

**APPLICATION FOR EXEMPTION FROM AUDIT - SHORT FORM - FOR GOVERNMENTS WITH REVENUES AND EXPENDITURES OF \$100,000 OR LESS**

|                     |   |   |
|---------------------|---|---|
| Name of Government: | <b>Banning Lewis Ranch Metropolitan District No. 5</b>                  | For the Fiscal Year<br>Ended December 31, 2012<br>or fiscal year ended: |
| Address:            | <b>102 S. Tejon Street<br/>Suite 350<br/>Colorado Springs, CO 80903</b> |   |
| Contact Person:     | <b>Kevin Collins</b>  |   |
| Telephone:          | <b>719-635-0330</b>   |   |
| Email:              | <b>Kevin.Collins@CliftonLarsonAllen.com</b>                             |   |
| Fax:                | <b>719-473-3630</b>   |   |

Return to: Office of the State Auditor  
Local Government Audit Division  
225 E. 16th Ave., Suite 555  
Denver, CO 80203  
Fax: 303-866-4062  
Email: OSA.LG@state.co.us  
Call (303) 866-3338 if you need help completing this form.

**PLEASE READ THE  
ABOVE INSTRUCTIONS  
BEFORE SUBMITTING**

Section 29-1-604, C.R.S., outlines the provisions for an exemption from audit. Generally, any local government for which neither revenues nor expenditures exceed \$500,000 in any fiscal year may qualify for an exemption. **If either revenues or expenditures are \$100,000 or greater, but not more than \$500,000, you may NOT use this form. Please use the LONG FORM of this application. If both revenues and expenditures are less than \$100,000 individually, use this short form application for exemption from audit.**

**Please review ALL instructions prior to the completion of this form.**

Instructions:

1. Prepare this form completely and accurately. Please note that there are 11 parts to this form, and all questions must be answered for the application to be considered complete.
2. File this form with the Office of the State Auditor within **3 months** after the end of the fiscal year. For years ended December 31, the form **must** be received by the Office of the State Auditor by **March 31**.
3. The form **must** be completed by a person skilled in governmental accounting.
4. The application must be personally reviewed and approved by a majority of the governing body as evidenced by one of the following methods:
  - a. Resolution of the governing body - application may be emailed, faxed, or mailed.
  - b. Original signatures - application must be mailed. Email or fax will NOT be accepted.
5. The **preparer must sign** the application that is submitted in order for it to be accepted.
6. Additional information may be attached to the exemption at the preparer's discretion.

**CERTIFICATION OF PREPARER**

I certify that I am skilled in governmental accounting and that the information in the application is complete and accurate, to the best of my

|                            |  |
|----------------------------|--|
| Name:                      | Kevin Collins  |
| Title:                     | Accountant for the District                                |
| Firm Name (if applicable): | CliftonLarsonAllen LLP                                     |
| Address:                   | 102 S. Tejon Street, Suite 350, Colorado Springs, CO 80903 |
| Telephone Number:          | 719-635-0330   |
| Date Prepared:             | February 9, 2013   |

**Preparer Signature (Required):** The application will be rejected if not signed by the preparer.

**SEE ACCOUNTANT'S COMPILATION REPORT**

|  |                     |                    |
|--|---------------------|--------------------|
| Please indicate whether the following financial information is recorded using Governmental or Proprietary fund types | <b>Governmental</b> | <b>Proprietary</b> |
|  | X                   |                    |

**PART 2 - REVENUE**

REVENUE: All revenues for all funds must be reflected in this section, including proceeds from the sale of the government's land, building, and equipment, and proceeds from debt or lease transactions. Financial information will not include fund equity information.

