

RESOLUTION NO. 22-01

**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 72 hours prior to the meeting and its public meeting agendas at least 24 hours prior to the meeting on the following public sites:

- SCFD website, [www.scfd.org](http://www.scfd.org)
- Colorado Department of Local Affairs website, <https://cdola.colorado.gov/>
- SCFD's Social Media Accounts

Introduced and approved at a regular meeting of the Board of Directors of the Scientific and Cultural Facilities District, the 24th day of February 2022.



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Chairman

ATTEST:



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Treasurer

**A Resolution of the Scientific and Cultural Facilities District  
Pertaining to Adjustment of the Appropriation and Distribution of 2021  
Revenue Collected**

WHEREAS, pursuant to Resolution 20-13 Pertaining to the fiscal year 2021 SCFD budget, the Scientific and Cultural Facilities District (SCFD) had projected and budgeted \$58,000,000 in 2021 sales and use tax revenue due to the unknown ramifications of the COVID 19 pandemic, but now in fact actual sales and use tax revenue of \$76,394,351.23 was collected through December 2021; and

WHEREAS, SCFD must appropriate \$18,394,351.23 in funds collected above funds budgeted, of which \$18,118,435.96 represent funds for distribution and \$275,915.27 represent funds for administration; and

WHEREAS, SCFD had budgeted 2021 revenue of \$35,184,200 for Tier I; \$13,356,600 for Tier II; \$8,589,200 for Tier III; and \$870,000 for administration; and

WHEREAS, based on the distribution formulas in C.R.S. §32-13-107(3)(a), (b) and (c), and the actual 2021 revenue collected, the SCFD board will distribute a total of \$45,511,708.50 for Tier I funds; \$18,067,393.35 for Tier II funds; \$11,669,334.11 for Tier III funds; and \$1,145,915.27 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 2021 appropriated funds as reflected in the tables below.

**Expendable Trust/Distribution Account:**

	<b>Total</b>
Tier I	\$45,511,708.50
Tier II	\$18,067,393.35
Tier III	\$11,669,334.11
Total	\$75,248,435.96

**Administration/Operating Account:**

Total	\$1,145,915.27
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Introduced and approved at a regular meeting of the Board of Directors of the Scientific and Cultural Facilities District, the 24th day of February 2022.



Chair

ATTEST:



Treasurer

**A Resolution of the Scientific and Cultural Facilities District  
Pertaining to 2022 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 2022 budgeted sales and use tax revenues is \$10,263,700.00, less each county's proportional share of a 10% contingency reserve of \$1,026,370.01, for a total of \$9,237,329.99; and

WHEREAS, the total amount available for 2021 distribution includes county-specific adjustments totaling \$4,025,437.68

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 \$13,262,767.67 in Tier III funds in the following manner:

<b>County</b>	<b>2021 Sales &amp; Use Tax %</b>	<b>Share of 2022 Budgeted Funds*</b>	<b>County-Specific Adjustments**</b>	<b>Total Budgeted 2022 Funds for Distribution</b>
Adams	16.7320 %	\$1,545,590.50	\$664,226.35	\$2,209,816.85
Arapahoe	19.8843 %	\$1,836,777.20	\$728,804.05	\$2,565,581.25
Boulder	9.9759 %	\$921,505.60	\$400,428.12	\$1,321,933.72
Broomfield	2.3918%	\$220,938.90	\$91,092.42	\$312,031.32
Denver	25.6897 %	\$2,373,038.77	\$1,117,713.77	\$3,490,752.54
Douglas	9.5367 %	\$880,940.00	\$404,665.39	\$1,285,605.39
Jefferson	15.7896%	\$1,458,539.02	\$618,507.58	\$2,077,046.60
<b>Total</b>	<b>100.0000 %</b>	<b>\$9,237,329.99</b>	<b>\$4,025,437.68</b>	<b>\$13,262,767.67</b>

\*Reflects each county's proportional share of the budgeted \$10,263,700.00 in 2022 Tier III funds less its 10% share of the emergency 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 28<sup>th</sup> day of April 2022.



