

New Legislative Entity Considerations

FORMATION

	Consideration	Some options
1	Nature of legislative entity	Statutorily created (e.g., SCFD, RTD) Statutorily enabled (e.g., RTAs, PHAs)
2	Fundamental activity	Funding only Co-contracting Contracting and executing
3	TABOR status	"District" with taxation power "Enterprise" without taxation power
4	Creation approval	Electoral approval Legislative approval Establishing contract of member entities
5	Governing document	Detailed statute Establishing contract of member entities Plan and/or budget approved by overseer
6	Boundary	Set by statute Set by establishing contract of member entities
7	Boundary change	None Inclusions and exclusions provided for

POWERS

	Consideration	Some options
1	Capital improvements	Set in statute or other governing document Discretion of entity board Discretion of member entities Mix
2	Operations/maintenance	Included or not Tied to entity projects or not Set in statute or other governing document Discretion of entity board Discretion of member entities Mix
3	Transportation services	Included or not Set in statute or other governing document Discretion of entity board Discretion of member entities Mix
4	Revenue (taxes)	Sales tax Ad valorem property tax Regional fuel tax Other (e.g., visitor benefit, assessment)
5	Revenue (fees)	User fees (fares and tolls) Transportation improvement, expansion fee Development, impact fee Vehicle registration fee Other
6	Debt	Revenue bonds GO bonds (if property tax) No, accrue and pay as you go
7	Value capture	Empower entity Competition with local governments

GOVERNANCE

	Consideration	Some options
1	Population of board	Directly elected (at large or by district?) Appointed (by state, local governments, or both?) Ex officio (from state, local governments, or both?)
2	Number of directors	Inclusivity Functionality Executive committee
3	Weighted voting	What measure (population, funding, other?)
4	Non-voting directors	Inclusivity Transparency Efficiency
5	Term of directors' office	Dependent on how directors are selected
6	Board vacancies	Dependent on how directors are selected
7	Director Qualifications	Electeds Staff Special experience