

**RESOLUTION NO. 16-01**

A Resolution of the Scientific and Cultural Facilities District  
Pertaining to Posting of Public Meeting Notices

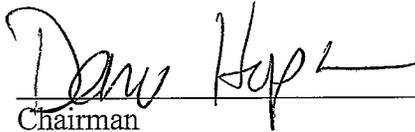
WHEREAS, pursuant to C.R.S. §24-6-402(2)(c), the Scientific and Cultural Facilities District (SCFD) is required to announce at its first meeting of the year where it posts public notices of SCFD board meetings.

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

Section 1. The SCFD will post its public meeting notices at least 24 hours before the meeting at the following sites:

- SCFD office, 899 Logan St., Suite 500, Denver, CO 80203
- [www.scfid.org](http://www.scfid.org)
- By email sent to each county or city and county within the SCFD
- By email sent to the Denver Post and all newspapers on the SCFD press list

Introduced and approved at a regular meeting of the Board of Directors of the Scientific and Cultural Facilities District, the 28th day of January, 2016.

  
Chairman

ATTEST:

  
Secretary



**RESOLUTION NO. 16-02**

A Resolution of the Scientific and Cultural Facilities District  
 Pertaining to Adjustment of the Appropriation and Distribution of Revenue Collected

WHEREAS, pursuant to Resolution 16-08 Pertaining to Expenditures and Revenues for the General and Expendable Trust Funds and Adopting the 2015 Budget, the Scientific and Cultural Facilities District (SCFD) had projected and budgeted \$52,000,000 in 2015 sales and use tax revenue, but now in fact actual sales and use tax revenue of \$54,758,866 was collected through December 2015; and

WHEREAS, SCFD must appropriate \$2,758,866 in funds collected above funds budgeted, of which \$2,738,175 represent funds for distribution and \$20,691 represent funds for administration; and

WHEREAS, SCFD had budgeted 2015 revenue of \$33,596,125 for Tier I; \$10,977,050 for Tier II; and \$7,036,825 for Tier III; and \$390,000 for administration; and

WHEREAS, based on the distribution formulas in C.R.S. §32-13-107(3)(a), (b) and (c), and the actual 2015 revenue collected, the SCFD board will distribute a total of \$35,348,557 for Tier I funds; \$11,579,448 for Tier II funds; and \$7,420,169 for Tier III funds; and \$410,691 for administration and operations;

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

Section 1. To adjust the appropriated 2015 appropriated funds as reflected in the tables below.

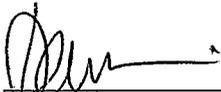
**Expendable Trust/Distribution Account:**

	Formula	Discretionary	Total
Tier I	\$1,664,810	\$87,622	\$1,752,432
Tier II	\$572,279	\$30,120	\$602,399
Tier III	\$364,177	\$19,167	\$383,344
Total	\$2,601,266	\$136,909	\$2,738,175

**Administration/Operating Account:**

Total	\$20,691
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Introduced and approved at a regular meeting of the Board of Directors of the Scientific and Cultural Facilities District, the 25th day of February, 2016.

  
 Chair

ATTEST:  
  
 Secretary



**A Resolution of the Scientific and Cultural Facilities District  
Pertaining to Board Initiatives Regarding Diversity and Inclusion Pursuant to C.R.S. §32-13-107(3)**

WHEREAS, In its role as trustee of public funds, the SCFD board of directors is committed to ensuring that SCFD recipient organizations collectively serve all District residents and that every resident of the District has the opportunity to experience programming that is welcoming, engaging, and personally meaningful; and

WHEREAS, Pursuant to C.R.S., §32-13-106(2)(k), the board of directors has a duty to determine a recipient organization's "financial and organizational capacity to expend tax dollars to serve the public and achieve the mission of the organization"; and

WHEREAS, One determinant of both collective and individual organizational capacity is the ability to serve diverse and underserved populations within the District;

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

Section 1. The SCFD Board of Directors shall support and implement the terms of a Letter of Intent to create a grant program to build organizational sustainability and capacity among Tier III organizations that provide programs and outreach for underserved communities.