| Line# | Description   | (Omit cents) |
|-------|---|--------------|
| 2-1   | Taxes: Property   | \$ -         |
| 2-2   | Specific ownership  | \$ -         |
| 2-3   | Sales and use   | \$ -         |
| 2-4   | Other (specify):  | \$ -         |
| 2-5   | Licenses and permits  | \$ -         |
| 2-6   | Intergovernment Grants  | \$ -         |
| 2-7   | Conservation Trust Funds (Lottery)                            | \$ -         |
| 2-8   | Highway Users Tax Funds (HUTF)                                | \$ -         |
| 2-9   | Other (specify):  | \$ -         |
| 2-10  | Charges for services  | \$ -         |
| 2-11  | Fines and forfeits  | \$ -         |
| 2-12  | Special assessments   | \$ -         |
| 2-13  | Investment income   | \$ -         |
| 2-14  | Charges for utility services                                  | \$ -         |
| 2-15  | Debt proceeds (should agree with line 4-3, column 2)          | \$ -         |
| 2-16  | Lease proceeds  | \$ -         |
| 2-17  | Developer Advances received (should agree with line 4-3)      | \$ -         |
| 2-18  | Proceeds from sale of capital assets                          | \$ -         |
| 2-19  | Fire and police pension                                       | \$ -         |
| 2-20  | Donations   | \$ -         |
| 2-21  | Other (specify):  | \$ -         |
| 2-22  |   | \$ -         |
| 2-23  |   | \$ -         |
| 2-24  | <b>(add lines 2-1 through 2-23) TOTAL REVENUE all sources</b> | \$ -         |

**PART 3 - EXPENDITURES**

EXPENDITURES: All expenditures for all funds must be reflected in this section, including the purchase of capital assets and principal and interest payments on long-term debt. Financial information will not include fund equity information.

| Line# | Description   | (Omit cents) |
|-------|---|--------------|
| 3-1   | Administrative  | \$ -         |
| 3-2   | Salaries  | \$ -         |
| 3-3   | Payroll taxes   | \$ -         |
| 3-4   | Contract services   | \$ -         |
| 3-5   | Employee benefits   | \$ -         |
| 3-6   | Insurance   | \$ -         |
| 3-7   | Accounting and legal fees   | \$ -         |
| 3-8   | Repair and maintenance  | \$ -         |
| 3-9   | Supplies  | \$ -         |
| 3-10  | Utilities and telephone   | \$ -         |
| 3-11  | Fire/Police   | \$ -         |
| 3-12  | Streets and highways  | \$ -         |
| 3-13  | Public health   | \$ -         |
| 3-14  | Culture and recreation  | \$ -         |
| 3-15  | Utility operations  | \$ -         |
| 3-16  | Capital outlay (should agree with line 6-1, column 2)                   | \$ -         |
| 3-17  | Debt service principal (should agree with line 4-3, column 2)           | \$ -         |
| 3-19  | Debt service interest   | \$ -         |
| 3-18  | Repayment of Developer Advances (should agree with line 4-3)            | \$ -         |
| 3-20  | Contribution to pension plan (should agree to line 7-2)                 | \$ -         |
| 3-21  | Contribution to Fire & Police Pension Assoc. (should agree to line 7-2) | \$ -         |
| 3-22  | Other (specify):  | \$ -         |
| 3-24  |   | \$ -         |
| 3-25  |   | \$ -         |
| 3-26  | <b>(add lines 3-1 through 3-25) TOTAL EXPENDITURES all categories</b>   | \$ -         |

**Note: If Total Revenue (Line 2-24) or Total Expenditures (Line 3-26) are greater than \$100,000 - STOP. You may not use this form. Please use the "Application for Exemption from Audit - Long Form".**

**PART 4 - DEBT OUTSTANDING, ISSUED, AND RETIRED**

| Please answer the following questions by marking the appropriate boxes. |  | Yes                              | No                        |                            |                                |
|---|--|----------------------------------|---------------------------|----------------------------|--------------------------------|
| 4-1   | Does the entity have outstanding debt?   |                                  | X                         |                            |                                |
|   | Is the debt repayment schedule attached? If no, please explain:  |                                  |                           |                            |                                |
| 4-2   | Is the entity current in its debt service payments? If no, please explain:                             |                                  | X                         |                            |                                |
|   | N/A - the District has no outstanding debt.  |                                  |                           |                            |                                |
| 4-3   | Please complete the following debt schedule, if applicable:<br>(please only include principal amounts) | Outstanding at end of prior year | Issued during fiscal year | Retired during fiscal year | Outstanding at fiscal year-end |
|   | General obligation bonds   | \$ -                             | \$ -                      | \$ -                       | \$ -                           |
|   | Revenue bonds  | \$ -                             | \$ -                      | \$ -                       | \$ -                           |
|   | Notes/Loans  | \$ -                             | \$ -                      | \$ -                       | \$ -                           |
|   | Leases   | \$ -                             | \$ -                      | \$ -                       | \$ -                           |
|   | Developer Advances   | \$ -                             | \$ -                      | \$ -                       | \$ -                           |
|   | Other (specify):   | \$ -                             | \$ -                      | \$ -                       | \$ -                           |
|   | Total:   | \$ -                             | \$ -                      | \$ -                       | \$ -                           |
| Please answer the following questions by marking the appropriate boxes. |  | Yes                              | No                        |                            |                                |
| 4-4   | Does the entity have any authorized, but unissued, debt?   | X                                |                           |                            |                                |
| If yes:   | How much?  | \$ 929,500,000                   |                           |                            |                                |
|   | Date the debt was authorized:  | 11/7/2006                        |                           |                            |                                |
| 4-5   | Does the entity intend to issue debt within the next calendar year (2012)?                             |                                  | X                         |                            |                                |
| If yes:   | How much?  | \$ -                             |                           |                            |                                |

