

**RESOLUTION NO. 17-01**

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

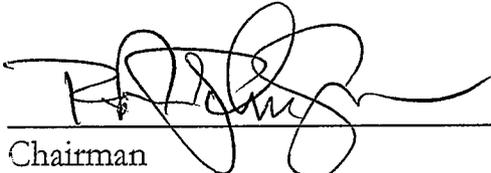
WHEREAS, pursuant to C.R.S. §24-6-402(2)(c), the Scientific and Cultural Facilities District (SCFD) is required to announce at its first meeting of the year where it posts public notices of SCFD board meetings.

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

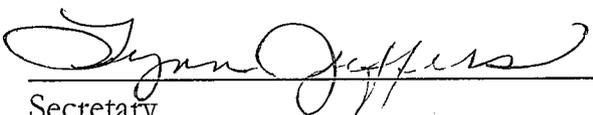
Section 1. The SCFD will post its public meeting notices at least 24 hours before the meeting at the following sites:

- 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 and media 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 26th day of January, 2017.

  
Chairman

ATTEST:

  
Secretary



RESOLUTION NO. 17-02

A Resolution of the Scientific and Cultural Facilities District  
Pertaining to Defining Literary Arts

WHEREAS, Commencing January 1, 2017, C.R.S. §32-13-103(4) defines cultural facility as an organization that is a 501(c)(3) nonprofit or an agency of local government with the “*primary purpose* of enlightening and entertaining the *public* through the production, presentation, exhibition, advancement or preservation of visual arts, performing arts or cultural history, as such terms are defined by the board;” and

WHEREAS, C.R.S. §32-13-107(b)(I)(D) requires that to receive such funds an organization “shall have been in existence, operating and *providing service to the public*. . .” for a period of five or seven years, depending on the statutory requirements; and

WHEREAS, C.R.S. §32-13-107(3)(b)(I)(B) requires that “any such facility shall have its principal office within the district, shall conduct the majority of its activities within the state of Colorado, and shall *principally benefit the residents of the district*; and

WHEREAS, C.R.S. §32-13-106(2)(k) requires that to receive SCFD funds, an organization must demonstrate its “financial and organizational capacity to expend tax dollars *to serve the public* and achieve the mission of the organization;” and

WHEREAS, C.R.S. §32-13-106(2)(d) authorizes the SCFD Board of Directors to engage staff to assist the Board in its duties and develop such procedures and instructions to implement board policy as authorized by the SCFD statute; and

WHEREAS, SCFD staff convened a representative group of SCFD recipient literary arts organizations and individuals to develop a proposed definition of literary arts that meets the above statutory criteria and has vetted that definition with a broader group of organizations to develop a definition that reflects current and potential future programming and activities that are based in the literary arts; and

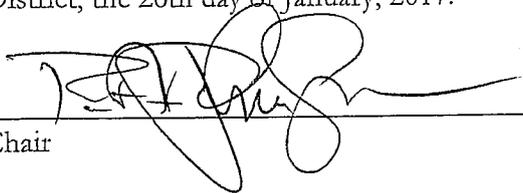
WHEREAS, The Board of Directors issued public notice of this proposed policymaking process and afforded an opportunity for public comment at its regular monthly board meeting on January 26, 2017;

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

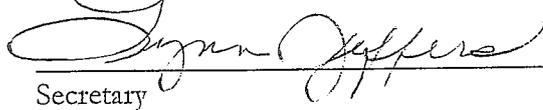
Section 1. The SCFD Board of Directors hereby adopts the following definition of literary arts for eligibility purposes pursuant to C.R.S. §§32-13-107(3)(b)(I)(A) and 32-13-107(3)(c)(I)(A).

The Literary Arts are original and imaginative writings that express emotional, psychological, intellectual, and spiritual insights. They connect people with one another in diverse and meaningful ways, such that the public is entertained and inspired. The Literary Arts encompass a wide range of mediums, both written and spoken, and may serve as elements in creative productions including, but not limited to, stage plays, readings, performances, films, digital media, and collaborations with other art forms.

