

**CITY OF COMMERCE CITY
ANNUAL BUDGET**

BUFFALO RUN TRIBUTARY DRAINAGE BASIN FUND

	2007 ACTUAL	2008 ESTIMATED	2009 BUDGET	2010 PLAN
BEGINNING FUND BALANCE	85,092	162,476	162,476	162,476
REVENUES:				
Impact Fees	74,199	43,097	11,100	10,000
Interest Earnings	6,438	0	0	0
TRANSFERS IN:				
TOTAL REVENUES	80,637	43,097	11,100	10,000
EXPENDITURES:				
Project Expense	3,253	43,097	11,100	10,000
TRANSFERS OUT:				
TOTAL EXPENDITURES	3,253	43,097	11,100	10,000
ENDING FUND BALANCE				
Restricted Impact - Buffalo Run Tributary Drainage	162,476	162,476	162,476	162,476
TOTAL ENDING FUND BALANCE	162,476	162,476	162,476	162,476

The Buffalo Run Tributary Drainage Basin Fee is \$2,132/acre for new homes built in the drainage basin. This was approved by an ordinance in 2005. These funds may be used only for drainage improvements, within the drainage basin.

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CIPP FUND

	2007	2008	2009	2010
	ACTUAL	ESTIMATED	BUDGET	PLAN
BEGINNING FUND BALANCE	0	0	18,390,722	15,052,422
REVENUES:				
Adams County Open Space	0	0	230,000	230,000
Transportation Tax	0	0	683,000	690,000
TRANSFERS IN:				
Conservation Trust Fund	0	0	12,000	45,815
Impact Fee Fund	0	0	246,000	0
Special Improvement District Funds	0	0	388,000	0
Solid Waste Mgmt Fund	0	0	650,000	650,000
TOTAL REVENUES	0	0	2,209,000	1,615,815
EXPENDITURES:				
Appropriated Projects	0	0	2,027,589	1,615,815
TRANSFERS OUT:				
Water Rights Acquisition Fund	0	0	2,125,282	0
General Fund	0	0	1,394,429	0
TOTAL EXPENDITURES	0	0	5,547,300	1,615,815
ENDING FUND BALANCE				
Designated Carry-Over	0	0	14,692,889	14,692,889
Undesignated	0	0	209,992	209,992
Reserve-Emergency Reserve Fund	0	0	149,541	149,541
TOTAL ENDING FUND BALANCE	0	0	15,052,422	15,052,422

As of January 1994, all individual Capital Funds were consolidated to the Capital Expenditures Fund. Each individual project is tracked within the fund by a sub account. When a project is complete, the remaining amount reverts to the undesignated fund balance of the Capital Expenditures Fund at year end. Once the Capital Project is appropriated, any remaining funds will carry over into the next fiscal year. City Charter provides that Capital Projects do not require an annual reappropriation ordinance.

In 2009, the Capital Expenditures Fund was combined with the Parks and Recreation Capital Fund and is now referred to as the CIPP Fund.

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CAPITAL EXPENDITURES FUND

	2007	2008	2009	2010
	ACTUAL	ESTIMATED	BUDGET	PLAN
BEGINNING FUND BALANCE	15,678,653	14,550,165	0	0
REVENUES:				
Miscellaneous	937,727	0	0	0
TRANSFERS IN:				
General Fund	1,695,658	0	0	0
Sales and Use Tax Fund	6,123,598	1,800,000	0	0
Street and Bridge Fund	3,315,764	835,000	0	0
Parks & Recreation Fund	75,000	0	0	0
Solid Waste Mgmt Fund	2,200,000	798,170	0	0
Fund Balance	31,353	0	0	0
TOTAL REVENUES	14,379,100	3,433,170	0	0
EXPENDITURES:				
Appropriated Projects	15,369,709	3,433,170	0	0
TRANSFERS OUT:				
Impact Fee Fund	137,879	0	0	0
TOTAL EXPENDITURES	15,507,588	3,433,170	0	0
ENDING FUND BALANCE				
Designated Carry-Over	14,343,920	14,343,920	0	0
Undesignated	206,245	206,245	0	0
TOTAL ENDING FUND BALANCE	14,550,165	14,550,165	0	0

As of January 1994, all individual Capital Funds were consolidated to the Capital Expenditures Fund. Each individual project is tracked within the fund by a sub account. When a project is complete, the remaining amount reverts to the undesignated fund balance of the Capital Expenditures Fund at year end. Once the Capital Project is appropriated, any remaining funds will carry over into the next fiscal year. City Charter provides that Capital Projects do not require an annual reappropriation ordinance.