| Please answer the following questions by marking the appropriate boxes. |  | Yes  | No |
|---|--|------|----|
| 4-6   | Does the entity have debt that has been refinanced that it is still responsible for? |      | X  |
| If yes:   | What is the amount outstanding?  | \$ - |    |

| Please answer the following questions by marking the appropriate boxes. |   | Yes  | No |
|---|---|------|----|
| 4-7   | Does the entity have any lease agreements?    |      | X  |
| If yes:   | What is being leased?                         |      |    |
|   | What is the original date of the              |      |    |
|   | Number of years of lease?                     |      |    |
|   | Is the lease subject to annual appropriation? |      |    |
|   | What are the annual lease payments?           | \$ - |    |

4-8 Please use this space to provide any explanations or comments:

**PART 5 - CASH AND INVESTMENTS**

| Please provide the entity's cash deposit and investment balances. |   | Amount | Total |
|---|---|--------|-------|
| 5-1   | Checking accounts   | \$ -   |       |
| 5-2   | Savings accounts  | \$ -   |       |
| 5-3   | Certificates of deposit   | \$ -   |       |
|   | <b>Total Cash Deposits</b>  |        | \$ -  |
|   | Investments (if investment is a mutual fund, please list underlying investments): |        |       |
| 5-4   |   | \$ -   |       |
| 5-5   |   | \$ -   |       |
| 5-6   |   | \$ -   |       |
| 5-7   |   | \$ -   |       |
|   | <b>Total Investments</b>  |        | \$ -  |
|   | <b>Total Cash and Investments</b>   |        | \$ -  |

| Please answer the following question by marking in the appropriate box |   | Yes | No |
|--|---|-----|----|
| 5-8  | Are the entity's deposits in an eligible (Public Deposit Protection Act) public depository (Section 11-10.5-101, et seq. C.R.S.)? If no, please explain: The District had no cash deposits in 2012. |     | X  |

5-9 Please use this space to provide any explanations or comments:

**PART 6 - CAPITAL ASSETS**

| Please answer the following questions by marking in the appropriate boxes. |  | Yes                                   | No                  |
|--|--|---------------------------------------|---------------------|
| 6-1  | Does the entity have land, buildings, and/or equipment?  |                                       | X                   |
| If yes:  | Has the entity performed an annual inventory of property and equipment (capital assets) in accordance with Section 29-1-506, C.R.S.,? If no, please explain: |                                       |                     |
|  | Complete the following table:  |                                       |                     |
|  |  | Balance -<br>beginning of the<br>year | Additions           |
|  |  | Deletions                             | Year-End<br>Balance |
|  | Land   | \$ -                                  | \$ -                |
|  | Buildings  | \$ -                                  | \$ -                |
|  | Machinery and equipment  | \$ -                                  | \$ -                |
|  | Furniture and fixtures   | \$ -                                  | \$ -                |
|  | Construction In Progress (CIP)   | \$ -                                  | \$ -                |
|  | Other (explain):   | \$ -                                  | \$ -                |
|  | Accumulated Depreciation   | \$ -                                  | \$ -                |
|  | Total  | \$ -                                  | \$ -                |
| 6-2  | Please use this space to provide any explanations or comments:   |                                       |                     |

