certain street improvements.

### E. Contracts and Agreement.

The District is not currently a party to any significant active contracts or agreements.

### 2. ORGANIZATION AND COMPOSITION OF THE BOARD OF DIRECTORS

### A. Organization.

The Powers & Woodmen Commercial Business Improvement District was organized by the City of Colorado Springs, Colorado by Ordinance No. 04-52 on April 27, 2004.

### B. Governance.

The District is governed by an elected board of directors.

### C. Current Board.

The persons who currently serve as the Board of Directors are:

Timothy Seibert, President Christopher S. Jenkins, Vice President David D. Jenkins, Secretary Delroy L. Johnson, Assistant Secretary Gregory Barbuto, Assistant Secretary

Director and other pertinent contact information are provided in **EXHIBIT A**.

### D. Term Limits.

The District held a regular election on May 8, 2012, at which time a ballot question was presented to eliminate term limits pursuant to Article 18, Section 11 of the Colorado Constitution. The ballot question passed eliminating term limits.

### E. Advisory Board.

The Board of Directors may appoint one or more advisory boards to assist the Board of Directors on such matters as the Board of Directors desires assistance. The Board of Directors shall, upon the appointment of an advisory board, set forth its duties, duration, and membership. The Board of Directors may provide rules of procedure for the advisory board or may delegate to the advisory board the authority to provide such rules. No advisory boards have yet been appointed to date.

### 3. BOUNDARIES, INCLUSIONS AND EXCLUSIONS

The District map is depicted in **EXHIBIT C.** The District does not anticipate any inclusion or exclusion requests in 2026.

### 4. PUBLIC IMPROVEMENTS

The District will be primarily concerned with the provision of public improvements and services within the boundaries of the District. However, there may be instances to provide improvements or services outside of the boundaries of the District. The District shall have the authority to provide these improvements and services, but the revenue-raising powers of the

District to recoup the costs of extraterritorial improvements and services shall be as limited by state law.

The public improvements that the District anticipates it will construct, install or cause to be constructed and installed, include those public improvements the costs of which may, in accordance with the Business Improvement District Act, Section 31-25-1201, et seq., C.R.S., lawfully be paid for by the District, including, without limitation, water services, safety protection devices, sanitation services, marketing, streetscape improvements, street improvements, curbs, gutters, culverts, drainage facilities, sidewalks, parking facilities, paving, lighting, grading, landscaping and storm and wastewater management facilities and associated land acquisition and remediation.

# 5. ADMINISTRATION, OPERATIONS, SERVICES, PROPERTY OWNERSHIP, AND MAINTENANCE

The District shall provide for ownership, operation, and maintenance of District facilities as activities of the District itself or by contract with other units of government or the private sector. As mentioned above, the District owns certain street improvements.

### 6. FINANCIAL PLAN AND BUDGET

### A. 2026 Budget.

The 2026 Budget for the District is attached as **EXHIBIT B.** 

### B. Authorized Indebtedness.

At an election held on May 4, 2004, the voters approved general obligation indebtedness of \$9,000,000 for street improvements, \$12,000,000 for parking facilities, \$125,000 for water main extension, and \$25,000,000 for refinancing of District debt. The election also allows the District to retain all revenues without regarding to the limitations contained in Article X, Section 20 of the Colorado constitution. On November 1, 2005, the District's electors authorized additional indebtedness of \$2,500,000 for water and sanitary sewer. As set forth in the District's 2004 Operating Plan, the City has limited the amount of debt to be issued to a total of \$13,900,000 in the authorized voted categories. This maximum debt authorization amount shall not be exceeded without express prior approval by the City.

### C. Maximum Debt and Operating Mill Levies.

The Maximum Debt Mill Levy is fifty (50) mills. The Maximum Operating Mill Levy is one (1) mill. The mill levy caps set forth in this paragraph may be subject to upward or downward adjustments addressing any Mill Levy Adjustment or any abatement occurring after, but not before January 1, 2006. Such upward or downward adjustments are to be determined by the Board in good faith (such determination to be binding and final) so that to the extent possible, the actual tax revenue generated by the mill levy, as adjusted for changes occurring after January 1, 2006, are neither diminished nor enhanced as a result of such changes.

### D. District Revenues.

See the 2026 Budget attached hereto as **EXHIBIT B**.

### E. Existing Debt Obligations.

The District issued its Series 2010 Limited Tax General Obligation Bonds in the principal amount of \$1,850,000 with an interest rate of 8.5% (the "Series 2010 Bonds"). The Series 2010 Bonds are subject to optional redemption beginning December 1, 2011. As required by the District's 2010 Operating Plan, the issuance of the Series 2010 Bonds was approved by Resolution No. 3-10 of the City Council.

The District issued a Limited Tax General Obligation Bond on November 17, 2022 in the amount of \$2,519,000 with an interest rate of 6.5% (the "Series 2022 Bond"). The Series 2022 Bond will mature on December 1, 2025, but is subject to prior redemption. The City Council approved the District's issuance of the Series 2022 Bond pursuant to Resolution No. 169-22 of the City Council.