Chair

ATTEST:



Treasurer

**A Resolution of the Scientific and Cultural Facilities District  
Pertaining to 2022 Tier I Budgeted 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 2021 Funds and proposed use of the 2022 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 \$40,798,700.00<sup>1</sup> in collected sales and use tax in the following distribution pursuant to the 2022 SCFD budget and revenue:

Organization	% of Tier I Revenue	Total Revenue
DMNS	24.50%	\$9,995,681.50
ZOO	24.24%	\$9,889,604.88
DAM	20.33%	\$8,294,375.71
DCPA	17.68%	\$7,213,210.16
DBG	13.25%	\$5,405,827.75
TOTAL	100%	\$40,798,700.00

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 2022.



Chairman

ATTEST:



Secretary

<sup>1</sup> Distributions are based on SCFD Board budgeted revenue and may be modified in accordance with actual revenue collected. Total budgeted 2022 Revenue = \$68,000,000. \$38,000,000 - \$570,000 (1.5% for admin.) = \$37,430,000 in distributable funds up to \$38M. \$37,430,00 x .64 = \$23,955,200. Above \$38M: \$30,000,000 - \$450,000 (1.5% for admin) = \$29,550,000 x .57 = \$16,843,500 in distributable funds over \$38M. \$23,955,200 + \$16,843,500 = Total **budgeted** Tier I distribution of \$40,798,700.

RESOLUTION NO. 22-05

**A Resolution of the Scientific and Cultural Facilities District  
Pertaining to Acceptance and Approval of the Fiscal Year 2021 Audit**

WHEREAS, the Scientific and Cultural Facilities District completed the Fiscal Year 2021 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 2021 Audit as presented by CliftonLarsonAllen LLP.

Section 2. To adjust the board-approved 2022 budget beginning general fund balance from \$1,658,292.00 to \$1,699,154.00 in accordance with the audited fund balance as of December 31, 2021.

Section 3. To adjust the amount of committed funds for Fiscal Year 2022 operating reserves to \$456,966.50 based on current board policy, which is no more than 6 months of the prior year's audited operating expenditures.

Section 4. To transfer \$300,000 from the unassigned fund balance to the Election Cost Reserve.

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 July 2022.



Chair

ATTEST:



Secretary

RESOLUTION NO. 22-06

**A Resolution of the Scientific and Cultural Facilities District  
Pertaining to Organizations Qualifying for 2022 Tier II Funds**

WHEREAS, 33 organizations submitted annual applications by the June 15, 2022 deadline to the Scientific and Cultural Facilities District for 2022 funding as specified under C.R.S. §32-13-107(3)(b) and Board Resolution 20-10; and

WHEREAS, each organization made a presentation to the Scientific and Cultural Facilities District Board of Directors on the actual use of the 2021 SCFD funds and proposed use of the 2022 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 C.R.S. §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 2022 distributions is subject to modification based upon actual revenue collected.

Organization	Total Funds
Art Students League of Denver	\$192,746.22
Arvada Center for the Arts and Humanities	\$1,199,598.09
Central City Opera	\$338,551.43
Cherry Creek Arts Festival	\$158,252.78
Children’s Museum of Denver	\$1,614,012.80
City of Aurora Cultural Services Division	\$342,244.32
City of Lone Tree Cultural and Community Services Division	\$274,371.67
Clyfford Still Museum	\$291,053.32
Colorado Ballet	\$1,087,474.51
Colorado Chautauqua Association	\$781,538.24
Colorado Children’s Chorale	\$175,236.86
Colorado Mountain Club	\$253,997.14
Colorado Music Festival & Center for Musical Arts	\$197,601.09
Colorado Railroad Museum	\$347,306.11
Colorado Symphony Association	\$1,305,816.23
Denver Film Society	\$662,697.44
eTown	\$139,915.70
Hudson Gardens and Event Center	\$412,472.77
Lakewood Heritage, Culture & the Arts	\$382,117.91
Lighthouse Writers Workshop	\$185,455.96

Lion Global Foundation dba Mizel Museum	\$460,289.24
Longmont Museum	\$191,679.74
Mizel Arts and Culture Center	\$432,385.69
Museum of Contemporary Art Denver	\$530,724.62
Opera Colorado	\$328,077.65
Parlando	\$187,175.06
Pop Culture Classroom	\$298,773.35
Rocky Mountain Bird Observatory	\$346,749.00
Rocky Mountain Butterfly Consortium	\$892,006.39
Swallow Hill Music Association	\$809,155.28
Thorne Ecological Institute	\$154,734.99
Town of Parker Cultural Department	\$387,147.87
Wings Over the Rockies Air & Space Museum	\$556,240.53
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	\$15,917,600.00

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 August 2022.