**PART 7 - PENSION INFORMATION**

| Please answer the following questions by marking in the appropriate boxes. |   | Yes  | No |
|--|---|------|----|
| 7-1  | Does the entity have an "old hire" firemen's pension plan?                        |      | X  |
| 7-2  | Does the entity have a volunteer firemen's pension plan?                          |      | X  |
| If yes:  | Who administers the plan?   |      |    |
|  | Indicate the contributions from:  |      |    |
|  | Tax (property, SO, sales, etc.):  | \$ - |    |
|  | State contribution amount:  | \$ - |    |
|  | Other (gifts, donations, etc.):   | \$ - |    |
|  | Total:  | \$ - |    |
|  | What is the monthly benefit paid for 20 years of service per retiree as of Jan 1? | \$ - |    |
| 7-3  | Please use this space to provide any explanations or comments:                    |      |    |

**PART 8 - BUDGET INFORMATION**

| Please answer the following questions by marking in the appropriate boxes. |   | Yes       | No                         |              |      |  |  |  |
|--|---|-----------|----------------------------|--------------|------|--|--|--|
| 8-1  | Did the entity file a 2012 budget with the Department of Local Affairs? If no, please explain:  | X         |                            |              |      |  |  |  |
| 8-2  | Did the entity pass an appropriations resolution? In no, please explain:  | X         |                            |              |      |  |  |  |
| If yes:  | Please indicate the amount appropriated for each fund for 2012:   |           |                            |              |      |  |  |  |
|  | <table border="1"> <thead> <tr> <th>Fund Name</th> <th>Budgeted 2012 Expenditures</th> </tr> </thead> <tbody> <tr> <td>General Fund</td> <td align="right">\$ -</td> </tr> <tr> <td></td> <td></td> </tr> </tbody> </table> | Fund Name | Budgeted 2012 Expenditures | General Fund | \$ - |  |  |  |
| Fund Name  | Budgeted 2012 Expenditures  |           |                            |              |      |  |  |  |
| General Fund   | \$ -  |           |                            |              |      |  |  |  |
|  |   |           |                            |              |      |  |  |  |
| 8-3  | Please use this space to provide any explanations or comments:  |           |                            |              |      |  |  |  |

**PART 9 - TAX PAYER'S BILL OF RIGHTS (TABOR)**

| Please answer the following question by marking in the appropriate box.   |  |  |  | Yes | No |
|---|--|--|--|-----|----|
| 9-1   | Is the entity in compliance with all the provisions of TABOR [State Constitution, Article X, Section 20(5)]? |  |  | X   |    |
| Note: An election to exempt the government from the spending limitations of TABOR does not exempt the government from the 3 percent emergency reserve requirement. All governments should determine if they meet this requirement of TABOR. |  |  |  |     |    |
| 9-2   | Please use this space to provide any explanations or comments:   |  |  |     |    |

**PART 10 - GENERAL INFORMATION**

| Please answer the following questions by marking in the appropriate boxes. |  |  |  | Yes | No |
|--|--|--|--|-----|----|
| 10-1   | Is this application for a newly formed governmental entity?  |  |  |     | X  |
| If yes:  | Date of formation:   |  |  |     |    |
| 10-2   | Has the entity changed its name in the past or current year?   |  |  |     | X  |
| If Yes:  | Please list the NEW name & PRIOR name:   |  |  |     |    |
| 10-3   | Is the entity a metropolitan district?   |  |  | X   |    |
| 10-4   | Please indicate what services the entity provides:   |  |  |     |    |
|  | Streets, parks and recreation, water, sewer, traffic controls, public transportation, mosquito control and translation systems.  |  |  |     |    |
| 10-5   | Does the entity have an agreement with another government to provide services?   |  |  | X   |    |
| If yes:  | List the name of the other governmental entity and the services provided:  |  |  |     |    |
|  | Under the Service Plan, the District operates in conjunction with BLR Metro Districts # 1, 2, 3, 4, 7 and BLR Regional Metro District. The District is a Financing District.   |  |  |     |    |
| 10-6   | Has the district filed a Title 32, Article 1 Special District Notice of Inactive Status during the year? [Applicable to Title 32 special districts only, pursuant to Sections 32-1-103 (9.3) and 32-1-104 (3), C.R.S.] |  |  |     | X  |
| If yes:  | Date Filed:  |  |  |     |    |
| 10-7   | Please use this space to provide any explanations or comments:   |  |  |     |    |