Introduced and approved at a regular meeting of the Board of Directors of the Scientific and Cultural Facilities District, the 26th day of January, 2017.

  
\_\_\_\_\_  
Chair

ATTEST:

  
\_\_\_\_\_  
Secretary



**RESOLUTION NO. 17-03**

**A Resolution of the Scientific and Cultural Facilities District  
Pertaining to Adopting a Board Cultural Equity, Diversity and Inclusion Policy  
Pursuant to C.R.S. §32-13-106(2)**

WHEREAS, Pursuant to C.R.S., §32-13-106(2), the Board of Directors has various powers and duties including, but not limited to, the authority “to adopt and amend rules of procedure,” (2)(b); “to administer and use moneys collected to pursuant to section 32-13-107 in accordance with the guidelines specified in section 32-13-107(3),” (2)(h); “to develop reporting and review requirements governing receipt and expenditure of tax district funds,” (2)(i); and to consider the applicant’s capacity to expend tax dollars to serve the public and achieve the mission of the organization (2)(k); and

WHEREAS, Since SCFD’s inception in 1988, the Denver metropolitan population has grown more than 70%, from 1.8 million to 3.1 million. Over this same time, the region’s residents have become far more diverse. This will likely continue as Colorado attracts more and more residents; and

WHEREAS, As trustees of public funds, the SCFD Board of Directors considers as one of its responsibilities to serve all District residents by encouraging and promoting scientific and cultural programs that are welcoming, engaging, and personally meaningful; and

WHEREAS, The SCFD Board of Directors is committed to identifying and supporting efforts to strengthen and support diverse organizations and diverse programming to encourage cultural opportunities for all district residents, including members of historically or currently underserved or marginalized people or groups that include race, ethnicity, gender; those who are differently abled, LGBTQ, veterans, geographically underserved, socio-economically disadvantaged; technologically disadvantaged, and people of all ages; and

WHEREAS, The SCFD Board of Directors recognizes its own responsibilities in achieving these goals and the need to examine and evaluate its administrative practices and policies, identify any barriers, and support cultural organizations in fulfilling these obligations to District residents; and

WHEREAS, In March 2016 the SCFD Board of Directors passed Resolution 16-03, which stated that one determinant of both collective and individual organizational capacity is the ability to serve diverse and underserved populations within the District, and instituted grant and certification report questions regarding each organization’s activities towards these goals; and

WHEREAS, The SCFD Board of Directors desires to further express these values through its statutory powers and duties which include adoption and implementation of a cultural equity, diversity and inclusion (EDI) policy that will benefit all residents of the District;

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

Section 1. Cultural equity, diversity and inclusion should be nurtured, advanced and protected.

Section 2. The SCFD Board of Directors shall initiate an internal review or cultural audit of its own current administrative policies and practices within the SCFD administration and seek

recommendations for changes or modifications regarding SCFD policies, practices and procedures that support cultural equity, diversity and inclusion, as well as cultural awareness and sensitivity, and that support SCFD's fiduciary duties to the public.

Section 3. The SCFD Board of Directors shall provide substantive learning opportunities for SCFD board members and staff to develop and demonstrate cultural awareness through SCFD practices, policies, and communications.

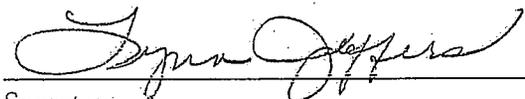
Section 4. The SCFD Board and staff shall model Equity, Diversity and Inclusion (EDI) through actions, service, partnerships and systemic change.

Section 5. The SCFD Board of Directors shall identify specific steps and actions to achieve its goal of establishing and improving its own cultural equity and awareness, and shall regularly evaluate its progress.

Introduced and approved at a regular meeting of the Board of Directors of the Scientific and Cultural Facilities District, the 26th day of January, 2017.

