

BY AUTHORITY

RESOLUTION NO. CR17-0890
SERIES OF 2017

COMMITTEE OF REFERENCE:
Business, Arts, Workforce & Aeronautical Services

A RESOLUTION

Authorizing submittal of an application for a special-purpose subzone of Foreign-Trade Zone No. 123 for use by Lockheed Martin Corporation and related entities.

WHEREAS, the City and County of Denver has received permission from the United States Foreign-Trade Zones Board (the "Board") to establish, operate and maintain a foreign trade zone in Denver, Colorado; and

WHEREAS, the City has acted in the Zone Grantee capacity for Foreign-Trade Zone No. 123 since 1985; and

WHEREAS, the City and County of Denver, as the Zone Grantee, has applied for and received permission from the Board to establish subzones of Foreign-Trade Zone No. 123 for use by companies outside of the City and County of Denver; and

WHEREAS, the City and County of Denver has received a request to apply to establish a special-purpose foreign-trade subzone for the exclusive use of Lockheed Martin Corporation, and other Lockheed Martin Corporation entities (together, the "Companies"), in the Denver metropolitan area; and

WHEREAS, Denver's Office of Economic Development ("OED") has reviewed the request and has determined that establishment of the new subzone would enhance the Companies' and Colorado's global competitiveness and attract and retain jobs in Colorado; and

WHEREAS, the City Council concurs with OED's recommendation and believes that the City should support the establishment of the subzone; and

WHEREAS, a resolution of the City Council in support of the establishment of the subzone application is a requirement of applicable federal law, specifically 15 C.F.R. section 400.24(c);

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:

Section 1. The City and County of Denver, Colorado hereby authorizes submittal of an application to the Foreign-Trade Zones Board for authority to establish a special-purpose foreign-trade subzone for use by the Companies. OED is authorized to send a letter of transmittal of said application, with or without the City's seal, to the Foreign-Trade Zones Board. Subsequent administrative actions, including without limitation minor modifications to any Board Order, or

1 expansion of the zone project, may be filed at the Foreign-Trade Zones Board by the Companies or
2 their representatives without further action of the Denver City Council.

3 COMMITTEE APPROVAL DATE: August 23, 2017 by Consent

4 MAYOR-COUNCIL DATE: August 29, 2017

5 PASSED BY THE COUNCIL: _____

6 _____ - PRESIDENT

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

10 PREPARED BY: Kwali M. Farbes, Assistant City Attorney DATE: August 31, 2017

11 Pursuant to section 13-12, D.R.M.C., this proposed resolution 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 resolution. The proposed resolution is not submitted to the City Council for approval pursuant to §
14 3.2.6 of the Charter.

15
16 Kristin M. Bronson, Denver City Attorney

17 BY: _____, Assistant City Attorney DATE: _____