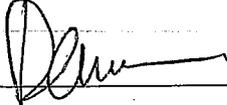
Section 2. Effective funding year 2016, all Tier I and II organizations will be required to respond in their annual certification reports to the questions: 1) What is your organization's plan to increase the diversity and engagement of your board, staff, visitors, volunteers and patrons to better serve all of the citizens of our diverse community and how are you measuring progress? Diversity is interpreted broadly to mean inclusivity, which encompasses a variety of categories, including, but not limited to: race, ethnicity, age, gender, physical and mental challenges, economic challenges, sexual orientation, technological skills, etc.; and 2) How will your organization gauge progress?

Section 3. The board will join with other cultural funders to work towards creating more opportunities for mentorship, leadership development, and training so that people of color, people with disabilities, and other underrepresented populations have equal opportunities to engage with cultural organizations as board members, key employees, visitors, patrons and volunteers to better reflect the demographics of the District.

Section 4. The SCFD board of directors shall identify and work to secure sources of funds outside of the sales and use tax revenue to assist the board in the following: 1) directly supporting efforts to strengthen and expand existing programming that serves underserved communities defined as organizations serving racial and ethnic minorities, people with physical and mental disabilities, the elderly, low income populations, veterans, LGBTQ, and geographically under-served areas; and 2) creating incentives to develop new programming to serve diverse and underserved populations in order that all residents of the District have equal opportunities to engage meaningfully in cultural programs and activities offered collectively through the SCFD.

Section 5. The current SCFD board of directors and all future boards shall be bound by these principles and shall be committed to furthering the goal that recipient organizations shall collectively serve every resident of the District and that all District residents shall have equal access to cultural programs and activities.

Introduced and approved at a regular meeting of the Board of Directors of the Scientific and Cultural Facilities District, the 24<sup>th</sup> day of March, 2016.

  
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Chair

ATTEST:

  
\_\_\_\_\_

Secretary



RESOLUTION NO. 16-04

A Resolution of the Scientific and Cultural Facilities District  
Pertaining to 2016 Tier III Budgeted Distribution

WHEREAS, pursuant to C.R.S. §§32-13-105(4)(a)(III) and (5)(a)(III) and §32-13-107(3)(c) the distribution share designated to each county for Tier III is based on the previous year's proportionate collection of sales and use tax within each county and the SCFD board's budgeted revenue for the current year; and

WHEREAS, the Tier III portion of the 2016 budgeted sales and use tax revenues is \$7,384,200, less each county's proportional share of a 10% contingency reserve of \$738,420, for a total of \$6,645,780; and

WHEREAS, the total amount available for 2016 distribution includes county-specific adjustments totaling \$1,082,675.

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

Section 1. To allow for the distribution of \$7,728,455 in Tier III funds in the following manner:

County	2015 Sales & Use Tax %	Share of 2016 Budgeted Funds*	County-Specific Adjustments**	Total Budgeted 2016 Funds for Distribution
Adams	14.5272 %	\$965,446.13	\$170,405.77	\$1,135,851.90
Arapahoe	20.3006 %	\$1,349,131.32	\$240,469.06	\$1,589,600.38
Boulder	9.4427 %	\$627,540.34	\$97,283.26	\$724,823.60
Broomfield	2.2234 %	\$147,765.05	\$21,376.25	\$169,141.30
Denver	29.6255 %	\$1,968,848.03	\$267,876.79	\$2,236,724.82
Douglas	8.3319 %	\$553,716.97	\$102,257.37	\$655,974.34
Jefferson	15.5487 %	\$1,033,332.16	\$183,006.51	\$1,216,338.67
Total	100.0000%	\$6,645,780.00	\$1,082,675.00	\$7,728,455.00

\*Reflects each county's proportional share of the budgeted \$7,384,200 in 2016 Tier III funds less its 10% share of the contingency reserve.

\*\*County-specific adjustments may include prior year returned funds and adjustments for actual tax revenue collected. The adjustment total differs by \$.01 due to rounding.

Introduced and approved at a regular meeting of the Board of Directors of the Scientific and Cultural Facilities District, the 28<sup>th</sup> day of April, 2016.



