

HDNLC JULY 2024 FINANCIAL REPORT

Jessica Shaver, YPTC





Due to lack of documented procedures and absence of cross training the July Financial Reporting Package are a draft version only. Accuracy and completeness are under evaluation. General ledger accounts have not been fully reconciled and changes are expected.

Revenue, Expense, & Change in Net Position...

→July Revenue: \$3.08M →YTD Revenue: \$13.85M

→July Expense: \$1.06M →YTD Expense: \$7.23M

→July Net Position: \$2.02M →YTD Net Position: \$6.63M

Budget Comparison

Ahead of budget by \$171k for July and ahead by \$1.91M for the year so far.

Important to Note...

- →All Property Tax Revenue for the year has already been received.
- →Lower expenses have been caused largely by vacancies which are being filled.
- →The effect of these two items will result in lower revenue and higher expenses for the remainder of the year.



Recommendations

Initial Recommendations for Improvement

- → Evaluate, streamline, and document processes and procedures.
- →Restructure the Chart of Accounts in a way that will reduce overcomplexity and allow for more meaningful financial reporting.
- →Update to a new accounting software to improve efficiency and timeliness as well as allow for better financial reporting and insights.

What to expect moving forward...

- →YPTC is working with the Accounting Department to reconcile all general ledger accounts to ensure accuracy.
- →Once reconciliation efforts are complete, we will be able to provide improved financial reports as well as insight into what those reports truly mean for the organization.
- →Some examples...comparative financial information, financial ratios and benchmarks, explanations of financial statement line items, charts and graphs, additional financial statements, etc.



Statement of Financial Position

As of Period Ended July 31, 2024

ASSETS	July 2024
CURRENT ASSETS	
Cash & Cash Equivalents	989,366
Investments	14,829,710
Accounts Receivable	62,505
Property Taxes Receivable	3,104,277
Prepaid Expenses	22,272
TOTAL CURRENT ASSETS	19,008,130
NON-CURRENT ASSETS	
Leases Receivable	58,853,009
Capital Assets, Net	9,787,016
Leased Assets, Net	57,632
TOTAL NON-CURRENT ASSETS	68,697,657
TOTAL ASSETS	87,705,787
LIABILITIES & NET POSITION	
LIADILITIES & ITE POSITION	

CURRENT LIABILITIES

TOTAL CURRENT LIABILITIES	1,117,829
Deferred Revenue	238,055
Deposits	23,163
Accounts Payable	856,610
CORRENT LIABILITIES	

NON-CURRENT LIABILITIES

TOTAL LIABILITIES & NET POSITION

TOTAL LIABILITIES	63,568,940
TOTAL NON-CURRENT LIABILITIES	62,451,112
Deferred Leases	59,340,213
Deferred Property Taxes	3,104,277
Compensated Absences	6,621

NET POSITION

TOTAL NET POSITION	24,136,847
Net Income	6,626,017
Retained Earnings	17,510,830
NET FOSITION	

87,705,787

Statement of Financial Position

- Future Improvement: Comparison to Prior Year
- Cash and Liquid Investments currently cover 14.57 months of average operating expenses. However, as revenue declines for the remainder of the year this ratio will go down.
- The Change in Net Position (Net Income) for the current year is \$6.63M.



Statement of Activities

As of Period Ended July 31, 2024

	July 2024	Year to Date
REVENUE	July 2024	Tear to Date
Property Taxes	2,763,752	10,361,672
State of Colorado Backfill	2,703,732	
	- E7 / OE	998,987
Specific Ownership Taxes Lease Revenue	53,405	344,389
Interest Income	127,263	977,984
Fee for Service Income	71,937	336,301
	10 (20	127,708
Third Party Income	10,420	489,041
Grant Income	54,526	197,688
Donations	30	60
Miscellaneous Income	2,914	20,448
TOTAL REVENUE	3,084,247	13,854,277
EXPENSES		
Overhead	(93)	49
Administration	142,362	781,409
Board Expenses	8,044	74,822
Connections: Mental Health/Substance Issues Services	209,403	1,463,290
Dental Services	346,162	2,273,679
Integrated Care (MHSA/PC)	96,221	649,197
Health Promotion	48,330	353,277
Community Impact	66,517	429,242
Program Assessment & Evaluation	24,612	173,281
Health Care Access	87,380	521,899
Resource Development	4,005	26,849
Leased Offices	11,802	94,452
Contingency - Operational	-	34,993
Grants	16,456	219,297
Depreciation Expense	-	132,523
TOTAL EXPENSES	1,061,202	7,228,261
CHANGE IN NET POSITION	2,023,046	6,626,017

Statement of Activities

Revenue

Tax dollars represent 84% of the organization's revenue year to date. All but \$660k of that revenue has already been received.