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PARKS AND RECREATION CAPITAL FUND

	2007	2008	2009	2010
	ACTUAL	ESTIMATED	BUDGET	PLAN
BEGINNING FUND BALANCE	2,730,966	475,224	0	0
REVENUES:				
Adams County Open Space	240,481	225,000	0	0
Intergovernmental-Grants	1,073,856	0	0	0
Sale of Property	7,671	0	0	0
TRANSFERS IN:				
Conservation Trust Fund	460,000	251,500	0	0
Sales and Use Tax Fund	1,394,636	0	0	0
Impact Fee Fund	0	3,844,000	0	0
Cash in Lieu Fund	0	150,000	0	0
Parks and Recreation Fund	20,000	0	0	0
TOTAL REVENUES	3,196,644	4,470,500	0	0
EXPENDITURES:				
Project Expenses	5,452,386	880,500	0	0
TRANSFERS OUT:				
Ordinances	0	224,667	0	0
TOTAL EXPENDITURES	5,452,386	1,105,167	0	0
ENDING FUND BALANCE				
Undesignated	325,683	3,691,016	0	0
Reserve-Emergency Reserve Fund	149,541	149,541	0	0
TOTAL ENDING FUND BALANCE	475,224	3,840,557	0	0

The Parks and Recreation Capital Fund has been established to account for all major capital projects. The funding sources for this fund are primarily from the proceeds of the Lottery Fund, Adams County Open Space, and transfers in from the Sales and Use Tax Fund or General Fund. The major projects in this fund have been the acquisition and construction of the City trails system and the construction of Pioneer Park.

As provided in the City Charter, only new capital projects must be appropriated by the Council. All capital projects that have had prior appropriations approval are carried over from one fiscal year to the next fiscal year. No reappropriations are required.

In 2009, the Parks and Recreation Capital Fund was combined with the Capital Expenditures Fund and is now referred to as the CIPP Fund.

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FUTURE GROWTH FUND

	2007 ACTUAL	2008 ESTIMATED	2009 BUDGET	2010 PLAN
BEGINNING FUND BALANCE	993,007	836,072	756,027	756,027
REVENUES:				
Earnings on Investments	53,370	25,000	0	0
TRANSFERS IN:				
TOTAL REVENUES	53,370	25,000	0	0
EXPENDITURES:				
Future Growth Projects	210,305	105,045	0	0
TRANSFERS OUT:				
TOTAL EXPENDITURES	210,305	105,045	0	0
ENDING FUND BALANCE				
Undesignated	829,763	749,718	749,718	749,718
Reserve-Emergency Reserve Fund	6,309	6,309	6,309	6,309
TOTAL ENDING FUND BALANCE	836,072	756,027	756,027	756,027

Set-aside Determination - Two points of the 3.5% use tax paid when building permits are issued on all new construction north of 88th Avenue is set aside as revenue for the Future Growth Fund. The money is transferred to Future Growth at the end of year as part of a restatement of revenues. E-470 reimbursements were also deposited to this Fund. In 2004, E-470 reimbursed the City in full ahead of schedule.

In 2005 Council approved that no additional transfers of Sales and Use Tax money be made to the Future Growth Fund for 2005 through 2010 so that the funds can be used for the debt service payments on the \$64 million bond issue. This will be reviewed on an annual basis.

Restricted for Constructing Public Infrastructure in the North Range - The funds are held in the Fund, along with investment earnings, for the purpose of constructing public infrastructure in the north range. Some of the annexation/development agreements require a share back portion of the sales and use tax revenues with the developments that generate the revenues.

Use of the Funds - These funds may be appropriated by the City Council at the time of adopting the CIPP or by ordinances making appropriations for capital projects. In addition, reimbursements to developers or special districts for public improvements as called for in annexation or development agreements may be made out of this Fund.