Chair

ATTEST:



Secretary



RESOLUTION NO. 16-05

A Resolution of the Scientific and Cultural Facilities District  
Pertaining to the Fiscal Year 2016 Amended SCFD Budget

WHEREAS, the Scientific and Cultural Facilities District (SCFD) Board of Directors adopted Resolution 15-25 which budgeted \$54,500,000 in sales and use tax collections for fiscal year 2016; and

WHEREAS, Pursuant to §32-13-107(3), C.R.S., (2015), the SCFD Board of Directors may deduct up to three quarters of one percent of the sales and use tax collections for administrative costs prior to making distributions to cultural and scientific facilities; and

WHEREAS, Senate Bill (SB)16-16 amends §32-13-107(3), C.R.S., and permits the SCFD Board of Directors to deduct up to one and fifty one-hundredths percent of the sales and use tax collections for administrative costs prior to making distributions, a change that is effective upon passage; and

WHEREAS, Senate Bill 16-16 amends §§32-13-105(10)(a)(I),(II) and (III), C.R.S., to exclude aviation fuel taxes from the SCFD's sales and use tax collections effective July 1, 2016, reducing anticipated 2016 fiscal year revenue by approximately \$405,000, according to the fiscal note prepared by Colorado Legislative Council Staff; and

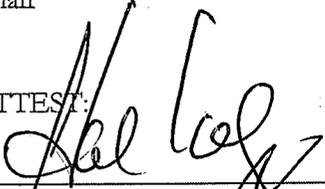
WHEREAS, the Governor signed SB 16-16 into law on April 29, 2016;

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

Section 1. To amend the fiscal year 2016 budget as follows: a) to reduce the projected 2016 tax revenue collections by \$500,000; b) to reduce Tier I 2016 budgeted distributions to \$34,641,780; c) to reduce Tier II 2016 budgeted distributions to \$11,339,917; and d) to increase 2016 budgeted revenue for the general operating budget to \$750,870.

Introduced and approved at a regular meeting of the Board of Directors of the Scientific and Cultural Facilities District the 26<sup>th</sup> day of May, 2016.

  
\_\_\_\_\_  
Chair

ATTEST:  
  
\_\_\_\_\_  
Secretary





RESOLUTION NO. 16-06

A Resolution of the Scientific and Cultural Facilities District Pertaining to 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, the Board of the Directors of the District (the "Board") has been duly and validly appointed and qualified; and

WHEREAS, the Board has determined that it is in the best interest of the District and public interest and necessity to seek voter approval to extend the current sales and use tax currently levied and collected by the District after its expiration on June 30, 2018 to June 30, 2030; and

WHEREAS, Article X, Section 20 of the Colorado Constitution ("TABOR") requires voter approval for any new tax, tax rate increase, mill levy above that for the prior year, valuation for assessment ratio increase for a property class, or extension of an expiring tax, or a tax policy change directly causing a net tax revenue gain to any district; and

WHEREAS, TABOR requires the District to submit ballot issues (as defined in TABOR) to the District's electors on limited election days; and

WHEREAS, the General Election to be held on November 8, 2016 is one of the election dates at which ballot issues may be submitted to the registered electors of the District pursuant to TABOR; and

WHEREAS, the County Clerk and Recorders of Adams, Arapahoe, Boulder, Douglas and Jefferson Counties and the Clerk and Recorders of the City and County of Broomfield and the City and County of Denver (collectively, the "Clerks") will conduct coordinated elections on November 8, 2016 (the "Election"); and

WHEREAS, it is necessary to submit to the registered electors of the District, at the Election, the proposition of extending the existing sales and use tax currently levied within the District pursuant to Section 32-13-105, C.R.S.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF 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 Election and the objects and

purposes herein stated, are ratified, approved and confirmed. Unless otherwise defined herein, all terms used herein shall have the meanings specified in Section 32-13-103, C.R.S. or Section 1-1-104, C.R.S.

Section 2. Pursuant to TABOR, Article 13 of Title 32, C.R.S., and the Uniform Election Code of 1992, and all laws amendatory thereof and supplemental thereto, the District hereby determines that the District shall take part in the Election, and that the question set forth herein shall be submitted to the registered electors within the geographical boundaries of the District, including all of the registered electors within the area of the boundaries of Adams, Arapahoe, Boulder, and Jefferson Counties, and all of the registered electors within the boundaries of the City and County of Broomfield and the City and County of Denver, and all of the registered electors within Douglas County, excluding the electors within the boundaries of the Town of Castle Rock and the Town of Larkspur.