**PART 11 - GOVERNING BODY APPROVAL**

Below is the certification and approval of the governing board. By signing the board member is certifying they are a duly elected or appointed officer of the local government. Governing board members may be verified. Also by signing, the board member certifies that this Application for Exemption from Audit has been prepared consistent with Section 29-1-604, C.R.S., which states that a governmental agency with revenue and expenditures of \$100,000 or less must have an application prepared by a person skilled in governmental accounting; completed to the best of their knowledge and is accurate and true. Use additional pages if needed.

| Print the names of all current |  | A MAJORITY of the governing board members must complete and sign in the column  |
|--------------------------------|--|---|
| Board Member 1                 | Chad M. Ellington<br>Print Board Members Name  | I Chad M. Ellington, attest I am a duly elected or appointed board member and I have reviewed and approve the application for exemption from audit.<br>Signed <u><i>Chad M. Ellington</i></u><br>Date: <u>3/7/13</u><br>My term Expires: May 2014   |
| Board Member 2                 | Greg Barbuto<br>Print Board Members Name       | I Greg Barbuto, attest I am a duly elected or appointed board member and I have reviewed and approve the application for exemption from audit.<br>Signed _____<br>Date: _____<br>My term Expires: May 2016  |
| Board Member 3                 | Charles P. Leder<br>Print Board Members Name   | I Charles P. Leder, attest I am a duly elected or appointed board member and I have reviewed and approve the application for exemption from audit.<br>Signed _____<br>Date: _____<br>My term Expires: May 2014                                      |
| Board Member 4                 | Jeffrey P. Carlson<br>Print Board Members Name | I Jeffrey P. Carlson, attest I am a duly elected or appointed board member and I have reviewed and approve the application for exemption from audit.<br>Signed <u><i>Jeffrey P. Carlson</i></u><br>Date: <u>3/7/13</u><br>My term Expires: May 2014 |
| Board Member 5                 | Patrick H. Hamill<br>Print Board Members Name  | I Patrick H. Hamill, attest I am a duly elected or appointed board member and I have reviewed and approve the application for exemption from audit.<br>Signed <u><i>Patrick H. Hamill</i></u><br>Date: _____<br>My term Expires: May 2014           |
| Board Member 6                 | Print Board Members Name                       | I _____, attest I am a duly elected or appointed board member and I have reviewed and approve the application for exemption from audit.<br>Signed _____ Date: _____<br>My term Expires: _____   |
| Board Member 7                 | Print Board Members Name                       | I _____, attest I am a duly elected or appointed board member and I have reviewed and approve the application for exemption from audit.<br>Signed _____ Date: _____<br>My term Expires: _____   |



**CliftonLarsonAllen**

CliftonLarsonAllen LLP

[www.cliftonlarsonallen.com](http://www.cliftonlarsonallen.com)

**Accountant's Compilation Report**

Board of Directors  
Banning Lewis Ranch Metropolitan District No. 5  
El Paso County, Colorado

We have compiled the Application for Exemption from Audit of Banning Lewis Ranch Metropolitan District No. 5 as of and for the year ended December 31, 2012, included in the accompanying prescribed form. Our compilation is limited to presenting, in the form prescribed by the Colorado State Auditor's Office, information that is the representation of management. We have not audited or reviewed the accompanying Application for Exemption from Audit and, accordingly, do not express an opinion or provide any assurance about whether the Application for Exemption from Audit is in accordance with accounting principles generally accepted in the United States of America.

Management is responsible for the preparation and fair presentation of the Application for Exemption from Audit in accordance with accounting principles generally accepted in the United States of America, and for designing, implementing and maintaining internal control relevant to the preparation and fair presentation of the Application for Exemption from Audit.

Our responsibility is to conduct the compilation of the Application for Exemption from Audit in accordance with Statements on Standards for Accounting and Review Services issued by the American Institute of Certified Public Accountants. The objective of a compilation is to assist management in presenting financial information within the Application for Exemption from Audit without undertaking to obtain or provide any assurance that there are no material modifications that should be made to the Application for Exemption from Audit.

The Application for Exemption from Audit is presented in accordance with the requirements of the Colorado State Auditor's Office, which differ from accounting principles generally accepted in the United States of America. This report is intended solely for the information and use of the Colorado State Auditor's Office and is not intended to be and should not be used by anyone other than this specified party.

We are not independent with respect to Banning Lewis Ranch Metropolitan District No. 5.

*CliftonLarsonAllen LLP*

Colorado Springs, Colorado  
February 9, 2013