The District will annually review the interest rate on its bonds regarding market interest rate and evaluate possibilities to refund such bonds to the extent allowed pursuant to the bond documents.

### F. Future Debt Obligations.

The District does not anticipate issuing additional debt in 2026.

### G. Developer Funding Agreements.

The District entered into a Reimbursement Agreement (7% interest rate) with Development Management, Inc. on December 31, 2006. It is anticipated that at the end of 2025, the District will have repaid developer advances including principal and interest.

Any Developer Funding Agreements entered into by the District after January 1, 2023 shall be limited to a term of no greater than twenty (20) years, from the time of the first such agreement, after which time any remaining balances must be either converted to Debt or shall no longer be considered an obligation of the District. The Interest Rate on any new Developer Funding Agreements entered into after January 1, 2023 shall not exceed the Index Rate plus 400 basis points, and interest shall only accrue on the principal balance.

### H. Other Financial Obligations.

The District may enter into agreements including reimbursement or similar agreements and leases, as well as agreements for ongoing services such as legal, administration, compliance, budget, audit, etc.

### I. City Charter Limitations.

In accordance with 7-100 of the City Charter, the District shall not issue any Debt instrument for any purpose other than construction of capital improvements with a public purpose

necessary for development. As set forth in 7-100 of the City Charter, the total Debt of any proposed District shall not exceed 10 percent of the total assessed valuation of the taxable property within the District unless approved by at least a two-thirds vote of the entire City Council.

### J. Limited Default Provisions.

Limited tax general obligation bonds issued by the District shall be structured and/or credit enhancements provided such that the bonds cannot default as long as the District is imposing the required maximum allowed mill levy.

### K. Privately Placed Debt and Related Party Privately Placed Debt.

Prior to the issuance of any Privately Placed Debt for capital related costs, the District shall obtain the certification of an External Financial Advisor regarding the fairness and feasibility of the interest rate and the structure of the Debt. The Interest Rate for Related Party Privately Placed Debt shall not exceed the Index Rate by more than 400 basis points. Related Party Privately Placed Debt shall not be issued with an optional call date of greater than five (5) years from the date of issuance.

### L. End User Fee Limitation.

The District shall not impose an End User Fee for the purpose of servicing District Debt without prior approval of City Council.

### M. Debt Not an Obligation of the City.

The Debt of the District will not constitute a debt or obligation of the City in any manner. The faith and credit of the City will not be pledged for the repayment of the debt of the District. This will be clearly stated on all offering circulars, prospectus, or disclosure statements associated with any securities issued by the District.

### N. Land Development Entitlements.

The District shall not issue Debt, enter into any other Long Term Financial Obligation, or certify a Debt Mill Levy unless a Land Development Entitlement has been approved for the property.

### 7. MUNICIPAL OVERSIGHT OF DISTRICT ACTIVITIES

### A. Audit.

The District agrees to submit an annual audit to the City Finance Department no later than March 31st of each year which is performed by an independent certified public accounting firm. Notwithstanding the foregoing, the District may submit a completed audit exemption application to the City Finance Department in lieu of an annual audit if the District qualifies for an audit exemption pursuant to state law.

### B. SID Formation.

The District affirms that it will provide an Amended Operating Plan and seek prior approval of City Council prior to formation of any Special Improvement District or Authority within its boundaries in the future.

### C. City Authorization Prior to Debt Issuance.

In accordance with the City's Special District Policy, and notwithstanding any statements of intent in the Budget and Operating Plan, this District shall request and obtain approval of City Council prior to issuance of any Debt in accordance with the financing plan for the District as previously approved. The standards for City approval shall generally be consistent with the City's Special District Policy, as it may be amended, along with the most recently approved Operating Plan and Budget and any requirements or limitations contained therein to the extent that they are consistent with the financing plans for the District.

### D. Public Improvement Fees.

This District will not utilize any revenues from a new, increased or expanded public improvement fee ("PIF") unless specifically authorized in this or a subsequent operating plan and budget, or separately approved by City Council. The imposition of a PIF and any provisions for adjustment of a PIF that have been previously approved by City Council shall not be subject to this restriction.

### E. Condemnation.

The Colorado Revised Statutes do not authorize BIDs to use powers of eminent domain. The exercise of eminent domain authority by any City-authorized district is also specifically prohibited without express prior City Council approval.

### F. Concealed Carry Prohibition.

The District shall not adopt or enact an ordinance, resolution, rule or other regulation that prohibits or restricts an authorized permittee from carrying a concealed handgun in a building or specific area under the direct control or management of the District as provided in C.R.S. § 18-12-214.

### G. Eligible Expenses or Costs for Reimbursement.

In addition to any limits or prohibitions contained in Colorado Revised Statutes, the District shall not issue Debt for or otherwise fund any costs or expenses not allowed for by the Special District Policy.

### H. Intergovernmental Agreements.

The District is not party to any intergovernmental agreements and does not anticipate entering into any intergovernmental agreements in 2026.

### I. Overlapping Districts.

There are no special districts that overlap with the District.

