

RESOLUTION NO. 2025-11-04

RESOLUTION OF THE BOARD OF DIRECTORS OF SPRING VALLEY METROPOLITAN DISTRICT NO. 5 AUTHORIZING ADJUSTMENT OF THE DISTRICT MILL LEVY IN ACCORDANCE WITH THE SERVICE PLAN

A. Spring Valley Metropolitan District No. 5 (the “**District**”) is a quasi-municipal corporation and political subdivision of the State of Colorado pursuant to Title 32, Colorado Revised Statutes.

B. The District operates pursuant to its Amended and Restated Service Plan, approved by Elbert County on May 12, 2021 (the “**Service Plan**”), which provides the District with the authority to impose mill levies on taxable property. Such mill levies will be the primary source of revenue for repayment of debt service, public improvements, and operations and maintenance costs of the District.

C. The Service Plan authorizes a maximum mill levy of 65.000 mills for debt service (the “**Maximum Mill Levy**”).

D. Section VI of the Service Plan authorizes adjustment of the Maximum Mill Levy in the event that the method of calculating assessed valuation is changed after January 1, 2019 (the “**Baseline Year**”), by any change in law, change in method of calculation, or in the event of any legislation or constitutionally mandated tax credit, cut, or abatement. The Maximum Mill Levy may be increased or decreased to reflect such changes. Such increases or decreases shall be determined by the Board of Directors (the “**Board**”) in good faith (such determination to be binding and final) so that, to the extent possible, the actual tax revenues generated by the mill levy, as adjusted, are neither diminished nor enhanced as a result of such changes.

E. The Service Plan provides that, for purposes of the foregoing, a change in the ratio of actual valuation to assessed valuation shall be deemed to be a change in the method of calculating assessed valuation.

F. The history of the residential assessment ratio in Colorado since property tax assessment year 1995, as set by the Colorado General Assembly (the “**General Assembly**”), or as voted by the electors of the State of Colorado, is set forth in **Exhibit A**, attached hereto and incorporated herein by this reference.

G. At the time of the Baseline Year, the residential assessment ratio set by the General Assembly was 7.15%.

H. In 2024, the General Assembly passed Senate Bill 24-233 and House Bill 24B-1001 (collectively, the “**2024 Legislation**”), which amended Section 39-1-104.2, C.R.S., among other things, by reducing the residential assessment ratio for property tax assessment year 2025 for local governments that are not a school district, as follows:

1. If the increase in statewide value of growth between property tax year 2024 and property tax year 2025, as determined by the State Board of Equalization (the

“SBOE”), is greater than five percent (5%) then residential real property will be assessed at 6.15%; or

2. If the increase in statewide value of growth between property tax year 2024 and property tax year 2025, as determined by the SBOE, is less than or equal to five percent (5%) then residential real property will be assessed at 6.25%.

I. On October 10, 2025, the SBOE certified the statewide actual value of growth between property tax year 2024 and property tax year 2025 at less than five percent (5%). As a result, and in accordance with the 2024 Legislation, residential real property will be assessed at 6.25% for property tax assessment year 2025 for local governments that are not a school district, including the District.

J. In compliance with the Service Plan, to mitigate the effect of the reduction in the assessment ratio for residential real property set by the 2024 Legislation for property tax assessment year 2025 (for collection year 2026), the Board determines it to be in the best interest of the District, its residents, users, property owners, and the public, to adjust the Maximum Mill Levy, so that the actual tax revenues to be received by the District are neither diminished nor enhanced as a result of the change in the ratio of valuation for assessment since the Baseline Year.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of Spring Valley Metropolitan District No. 5, Elbert County, Colorado:

1. The Board hereby authorizes the adjustment of the Maximum Mill Levy to reflect that, in accordance with the 2024 Legislation, the assessment ratio applicable to residential real property is 6.25% for property tax assessment year 2025, which is a change from the 7.15% ratio of valuation for assessment of residential property as of the Baseline Year.

2. The Service Plan allows for a debt service mill levy imposition of 69.815 mills (the “**Adjusted Mill Levy**”) so that District revenues shall be neither diminished nor enhanced as a result of the changes in ratios of valuation for assessment and deductions to actual value for collection year 2026.

3. The Adjusted Mill Levy shall be reflected in the District’s Certification of Tax Levies to be submitted to the Elbert County Assessor on or before December 15, 2025, for collection in 2026.

[SIGNATURE PAGE FOLLOWS]

[SIGNATURE PAGE TO RESOLUTION AUTHORIZING ADJUSTMENT OF THE DISTRICT MILL LEVY IN ACCORDANCE WITH THE SERVICE PLAN]

RESOLUTION APPROVED AND ADOPTED ON NOVEMBER 20, 2025.

SPRING VALLEY METROPOLITAN DISTRICT NO. 5

Signed by:

James Marshall

President

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Attest:

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d. Beckman

Secretary

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EXHIBIT A
History of Residential Assessment Ratio

<u>Tax Levy/Assessment Year</u>	<u>Tax Collection Year</u>	<u>Residential Assessment Ratio</u>
1995	1996	10.36%
1996	1997	
1997	1998	9.74%
1998	1999	
1999	2000	
2000	2001	
2001	2002	9.15%
2002	2003	
2003	2004	7.96%
2004	2005	
2005	2006	
2006	2007	
2007	2008	
2008	2009	
2009	2010	
2010	2011	
2011	2012	
2012	2013	
2013	2014	
2014	2015	
2015	2016	

2016	2017	
2017	2018	7.20%
2018	2019	
2019	2020	7.15%
2020	2021	
2021	2022	
2022	2023	6.95% (other than multi-family) 6.80% (multi-family)
2023	2024	6.700%, after a deduction from the actual value of the lesser of either \$55,000 or the amount that causes assessed valuation to be \$1,000
2024	2025	6.700%, after a deduction from the actual value of the lesser of either \$55,000 or the amount that causes assessed valuation to be \$1,000
2025	2026	6.25%