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IMPACT FEE FUND

	2007 ACTUAL	2008 ESTIMATED	2009 BUDGET	2010 PLAN
BEGINNING FUND BALANCE	9,079,480	10,978,842	9,091,747	9,435,247
REVENUES:				
Impact Fees-Parks/Open Space	861,600	305,000	275,000	550,000
Impact Fees-Transportation	860,407	532,966	550,556	542,172
Impact Fees-Drainage	108,626	99,210	5,000	7,500
Impact Fees-Landscape	0	0	0	0
TRANSFERS IN:				
Capital Expenditure Fund	137,879	0	0	0
Conservation Trust Fund	0	0	343,500	310,000
Cash In Lieu Fund	0	71,905	0	0
TOTAL REVENUES	1,968,512	1,009,081	1,174,056	1,409,672
EXPENDITURES:				
Restricted Impact-Parks/Open Space	9,402	305,000	29,000	550,000
Restricted Impact-Transportation	59,748	532,966	550,556	542,172
Restricted Impact-Drainage	0	99,210	5,000	7,500
TRANSFERS OUT:				
Ordinances	0	1,905,000	0	0
Park and Recreation Capital Projects	0	54,000	0	0
CIPP Fund	0	0	246,000	0
TOTAL EXPENDITURES	69,150	2,896,176	830,556	1,099,672
ENDING FUND BALANCE				
Restricted Impact-Parks/Open Space	4,762,016	2,874,921	3,218,421	3,528,421
Restricted Impact-Transportation	5,467,914	5,467,914	5,467,914	5,467,914
Restricted Impact-Drainage	651,472	651,472	651,472	651,472
Restricted Impact-Landscape	97,440	97,440	97,440	97,440
TOTAL ENDING FUND BALANCE	10,978,842	9,091,747	9,435,247	9,745,247

Parks/Open Space:

Currently, the Impact Fee for Parks/Open Space is \$0.09 per square foot of residential lot area or \$0.05 for all other uses. (Fee set by the Fee Resolution of Council)

Use of the Funds – These funds may be used only for the construction of public parks, trails and recreation facilities and may be appropriated by the City Council at the time of adopting the CIPP or by ordinances making appropriations for capital projects. (Section 17-105 Commerce City Code)

(Continued)

CITY OF COMMERCE CITY ANNUAL BUDGET

IMPACT FEE FUND

Transportation:

The Commerce City Road Impact Fee Ordinance established the Impact Fee for the northern range defined as the area of the city located (i) east of the Union Pacific Railroad tracks and north of 80th Avenue; and (ii) west of the Union Pacific Railroad tracks and north of 88th Avenue. (Commerce City Code Section 22-2)

Currently, the Transportation Impact Fee is \$1,181 per house, \$726 per townhome or \$4,471 per 1,000 square feet of commercial space under 100,000 square feet in size in new development. There are different fees for other sizes and types of construction. All such fees are established in Commerce City Code Section 22-5.

Use of the Funds – These funds may be used only for road improvements within the road benefit district where the funds were collected. There are three road benefit districts: (i) District 1 is the area of the northern range west of Highway 2; (ii) District 2 is the area of the northern range between Highway 2 and Picadilly Road; (iii) District 3 is the areas of the northern range east of Picadilly Road. The funds are to be appropriated by the City Council at the time of the annual budget upon the recommendation of the impact fee administrator. (Section 22-8 Commerce City Code)

Any fees collected must be returned to the fee payer or the fee payer's successor if the fees have not been spent within 7 years from the date of the building permit for the development was issued, along with 6% interest. The Council may extend this by 3 years by resolution. (Section 22-9 Commerce City Code)

Drainage:

Until 2003, Drainage Impact Fees were established solely by development agreement as negotiated by the City's Public Works Department. Currently, the negotiated Drainage Impact Fee is \$430 per housing unit in new development. In 2003, the City Council approved an ordinance establishing a regional drainage improvements impact fee at \$1,700 per developable acre for the Second Creek drainage basin. In 2005, the City Council approved an ordinance establishing a regional drainage improvements impact fee at \$2,132 per developable acre for the Buffalo Run Tributary Drainage Basin. The DFA 0053 Drainage Basin fee was established in 2006 at \$3,055 per developable acre. In 2007, the City Council approved an ordinance establishing a regional drainage improvements impact fee at \$1,445 per developable acre for the Third Creek drainage basin. These funds may be used only for drainage improvements.

