

RESOLUTION NO. 15-12

A Resolution of the Scientific and Cultural Facilities District
Pertaining to Changes in the SCFD Statute Pursuant to Renewal

WHEREAS, the Scientific and Cultural Facilities District was created by C.R.S. §§32-13-101, et seq. in 1987, and was approved by voters in 1988 with an initial sunset date of 1996; and

WHEREAS, C.R.S. §§32-13-105 and 32-13-106 confer upon the Board of Directors the Scientific and Cultural Facilities District certain powers, including the submission to voters the approval of sales and use tax levies, determination when to submit the tax levy question, determination of eligibility of organizations that apply to the District for funds, and development of reporting and review requirements; and

WHEREAS, the voters have approved two extensions of the original sunset date, the next of which is June 30, 2018; and

WHEREAS, since 1988, significant changes have occurred, including: in metropolitan demographics; in the number, variety and location of scientific and cultural facilities; in technology; and in patron and visitor interests and needs; and

WHEREAS, in its desire to serve the public well and ensure a strong and sustainable District into the future, the Board of Directors of the Scientific and Cultural Facilities District conducted a comprehensive, multi-year stakeholder engagement process that included the public, to review, preserve and continue the District's more than 25-year success in serving the public; and

WHEREAS, the engagement process was the most extensive and inclusive since the inception of the SCFD and has yielded a suite of modifications that the Board of Directors of the Scientific and Cultural Facilities District believes will indeed serve the public well and ensure a strong and sustainable Scientific and Cultural Facilities District into the future;

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

Section 1. To update statutory language to exclude the ability of Tier II's to apply for Tier III funding.

Section 2. To allow maximum of two SCFD eligible organizations per local government Tax Identification Number (TIN) or Federal Employer Identification Number (FEIN).

Section 3. To redefine *cultural* and *scientific* facilities in statute to allow broader, more flexible eligibility categories that uphold original statutory intent while providing flexibility to adjust for future changes and ways of serving and engaging the public.

Section 4. To update statutory language to state that county cultural council members may consider financial and organizational capacity in funding decisions.

Section 5. To modify the Tier II threshold adjustment factor by using trailing two-year CPI.

Section 6. To modify the Tier II Intra-Tier distribution formula by adding free attendance and give the board the discretion to determine the weighting of the three factors (paid attendance, free attendance, revenue) and reduce the time period the board is bound to the change from five years to two years.

Section 7. To modify Tier I intra-tier percentages per the agreement among the organizations.

Section 8. To increase the SCFD administrative percentage from .75 per cent to 1.5 per cent.

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

Dan Hopkins
Chairman

ATTEST:
Sybil Jeffers
Secretary