Expenses

Average monthly operating expenses are \$1.01M.

Program expenses make up 86% of the organization's expenses.

Total Change in Net Position

\$2.02M for the month of July 2024; \$6.63M year to date.



Statement of Activities

Actual to Budget Comparison As of Period Ended July 31, 2024

		Current M	onth		Year to Date			Annual	Remaining	
	Budget	Actual	Variance	%	Budget	Actual	Variance	%	Budget	Funds
REVENUE										
Property Taxes	2,761,826	2,763,752	1,926	0%	10,322,881	10,361,672	38,791	0%	10,685,198	323,526
State of Colorado Backfill	-	-	-	0%	1,031,897	998,987	(32,910)	-3%	1,031,897	32,910
Specific Ownership Taxes	55,794	53,405	(2,389)	-4%	323,795	344,389	20,595	6%	650,000	305,611
Lease Revenue	127,666	127,263	(403)	0%	893,665	977,984	84,318	9%	1,531,998	554,014
Interest Income	39,000	71,937	32,937	84%	252,500	336,301	83,801	33%	415,000	78,699
Fee for Service Income	15,212	-	(15,212)	-100%	106,483	127,708	21,224	20%	182,543	54,835
Third Party Income	82,286	10,420	(71,866)	-87%	576,000	489,041	(86,959)	-15%	987,429	498,388
Grant Income	29,276	54,526	25,251	86%	510,548	197,688	(312,860)	-61%	895,620	697,932
Donations	-	30	30	0%	-	60	60	0%	-	(60)
Miscellaneous Income	2,050	2,914	864	42%	14,350	20,448	6,098	42%	24,600	4,152
TOTAL REVENUE	3,113,110	3,084,247	(28,863)	-1%	14,032,120	13,854,277	(177,843)	-1%	16,404,285	2,550,008
OPERATING EXPENSES										
Administration	113,864	142,269	(28,404)	-25%	796,450	778,959	17,490	2%	1,365,171	586,212
Board Expenses	12,253	8,044	4,208	34%	85,769	74,822	10,946	13%	173,032	98,210
Connections: Mental Health/Substance Issues Services	271,911	209,403	62,508	23%	1,916,506	1,463,290	453,216	24%	3,289,543	1,826,253
Dental Services	395,500	346,162	49,338	12%	2,768,500	2,273,679	494,821	18%	4,746,000	2,472,321
Integrated Care (MHSA/PC)	113,438	96,221	17,217	15%	794,264	649,197	145,067	18%	1,362,252	713,055
Health Promotion	70,065	48,330	21,735	31%	492,107	353,277	138,831	28%	843,104	489,827
Community Impact	96,354	66,517	29,837	31%	674,878	429,242	245,636	36%	1,157,452	728,210
Program Assessment & Evaluation	42,722	24,612	18,110	42%	299,052	173,281	125,771	42%	535,161	361,880
Health Care Access	101,114	87,380	13,734	14%	710,950	521,899	189,052	27%	1,236,564	714,665
Resource Development	4,941	4,005	936	19%	34,588	26,849	7,739	22%	59,293	32,444
Leased Offices	11,634	11,802	(168)	-1%	112,436	94,452	17,984	16%	170,605	76,153
Contingency - Operational	-	-	-	0%	-	34,993	(34,993)	0%	500,000	465,007
Grants	27,233	16,456	10,777	40%	491,631	219,297	272,334	55%	1,377,309	1,158,012
TOTAL OPERATING EXPENSES	1,261,028	1,061,202	199,827	16%	9,177,131	7,093,238	2,083,894	23%	16,815,486	9,722,248
CHANGE IN NET POSITION FROM OPERATIONS	1,852,082	2,023,046	170,964	9%	4,854,988	6,761,040	1,906,051	39%	(411,201)	