Section 3. The Board hereby determines that the Clerks shall conduct the Election on behalf of the District and that the City and County of Denver shall be designated the controlling county pursuant to 8 C.C.R.1505-1. The Board authorizes the officers of the District with the assistance of the law firm Icenogle Seaver Pogue, P.C. to enter into one or more intergovernmental agreements with the Clerks pursuant to Section 1-7-116, C.R.S. Any such intergovernmental agreement heretofore entered into in connection with the Election is hereby ratified, approved and confirmed.

Section 4. The Board hereby appoints the Clerk and Recorder for the City and County of Denver as Coordinated Election Official and Designated Election Official (the "Designated Election Official") for purposes of performing acts required or permitted by law in connection with the Election. The Board also appoints Stacie L. Pacheco of Icenogle Seaver Pogue, P.C. as assistant designated election official for purposes of the Election, and Ms. Pacheco shall act as the primary contact with the Clerks and the Designated Election Official.

Section 5. The Board hereby authorizes and directs the officers of the District, the Designated Election Official, and/or the assistant designated election official to certify to the Clerks on or before September 9, 2016, the following question in substantially the form hereinafter set forth as provided by Section 32-13-105(10)(d)(I). Such question shall be submitted to the registered electors of the District at the Election.

SHALL THERE BE AN EXTENSION UNTIL JUNE 30, 2030, OF THE AGGREGATE 0.1 PERCENT SALES AND USE TAXES CURRENTLY LEVIED AND COLLECTED BY THE DENVER METROPOLITAN SCIENTIFIC AND CULTURAL FACILITIES DISTRICT THAT ARE SCHEDULED TO EXPIRE ON JUNE 30, 2018, FOR ASSISTING SCIENTIFIC AND CULTURAL FACILITIES WITHIN THE DISTRICT, WHILE AUTHORIZING THE DISTRICT TO CONTINUE TO COLLECT, RETAIN,

AND SPEND ALL REVENUE GENERATED BY SUCH TAX IN EXCESS OF THE LIMITATION PROVIDED IN ARTICLE X OF SECTION 20 OF THE COLORADO CONSTITUTION AND WHILE MODIFYING THE RATES OF THE THREE INDIVIDUAL SALES AND USE TAXES COLLECTED BY THE DISTRICT AS FOLLOWS: FOR TOTAL ANNUAL REVENUES COLLECTED BY THE DISTRICT UP TO THIRTY-EIGHT MILLION DOLLARS, DECREASING THE .0655 PERCENT SALES AND USE TAX TO .064 PERCENT; INCREASING THE .021 PERCENT SALES AND USE TAX TO .022 PERCENT; AND INCREASING THE .0135 PERCENT SALES AND USE TAX TO .014 PERCENT; AND, FOR TOTAL ANNUAL REVENUES COLLECTED BY THE DISTRICT THAT EXCEED THIRTY-EIGHT MILLION DOLLARS, DECREASING THE .064 PERCENT SALES AND USE TAX TO .057 PERCENT; INCREASING THE .022 PERCENT SALES AND USE TAX TO .026 PERCENT; AND INCREASING THE .014 PERCENT SALES AND USE TAX TO .017 PERCENT?

Section 6. If the question set forth above is approved by the registered electors of the District, the District will continue to levy and collect the aggregate one-tenth of one percent sales and use tax specified in Section 32-13-105(5)(a), C.R.S., as modified pursuant to Section 32-13-105(10)(a), C.R.S., for a period not to exceed twelve years from the date upon which the authority of the District to levy and collect the sales and use taxes is scheduled to expire (i.e., until June 30, 2030). The District's authority to levy such sales and use taxes currently is scheduled to expire on June 30, 2018.