Landscape:

In some cases the City has collected a landscape fee from developments for future landscape installation along arterial roadways. This is a voluntary impact fee not an ordinance requirement. In many cases the arterial roadways were not required to be constructed immediately and there was a need to create an account for the City to install landscape elements at a later date. This helps with the shortfall in the road impact fee that does not adequately provide for landscape costs.

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SECOND CREEK DRAINAGE BASIN FUND

	2007 ACTUAL	2008 ESTIMATED	2009 BUDGET	2010 PLAN
BEGINNING FUND BALANCE	933,199	1,116,629	1,116,629	1,116,629
REVENUES:				
Impact Fees	125,241	61,593	41,000	35,000
Interest Earnings	58,189	0	0	0
TRANSFERS IN:				
TOTAL REVENUES	183,430	61,593	41,000	35,000
EXPENDITURES:				
Project Expense	0	61,593	41,000	35,000
TRANSFERS OUT:				
TOTAL EXPENDITURES	0	61,593	41,000	35,000
ENDING FUND BALANCE				
Restricted Impact - 2nd Creek Drainage	1,116,629	1,116,629	1,116,629	1,116,629
TOTAL ENDING FUND BALANCE	1,116,629	1,116,629	1,116,629	1,116,629

The Second Creek Drainage Basin Fee is \$1,700/acre for new homes built in the drainage basin. This was approved by an ordinance in 2003. These funds may be used only for drainage improvements, within the drainage basin.

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THIRD CREEK DRAINAGE BASIN FUND

	2007 ACTUAL	2008 ESTIMATED	2009 BUDGET	2010 PLAN
BEGINNING FUND BALANCE	0	2,984	2,984	2,984
REVENUES:				
Impact Fees	2,905	19,828	10,550	8,000
Interest Earnings	79	0	0	0
TRANSFERS IN:				
TOTAL REVENUES	2,984	19,828	10,550	8,000
EXPENDITURES:				
Project Expense	0	19,828	10,550	8,000
TRANSFERS OUT:				
TOTAL EXPENDITURES	0	19,828	10,550	8,000
ENDING FUND BALANCE				
Restricted Impact - 3rd Creek Drainage	2,984	2,984	2,984	2,984
TOTAL ENDING FUND BALANCE	2,984	2,984	2,984	2,984

The Third Creek Drainage Basin Fee is \$1,445/acre for new homes built in the drainage basin. This was approved by an ordinance in 2007. These funds may be used only for drainage improvements, within the drainage basin.

**CITY OF COMMERCE CITY
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WATER RIGHTS ACQUISITION FUND

	2007 ACTUAL	2008 ESTIMATED	2009 BUDGET	2010 PLAN
BEGINNING FUND BALANCE	1,177,424	3,608,009	3,608,009	4,541,669
REVENUES:				
Water Acquisition Fees	273,545	450,000	239,000	594,000
Investment Earnings	51,040	0	0	0
TRANSFERS IN:				
Sales and Use Tax Fund	2,840,000	0	0	0
Parks and Recreation Fund	100,000	0	0	0
CIPP Fund	0	0	2,125,282	0
TOTAL REVENUES	3,264,585	450,000	2,364,282	594,000
EXPENDITURES:				
Water Share Acquisition	834,000	450,000	1,430,622	1,527,660
TRANSFERS OUT:				
TOTAL EXPENDITURES	834,000	450,000	1,430,622	1,527,660
TOTAL ENDING FUND BALANCE	3,608,009	3,608,009	4,541,669	3,608,009

In June 2006, ordinance 1633 recognizing revenues in the amount of \$3,250,000 and authorizing expenditures to purchase Water Rights and/or Equivalent Residential Units (ERU's) with the limitation that expenditures shall not exceed revenues available within the Water Rights Acquisition Fund.