Statement of Cash Flows

As of Period Ended July 31, 2024

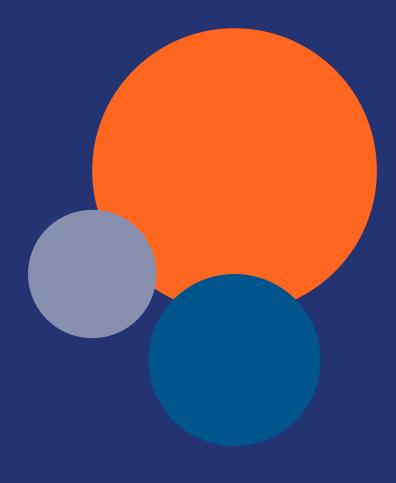
CASH FLOWS FROM OPERATING ACTIVITIES	July 2024
Total Change in Net Position	6,626,017
Adjustments to Reconcile Change in Net Assets to Net	
Cash Provided by (Used in) Operating Activities:	
Depreciation & Amortization	132,523
Accounts Receivable	8,303,899
Prepaid Expenses	56,796
Accounts Payable	(76,095)
Accrued Liabilities	(8,001)
Deferred Revenue	(7,847,595)
Net Cash Provided by (Used in) in Operating Activities	7,187,544
CASH FLOWS FROM INVESTING ACTIVITIES	
Investments	(6,591,275)
Purchase of Fixed Assets	(72,341)
Net Cash Provided by (Used in) Investing Activities	(6,663,616)
CASH FLOWS FROM FINANCING ACTIVITIES	
Net Change in Debt	
Net Cash Provided by (Used in) Financing Activities	-
Net Cash Increase (Decrease) for Period	523,928
Beginning Cash	465,438
Ending Cash	989,366

Statement of Cash Flows

- This statement highlights the year-to-date cash changes within the Health District.
- Only represents cash in bank, does not include liquid investments.



Questions?





Elected Official Presentation

Health District of Northern Larimer County • August 27, 2024

Presented by: Sam Light, CIRSA Deputy Executive Director/General Counsel

Introduction – Overview

- Suggestions for best practices that will enhance your effectiveness and success as elected
 officials and members of the District Board of Directors which in turn will reduce risk for the
 District and you individually.
- Local government risk management and legal topics we will touch on include:
 - The role of elected public official
 - Open meetings law and related transparency issues
 - Organizational structure & liability
 - Ethics and personal conduct
- Presentation is a training resource only and is not intended to address or provide legal advice on any specific, pending issues. In the event of any conflict between speaker's remarks and views of your District counsel, your counsel's views prevail!



One: The Role of Public Official

- Being an elected public official means your role has changed:
 - Citizen → government official (24/7!)
 - Outsider → insider
 - Critic/proponent/advocate → representative-ambassador-**fiduciary** of the District as an entity and of the Board of Directors as an institution.
- In the eyes of your District community/constituents, you are always a public official!



The Role of Public Official

- At the Board level, effective governance requires continual recognition that you are **fiduciaries** of the organization you serve and the public body of which you are a member.
 - The protection of the District's interests and assets is perhaps your most critical function now.
 - A guiding principle in decision making should always be, "what is the right thing for the District?"
- Among other attributes, these commitments require recognition of the broader public interest, the ability to place the District's interests and public interest above personal, single-issue or other interests, and consideration of matters on their merits alone.



The Role of Public Official

- It further requires recognition that being on a multi-member public body is a "WE" job.
 - While each member brings their own their own perspectives to Board discussions, those deliberations are in view of arriving at Board's one voice: The "WE" voice of the Board.
 - Thus, "Deliberate in many voices, but speak with one voice". Recognize that in service of a public entity governing body, "The 'WE' is more important than the 'me."
- Specific aspects of fiduciary responsibility (See 97-3 Pol: Board Governance Policy):
 - Monitoring financial performance
 - Taking precautions against risk
 - Legal assurances
 - Policy development reflecting responsible stewardship
 - Establishing organizational and executive limitations



The Role of Public Official

- Finally, as public officials, part of your role is delivering good governance that builds faith and trust in government and effectively manages risk.
- This is based both practically and legally on a few core concepts:
 - Openness & Transparency (open meetings/records laws);
 - Fundamental Fairness (due process);
 - Predictability & Evenhandedness (equal protection, certiorari claims, etc.); and
 - Mutuality of Respect



Two: Open Meetings Law

- Honor the "openness" requirement of the Open Meetings Law (OML).
 - A "meeting" includes any gathering to discuss public business, in person, by phone, or electronically (e-mail, etc.).
 - The "openness" clause of the OML applies to three or more or a quorum, whichever is less (which, for a five-member board, is one and the same).
 - Requires discussion/action on public business to take place at a meeting open to the public.
 - And, if action will be taken or a quorum will be present, there must be timely notice agenda posted at least 24 hours in advance.