Section 7. Pursuant to Section 32-13-105(10)(d)(II), C.R.S., the ballot title for the question set forth above shall be as follows:

AN EXTENSION UNTIL JUNE 30, 2030, OF THE AGGREGATE 0.1 PERCENT SALES AND USE TAXES CURRENTLY LEVIED AND COLLECTED BY THE DENVER METROPOLITAN SCIENTIFIC AND CULTURAL FACILITIES DISTRICT THAT ARE SCHEDULED TO EXPIRE ON JUNE 30, 2018, FOR ASSISTING SCIENTIFIC AND CULTURAL FACILITIES WITHIN THE DISTRICT, WHILE AUTHORIZING THE DISTRICT TO CONTINUE TO COLLECT, RETAIN, AND SPEND ALL REVENUE GENERATED BY SUCH TAX IN EXCESS OF THE LIMITATION PROVIDED IN ARTICLE X OF SECTION 20 OF THE COLORADO CONSTITUTION AND WHILE MODIFYING THE RATES OF THE THREE INDIVIDUAL SALES AND USE TAXES COLLECTED BY THE DISTRICT AS FOLLOWS: FOR TOTAL ANNUAL REVENUES COLLECTED BY THE DISTRICT UP TO THIRTY-EIGHT MILLION DOLLARS, DECREASING THE .0655 PERCENT SALES AND USE TAX TO .064 PERCENT; INCREASING THE .021 PERCENT SALES AND USE TAX TO .022 PERCENT; AND INCREASING THE .0135 PERCENT SALES AND USE TAX TO .014 PERCENT; AND, FOR TOTAL ANNUAL REVENUES COLLECTED BY THE DISTRICT THAT EXCEED THIRTY-EIGHT MILLION DOLLARS, DECREASING THE .064 PERCENT SALES AND USE TAX TO .057 PERCENT; INCREASING THE .022 PERCENT SALES AND USE TAX TO

.026 PERCENT; AND INCREASING THE .014 PERCENT SALES AND USE TAX TO .017 PERCENT.

Section 8. Pursuant to Section 1-11-203.5, C.R.S., any election contest arising out of a ballot issue or ballot question election concerning the order of the ballot or the form or content of the ballot title shall be commenced by petition filed with the proper court within five days after the title of the ballot issue or ballot question is set.

Section 9. The officers of the District, the Designated Election Official, and the assistant designated election official are authorized and directed to take all action necessary or appropriate to effectuate the provisions of this resolution.

Section 10. All orders, bylaws and resolutions, or parts thereof, in conflict with this resolution, are hereby repealed.

Section 11. 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 26<sup>TH</sup> DAY OF MAY, 2016.



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

(SEAL)

ATTEST:



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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 May 26, 2016.

2. The Resolution was duly moved and seconded and the Resolution was adopted at the meeting of May 26, 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 May 26, 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 26th day of May, 2016.



  
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Lynn Jeffers, Secretary

EXHIBIT A

SCFD BOARD OF DIRECTORS MEETING

Thursday, May 26, 2016

Denver Center for Performing Arts

Helen Bonfils Theatre Complex

1400 Curtis Street, Denver, CO 80202

12:30 p.m. Lunch, 1 p.m. Board meeting



AGENDA

Tabs

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 Denver Center for Performing Arts
3. Approval of Agenda
4. Approval of April 28, 2016 Meeting Board Minutes (1)
5. Reports
  - 5.1 Treasurer (2)
    - 5.1.1 Resolution 16-05 Pertaining to Amended FY 2016 Budget (3)
  - 5.2 Chairman
    - 5.2.1 Resolution 16-06 Pertaining to November 2016 Election (4)
    - 5.2.2 Executive Director Search Committee Update
  - 5.3 Executive Director
6. Tier I 2016 Distribution Certification
  - 6.1 Presentations by Organizations (6 min. per organization)
  - 6.2 Resolution 16-07: Pertaining to 2016 Tier I Budgeted Distributions (5)
7. Public Comment
8. Other Matters (new/old business)
9. Adjournment
  - Documents:
    1. Minutes of April 28, 2016 Board Meeting
    2. Financial Reports: April 2016 Financial Statements and Investment/Deposit Reports
    3. Resolution 16-05: Pertaining to Amended FY 2016 Budget
    4. Resolution 16-06: Pertaining to the November 2016 Election
    5. Resolution 16-07: Pertaining to 2016 Tier I Budgeted Distributions

Next scheduled SCFD Board Meeting:

Thursday, June 23, 2016

Longmont Museum

400 Quail Rd., Longmont, CO 80501

12:30 Board lunch, 1 p.m. Board Meeting

RESOLUTION NO. 16-07

A Resolution of the Scientific and Cultural Facilities District  
Pertaining to 2016 Tier I Formula Funds Distribution