  
Chair

ATTEST:

  
Secretary



**RESOLUTION NO. 17-04**

A Resolution of the Scientific and Cultural Facilities District  
Pertaining to Adjustment of the Appropriation and Distribution of 2016 Revenue Collected

WHEREAS, pursuant to Resolution 16-05 Pertaining to the fiscal year 2016 amended SCFD budget, the Scientific and Cultural Facilities District (SCFD) had projected and budgeted \$54,000,000 in 2016 sales and use tax revenue, but now in fact actual sales and use tax revenue of \$56,607,566 was collected through December 2016; and

WHEREAS, SCFD must appropriate \$2,607,566 in funds collected above funds budgeted, of which \$2,570,472 represent funds for distribution and \$37,094 represent funds for administration; and

WHEREAS, SCFD had budgeted 2016 revenue of \$34,641,780 for Tier I; \$11,339,917 for Tier II; and \$7,267,433 for Tier III; and \$750,870 for administration; and

WHEREAS, based on the distribution formulas in C.R.S. §32-13-107(3)(a), (b) and (c), and the actual 2016 revenue collected, the SCFD board will distribute a total of \$36,286,913 for Tier I funds; \$11,905,401 for Tier II funds; and \$7,627,289 for Tier III funds; and \$787,963 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 2016 appropriated funds as reflected in the tables below.

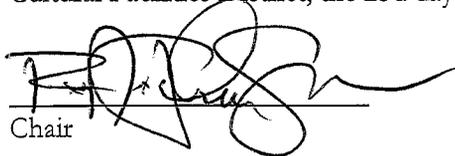
**Expendable Trust/Distribution Account:**

	Total
Tier I	\$36,286,913
Tier II	\$11,905,401
Tier III	\$7,627,289
Total	\$55,819,603

**Administration/Operating Account:**

Total	\$787,963
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Introduced and approved at a regular meeting of the Board of Directors of the Scientific and Cultural Facilities District, the 23d day of February, 2017.

  
Chair

ATTEST:

  
Secretary



**RESOLUTION NO. 17-05**

**A Resolution of the Scientific and Cultural Facilities District  
Pertaining to Arts Funding for FY 2017 Federal Appropriations**

**WHEREAS**, the arts, culture, humanities, and museums are critical to the quality of life and prosperity of America's cities; and

**WHEREAS**, the National Endowment for the Arts (NEA), National Endowment for the Humanities (NEH), and the Office of Museum Services (OMS) within the Institute of Museum and Library Services (IMLS) are the primary federal agencies that provide federal funding for the arts, cultural, humanities and museum programs, activities, and efforts in the cities and states of America; and

**WHEREAS**, the NEA's and the NEH's 50-plus years of promoting cultural heritage and vitality throughout the nation has built a cultural infrastructure in this nation of arts and humanities agencies in every state, more than 95,000 nonprofit arts organizations, and 4,500 local arts agencies in cities throughout the country; and

**WHEREAS**, federal arts funding leverages on average more than nine times in matching funds from state and local governments, private foundations, corporations and individuals in communities across the nation to support the highest quality cultural programs in the nation; and

**WHEREAS**, the U.S. Bureau of Economic Analysis (BEA) through their "Arts and Cultural Production Satellite Account" calculates the arts and culture sector's contributions to U.S. gross domestic product (GDP) at 4.2 percent or \$730 billion; and

**WHEREAS**, federal arts funding to cities, towns and states has helped stimulate the growth of local arts agencies in America's cities and counties with \$795 million annually in *local government* funding, \$360 million in *state government* funding to the arts, \$148 million each in *federal government* funding for the NEA and NEH and \$31.3 million for museums within IMLS, and \$17.23 billion in *private giving* to the arts, culture and humanities; and

**WHEREAS**, federal funding for cultural activities stimulates local economies and improves the quality of civic life throughout the country, the NEA, NEH and IMLS support programs, such as the Mayors' Institute on City Design (MICD) which enhances community development, promotes cultural planning, stimulates business development, spurs urban renewal, attracts new businesses, draws significant cultural tourism dollars, and improves the overall quality of life in our cities and towns; and