Open Meetings Law – Electronic Communications

- Using email? See Handout.
 - OML openness requirement can be triggered by "reply all" and other e-mail discussions.
 - Under House Bill 21-1025, certain emails among Board members are expressly "non-meetings"—
 these includes emails (i) re: scheduling and availability; (ii) posing a question for later discussion;
 (iii) that are sent for "FYI" purposes; and (iv) responding to an inquiry from an individual who is
 not a member of the Board.
 - But HB 1025 also confirms the core OML rule: discussions of the "merits or substance"—that is, "the essence"—of a matter of public business are subject to the OML's openness requirement. For more, see this CIRSA article: https://www.cirsa.org/news/how-the-colorado-open-meetings-law-applies-to-elected-officials-email/).
 - Thus, don't use email as a proxy or substitute for open meeting discussions.



Transparency Laws – Other Issues

- Separate from OML compliance issues, the correspondence of elected officials that relates to their duties or to public funds is considered a public record subject to disclosure under the Colorado Open Records Act (CORA), subject to certain exceptions and exclusions.
 - Whether an email is subject to disclosure under CORA is a content-driven analysis. Ownership
 of the device used to the create the email is not dispositive.
 - Thus, be circumspect in your use of email as an elected official.
- Be cognizant of other transparency-related risks—e.g., one-on-one discussions, texting, social media
 use, etc.
- Executive sessions? Make sure you follow the substantive and procedural requirements of the OML. Self-regulate your discussions in executive session and have appropriate systems in place to protect confidential information.



Transparency: Commit to Best Practices for Your Meetings

- Plan for...and lay the groundwork for...orderly & productive public meetings! Best practices:
 - Follow and stay on your agenda during the meeting. To ensure OML compliance, avoid adding
 items and avoid straying into discussion or action on items not on agenda. Meetings also should
 not have "surprises" or "gotcha" moments.
 - Maintain a degree of formality at meetings use titles, insist speakers be recognized, etc.
 - Develop and follow practical "house rules" for common meetings issues, such as:
 - Handling of public comment periods-time limits, no back-and-forth.
 - Sequencing of proceedings—don't be ad hoc.
 - Board discussions—e.g., one turn each before speaking a second time.
 - Use rules of procedure to facilitate, not debilitate, getting work done.



Three: Support the District Structure

- Another important risk management principle for everyone within the organization is to recognize and honor their role—it is important that everyone "stay in their lane" to avoid risks of liability, including the risk of personal liability!
 - You have protection from personal liability under Colorado Governmental Immunity Act
 (CGIA) if you are "within the scope of employment" and not acting "willfully and wantonly."
 - Means everyone needs to know and respect their "job description."
 - Conduct that is "outside the scope" or "willful and wanton" can result in a loss of governmental immunity and create liability, including the potential of personal liability for you.



- Can also result in potential loss of insurance coverage. Public official liability (POL) policies follow "course and scope" and "willful and wanton" concepts. That is, they extend coverage to elected officials "in their capacity as such" (or similar) and have provisions excluding coverage where liability is based on willful, deliberate, malicious, fraudulent or criminal conduct, etc.
- The CGIA provides a form of qualified immunity, but it is not an absolute shield. Similarly, a
 federal form of qualified immunity protects government officials from liability for civil damages
 "insofar as their conduct does not violate clearly established statutory or constitutional rights of
 which a reasonable person would have known."
- Recognize that certain liability risks—e.g., civil rights claims and claims of tortious conduct—can be exacerbated by "bad facts" that suggest (or are perceived to be based upon) retaliatory or reactive conduct.



- What is the District structure? The Board "job description"? The District is organized as a special district under Article 1, Title 32, Colorado Revised Statutes, having all common powers granted to special districts generally and all special powers granted to health services districts. It is a political subdivision of the state.
 - **Board of Directors**: Governing body with powers and duties specifically listed in statute, Bylaws (Art. IV, Sec. 1) and Board Job Description (97-3 Pol: Board Governance Policy).
 - **Executive Director**: Chief executive officer; subject to Board control, the Executive Director shall "have general supervision, direction and control of the management services and administration" of the District (Bylaws Art. V, Sec. 12).
- By statute and Board enactments, certain duties/powers are exercised by Board and certain duties/powers are exercised by Executive Director and staff. These allocations of authority and responsibility not only define the organization's structure; they define "scope of employment (SOE)" for everyone in it.