### 8. 2026 ACTIVITIES, PROJECTS AND CHANGES

### A. Activities.

The District does not anticipate activity for commercial development in 2026.

### B. Projects and Public Improvements.

The District does not presently anticipate constructing Public Improvements in 2026.

### C. Summary of 2026 Activities and Changes from Prior Year.

The District's activities will focus on district administration and payment of its bonds.

**Boundary changes:** No boundary changes are anticipated in 2026.

**Changes to board or governance structure:** No changes to the Board are anticipated in 2026.

**Mill levy changes:** In 2025 the mill levy imposed for operations and maintenance expenses was 1.046 and the debt service mill levy was 17.000 mills. In 2026, the District anticipates imposing a mill levy of 0.963 mills for operations and maintenance expenses and a debt service mill levy of 17.000 mills.

New, refinanced or fully discharged debt: None.

**Elections:** The District's eligible electors will consider waiver of the 5.25% property tax limit as set forth in C.R.S. § 29-1-1702 at an election to be held on November 4, 2025. The District does not anticipate any elections in 2026.

**Major changes in development activity or valuation:** Not anticipated for the upcoming year.

**Ability to meet current financial obligations:** See the 2026 Budget attached as **EXHIBIT B.** 

### 9. DISCLOSURE AND COMMUNICATION

The District shall maintain a website that includes content similar to that required for metropolitan districts by Colorado Revised Statutes § 32-1-104.5 and as required by Section K of the Special District Policy, to the extent this content is applicable to BIDs. The District's website is powerswoodmenbid.com.

### 10. DISSOLUTION

The District may be dissolved under the conditions of Section 31-25-1225, C.R.S. Perpetual existence is not contemplated at this time.

### 11. CONCLUSION

It is submitted that this Operating Plan and Budget for the District meets the requirements of the Business Improvement District Act and further meets applicable requirements of the Colorado Constitution and other law. It is further submitted that the types of services and improvements to be provided by the District are those services and improvements which satisfy the purposes of Part 12 of Article 25 of Title 31, C.R.S.

### **EXHIBIT A**

### Director and Other Contact Information Powers & Woodmen Commercial Business Improvement District

### **BOARD OF DIRECTORS:**

NAME & ADDRESS	POSITION	TERM	PHONE #/E-MAIL
Timothy Seibert	President	2023-2027	(w) 719-593-2600
Nor'wood Development Group			(f) 719-633-0545
111 South Tejon, Suite 222			tseibert@nor-wood.com
Colorado Springs, CO 80903			
Christopher S. Jenkins	Vice President	2023-2027	(w) 719-593-2600
Nor'wood Development Group			(f) 719-633-0545
111 South Tejon, Suite 222			chrisjenkins@nor-wood.com
Colorado Springs, CO 80903			
David D. Jenkins	Secretary	2023-2027	(w) 719-593-2600
Nor'wood Development Group	·		(f) 719-633-0545
111 South Tejon, Suite 222			ddj@nor-wood.com
Colorado Springs, CO 80903			
Delroy L. Johnson	Assistant Secretary	2025-2029	(w) 719-593-2600
Nor'wood Development Group			(f) 719-633-0545
111 South Tejon, Suite 222			djohnson@nor-wood.com
Colorado Springs, CO 80903			
Greg Barbuto	Assistant Secretary	2025-2029	(w) 719-593-2600
Nor'wood Development Group			(f) 719-633-0545
111 South Tejon, Suite 222			gbarbuto@norwood.dev
Colorado Springs, CO 80903			

### **DISTRICT CONTACT:**

### **DISTRICT MANAGER:**

Delroy L. Johnson, Assistant Secretary	CliftonLarsonAllen LLP
Nor'wood Development Group	121 South Tejon, Suite 1100
111 South Tejon, Suite 222	Colorado Springs, CO 80903
Colorado Springs, CO 80903	(w) 719-635-0330
(w) 719-593-2600	
(f) 719-633-0545	
djohnson@nor-wood.com	

### ACCOUNTANT:

### **AUDITOR:**

Carrie Bartow, CPA	BiggsKofford, PC
CliftonLarsonAllen LLP	630 Southpointe Court, Suite 200
121 South Tejon, Suite 1100	Colorado Springs, CO 80906
Colorado Springs, CO 80903	719-579-9090
(w) 719-635-0300 x 77839	(f) 719-576-0126
(f) 719-473-3630	
carrie.bartow@claconnect.com	