WHEREAS, C.R.S. §§32-13-107(3)(a)(I), (II) and (III) direct the distribution of funds by formula to the Denver Museum of Nature and Science, the Denver Zoo, the Denver Art Museum, the Denver Center for Performing Arts, and the Denver Botanic Gardens, collectively known as Tier I organizations; and

WHEREAS, the Tier I scientific and cultural facilities submitted their annual certification reports and made presentations to the Scientific and Cultural Facilities District Board of Directors on the actual use of the 2015 Formula and Discretionary Funds and proposed use of the 2016 Formula Funds; and

WHEREAS, the Tier I organizations have demonstrated compliance with SCFD statutory requirements and reporting requirements established by the Board; and

WHEREAS, upon passing Resolution 15-19B Pertaining to Distribution of Statutory Discretionary Funds Pursuant to C.R.S. §32-13-107(3), the Board of Directors exercised its statutory authority to reduce the percentage of funds distributed as discretionary from five percent to zero percent for a period of five years commencing in 2016, and thereby increasing to one hundred percent the funds distributed according to statutory formula; and

WHEREAS, C.R.S. §32-13-107(3) was amended by the Colorado General Assembly to permit the Scientific and Cultural Facilities District Board of Directors, upon passage of SB 16-16 on April 29, 2016, to begin deducting from the sales and use tax collections up to 1.5% to cover costs incurred by the District for the administration of such proceeds, and to distribute the remaining proceeds from the sales and use tax collections to scientific and cultural facilities in accordance with C.R.S. §§32-13-107(3)(a), (b) and (c), effective May 1, 2016;

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

Section 1. To authorize the distribution of \$34,641,780<sup>1</sup> in collected sales and use tax in the following distribution pursuant to the amended 2016 SCFD budget and revenue:

Organization	% of Tier I Revenue	Total Revenue
DMNS	25.00%	\$8,660,445
ZOO	24.24%	\$8,397,167
DAM	20.83%	\$7,215,883
DCPA	18.18%	\$6,297,876
DBG	11.75%	\$4,090,409
TOTAL	100%	\$34,641,780

<sup>1</sup> Distributions are based on SCFD Board budgeted revenue and may be modified in accordance with actual revenue collected. Total budgeted 2016 Revenue = \$54,500,000 - \$500,000 adjustment for loss of fuel tax revenue effective 7/1/2016 = \$54,000,000. \$38,000,000 - \$510,870 (.75%/1.5% for admin.) = \$37,489,130 in distributable funds up to \$38M. \$37,489,130 x .655 = \$24,555,380. Above \$38M: \$16,000,000 - \$240,000 (1.5% for admin.) = \$15,760,000 x .64 = \$10,086,400 in distributable funds over \$38M. Total Tier I funds = \$34,641,780.

Introduced and approved at a regular meeting of the Board of Directors of the Scientific and Cultural Facilities District, the 26<sup>th</sup> day of May, 2016.

*Don*  
Chairman

ATTEST:

*Susan Jeffers*  
Secretary



RESOLUTION NO. 16-08

A Resolution of the Scientific and Cultural Facilities District  
Pertaining to Acceptance and Approval of the Fiscal Year 2015 Audit

WHEREAS, the Scientific and Cultural Facilities District completed the Fiscal Year 2015 Audit as required by Colorado Local Government statute C.R.S. §29-1-603 (2015).

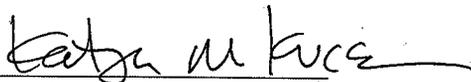
THEREFORE BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE SCIENTIFIC AND CULTURAL FACILITIES DISTRICT AS FOLLOWS:

Section 1. To accept and approve the Fiscal Year 2015 Audit as presented by CliftonLarsonAllen LLP.

Section 2. To adjust the board-approved 2016 budget beginning general fund balance from \$338,010 to \$350,801 in accordance with the audited fund balance as of December 31, 2015.

Section 3. To adjust the amount of committed funds for Fiscal Year 2016 operating reserves to \$274,895 based on current board policy, which is up to 6 months of the prior year's audited operating expenditures.

Introduced and approved at a regular meeting of the Board of Directors of the Scientific and Cultural Facilities District, the 23rd day of June, 2016.