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Vice Chairman



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Treasurer

**A Resolution of the Scientific and Cultural Facilities District  
Pertaining to Distribution of 2022 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 2022 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	\$2,218,974.74
Arapahoe	\$2,565,581.25
Boulder	\$1,290,897.26
Broomfield	\$307,031.32
Denver	\$3,316,214.90
Douglas	\$1,187,448.48
Jefferson	\$2,075,038.23
<b>Total</b>	<b>\$12,961,186.18</b>

Introduced and approved at a regular meeting of the Board of Directors of the Scientific and Cultural Facilities District, the 22<sup>nd</sup> day of September 2022.



Chair

ATTEST:



Secretary

**RESOLUTION OF THE  
BOARD OF DIRECTORS OF  
THE DENVER METROPOLITAN  
SCIENTIFIC AND CULTURAL FACILITIES DISTRICT**

**RESOLUTION DECLINING PARTICIPATION IN THE COLORADO PAID FAMILY AND  
MEDICAL LEAVE INSURANCE PROGRAM**

**WHEREAS**, the Denver Metropolitan Scientific and Cultural Facilities District (the “District”) is a special statutory district existing pursuant to Article 13 of Title 32, C.R.S.; and

**WHEREAS**, in November of 2020, Colorado voters approved Proposition 118, codified at Part 5, Article 13.3 of Title 8, C.R.S., establishing a state insurance plan providing paid leave for Colorado workers during certain life circumstances to be known as the Family and Medical Leave Insurance Program (“FAMLI”); and

**WHEREAS**, under FAMLI, employers and their employees are both responsible for funding the program and may split the cost 50/50, with the premiums set at 0.9% of the employee’s wage and 0.45% each paid by the employer and employee; and

**WHEREAS**, the premiums required for FAMLI will be collected starting January 1, 2023, and benefits will begin January 1, 2024; and

**WHEREAS**, the District, as a local government pursuant to C.R.S. §§ 8-13.3-503(14) and 29-1-304.5(3)(b), may decline to participate in FAMLI following a public hearing and vote of its Board of Directors (the “Board”) pursuant to C.R.S. § 8-13.3-522; and

**WHEREAS**, should the District decline to participate in FAMLI, its employees will still have the option to participate in the program and remit premiums to the State; and

**WHEREAS**, notice of the October 27, 2022 meeting of the Board and the public hearing on the decision of whether to participate in FAMLI was duly provided; and

**WHEREAS**, in accordance with the regulations adopted by the Colorado Department of Labor and Employment and codified at 7 CCR 1107-2 (the “Regulations”), advance written notice was provided to District employees including information regarding the vote process and opportunity to submit comments to the Board; and

**WHEREAS**, at a public meeting held on October 27, 2022, the Board held a public hearing on the decision of whether to participate in FAMLI; and

**WHEREAS**, the Board recognizes that employees of the District receive benefits similar to those provided by FAMLI.

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

**Section 1.** The Board finds and determines that, with regard to the public hearing on the decision of whether to participate in FAMLI, notice was duly given, and the public hearing was conducted in accordance with the Regulations.

**Section 2.** By [unanimous] vote, the Board hereby declines any and all participation in FAMLI.

**Section 3.** The Board authorizes and directs its legal counsel to file a copy of this Resolution with the FAMLI Division by January 1, 2023 and to take all actions necessary and appropriate to effectuate this Resolution and the decision of the Board to decline any and all participation in FAMLI.

**Section 4.** The Board directs its staff to bring the matter of revisiting the decision to decline participation in FAMLI before a future Board by no later than eight years from the date of this Resolution.

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**ADOPTED AND APPROVED** THE 27<sup>th</sup> day of OCTOBER 2022.

DENVER METROPOLITAN SCIENTIFIC AND  
CULTURAL FACILITIES DISTRICT

By:



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Gino Greco, Chair

ATTEST:



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Marcela de la Mar, Secretary

RESOLUTION NO. 22-09

**A Resolution of the Scientific and Cultural Facilities District  
Pertaining to Fiscal Year 2023 Expenditures and Revenues for the General and  
Expendable Trust Funds and Adopting the 2023 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 22, 2022 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 and website, a public hearing was held on October 27, 2022, 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 2022.



Chair

ATTEST:



Treasurer