### **INSURANCE AND BONDS:**

### STAFF: N/A

T. Charles Wilson Insurance Service
384 Inverness Parkway
Centennial, CO 80112
303-368-5757

### EXHIBIT B 2026 BID Budget

# POWERS & WOODMEN COMMERCIAL BUSINESS IMPROVEMENT DISTRICT ANNUAL BUDGET FOR THE YEAR ENDING DECEMBER 31, 2026

# POWERS & WOODMEN COMMERCIAL BUSINESS IMPROVEMENT DISTRICT SUMMARY 2026 BUDGET

# WITH 2024 ACTUAL AND 2025 ESTIMATED For the Years Ended and Ending December 31,

	ACTUAL 2024	BUDGET 2025	ACTUAL 6/30/2025	ESTIMATED 2025	BUDGET 2026
			3,00,2020		
BEGINNING FUND BALANCES	\$ 1,196,047	\$ 1,007,462	\$ 1,393,029	\$ 1,393,029	\$ 1,020,941
REVENUES					
Property taxes	463,354	311,637	273,202	311,637	354,714
Specific ownership taxes	44,387	31,164	14,821	29,642	33,698
Interest Income	78,960	49,800	32,616	56,000	30,000
Other Revenue	524	-	-	-	-
Total revenues	587,225	392,601	320,639	397,279	418,412
TRANSFERS IN		-	196	196	-
Takal formula accellable	4 700 070	4 400 000	4 740 004	4 700 504	4 400 050
Total funds available	1,783,272	1,400,063	1,713,864	1,790,504	1,439,353
EXPENDITURES					
General Fund	43,455	58,000	23,914	51,326	56,500
Debt Service Fund	346,788	345,000	3,862	718,041	345,000
Total expenditures	390,243	403,000	27,776	769,367	401,500
TRANSFERS OUT	_	-	196	196	-
Total expenditures and transfers out	000.040	100.000	07.070	700 500	404 500
requiring appropriation	390,243	403,000	27,972	769,563	401,500
ENDING FUND BALANCES	\$ 1,393,029	\$ 997,063	\$ 1,685,892	\$ 1,020,941	\$ 1,037,853
EMERGENCY RESERVE	\$ 2,100	\$ 1,800	\$ 1,100	\$ 1,700	\$ 1,800
AVAILABLE FOR OPERATIONS	163,266	158,889	174,424	166,045	167,159
TOTAL RESERVE	\$ 165,366	\$ 160,689	\$ 175,524	\$ 167,745	\$ 168,959
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# POWERS & WOODMEN COMMERCIAL BUSINESS IMPROVEMENT DISTRICT PROPERTY TAX SUMMARY INFORMATION 2026 BUDGET

# WITH 2024 ACTUAL AND 2025 ESTIMATED For the Years Ended and Ending December 31,

	ACTUAL	Е	BUDGET	ACTUAL	Е	STIMATED	Е	BUDGET
	2024		2025	6/30/2025		2025		2026
\$	16 619 520	\$ 1	16 509 980	\$ 16 509 980	\$	16 509 980	\$ 1	9,009,940
Ψ		Ψ			Ψ		Ψ.	5,400
	756.250		756.250	756.250		756.250		731.620
	,		,	,		,		, , ,
	17,377,800	•	17,269,030	17,269,030			1	9,746,960
\$	17,377,800	\$ ^	17,269,030	\$17,269,030	\$	17,269,030	\$ 1	9,746,960
								0.963
	26.160		17.000	17.000		17.000		17.000
	27 206		18 046	18 046		18 046		17.963
_	21.200		10.040	10.040		10.040		17.500
\$	18,177	\$	18,063	\$ 18,063	\$	18,063	\$	19,016
	454,603		293,574	293,574		293,574		335,698
	472,780		311,637	311,637		311,637		354,714
			-	(38,435)		-		-
	(9,526)		-	-		-		-
_	400.054	Φ.	044.007	Φ 070.000	Φ.	044.007		054744
\$	463,354	\$	311,637	\$ 273,202	\$	311,637	\$	354,714
\$	17.815	\$	18.063	\$ 15.835	\$	18.063	\$	19,016
Ψ		Ψ	•	•	Ψ	•	Ψ	335,698
	,		,			,		<b>,</b> <del>-</del>
\$	463,354	\$	311,637	\$ 273,202	\$	311,637	\$	354,714
	\$ \$ \$ \$	\$ 16,619,520 2,030 756,250 17,377,800 \$ 17,377,800 \$ 17,377,800 \$ 12,206 \$ 18,177 454,603 472,780 100 (9,526) \$ 463,354 \$ 17,815 445,539	\$ 16,619,520 \$ 2,030 756,250 \$ 17,377,800 \$ 17,377,800 \$ 17,377,800 \$ 17,377,800 \$ 17,206 \$ 18,177 \$ 454,603 \$ 472,780 100 (9,526) \$ 463,354 \$ \$ 17,815 \$ 445,539	\$ 16,619,520 \$ 16,509,980 2,030 2,800 756,250 756,250	\$ 16,619,520 \$ 16,509,980 \$ 16,509,980	\$ 16,619,520 \$ 16,509,980 \$ 16,509,980 \$ 2,030	\$ 16,619,520 \$ 16,509,980 \$ 16,509,980 \$ 16,509,980	\$ 16,619,520 \$ 16,509,980 \$ 16,509,980 \$ 16,509,980 \$ 1 2,030

