BY AUTHORITY

RESOLUTION NO. CR23-1367 COMMITTEE OF REFERENCE:

SERIES OF 2023 Safety, Housing, Education & Homelessness

A RESOLUTION

Approving a proposed Assignment and Assumption Agreement between the City and County of Denver, Zia Sunnyside SPE, LLC (as successor-in-interest to CD-Inca, LLC), and KG Sunnyside Owner, LLC to assign the affordable housing obligations contained in a Loan Agreement and consent to the transfer of the property.

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

Section 1. The proposed Assignment and Assumption Agreement between the City and County of Denver, Zia Sunnyside SPE, LLC (as successor-in-interest to CD-Inca, LLC), and KG Sunnyside Owner, LLC, in the words and figures contained and set forth in that form of Assignment and Assumption Agreement available in the office and on the web page of City Council, and to be filed in the office of the Clerk and Recorder, Ex-Officio Clerk of the City and County of Denver, under City Clerk's Filing No. 202370443-01, is hereby approved.

COMMITTEE APPROVAL DATE: October 4, 2023 by Consent

MAYOR-COUNCIL DATE: October 10, 2023 by Consent

PASSED BY THE COUNCIL: _____

_____ - PRESIDENT

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

PREPARED BY: Eliot C. Schaefer, Assistant City Attorney DATE: October 12, 2023

Pursuant to section 13-9, D.R.M.C., this proposed resolution has been reviewed by the Office of the City Attorney. We find no irregularity as to form and have no legal objection to the proposed resolution. The proposed resolution is submitted to the City Council for approval pursuant to § 3.2.6 of the Charter.

Kerry Tipper, Denver City Attorney

BY: Anshul Bagga, Assistant City Attorney DATE: Oct 11, 2023