**WHEREAS**, federal funding for cultural activities is essential to promote full access to and participation in exhibits, performances, arts education and other cultural events regardless of family income; and

**WHEREAS**, the NEA plays a very important role in developing partnerships with other federal agencies such as HUD, Defense, Education and Transportation, to open new channels for arts organizations to work with all aspects of government; and

**WHEREAS**, the NEA is a critical source of funding for Colorado non-profit arts organizations, individuals, and Creative Districts; and

**WHEREAS**, in 2015 and 2016, 459 organizations, individuals, and Creative Districts throughout Colorado benefited from NEA grants; and

**WHEREAS**, the impact of NEA funding in Colorado in 2016 including funding to Colorado Creative Industries' through the NEA/CCI Partnership Agreement (the required state match), and NEA direct grants to arts organizations in 2016 was \$3,148,600; and

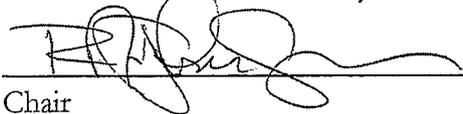
**WHEREAS**, Federal funding for the arts ensures that the arts remain equitable and for all people. In 2016 the National Endowment for the Arts invested more than \$1.2 million dollars in organizations from the SCFD District.

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

The Scientific and Cultural Facilities District declares its support of the National Endowment for the Arts, National Endowment for the Humanities, and the Office of Museum Services within the Institute of Museum and Library Services and calls upon Congress to support these agencies in the FY 2017 federal appropriations bills at least \$155 million each for the NEA and NEH, and \$38.6 million for museums within the IMLS to serve arts organizations of all sizes in communities across the country; and

**BE IT FURTHER RESOLVED**, that The Scientific and Cultural Facilities District calls on the federal government to invest in nonprofit arts organizations through local arts agencies as a catalyst to generate economic impact, create jobs, stimulate business development, spur urban renewal, attract tourists and area residents to community activities, and to improve the overall quality of life in America's cities.

Introduced and approved at a regular meeting of the Board of Directors of the Scientific and Cultural Facilities District, the 23<sup>rd</sup> day of March, 2017.

  
Chair

ATTEST:  
  
Secretary



RESOLUTION NO. 17-06

A Resolution of the Scientific and Cultural Facilities District  
Pertaining to 2017 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 2017 budgeted sales and use tax revenues is \$7,124,450, less each county's proportional share of a 10% contingency reserve of \$712,445, for a total of \$6,412,005; and

WHEREAS, the total amount available for 2017 distribution includes county-specific adjustments totaling \$985,408.

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 \$7,397,412.71 in Tier III funds in the following manner:

County	2016 Sales & Use Tax %	Share of 2017 Budgeted Funds*	County-Specific Adjustments**	Total Budgeted 2017 Funds for Distribution
Adams	14.7570 %	\$946,217.90	\$164,009.91	\$1,110,227.81
Arapahoe	20.1093 %	\$1,289,410.75	\$184,664.72	\$1,474,075.47
Boulder	9.5851 %	\$614,595.70	\$103,541.24	\$718,136.94
Broomfield	2.1015 %	\$134,745.23	\$12,518.78	\$147,264.01
Denver	29.2643 %	\$1,876,429.57	\$263,226.05	\$2,139,655.62
Douglas	8.4157 %	\$539,616.27	\$88,174.14	\$627,790.41
Jefferson	15.7671 %	\$1,010,989.59	\$169,272.86	\$1,180,262.45
Total	100.0000%	\$6,412,005.01	\$985,407.70	\$7,397,412.71

\*Reflects each county's proportional share of the budgeted \$7,124,450 in 2017 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.

Introduced and approved at a regular meeting of the Board of Directors of the Scientific and Cultural Facilities District, the 27<sup>th</sup> day of April, 2017.

