

BY AUTHORITY

ORDINANCE NO. _____
SERIES OF 2022

COUNCIL BILL NO. 22-1272
COMMITTEE OF REFERENCE:
Land Use, Transportation & Infrastructure

A BILL

For an ordinance amending Sections 39-121(6) of the Revised Municipal Code of the City and County of Denver regarding the Schedule for Use of Facilities, specifically for the Denver Botanical Gardens.

BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:

Section 1. Section 39-121 of the Denver Revised Municipal Code is amended by revising subsections (6)(c) to read as follows:

c. Facilities fees; maximum rate charges for use of Botanic Gardens facilities which may be discounted by Denver Botanic Gardens:

<u>Venue Type</u>	<u>Capacity</u>	<u>2022 Rates</u>
<u>Indoor</u>	<u>0-90</u>	<u>\$3,800.00</u>
<u>Indoor</u>	<u>91-150</u>	<u>4,500.00</u>
<u>Indoor</u>	<u>151 or more</u>	<u>7,500.00</u>
<u>Outdoor</u>	<u>0-40</u>	<u>3,500.00</u>
<u>Outdoor</u>	<u>41-120</u>	<u>4,000.00</u>
<u>Outdoor</u>	<u>121-250</u>	<u>5,000.00</u>
<u>Outdoor</u>	<u>250 or more</u>	<u>8,000.00</u>
<u>Full facility</u>		<u>20,000.00</u>

~~Maximum Rate~~

- ~~1. John C. Mitchell II Hall:~~
 - ~~4 hours or less.....\$5,000.00~~
 - ~~4 to 8 hours.....6,000.00~~
- ~~2. Lobby Court, full day.....1,000.00~~
 - ~~Lobby Court, 1/2 day.....800.00~~
- ~~3. Classrooms B, or C:~~
 - ~~4 hours or less.....300.00~~
 - ~~4 to 8 hours.....400.00~~
- ~~4. [Reserved.].....~~

- 1 5. ~~DBG full facility.....15,000.00~~
- 2 6. ~~Romantic Gardens: 4 hours.....2,500.00~~
- 3 Romantic Gardens – Wedding: 1 hour.....2,000.00
- 4 7. ~~Gates Hall:~~
- 5 4 hours or less.....2,000.00
- 6 4 to 8 hours.....3,000.00
- 7 8. ~~Garden Court:.....~~
- 8 4 hours or less.....1,500.00
- 9 4 to 8 hours.....2,000.00
- 10 9. ~~Water Garden Gazebo – Wedding: 1 hour.....1,000.00~~
- 11 10. ~~South Africa Plaza – Wedding: 1 hour.....2,000.00~~
- 12 South Africa Plaza – ½ day.....2,500.00
- 13 11. ~~Welcome Garden.....1,000.00~~
- 14 12. ~~West Terrace: full day.....3,250.00~~
- 15 West Terrace: ½ day.....2,750.00
- 16 13. ~~Orangery: full day.....3,500.00~~
- 17 Orangery: ½ day.....3,000.00
- 18 14. ~~Amphitheater and tent: full day.....7,000.00~~
- 19 Amphitheater: ½ day.....5,500.00
- 20 15. ~~Marnie's Pavilion: full day.....3,500.00~~
- 21 Marnie's Pavilion: ½ day.....3,000.00
- 22 16. ~~Green Roof Terrace.....500.00~~
- 23 17. ~~Oak Grove.....2,500.00~~

24
25 **Section 2.** Section 39-121 of the Denver Revised Municipal Code is amended by adding a
26 subsection (6)(e) to read as follows:

27
28 (e) Consumer price index adjustment. On or about March 1, 2024, and annually
29 thereafter with a final adjustment on or about March 1, 2029, and with approval from the
30 Manager of Parks and Recreation, the fees and charges set out in this subsection (6) of
31 section 39-121 of the Denver Revised Municipal Code (as amended from time to time) may
32 be adjusted, in an amount equal to the percentage change from the previous year in the

1 CPI-U (rounded to the nearest dollar), up to a maximum increase of five (5) percent. The
2 adjustments will be reflected in a fee and charge schedule issued by the Botanic Gardens
3 and made publicly available in advance of the fees and charges becoming effective. The
4 percentage change to be applied to the rates shall be calculated as follows:

5
6 CPI for current period, Less CPI for previous period:

7 Equals index point change

8 Divided by previous period CPI

9 Equals result multiplied by 100

10 Equals percent change.

11
12 CPI-U means the United States Department of Labor Statistics (Bureau of Labor Statistics)
13 Consumer Price Index for All Urban Consumers. All items, for the Denver-Aurora-
14 Lakewood, Colorado metropolitan area (1982-84-100). In the event that the CPI-U is
15 substantially changed, re-named, or abandoned by the United States Government, then in
16 its place shall be substituted the index established by the United States Government that
17 most closely resembles the CPI-U.

18
19 **BALANCE OF PAGE INTENTIONALLY LEFT BLANK**

1 COMMITTEE APPROVAL DATE: October 11, 2022

2 MAYOR-COUNCIL DATE: October 18, 2022

3 PASSED BY THE COUNCIL: _____

4 _____ - PRESIDENT

5 APPROVED: _____ - MAYOR _____

6 ATTEST: _____ - CLERK AND RECORDER,
7 EX-OFFICIO CLERK OF THE
8 CITY AND COUNTY OF DENVER

9 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____;

10 PREPARED BY: Jason D. Moore, Assistant City Attorney DATE: October 20, 2022

11 Pursuant to section 13-9, D.R.M.C., this proposed ordinance has been reviewed by the office of
12 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
13 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to
14 § 3.2.6 of the Charter.

15 Kristin M. Bronson, Denver City Attorney

16 BY: _____, Assistant City Attorney DATE: _____