

**A Resolution of the Scientific and Cultural Facilities District
Pertaining to the Tier II Distribution Formula**

WHEREAS, C.R.S. §32-13-107(3)(b)(II)(A) states that the distribution of the public funds allocated to Tier II “be based upon a formula to be applied annually which gives equal weight to the annual operating income of such facilities and the annual paid attendance at such facilities;” and

WHEREAS, C.R.S. §32-13-107(3)(b)(II)(B) permits the board of the Scientific and Cultural Facilities District to “modify, in its discretion, the weight to be given the factors of annual operating income and the annual paid attendance in the formula... [and] said factors shall be binding on the board and may only be modified every five years thereafter.”

WHEREAS, C.R.S. §32-13-103(6) defines paid attendance as “total paid attendance at all programs as verified by annual audit reports;” and

WHEREAS, the 2015 Reauthorization Task Force, after considering and discussing the input of the 2014 Tier II work group, recommended that the distribution formula for Tier II funds should “encourage, rather than discourage, free attendance,” that the period of time the board is bound to its change in weighting should be reduced from five (5) years to two (2) years, and further recommended that any changes to the current formula should be consistent with the principle of incremental change; and

WHEREAS, the board wishes to allow for adequate time for this issue to be addressed in a thorough and inclusive manner.

THEREFORE BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE SCIENTIFIC AND CULTURAL FACILITIES DISTRICT AS FOLLOWS:

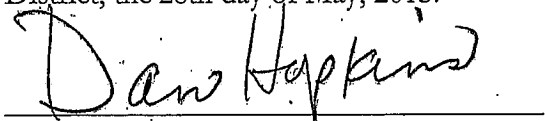
Section 1. To modify the language of C.R.S. §32-13-107(3)(b)(II)(A) as follows:

A distribution of moneys pursuant to subparagraph (I) of this paragraph (b) may be based upon a formula to be applied annually that considers the weight assigned to annual operating income, audited paid attendance and documented free attendance.

Section 2. To modify the language of C.R.S. §32-13-107(3)(b)(II)(B) as follows:

Such determination by the board of the weight to be assigned to any of these factors shall be binding on the board and may be modified every two years thereafter.

Introduced and approved at a regular meeting of the Board of Directors of the Scientific and Cultural Facilities District, the 28th day of May, 2015.



Chair

ATTEST:



Secretary