Chair

ATTEST:

Secretary



**A Resolution of the Scientific and Cultural Facilities District  
Pertaining to Defining Tier II Regional Service and Impact**

WHEREAS, the enabling legislation creating the Scientific and Cultural Facilities District, C.R.S. §§32-13.101-112 describes the public origin of the funds to be distributed and the public expectations for their use, as emphasized by the bolded language herein; and

WHEREAS, C.R.S. §32-13-107(3)(b)(I)(A) requires that to be eligible for SCFD Tier II funds, an organization must be a 501(c)(3) nonprofit and have as its **primary purpose** “of enlightening and entertaining the **public** through the production, presentation, exhibition, advancement or preservation of visual arts, performing arts, cultural history, natural history, or natural sciences including earth, life, or physical sciences, as such terms are defined by the board, or shall be an agency of local government that has such primary purpose”; and

WHEREAS, C.R.S. §32-13-107(3)(b)(I)(B) requires that “any such facility shall have its principal office within the district, shall conduct the majority of its activities within the state of Colorado, and shall **principally benefit the residents of the district**; and

WHEREAS, C.R.S. §32-13-107(3)(b)(I)(B) also requires that “any such facility shall demonstrate its **regional service and impact according to criteria established by the board**”; and

WHEREAS, the SCFD Board of directors voted to define “region” as the State of Colorado at their March 23<sup>rd</sup> regular monthly Board of Directors meeting; and

WHEREAS, C.R.S. §32-13-104 states “The area comprising the district shall consist of all of the area with the boundaries of the counties of Adams, Arapahoe, Boulder, and Jefferson, all of the area within the boundaries of the city and county of Broomfield and the city and county of Denver, and all of the area within the county of Douglas; except that the area within the boundaries of the town of Castle Rock and the area within the boundaries of the town of Larkspur in the county of Douglas shall not be included in the district”; and

WHEREAS, Tier II funding distributions are comprised of sales and use tax revenue collected in all seven counties of the District; and

WHEREAS, §32-13-106(2)(d) authorizes the SCFD Board of Directors to engage staff to assist the Board in its duties and develop such procedures and instructions to implement board policy; and

WHEREAS, SCFD staff conducted a series of surveys, discussions, and meetings with all current Tier II organizations to provide feedback and consensus on meeting a regional requirement; and

WHEREAS, SCFD issued notice to all Tier II organizations of this proposed policymaking process and afforded an opportunity for public comment at its regular monthly board meetings on March 23<sup>rd</sup>, April 27<sup>th</sup> and May 25<sup>th</sup>, 2017;

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

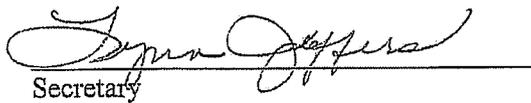
Section 1. Commencing in distribution year 2019, for purposes of Tier II Qualification, all organizations must meet the following regional criteria:

To determine regional service and impact, at least 15% of an organization's total Colorado attendance must be comprised of individuals residing outside the organization's home county. Should an organization fall below the threshold, a three-year rolling average will apply.

Introduced and approved at a regular meeting of the Board of Directors of the Scientific and Cultural Facilities District, the 25<sup>th</sup> day of May 2017.

  
Chair

ATTEST:

  
Secretary



**A Resolution of the Scientific and Cultural Facilities District  
Pertaining to 2017 Tier I Budgeted 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 2016 Funds and proposed use of the 2017 Funds; and

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

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 \$33,948,050<sup>1</sup> in collected sales and use tax in the following distribution pursuant to the 2017 SCFD budget and revenue:

Organization	% of Tier I Revenue	Total Revenue
DMNS	25.00%	\$8,487,012.50
ZOO	24.24%	\$8,229,007.32
DAM	20.83%	\$7,071,378.82
DCPA	18.18%	\$6,171,755.49
DBG	11.75%	\$3,988,895.88
TOTAL	100%	\$33,948,050.00

Introduced and approved at a regular meeting of the Board of Directors of the Scientific and Cultural Facilities District, the 25<sup>th</sup> day of May 2017.