# POWERS & WOODMEN COMMERCIAL BUSINESS IMPROVEMENT DISTRICT GENERAL FUND

### 2026 BUDGET

# WITH 2024 ACTUAL AND 2025 ESTIMATED For the Years Ended and Ending December 31,

	ACTUAL		BUDGET		ACTUAL		ESTIMATED		BUDGET	
		2024		2025		6/30/2025		2025		2026
	<u> </u>									
BEGINNING FUND BALANCES	\$	139,071	\$	161,662	\$	165,366	\$	165,366	\$	167,745
REVENUES										
Property taxes		17,815		18,063		15,835		18,063		19,016
Specific ownership taxes		44,387		31,164		14,821		29,642		33,698
Interest Income		7,024		7,800		3,416		6,000		5,000
Other Revenue		524		-		-		-		-
Total revenues		69,750		57,027		34,072		53,705		57,714
Total funds available		208,821		218,689		199,438		219,071		225,459
EXPENDITURES										
General and administrative										
Accounting		20,916		24,000		14,628		25,000		25,000
Auditing		4,500		4,800		- 1,020		4,800		5,000
County Treasurer's Fee		273		271		238		271		285
Dues and Membership		294		500		307		500		500
Insurance		2,034		2,600		2,137		2,137		2,900
District management		9,526		8,300		3,393		7,000		8,500
Legal		5,597		8,800		1,119		8,000		9,500
Miscellaneous		315		500		1,118		1,118		500
Election		-		3,000		974		2,500		_
Contingency		-		5,229		_		-		4,315
Operations and maintenance				, -						,-
		43,455		58,000		23,914		51,326		56,500
Total expenditures and transfers o	sut.									
requiring appropriation	Juι	43,455		58,000		23,914		51,326		56,500
requiring appropriation		43,433		36,000		23,914		31,320		30,300
ENDING FUND BALANCES	\$	165,366	\$	160,689	\$	175,524	\$	167,745	\$	168,959
EMERGENCY RESERVE	\$	2,100	\$	1,800	\$	1,100	\$	1,700	\$	1,800
AVAILABLE FOR OPERATIONS	Ψ	163,266	Ψ	158,889	Ψ	174,424	Ψ	166,045	Ψ	167,159
TOTAL RESERVE	\$	165,366	\$	160,689	\$	175,524	\$	167,745	\$	168,959

# POWERS & WOODMEN COMMERCIAL BUSINESS IMPROVEMENT DISTRICT DEBT SERVICE FUND

### 2026 BUDGET

# WITH 2024 ACTUAL AND 2025 ESTIMATED For the Years Ended and Ending December 31,

	ACTUAL	BUDGET	ACTUAL	ESTIMATED	BUDGET
	2024	2025	6/30/2025	2025	2026
BEGINNING FUND BALANCES	\$ 1,056,780	\$ 845,800	\$ 1,227,467	\$ 1,227,467	\$ 853,196
REVENUES					
Property taxes	445,539	293,574	257,367	293,574	335,698
Interest Income	71,936	42,000	29,200	50,000	25,000
Total revenues	517,475	335,574	286,567	343,574	360,698
TRANSFERS IN					
Transfers from other funds	-	-	196	196	-
Total funds available	1,574,255	1,181,374	1,514,230	1,571,237	1,213,894
EXPENDITURES					
General and administrative					
County Treasurer's Fee	6,828	4,404	3,862	4,404	5,035
Contingency	-	4,886	-	-	3,505
Debt Service					
Bond interest	289,960	285,710	-	285,710	281,460
Bond principal	50,000	50,000	-	50,000	55,000
Repay developer advance	-	-	-	377,927	-
Total expenditures	346,788	345,000	3,862	718,041	345,000
Total expenditures and transfers o	ıt				
requiring appropriation	346,788	345,000	3,862	718,041	345,000
ENDING FUND BALANCES	\$ 1,227,467	\$ 836,374	\$ 1,510,368	\$ 853,196	\$ 868,894

# POWERS & WOODMEN COMMERCIAL BUSINESS IMPROVEMENT DISTRICT CAPITAL PROJECTS FUND

### 2026 BUDGET

# WITH 2024 ACTUAL AND 2025 ESTIMATED For the Years Ended and Ending December 31,

		ACTUAL 2024	BUDGET 2025	ACTUAL 6/30/2025	E	STIMATED 2025	BUDGET 2026
BEGINNING FUND BALANCES	\$	196	\$ -	\$ 196	\$	196	\$ -
Total funds available		196	-	196		196	
TRANSFERS OUT Transfers to other fund		-	-	196		196	<u>-</u> _
Total expenditures and transfers or requiring appropriation	ut	-	-	196		196	
ENDING FUND BALANCES	\$	196	\$ -	\$ ; <u>-</u>	\$	-	\$ <u>-</u>

### POWERS & WOODMEN COMMERCIAL BUSINESS IMPROVEMENT DISTRICT 2026 BUDGET SUMMARY OF SIGNIFICANT ASSUMPTIONS

### Services Provided

The District was organized to provide the financing, acquisition, construction, completion, installation, replacement and/or operation and maintenance of all of the services and public improvements allowed under Colorado law for business improvement districts. Specific improvements and services provided by the District include parking facilities, roadways, lighting, driveways, public utilities and landscaping. The District's service area is located entirely within the City of Colorado Springs, El Paso County, Colorado.