Where Does the District Board Focus its Efforts?

Ownership

Governance

Management

Supervision

Front Line Employment

The Role of the Governing Body:

- •Policy-setting, big picture, and forward-looking, rather than dealing with day-to-day operations, and rather than making reactive, case-by-case decisions as issues arise.
- •Examples: Development and adoption of District mission/values/strategic plan; annual budget; fiscal oversight; development of Board policies; selection and oversight of Executive Director and Board-ED relationship; corporate affairs reserved to Board.
- •The governing body:
 - •Has long time horizon—looks down the road.
 - •Has broad interests in mind.
 - •Works together in its fiduciary role to protect the District as an entity and the Board as an institution.



- •From a risk management perspective, role discipline is particularly important in the areas of employee relations and administrative matters assigned or delegated to staff.
- •Except for the Board's direct reports, Board members are not employee supervisors. Similarly, neither the Board nor its individual members have authority or responsibility for administrative matters assigned to staff. Thus,
 - Don't get individually and improperly involved in personnel issues or in administrative matters that have been assigned or delegated to Executive Director and staff.
 - Such activities undermine your organizational structure, weaken the Board as an institution, impact morale, and can create risks for the District and for you individually.
 - But, do commit to speak with your one Board voice to your direct reports; that is how you obtain clarity, credibility and accountability to the voice of the Board.



- Tips to support the structure and avoid concerns around "role discipline" and "scope":
 - Respect the delegations of authority already made via statute and your policies and organizational structure. Those allocations work to serve and protect the District and the Board and its members, if honored.
 - As noted, keep in mind that membership on a multi-member governing body is primarily a "We" job and your role is a group role. If you are thinking of acting individually, ask whether you have authority to act (and if you don't, don't do it).
 - Recognize elected officials act primarily as a group and exercise their responsibilities mainly by voting in a public meeting—where there are added legal protections!
 - Therefore, think "We" ... not "I"! Another warning sign: "He/she/they did what?!"



- Commit to personnel conduct that strengths the WE the Board as an institution. This sometimes requires personal sacrifices, such as:
 - Setting aside a personal interest or agenda when there is lack of support.
 - Accepting "the Board has spoken" though one preferred a different outcome.
 - Accepting when "Our work is done"; i.e., the hand-off from Board → staff.
 - Recognizing that individual efforts—e.g., liaison and representative roles—are in service of the entity and Board (the WE).
 - Avoiding perceptions (internal or external) of "getting ahead" of or "speaking for" the voice
 of the Board where the Board has not yet spoken.



Four: Commit to Ethical Conduct

- Become familiar with the ethics rules governing your conduct (e.g., Colorado "Standards of Conduct," C.R.S. Title 24, Art. 18; C.R.S. Secs. 18-8-308, 32-1-902; Bylaws, Art. IV, Sec. 5;).
- The theme that runs through ethics codes is: It is not permissible to use public office for private gain. Some key areas:
 - Conflicts of Interest: Disclose, recuse, don't vote, and don't influence other members.
 - "Conflict of interest" means "a personal pecuniary interest that is immediate, definite and capable of demonstration, and which is, or may be, in conflict with the public interest."
 (Bylaws Art. IV, Sec. 5). Includes certain derivative interests. See also C.R.S. 18-8-308, 24-18-103.
 - Participation allowed notwithstanding only if: (i) disclosure made to Secretary of State and Board 72 hours in advance; and (ii) participation is needed to obtain quorum or otherwise enable the Board to act.



Four: Commit to Ethical Conduct

- Ethics-Some Key Areas (continued):
 - **Confidential Information**: Don't disclose or use confidential information acquired in the course of official duties in order to further any personal financial interests.
 - **Contracts:** Do not hold an interest in any contract made by the Board (but if you will, follow all disclosure, recusal, and District procurement rules).
 - **Gifts:** Decline any gifts that seem to be connected to your public service (and abide by gift rules).
 - Avoid situations that may create an appearance of impropriety. Recognize that in matters of ethics, fair or not, sometimes perception = reality and reality = perception.