  
Chairman

ATTEST:

  
Secretary



<sup>1</sup> Distributions are based on SCFD Board budgeted revenue and may be modified in accordance with actual revenue collected and actual 2016 election costs billed to SCFD from the counties. Total budgeted 2017 Revenue = \$54,000,000. \$38,000,000 - \$570,000 (1.5% for admin.) - \$1,000,000 (est. election costs) = \$36,430,000 in distributable funds up to \$38M. \$6,430,000 x .655 = \$23,861,650. 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 = \$33,948,050.

RESOLUTION NO. 17-09

**A Resolution of the Scientific and Cultural Facilities District  
Pertaining to Amending District Financial Operations and Committed Operating Reserve Policy**

WHEREAS, C.R.S. §32-13-106 (2)(b) authorizes the Board of Directors of the Scientific and Cultural Facilities District (the "District") to adopt and amend rules of procedure; and

WHEREAS, according to the Governmental Accounting Standards Board (GASB) Statement 54, the Board of Directors has the authority to define financial policy concerning the retention and expenditure of committed funds; and

WHEREAS, the Board of Directors' adopted Financial Operations Policy, in regard to operating reserves, currently states that "all excess general fund operating revenues existing at fiscal year's end be designated as follows: 1) an amount not to exceed six months' of the prior year's expenses be committed for operating reserves; and 2) the remainder funds to be unassigned"; and

WHEREAS, the Board of Directors wishes to clarify its committed operating reserve by amending its Financial Operations Policy.

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

Section 1. To require that all excess general fund operating revenues existing at fiscal year's end be designated as follows: 1) an amount not to exceed six months of the prior year's expenses, **exclusive of election costs incurred for reauthorization of District's sales and use tax**, be committed for operating reserves; and 2) the remainder funds to be unassigned. The order of spending reserves shall be first the unassigned reserves and then the funds committed to six months of operating reserves.

Introduced and approved at a regular meeting of the Board of Directors of the Scientific and Cultural Facilities District, the 22nd day of June, 2017.

  
Chair

ATTEST:

  
Secretary

RESOLUTION NO. 17-10

**A Resolution of the Scientific and Cultural Facilities District  
Pertaining to Acceptance and Approval of the Fiscal Year 2016 Audit**

WHEREAS, the Scientific and Cultural Facilities District completed the Fiscal Year 2016 Audit as required by Colorado Local Government statute C.R.S. §29-1-603 (2015);

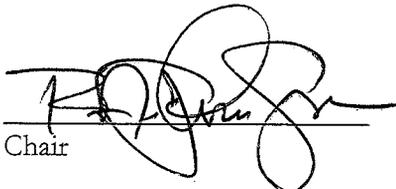
THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE SCIENTIFIC AND CULTURAL FACILITIES DISTRICT AS FOLLOWS:

Section 1. To accept and approve the Fiscal Year 2016 Audit as presented by CliftonLarsonAllen LLP.

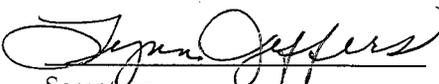
Section 2. To adjust the board-approved 2017 budget beginning general fund balance from \$350,801 to (\$342,737) in accordance with the audited fund balance as of December 31, 2016.

Section 3. To adjust the amount of committed funds for Fiscal Year 2017 operating reserves to \$323,549 based on current board policy, which is no more than 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 22nd day of June, 2017.

  
Chair

ATTEST:

  
Secretary

RESOLUTION NO. 17-11

**A Resolution of the Scientific and Cultural Facilities District  
Pertaining to Organizations Qualifying for 2017 Tier II Funds**

WHEREAS, 27 organizations submitted qualification applications by the May 26, 2017 deadline to the Scientific and Cultural Facilities District for 2017 funding as specified under CRS §32-13-107(3)(b); and

WHEREAS, each organization submitted by the July 7, 2017 deadline its annual certification report and made a presentation to the Scientific and Cultural Facilities District Board of Directors on the actual use of the 2016 SCFD funds and proposed use of the 2017 SCFD funds 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 2017 distributions is subject to modification based upon actual revenue collected.