The District was organized by Ordinance of the City of Colorado Springs on April 27, 2004.

At an election held on May 4, 2004, the voters approved general obligation indebtedness of \$9,000,000 for street improvements, \$12,000,000 for parking facilities, \$125,000 for water main extension, and \$25,000,000 for refinancing of District debt. On November 1, 2005, the District's electors authorized additional indebtedness of \$2,500,000 for water and sanitary sewer. The voters also approved an annual increase in taxes of \$78,000, at a mill levy rate not to exceed one mill for general operations and maintenance. The election also allows the District to retain all revenues without regard to the limitations contained in Article X, Section 20, of the Colorado constitution. Pursuant to the District's operating plan filed annually with the City, the maximum debt service mill levy the District can impose is 50.000 mills. As set forth in the District's 2004 operating plan, the City has limited the amount of debt to be issued to a total of \$13,900,000 in the authorized voted categories, without future approval by the City.

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

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

### Revenues

### **Property Taxes**

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

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

# POWERS & WOODMEN COMMERCIAL BUSINESS IMPROVEMENT DISTRICT 2026 BUDGET SUMMARY OF SIGNIFICANT ASSUMPTIONS

**Revenues - (continued)** 

### **Property Taxes** – (continued)

For property tax collection year 2026, HB24B-1001 set the assessment rates as follows:

Category	Rate	Category	Rate
Single-Family Residential	6.25%	Agricultural Land	27.00%
Multi-Family Residential	6.25%	Renewable Energy Land	27.00%
Commercial	27.00%	Vacant Land	27.00%
Industrial	27.00%	Personal Property	27.00%
Lodging	27.00%	State Assessed	27.00%
		Oil & Gas Production	87.50%

### **Specific Ownership Tax**

Specific ownership taxes are set by the State and collected by the County Treasurer, primarily on vehicle licensing within the County as a whole. The specific ownership taxes are allocated by the County Treasurer to all taxing entities within the County. The budget assumes that the District's share will be equal to approximately 9.5% of the property taxes collected.

### **Interest Income**

Interest earned on the District's available funds has been estimated based on an average interest rate of approximately 4%.

### **Expenditures**

### **Administrative and Operating Expenditures**

Administrative and operating expenditures include the estimated services necessary to maintain the District's administrative viability such as legal, management, accounting, insurance, and other administrative expenses.

### **County Treasurer's Fees**

County Treasurer's collection fees have been computed at 1.5% of property taxes.

### **Debt Service**

Principal and interest payments in 2026 are provided based on the debt amortization schedule from the General Obligation Bonds, Series 2010 and the Limited Tax General Obligation Bond, Series 2022.

# POWERS & WOODMEN COMMERCIAL BUSINESS IMPROVEMENT DISTRICT 2026 BUDGET SUMMARY OF SIGNIFICANT ASSUMPTIONS

### **Debt and Leases**

On April 1, 2010, the District issued \$1,850,000 in Limited Tax General Obligation Bonds. The Bonds are due December 1, 2039, and bear interest at a rate of 8.5%. Bond interest and principal payments are payable annually on December 1. The bonds are subject to redemption prior to maturity, at the option of the District, on or after December 1, 2011, without redemption premium. The proceeds from the Bonds were used to pay the costs of providing certain public improvements for the District.

The District entered into a Reimbursement Agreement (Agreement) with the Developer whereby the District agrees to reimburse the Developer for operational advances made on behalf of the District. The District agrees to repay the Developer along with accrued interest at a rate of 7% on the first day of the following year in which the advances were made. The Agreement does not constitute a multiple-fiscal year obligation.

On March 30, 2011, the District entered into the Amendment to the Reimbursement Agreement to recognize advances, and accrued interest, made to the District prior to 2006. Such advances were originally recorded in the District's records as a contribution.

On November 17, 2022, the District issued \$2,519,000 in Limited Tax General Obligation Bonds. The Bonds are due December 1, 2050, and bear interest at a rate of 6.5%. Bond interest and principal payments are payable annually on December 1. The proceeds from the Bonds were used to repay developer advances.

The District has outstanding Developer Advances. Anticipated activity is as follows:

		alance -						nce -
	Dec	December 31,					Decen	nber 31,
	2024*		Additions		Reductions		2025*	
Accrued Interest on								
Developer Advance	\$	377,927	\$	-	\$	377,927	\$	-
	\$	377,927	\$	_	\$	377,927	\$	-
	Balance -						Bala	nce -
	Dec	ember 31,			Reductions		December 31,	
		2025*	Add	ditions			2026*	
Accrued Interest on								
Developer Advance	\$	-	\$	-	\$	-	\$	-
	\$	-	\$	-	\$	-	\$	-
* - E	stimate	ed .						

The District has no operating or capital leases.