Vice Chair

ATTEST:

  
Secretary



RESOLUTION NO. 16-09

**A Resolution of the Scientific and Cultural Facilities District  
Pertaining to Organizations Qualifying for 2016 Tier II Funds**

WHEREAS, 28 organizations submitted qualification applications by the May 27, 2016 deadline to the Scientific and Cultural Facilities District for 2016 funding as specified under CRS §32-13-107(3)(b); and

WHEREAS, each organization submitted by the July 8, 2016 deadline the required certification report for 2015 covering the previous year's distributions as required by the District; and

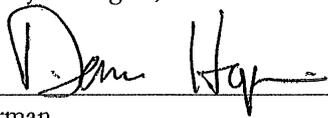
WHEREAS, each organization below has met statutory criteria for SCFD eligibility to receive the funds as described in CRS §32-13-107(3)(b).

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

Section 1. To approve the scheduled distribution of funds as set forth in the table below. This schedule of board approved, budgeted 2016 distributions is subject to modification based upon actual revenue collected.

Organization		Total Funds
Arvada Center for the Arts and Humanities	\$	1,053,500.97
Central City Opera	\$	336,727.50
Cherry Creek Arts Festival	\$	93,690.39
Children's Museum of Denver at Marsico Campus	\$	845,390.81
City of Aurora Cultural Services Division	\$	280,016.57
City of Lone Tree Cultural and Community Services Division	\$	229,508.58
Clyfford Still Museum	\$	265,966.41
Colorado Ballet	\$	657,295.61
Colorado Chautauqua Association	\$	655,072.99
Colorado Children's Chorale	\$	161,049.50
Colorado Mountain Club	\$	223,747.90
Colorado Music Festival & Center for Musical Arts	\$	165,290.63
Colorado Railroad Museum	\$	291,900.80
Colorado Symphony Association	\$	1,104,666.67
Dairy Center for the Arts	\$	220,209.85
Denver Film Society	\$	476,684.75
Etown	\$	166,696.78
Hudson Gardens and Event Center	\$	373,264.71
Lakewood Heritage, Culture & the Arts	\$	288,748.31
Lion Global Foundation dba Mizel Museum	\$	246,756.59
Mizel Arts and Culture Center	\$	339,902.67
Museum of Contemporary Art Denver	\$	256,758.40
Opera Colorado	\$	229,043.64
Rocky Mountain Bird Observatory	\$	311,065.26
Rocky Mountain Butterfly Consortium	\$	772,021.55
Swallow Hill Music Association	\$	613,206.01
Town of Parker Cultural Department	\$	366,812.30
Wings Over the Rockies Air & Space Museum	\$	314,920.84
	\$	11,339,917.00

Introduced and approved at a regular meeting of the Board of Directors of the Scientific and Cultural Facilities District, the 25th day of August, 2016.



Chairman



Secretary



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:

\_\_\_\_\_  
Suzanne Jeffers  
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.



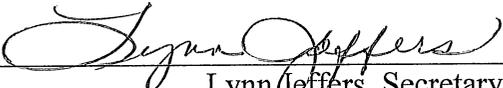
  
Lynn Jeffers, Secretary

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**

RESOLUTION NO. 16-11

**A Resolution of the Denver Metropolitan Scientific and Cultural Facilities District in Support of Ballot Issue 4B**

WHEREAS, since its creation by voters in 1988, the Denver Metropolitan Scientific and Cultural Facilities District (the "District") has distributed funds from a 1/10 of 1% sales and use tax to scientific and cultural facilities throughout the seven counties that comprise the District; and

WHEREAS, the sales and use tax proceeds support scientific and cultural facilities whose primary purpose is the advancement and preservation of zoology, botany, natural history, cultural history, art, music, theater, or dance; and

WHEREAS, it is estimated that during the 2016 fiscal year, the District will distribute over \$50,000,000 to support scientific and cultural facilities throughout the District; and

WHEREAS, the District's authority to collect and distribute the sales and use tax is scheduled to expire on June 30, 2018; and

WHEREAS, Ballot Issue 4B, which will be submitted to the registered electors within the geographical boundaries of the District this November, extends the sales and use tax currently levied and collected by the District until June 30, 2030; and

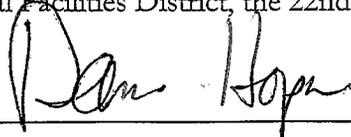
WHEREAS, Ballot Issue 4B extends an expiring tax and is not a new tax; and

