

RESOLUTION NO. 16-10.

**A Resolution of the Board of Directors of the Denver Metropolitan Scientific and Cultural Facilities District Approving the Intergovernmental Agreements for the Conduct and Administration of the November 2016 Election**

WHEREAS, the Denver Metropolitan Scientific and Cultural Facilities District (the "District") is a validly organized and existing special district organized pursuant to Title 32, Article 13, Colorado Revised Statutes ("C.R.S."); and

WHEREAS, at a meeting of the Board of the Directors of the District (the "Board") held on May 26, 2016, the Board approved that certain Resolution of the Scientific and Cultural Facilities District Pertaining to the November 2016 Election (the "Election Resolution"); and

WHEREAS, pursuant to the Election Resolution, the Board determined to submit the proposition of extending the existing sales and use tax currently levied within the District pursuant to Section 32-13-105, C.R.S. to the registered electors of the District at the General Election to be held on November 8, 2016 (the "Election"); and

WHEREAS, the Board additionally determined to participate in the coordinated elections conducted by the clerks and recorders of the jurisdictions comprising the District, including the counties of Adams, Arapahoe, Boulder, Douglas, and Jefferson, and the Cities and Counties of Broomfield and Denver (individually, a "Jurisdiction" and collectively, the "Jurisdictions"); and

WHEREAS, pursuant to the Uniform Election Code of 1992, Articles 1 through 13 of Title 1, C.R.S. (the "Code"), and Section 1-7-116, C.R.S., the District must enter into agreements with the Jurisdictions concerning the conduct of the coordinated Election (the "Election IGAs"); and

WHEREAS, each Jurisdiction has provided the District with one or two Election IGAs specific to such Jurisdiction, such that there are eight (8) Election IGAs in total; and

WHEREAS, the District desires to provide for its approval of the Election IGAs.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE DENVER METROPOLITAN SCIENTIFIC AND CULTURAL FACILITIES DISTRICT:

Section 1. All action heretofore taken (not inconsistent with the provisions of this resolution) by the District and the officers thereof, directed towards the coordinated Election and the objects and purposes herein stated, are ratified, approved and confirmed.

Section 2. For purposes of the Election, the District adopts the use of the Code and will participate in the coordinated Election with the Jurisdictions in accordance with the terms and conditions of the Election IGAs. The District additionally shall participate in the coordinated mailing of ballot issue notice packages to the District's registered electors, as required pursuant to the Election IGAs.

Section 3. The Board hereby authorizes and directs the Board Chair or the Executive Director of the District, with the assistance of the law firm Icenogle Seaver Pogue, P.C., to execute the Election IGAs. The Election IGAs include the following:

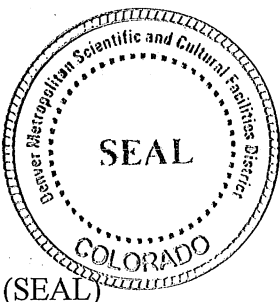
1. For Adams County, the Intergovernmental Agreement between Adams County and the Denver Metropolitan Scientific and Cultural Facilities District for the November 8, 2016 General Election; and
2. For Arapahoe County, the Intergovernmental Agreement between Arapahoe County Clerk and Recorder and Denver Metropolitan Scientific and Cultural Facilities District Regarding the Conduct and Administration of the November 8, 2016 General Election; and
3. For Boulder County, the Intergovernmental Agreement between the Denver Metropolitan Scientific and Cultural Facilities District and the Boulder County Clerk and Recorder for the Conduct and Administration of the 2016 General Election to Be Held on November 8, 2016; and
4. For the City and County of Broomfield, the Intergovernmental Agreement by and between the City and County of Broomfield and the Denver Metropolitan Scientific and Cultural Facilities District for the Conduct of a 2016 General Election; and
5. For the City and County of Denver, the Intergovernmental Agreement by and between the City and County of Denver, acting by and through the Elections Division of the Clerk and Recorder's Office, and the Denver Metropolitan Scientific and Cultural Facilities; and
6. For Douglas County, the Intergovernmental Agreement between Douglas County Clerk and Recorder and the Scientific and Cultural Facilities District Regarding the Conduct and Administration of the November 8, 2016 General Election; and

7. For Jefferson County, the Intergovernmental Agreement for Coordinated Election by and between the Clerk and Recorder for the County of Jefferson, State of Colorado and the Scientific and Cultural Facilities District; and
8. For Jefferson County, the Intergovernmental Agreement for Ballot Issue Notice – TABOR by and between the Clerk and Recorder for the County of Jefferson, State of Colorado and the Scientific and Cultural Facilities District.