# POWERS & WOODMEN COMMERCIAL BUSINESS IMPROVEMENT DISTRICT 2026 BUDGET SUMMARY OF SIGNIFICANT ASSUMPTIONS

### Reserves

### **Emergency Reserve**

The District has provided for an Emergency Reserve fund equal to at least 3% of fiscal year spending for 2026, as defined under TABOR.

This information is an integral part of the accompanying budget.

# POWERS & WOODMEN COMMERCIAL BUSINESS IMPROVEMENT DISTRICT SCHEDULE OF DEBT SERVICE REQUIREMENTS TO MATURITY

### \$1,850,000 Limited Tax General Obligation Bonds Series 2010

# Dated April 1, 2010 Principal and interest due December 1 Interest Rate 8.5% Payable

Year Ended December 31,		Principal		Interest		Annual Debt Service	
2026	\$	55,000	\$	117,725	\$	172,725	
2027	Ψ	60,000	Ψ	113,050	Ψ	173,050	
2028		65,000		107,950		172,950	
2029		70,000		102,425		172,425	
2030		75,000		96,475		171,475	
2031		85,000		90,100		175,100	
2032		90,000		82,875		172,875	
2033		100,000		75,225		175,225	
2034		105,000		66,725		171,725	
2035		115,000		57,800		172,800	
2036		125,000		48,025		173,025	
2037		135,000		37,400		172,400	
2038		145,000		25,925		170,925	
2039		160,000		13,600		173,600	
	\$	1,385,000	\$	1,035,300	\$	2,420,300	

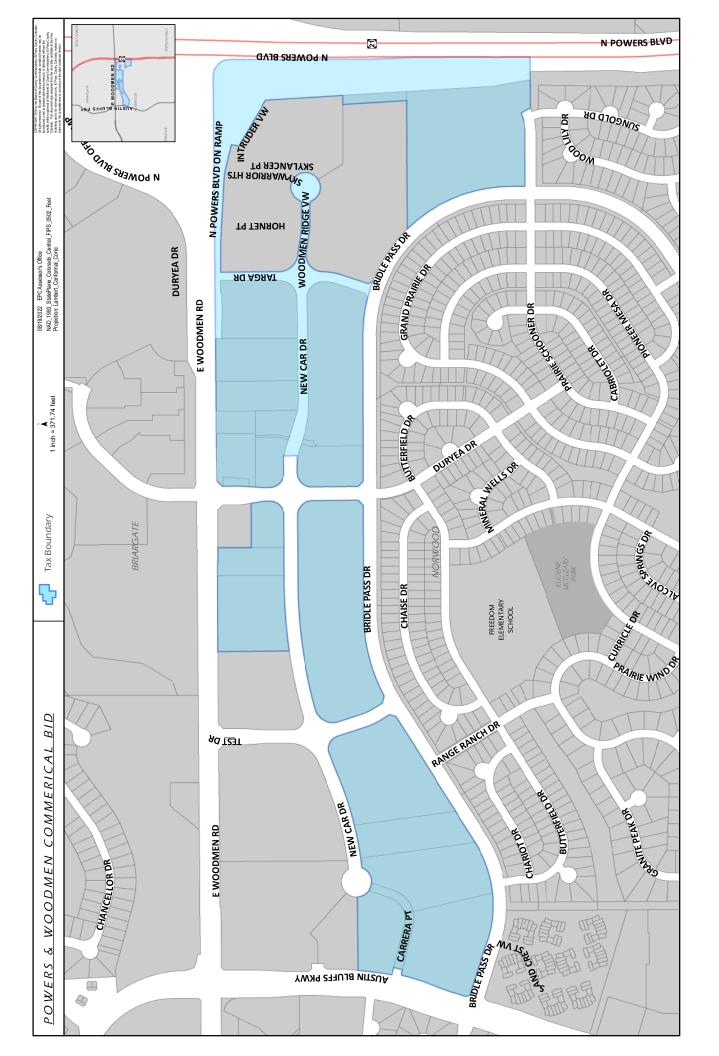
# POWERS & WOODMEN COMMERCIAL BUSINESS IMPROVEMENT DISTRICT SCHEDULE OF DEBT SERVICE REQUIREMENTS TO MATURITY

### \$2,519,000 Limited Tax General Obligation Bonds Series 2022

# Dated November 17, 2022 Principal and interest due December 1 Interest Rate 6.5% Payable

		00t Rate 0.070	uyuk	, i c			
Year Ended		<b>5</b>				Annual Debt	
December 31,	Principal			Interest		Service	
2026	\$	-	\$	163,735	\$	163,735	
2027		-		163,735		163,735	
2028		-		163,735		163,735	
2029		-		163,735		163,735	
2030		-		163,735		163,735	
2031		-		163,735		163,735	
2032		-		163,735		163,735	
2033		-		163,735		163,735	
2034		-		163,735		163,735	
2035		-		163,735		163,735	
2036		-		163,735		163,735	
2037		-		163,735		163,735	
2038		-		163,735		163,735	
2039		-		163,735		163,735	
2040		164,000		163,735		327,735	
2041		174,000		153,075		327,075	
2042		186,000		141,765		327,765	
2043		198,000		129,675		327,675	
2044		211,000		116,805		327,805	
2045		224,000		103,090		327,090	
2046		239,000		88,530		327,530	
2047		255,000		72,995		327,995	
2048		271,000		56,420		327,420	
2049		289,000		38,805		327,805	
2050		308,000		20,020		328,020	
	\$	2,519,000	\$	3,377,205	\$	5,896,205	

# **EXHIBIT C District Boundary Map**



# **EXHIBIT D Terms and Definitions**

The following terms and definitions from the City of Colorado Springs Special District Policy are specifically incorporated for use in this Operating Plan and Budget.