WHEREAS, passage of Ballot Issue 4B will allow the District to continue distributing funds to scientific and cultural facilities throughout the District; and

WHEREAS, scientific and cultural facilities are vital to the cultural and intellectual lives of the District's residents and are an important factor to Colorado's economic well-being; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE DENVER METROPOLITAN SCIENTIFIC AND CULTURAL FACILITIES DISTRICT that the Board declares its strongest possible support for Ballot Issue 4B and expresses its belief that passage of Ballot Issue 4B is vitally important to the preservation and development of scientific and cultural facilities throughout the District, the cultural and intellectual lives of the District's residents its residents, and the State of Colorado.

Introduced and approved at a regular meeting of the Board of Directors of the Scientific and Cultural Facilities District, the 22nd day of September, 2016.



Chair



ATTEST



RESOLUTION NO. 16-12

**A Resolution of the Scientific and Cultural Facilities District  
Pertaining to Distribution of 2016 Tier III Formula & Discretionary Funds**

WHEREAS, Tier III eligible organizations have submitted grant applications in compliance with C.R.S. §32-13-107(3)(c)(I)(A), (B) and (C); and

WHEREAS, the County Cultural Councils have prepared their annual funding plans in accordance with C.R.S. §32-13-107(3)(c)(II); and

WHEREAS, the County Commissioners in Adams, Arapahoe, Boulder, Douglas and Jefferson Counties and the City Councils in Broomfield and Denver Counties have adopted resolutions approving their respective County Cultural Councils' annual funding plans prior to submission of the funding plans to the District Board of Directors; and

WHEREAS, C.R.S. §32-13-107(3)(c)(II) authorizes the District Board of Directors to approve the 2016 annual funding plans submitted pursuant to statute;

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

Section 1. To approve the distribution of funds as set forth in the annual funding plans pending the fulfillment by each organization of any outstanding obligations, eligibility requirements, restrictions or advisements.

Section 2. To distribute per each county annual funding plan, excluding any unallocated rollover or carry forward funds noted on its annual funding plan, the amounts specified below:

Adams	\$1,134,364.59
Arapahoe	\$1,589,604.38
Boulder	\$ 724,823.60
Broomfield	\$ 169,141.30
Denver	\$2,184,674.00
Douglas	\$ 630,257.08
<u>Jefferson</u>	<u>\$1,216,338.67</u>
Total	\$7,649,203.62

Introduced and approved at a regular meeting of the Board of Directors of the Scientific and Cultural Facilities District, the 22nd day of September, 2016.

*Dea*

Chair

ATTEST:

*Katy M. W...*



RESOLUTION NO. 16-13

**A Resolution of the Scientific and Cultural Facilities District  
Pertaining to Fiscal Year 2017 Expenditures and Revenues for the General and Expendable  
Trust Funds and Adopting the 2017 Budget**

WHEREAS, the Board of Directors of the Scientific and Cultural Facilities District, pursuant to C.R.S. §29-1-105, has appointed Peg Long, Executive Director, to prepare and submit a proposed budget to said governing body at the proper time; and

WHEREAS, Ms. Long submitted a proposed budget to this governing body on September 22, 2016 for its consideration; and

WHEREAS, upon due and proper notice, published and posted in accordance with C.R.S. §29-1-106, said proposed budget was open for inspection by the public at the SCFD office, a public hearing was held on October 27, 2016, and interested taxpayers were given the opportunity to inspect the proposed budget and file or register any objections to said proposed budget, and;

WHEREAS, whatever increases may have been made in the expenditures, like increases were added to the revenues or planned to be expended from reserves/fund balances so that the budget remains in balance, as required by law.

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

Section 1. That the budget as submitted, amended, and summarized by fund, is hereby approved and adopted as the budget of the Scientific and Cultural Facilities District for the year stated above.

Section 2. That the budget hereby approved and adopted shall be signed by the Chairman and Treasurer and made a part of the public records of the District.

Introduced and Approved at a regular meeting of the Board of Directors of the Scientific and Cultural Facilities District, the 27th day of October, 2016.

  
\_\_\_\_\_  
Chair

ATTEST:

  
\_\_\_\_\_  
Secretary

