

Reactivation of City Venues Support (\$1M, Recovery)

This grant will be utilized to defray the costs of producing events at City of Denver-owned venues operated by Denver Arts & Venues. Funds will be applied directly against costs typically billed back to the producers/promoters, such as security, personnel services (ushers) and/or janitorial services. Eligible entities must demonstrate adverse financial impacts from COVID-19.

Program Description

Denver Arts & Venues (DAV) will use \$1,000,000 of ARPA money to offer a reduction in performance/program costs typically billed back to clients. This reduction is available to Internal Revenue Code (IRC) section 501(c)(3) non-profit organizations which hold performances/events in a DAV facility June 1, 2022 – May 31, 2023.

Up to \$150,000, but no less than \$100,000, will be reserved for use by organizations with 2020 (FY2020 ending 2021) revenues of \$1,000,000 or less. The final amount will be determined at the discretion of DAV.

Applicants must have suffered direct harms from the COVID-19 pandemic in either the form of reduced revenues or increased costs.

Beneficiaries will be considered beneficiaries under final U.S. Treasury Rules and F.A.Q. 2.5¹.

Awards may not exceed demonstrated harms incurred.

Event Requirements

- Event must be held at a venue operated by DAV.
 - Denver Coliseum
 - Red Rocks Amphitheatre
 - Boettcher Concert Hall
 - Auditorium at the Ellie Caulkins Opera House
 - Studio Loft at the Ellie Caulkins Opera House
 - Buell Theatre
 - McNichols Civic Center Building
- Presenting organization must be a non-profit Internal Revenue Code (IRC) section 501(c)(3) entity
- Must be a ticketed event open to public purchase
- Must be a performance or event of a cultural or artistic nature and value such as, but not limited to, performing arts, literary, comedy, music, visual and fine arts, primary and/or secondary education activities, and/or film
- Must agree to and meet the requirements and conditions of the City and County of Denver, Department of Arts & Venues Booking Agreements

¹ U.S. Treasury, American Rescue Plan Final Rule, p. 421; U.S. Treasury, American Rescue Plan FAQ 2.5.

Eligibility

Eligible organizations must:

- Have been fully operational on or before January 1, 2020
- Have 2020 (FY 2020) revenues that did not exceed \$45,000,000
- Be able to show loss of income and/or increased costs directly due to COVID-19
- Have a primary purpose of providing, promoting and/or preserving performances, activities, and/or education of cultural or artistic significance such as, but not limited to, performing arts, literary, comedy, music, visual and fine arts, supporting primary and/or secondary education activities, and film
- Typically produce live programming or events such as music, dance, comedy, film screenings, fashion, cultural advocacy, fine arts, primary and/or secondary education activities, or material of similar nature

Ineligible Businesses, Organizations and Events

The following businesses, organizations and event types are ineligible for assistance:

- For-profit entities
- Non-profit entities that are subsidiaries or arms of for-profit entities
- Entities whose primary operation is for purposes of
 - Professional sporting organizations and events
 - Collegiate sporting organizations and events
 - Private or club sporting organizations and events
 - Graduations
 - Karaoke
 - Exotic dancing
 - Fitness
 - Private events
 - Government or governmental operations
 - Fundraising events or galas
 - Trade shows
 - Agricultural or industrial-focused shows and events,
 - Food or beverage festivals, demonstrations or tastings
 - Events receiving rent waivers under any other DAV program
 - Any show or event meant to promote substances, use of substances, or activities considered illegal under Federal Law including, but not limited, to marijuana/cannabis and psilocybin

Organizations that participate in the DAV Cultural Partner Program will be evaluated on a case-by-case basis.

Eligible Expenses

Eligible expenses include, but are not necessarily limited to, COVID safety protocols, security, ushering, ticket scanning and other similar personnel services, janitorial services, third party equipment rentals procured by DAV, and similar costs normally billed back to clients as a production expense.

Assistance

DAV will reduce performance-related expenses that are normally billed back to the promoter or producer according to the following award table:

- A lump sum per one or more booking agreement(s) per applicant, based on an organization's 2020 Revenues per the table below.