- **a. Authority** An entity with separate legal powers or authorities, created by intergovernmental agreement (IGA) between or among Districts, or between or among one or more Districts, and another governmental entity.
- **b.** City The City of Colorado Springs, acting legislatively through its City Council or administratively through its mayor or chief of staff consistent with Colorado Revised Statutes and the City Charter.
- c. Combination of Districts Any combination of Metropolitan Districts, BIDs and/or GIDs that overlay each other that are organized by petition of a property developer that are specific to property within a single development project and do not serve any property outside of that project such as regional service district or non-developer controlled existing district.
- **d. C.R.S.** Colorado Revised Statutes.
- e. **Debt** Any bond, note debenture, contract or other multiple year financial obligation of a District which is payable in whole or in part from, or which constitutes an encumbrance on, the proceeds of ad valorem property tax or End User Debt Service Fee imposed by the District, or pledged for the purposes of meeting the obligation.
- **f. Debt Mill Levy** For the purpose of this Policy and its associated plans the debt mill levy is that portion of the overall mill levy of the District, pledged, dedicated or otherwise used to repay formally issued Debt or long terms.
- **g. Developer Funding Agreements** Short or long-term obligations of Districts entered into between Districts and developers related to advancement of reimbursement of Public Improvements or operations and maintenance costs. Such agreements may or may not accrue interest, but do not qualify as formally issued Debt as defined under this Policy or under TABOR.
- h. **District** This Powers & Woodmen Commercial Business Improvement District.
- i. End User A property owner anticipated to have long term, multi-year responsibility for the tax and/or fee obligations of a District. By way of illustration, a resident homeowner, renter, commercial property owner, or commercial tenant is an end user. A master property developer or business entity that constructs homes or commercial structures for occupancy or ownership primarily by third parties, is not an end user.
- **j. End User Debt Service Fees** Any fees, rates, tolls or charges assessed or pledged or otherwise obligated to End Users by a District for the payment of Debt. End User Debt Service Fees are not intended to include public improvement fees (PIFs) if authorized by this Operating Plan and Budget.
- **k. External Financial Advisor** A consultant that: (1) advises Colorado governmental entities on matters relating to the issuance of securities by Colorado governmental entities, including matters such as the pricing, sales and marketing of such securities and the

- procuring of bond ratings, credit enhancement and insurance in respect of such securities; (2) shall be an underwriter, investment banker, or individual listed as a public finance advisor in the Bond Buyer's Municipal Market Place (also known as the Redbook); and (3) is not an officer of the Districts.
- **I. Index Interest Rate** The AAA 30-year MMD (Municipal Market Data) index interest rate.
- **m.** Interest Rate The annual rate of charge applied to Debt or other District financial obligations
- **n.** Land Development Entitlement A City-approved master plan, concept plan or other more detailed land use plan, zoning or combinations thereof, applicable to a substantial proportion of the property to be included in the District and sufficient to support the need for the District along with relevant public improvements financing assumptions and proposed limits.
- **o. Maximum Debt Mill Levy** The maximum mill levy a District or Combination of Districts is permitted to impose for the payment of Debt. For the purpose of this Policy, a mill levy certified for contractual obligations is part of the Maximum Debt Mill Levy.
- **p. Maximum Operating Mill Levy** The maximum mill levy a District or Combination of Districts is permitted to impose for operating and maintenance expenses.
- **q. Mill Levy Adjustment** Any statutory, legislative or constitutional changes that adjust or impact the assessed or actual valuation of property or the assessment ratio pursuant to which taxes are calculated
- **r. Model BID Operating Plan and Budget** The most recent version of the template for BID Operating Plans and Budgets adopted in accordance with this Policy.
- s. Planning and Community Development Department Director The Director of the Colorado Springs Planning and Community Development Department or other position which may be established for the purpose of administering this Policy, or their designee.
- **t. Policy or Special District Policy** The City's adopted Special District Policy as may be amended from time to time.
- **u. Privately Placed Debt** Debt that is not marketed to multiple independent accredited investors as defined in Rule 501(a) promulgated under the Securities Act of 1933 by a registered bond underwriter or placed directly with a chartered lending institution or credit union.
- v. Public Improvements Any capital or site improvements, (or directly related planning or engineering costs) legally determined to be eligible for ownership, maintenance and/or financing by a District in accordance with the applicable State statues.
- w. Related Party Privately Placed Debt Privately Placed Debt that is or will be placed with and directly held by a party related to the issuing District.