

ORDINANCE/RESOLUTION REQUEST

All Fields must be completed

Incomplete request forms will be returned to sender which may cause a delay in processing.

Date of Request: **January 30, 2023**

Please mark one: Bill Request or Resolution Request

1. Type of Request:

- Contract/Grant Agreement Intergovernmental Agreement (IGA) Rezoning/Text Amendment
- Dedication/Vacation Appropriation/Supplemental DRMC Change
- Other:

2. Title: This Amendment approves the correction to a typographical error in the original agreement’s Annual License Fee.

3. Requesting Agency: Denver International Airport

4. Contact Person:

Contact person with knowledge of proposed ordinance/resolution	Contact person to present item at Mayor-Council and Council
Name: Scott Morrissey	Name: Barry Burch
Email: Scott.Morrissey@flydenver.com	Email: Barry.Burch@flydenver.com

5. General description or background of proposed request. Attach executive summary if more space needed:

This request is for an amendment between Oak Leaf Solar 56 LLC (Oak Leaf) and Denver International Airport (DEN) to correct typographical error in the annual License Fee that was contained in the original agreement. The License Fee for non-exclusive access to the Land used for the Operator’s Facilities should be Twenty-Five Hundred Dollars (\$2,500.00) per year, with a Two Percent (2%) annual escalation each January 1 of the Term. The contract budget was based upon the correct fee and will not be changed.

6. City Attorney assigned to this request (if applicable): Debra Overn

7. City Council District: 11

8. **For all contracts, fill out and submit accompanying Key Contract Terms worksheet**

Key Contract Terms

To be completed by Mayor’s Legislative Team:

Resolution/Bill Number: _____

Date Entered: _____

Type of Contract: Revenue Contract Amendment

Vendor/Contractor Name: Oak Leaf Solar 56 LLC

Contract control number: 202265794-01/Legacy Contract 202262383

Location: 230 Park Avenue, Suite 1560, New York NY10169

Is this a new contract? Yes No **Is this an Amendment?** Yes No **If yes, how many?** 01

Contract Term/Duration (for amended contracts, include existing term dates and amended dates): 25 years

Contract Amount (indicate existing amount, amended amount and new contract total):

<i>Current Contract Amount (A)</i>	<i>Additional Funds (B)</i>	<i>Total Contract Amount (A+B)</i>
\$1,377,303.00	\$0.00	\$1,377,303.00

<i>Current Contract Term</i>	<i>Added Time</i>	<i>New Ending Date</i>
07/11/2022 – 12/31/2049	N/A	(Same as original contract ending date) 12/31/2049

Scope of work:

This request is for an amendment between Oak Leaf Solar 56 LLC (Oak Leaf) and Denver International Airport (DEN) to correct a typographical error in the annual License Fee that was contained in the original agreement. The License Fee for non-exclusive access to the Land used for the Operator’s Facilities should be Twenty-Five Hundred Dollars (\$2,500.00) per year, with a Two Percent (2%) annual escalation each January 1 of the Term. The contract budget was based upon the correct fee and will not be changed.

Was this contractor selected by competitive process? No

If not, why not? This procurement qualifies for the continuity of service exception under Memorandum No. 8B

Has this contractor provided these services to the City before? Yes No

Source of funds: Revenue

Is this contract subject to: W/MBE DBE SBE XO101 ACDBE N/A

WBE/MBE/DBE commitments (construction, design, Airport concession contracts): No Goals

To be completed by Mayor’s Legislative Team:

Resolution/Bill Number: _____

Date Entered: _____

Who are the subcontractors to this contract? N/A

To be completed by Mayor's Legislative Team:

Resolution/Bill Number: _____

Date Entered: _____