Organization	Total Funds
Arvada Center for the Arts and Humanities	\$ 933,603.18
Central City Opera	\$ 305,686.78
Cherry Creek Arts Festival	\$ 87,817.13
Children's Museum of Denver	\$ 1,196,042.89
City of Aurora Cultural Services Division	\$ 267,320.29
City of Lone Tree Cultural and Community Services Division	\$ 187,274.29
Clyfford Still Museum	\$ 250,833.04
Colorado Ballet	\$ 695,255.10
Colorado Chautauqua Association	\$ 636,754.81
Colorado Children's Chorale	\$ 158,435.49
Colorado Mountain Club	\$ 224,995.97
Colorado Music Festival & Center for Musical Arts	\$ 146,695.41
Colorado Railroad Museum	\$ 274,891.31
Colorado Symphony Association	\$ 1,132,183.97
Denver Film Society	\$ 459,119.40
Etown	\$ 144,683.15
Hudson Gardens and Event Center	\$ 351,324.12
Lakewood Heritage, Culture & the Arts	\$ 298,071.29
Lion Global Foundation dba Mizel Museum	\$ 281,395.04
Mizel Arts and Culture Center	\$ 310,289.43
Museum of Contemporary Art Denver	\$ 237,692.15
Opera Colorado	\$ 242,517.15
Rocky Mountain Bird Observatory	\$ 295,436.45
Rocky Mountain Butterfly Consortium	\$ 733,332.54
Swallow Hill Music Association	\$ 560,855.64
Town of Parker Cultural Department	\$ 375,604.74
Wings Over the Rockies Air & Space Museum	\$ 329,389.29
	\$ 11,117,500.00

Introduced and approved at a regular meeting of the Board of Directors of the Scientific and Cultural Facilities District, the 24th day of August, 2017.



Chairman



Secretary



RESOLUTION NO. 17-12

**A Resolution of the Scientific and Cultural Facilities District  
Pertaining to Distribution of 2017 Tier III 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 2017 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	\$1,111,734.52
Arapahoe	\$1,488,307.47
Boulder	\$ 718,136.94
Broomfield	\$ 147,264.01
Denver	\$2,032,669.00
Douglas	\$ 637,790.41
<u>Jefferson</u>	<u>\$1,195,082.88</u>
<b>Total</b>	<b>\$7,330,985.23</b>

Introduced and approved at a regular meeting of the Board of Directors of the Scientific and Cultural Facilities District, the 28th day of September 2017.

Chair

ATTEST:



RESOLUTION NO. 17-13

**A Resolution of the Scientific and Cultural Facilities District  
Pertaining to Fiscal Year 2018 Expenditures and Revenues for the General and Expendable  
Trust Funds and Adopting the 2018 Budget**

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

WHEREAS, Ms. Jordy submitted a proposed budget to this governing body on September 28, 2017 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 26, 2017, 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 26th day of October, 2017.

  
Chair

ATTEST:

  
Treasurer



**A Resolution of the Scientific and Cultural Facilities District  
Pertaining to Weighting of Tier II Funding Formula Factors**

WHEREAS, the enabling legislation creating the Scientific and Cultural Facilities District (SCFD), C.R.S. §32-13-101 et seq. (32-13-101 et seq.) describes the public origin of the funds to be distributed and the public expectations for their use, as emphasized by the bolded language herein; and

WHEREAS, C.R.S. §32-13-107(3)(b)(I)(A) requires that to be eligible for SCFD Tier II funds, an organization must be a 501(c)(3) nonprofit with a “**primary purpose** of enlightening and entertaining the **public** through the production, presentation, exhibition, advancement or preservation of visual arts, performing arts, cultural history, natural history, or natural sciences including earth, life, or physical sciences, as such terms are defined by the board, or shall be an agency of local government that has such primary purpose”; and