Benefit Table

2020 Revenue or FY 2020 (Ending 2021)		
Min Revenue	Max Revenue	Maximum Benefit
-	99,999.99	\$ 5,000
100,000.00	199,999.99	\$ 7,500
200,000.00	299,999.99	\$ 10,000
300,000.00	399,999.99	\$ 12,500
400,000.00	499,999.99	\$ 15,000
500,000.00	599,999.99	\$ 20,000
600,000.00	699,999.99	\$ 35,000
700,000.00	799,999.99	\$ 30,000
800,000.00	899,999.99	\$ 35,000
900,000.00	999,999.99	\$ 40,000
1,000,000.00	1,249,999.99	\$ 50,000
1,250,000.00	1,499,999.99	\$ 65,000
1,500,000.00	1,749,999.99	\$ 80,000
1,750,000.00	1,999,999.99	\$ 100,000
2,000,000.00	2,499,999.99	\$ 125,000
2,500,000.00	4,999,999.99	\$ 150,000
5,000,000.00	9,999,999.99	\$ 175,000
10,000,000.00	19,999,999.99	\$ 200,000
20,000,000.00	24,999,999.99	\$ 225,000
25,000,000.00	45,000,000.00	\$ 250,000

The total amount of assistance made available to individual organization will not exceed \$250,000 for the twelve-month period from June 1, 2022 – May 31, 2023.

Assistance will be awarded on a first come, first served basis until all funding is exhausted.

Rental Expenses not Eligible for Assistance: Rent expenses are ineligible for cost reduction. Please see “Eligible Expenses” section for a list of eligible expenses.

Award in Excess of Eligible Expenses: In the event that the amount of assistance awarded exceeds the total amount of costs that would typically be billed back to the tenant, DAV will retain the excess award for future program purposes. The beneficiary shall under no circumstances be eligible to receive a cash distribution for an unapplied balance.

Application

Applicants should submit the following:

- Completed application form
- Documentation of annual revenues for 2019, 2020 and 2021. In the event fiscal years are different than calendar years, documentation of annual revenues for FY2018 ending 2019, FY2019 ending 2020, and FY2020 ending 2021
- Proof of IRC section 501(c)(3) status
- Declaration of COVID-19 related relief grants and loans received between March 1, 2020 and December 31, 2021 including, but not limited to, money authorized under FEMA, the CARES Act as amended, the Shuttered Venue Operator Grant (SVOG), the Paycheck Protection Program (PPP), and/or the American Rescue Plan Act (ARPA) as amended from Federal, State and, local and private resources
- Event/Performance name and reserved or expected dates of reservation for events, performances, shows and other functions

Submission

All applications must be submitted through the DAV online application. The application link will be published on the Denver Arts & Venues website at www.ArtsandVenues.com/ARPA.

Questions

Questions may be directed to:

Pamela Lintern – Pamela.Lintern@denvergov.org

Michael Yu – Michael.Yu@denvergov.org

Multiple Applications and Shows

- Entities that hold multiple performances at venues operated by DAV may submit multiple applications for assistance if necessary. Total assistance will be limited to a maximum of \$250,000 per entity and may be applied across multiple performances.

Currently Booked Events

- Entities that have booked events falling within the active grant window may submit an application for assistance and amend any booking agreement with DAV (if necessary).

Notification

- The applicant will be notified of award status in a reasonable and timely manner as determined by DAV, but no later than date of final settlement.

Reporting

- Beneficiaries will be obligated to provide reporting information that may include, but is not limited to, total ticket sales, total attendance per show, dollar value of total ticket sales, taxes remitted, audience demographics (if available), number of employees, and current employer demographics.

Reserved Rights

- DAV reserves the right to prioritize first time applicants ahead of making secondary awards.
- DAV reserves the right to adjust the award amount to cover estimated eligible expenses only for each beneficiary. Any excess amounts shall be returned to the fund and made available to other beneficiaries.
- Neither the City and County of Denver nor DAV will be bound to payment by any contractual change or amendment between beneficiaries and another third party that results in increased expenses to DAV.
- DAV reserves the right to bill back eligible expenses to tenants that are in excess and exceed projected likely award amounts.