Section 4. All orders, bylaws and resolutions, or parts thereof, in conflict with this resolution, are hereby repealed.

Section 5. If any section, paragraph, clause or provision of this resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this resolution.

INTRODUCED AND APPROVED AT A REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE DENVER METROPOLITAN SCIENTIFIC AND CULTURAL FACILITIES DISTRICT, THIS 25<sup>TH</sup> DAY OF AUGUST, 2016.



(SEAL)

Dan Hopkins, Chairman of the Board of Directors  
Denver Metropolitan Scientific and Cultural Facilities  
District

ATTEST:

Secretary of the Board of Directors  
Denver Metropolitan Scientific and Cultural Facilities District

STATE OF COLORADO )  
 )  
 COUNTY OF DENVER ) SS.  
 )  
 DENVER METROPOLITAN SCIENTIFIC )  
 AND CULTURAL FACILITIES DISTRICT )

I, Lynn Jeffers, the Secretary of the Board of Directors of the Denver Metropolitan Scientific and Cultural Facilities District (the "District"), do hereby certify:

1. The foregoing pages are a true and correct copy of a resolution (the "Resolution") passed and adopted by the Board of Directors (the "Board") of the District at a meeting of the Board held on August 25, 2016.

2. The Resolution was duly moved and seconded and the Resolution was adopted at the meeting of August 25, 2016, by an affirmative roll call vote of a majority of the members of the Board as follows:

Name	"Yes"	"No"	Absent	Abstain
Dan Hopkins	X			
Kathy Kucsan	X			
Hal Logan Jr.	X			
Rob Johnson	X			
Kathy Imel	X			
Kendra Black	X			
Ann Speer			X	
Damon O. Barry	X			
Peggy Lehmann	X			
Elaine D. Torres	X			
Lynn Jeffers	X			

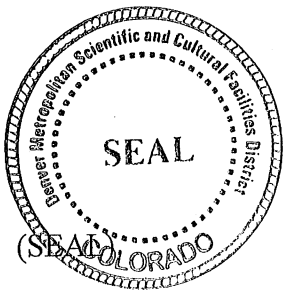
3. The members of the Board were present at such meetings and voted on the passage of such Resolution as set forth above.

4. The Resolution was approved and authenticated by the signature of the Chairman of the Board, sealed with the District seal, attested by the Secretary and recorded in the minutes of the Board.

5. There are no bylaws, rules or regulations of the Board which might prohibit the adoption of said Resolution.

6. Notice of the public meeting of August 25, 2016, in the form attached hereto as Exhibit A was posted at the location designated by the Board not less than twenty-four hours prior to the meeting as provided by law.

WITNESS my hand and the seal of said District affixed this 25th day of August, 2016.



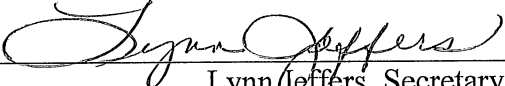
  
Lynn Jeffers, Secretary

EXHIBIT A



**SCFD BOARD OF DIRECTORS MEETING**  
**Thursday, August 25, 2016**  
**Children's Museum of Denver at Marsico Campus**  
**2121 Children's Museum Dr.**  
**Denver, CO 80211**  
**1 p.m. Board meeting**

**AGENDA**

**Board of Directors**

Arapahoe County  
**Dan Hopkins**  
Chairman

Adams County  
**Kathy Imel**

Boulder County  
**Kathy Kucsan**  
Vice Chairman

Broomfield County  
**Lynn Jeffers**  
Secretary

Denver County  
**Councilwoman**  
**Kendra Black**

Douglas County  
**Ann Speer**

Jefferson County  
**Rob Johnson**

Governor Appointees  
**Hal Logan, Treasurer**  
**Damon O. Barry**  
**Elaine D. Torres**  
**Peggy Lehmann**

Executive Director  
**Peg Long**

1. Introductions and Quorum Determination
2. Welcome by Children's Museum of Denver at Marsico Campus
3. Approval of Agenda
4. Approval of July 28, 2016 Meeting Board Minutes
5. Reports
  - 5.1 Treasurer
  - 5.2 Chairman
  - 5.3 Executive Director
6. Tier II Certification Reports Group 2: 3-minute presentations, 5 minutes for board questions)
7. Resolution 16-09 Pertaining to Organizations Qualifying for 2016 Tier II Funds
8. Public Comment
9. Other Matters (new/old business)
10. Adjournment

**Next scheduled SCFD Board Meeting:**  
**Thursday, September 22, 2016**  
**Denver Botanic Gardens**  
**1007 York St.**  
**Denver, CO 80206**  
**1 p.m. Board Meeting**