WHEREAS, C.R.S. §32-13-107(3)(b)(I)(B) requires that “any such facility shall have its principal office within the district, shall conduct the majority of its activities within the state of Colorado, and shall **principally benefit the residents of the district**”; and

WHEREAS, C.R.S. §32-13-107(3)(b)(II)(A) historically equally weighted the Tier II funding formula on two factors; annual operating income and annual paid attendance; and

WHEREAS, C.R.S. §32-13-107(3)(b)(II)(A) was modified during the 2016 legislative session, stating Tier II distributions “shall be based upon a formula to be applied annually that gives a specific weight to the annual operating income of such facilities, the annual paid attendance at such facilities, and the **annual documented free attendance** at such facilities. The board shall determine the weight to be given to each factor, and such determination shall be binding on the board.”; and

WHEREAS, the SCFD Board of Directors is committed to expanding access to arts, culture, and science programming; and

WHEREAS, the Board encourages SCFD organizations to offer opportunities for free attendance which will help meet the goal of broadening access to all residents of the district, particularly traditionally underserved communities; and

WHEREAS, including documented free attendance as part of the formula for determining the funding for Tier II organizations will encourage and support those organizations offering free attendance opportunities; and

WHEREAS, C.R.S. §32-13-106(2)(d) authorizes the SCFD Board of Directors to engage staff to assist the Board in its duties and develop such procedures and instructions to implement board policy; and

WHEREAS, SCFD staff conducted a series of surveys, discussions, and meetings with all current Tier II organizations to obtain input on the modified funding formula and weighting of the three factors set forth in C.R.S. §32-13-107(3)(b)(II)(A); and

WHEREAS, Tier II leadership appointed a Free Attendance sub-committee to form recommendations on defining documented free attendance. The nine-member sub-committee consisted of a diverse representation of organizational size, discipline, and county location and met several times over the summer/fall of 2017; and

WHEREAS, the sub-committee's summary and recommendations were circulated amongst all Tier II organizations and auditors familiar with the distribution process. The sub-committee summary received feedback and made modifications before being presented to the SCFD board; and

WHEREAS, SCFD issued notice to all Tier II organizations of this proposed policymaking process in advance and afforded an opportunity for public comment at its regular monthly board meeting on November 16th;

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

Section 1. Commencing in distribution year 2020, for purposes of Tier II distribution, the weight of the statutory factors for the funding formula shall be as follows:

Annual Operating Income:	50%
Annual Paid Attendance:	48%
Documented Free Attendance:	2%

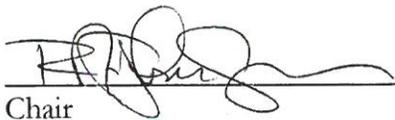
The board may modify the weight to be given to each factor not more than once every two years, as stated in C.R.S. §32-13-107(3)(b)(II)(A).

Section 2. To confirm qualifying documented free attendance, all **four** of the following **must be met**

- 1) the program or activity must serve the **primary purpose** of the organization as set forth in C.R.S. §32-13-107(3)(b)(I)(A); and
- 2) participation in the program or activity must be **free of charge** to said participant, regardless of the program or activity's fee structure; and
- 3) a per-person count, demonstrating participation in the program or activity, is kept by the organization as evidenced by **verifiable, contemporaneous documentation**; and
- 4) the program or activity must be **open to the general public**, such that anyone who wishes to participate may do so.

Commencing in distribution year 2020, Tier II organizations will be required to sign an affidavit verifying that all four parts of the test set forth in Section 2 have been satisfied for each program or activity for which documented free attendance has been reported, similar to current practices applied to reporting Annual Paid Attendance. An organization may be required to demonstrate and document how and why a program or activity meets each requirement of the four-part test.

Introduced and approved at a regular meeting of the Board of Directors of the Scientific and Cultural Facilities District, the 16<sup>th</sup> day of November 2017.

  
Chair

ATTEST:

  
Secretary