Concluding Thoughts

- As elected officials, commit to good governance that builds faith and trust in government and strengthens the governing body as an institution. Have a good "risk radar" and seek support from your Executive Director and attorney to effectively manage risk.
- Use your power wisely and humanely. Remember, you set the tone for the whole organization in terms of the treatment of employees, constituents, and larger District community.
- Engage in active collaboration; deal effectively with discord—be willing to "agree to disagree" and move on.
- Embrace process irrespective of outcome and always consider issues on their merits alone.
- Embrace your District values and always put District and public interest first. Embrace the fiduciary, stewardship, and "WE" responsibilities of governing body membership.



Resources

- CIRSA: <u>www.cirsa.org</u>
- Special District Association of Colorado: https://www.sdaco.org/; including publications and resources for special district Board members
- Colorado Special Districts Property and Liability Pool: https://csdpool.org/
- Colorado Department of Local Affairs, Special Districts Pages: <a href="https://dlg.colorado.gov/special-districts#:"https://dlg.colorado.gov/special-districts#:"text=Special%20Districts%20%7C%20Division%20of%20Local%20Government&text=Special%20Districts%20in%20Colorado%20are,%22%20and%20%22special%20districts.%22
 Districts*20"
- Colorado Legislative Staff Council Local Government Handbook: https://leg.colorado.gov/sites/default/files/local_gov_hb_web_0.pdf
- CIRSA Elected Officials Handbook: https://www.cirsa.org/wp-content/uploads/2019/06/EthicsLiabilityBestPracticesHandbookForElectedOfficials.pdf



About CIRSA

- Colorado public entity self-insurance pool for property, liability, and workers' compensation coverages.
- Formed by in 1982 by 18 municipalities pursuant to CML study committee recommendations.
 Formed about the same time as Colorado's other public entity self-insurance pools (CSD Pool, CAAP, CSDSIP, etc.)
- Not an insurance company, but an entity created pursuant to Colorado statutes and intergovernmental agreement of our members.
- Total membership today stands at 290 member municipalities and affiliated legal entities.
- Member-owned, member-governed organization. Board made up of municipal officials.



Speaker Bio

Sam Light is Deputy Executive Director / General Counsel for the Colorado Intergovernmental Risk Sharing Agency (CIRSA). Previously, Mr. Light was a partner with the Denver law firm of Light | Kelly, P.C., specializing in municipal and other public entity law, insurance law and defense of public entities and elected officials. Sam is a frequent speaker on public entity risk issues and municipal law and has practiced in Colorado since 1993.



Policy & Revenue



2024 Ballot Initiative Timeline & Status of Current Initiatives



August 5th:

Last day to submit signatures to Secretary of State to assess qualification for ballot

November 5th:

2024 Election Day

September 4th:

Last day for the Secretary of State to make a determination on sufficiency of signatures for placement on ballot

	Initiative Number and Title		
	#50 Voter Approval to Retain Additional Property Tax Revenue		
	#89 Right to Abortion		
Initiatives On 2024 Ballot	#91 Prohibit Trophy Hunting		
initiatives On 2024 ballot	#108 Valuation for Assessments		
	#112 Concerning Eligibility for Parole		
	#138 School Choice in K-12 Education		
Initiatives Awaiting Signature	#145 Establish Qualifications and Registration for Veterinary		
	Professional Associate		
Review by Secretary of State	#157 Funding for Law Enforcement		
	#310 Concerning the Conduct of Elections		



2024 Special Session



Property Tax Year 2025 (Budget Year 2026)

	Previous Law	SB24-233	Ballot Measures	Proposed Deal
Residential Rate (Schools)	7.15%	7.15%	5.7%	6.95% or 7.05% depending on statewide growth
Residential Rate (Local Gov)	7.15%	6.4%	5.7%	6.15% or 6.25% depending on statewide growth
Commercial & Agricultural Rate	29%	27%	24%	25%
Industrial & Other Nonresidential Rate (except for oil & gas & mines)	29%	29%	24%	26%
Property Tax Cap	None	5.5% per year for local gov.	4% per year statewide	10.5% over 2 yrs for local gov/ $12%$ over 2 yrs for schools
School Tax Cut		\$128 million	\$1.4 billion	\$263 million
Local Tax Cut		\$386 million	\$1 billion	\$506 million
Total Tax Cut		\$514 million	\$2.4 billion	\$769 million

2025 Revenue Projections



2024 Strategic Planning & Budgeting Timeline

