

ORDINANCE/RESOLUTION REQUEST

Please email requests to the Mayor's Legislative Team

at MileHighOrdinance@DenverGov.org by **3:00pm on Monday**. Contact the Mayor's Legislative team with questions

Date of Request: **July 29, 2019**

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: (Start with *approves, amends, dedicates*, etc., include name of company or contractor and indicate the type of request: grant acceptance, contract execution, contract amendment, municipal code change, supplemental request, etc.)

A resolution to amend FINAN-201842877-00 (RR 18-0854), relating to the Lease Purchase of a helicopter for the benefit of the City's Department of Safety; a legal language change is needed in order to register the aircraft with the Federal Aviation Administration. No change to the contract duration or amount.

3. Requesting Agency: Finance and City Attorney's Office

4. Contact Person:

Contact person with knowledge of proposed ordinance/resolution	Contact person to present item at Mayor-Council and Council
Name: Laurie Heydman	Name: Beth Strauss & Laurie Heydman
Email: laurie.heydman@denvergov.org	Email: beth.strauss@denvergov.org laurie.heydman@denvergov.org

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

The City and the Lessor (Banc of America Public Capital Corp.) previously entered into an Equipment Lease Purchase Agreement dated September 17, 2018, relating to the Lease Purchase of a helicopter for the benefit of the City's Department of Safety. The helicopter has been manufactured and is now ready to be picked up by Denver Police Department pilots. However, the Federal Aviation Administration ("FAA") requires a language change to the Lease Purchase Agreement, to remove all reference to "title" in Section VI of the lease, in order to register the helicopter. The new aircraft cannot be registered with the FAA until this approved amendment, to the financing contract, is provided to the FAA. The need for the Amendment will delay the first payment for the helicopter so the payment schedule will also have to be amended (although there will not be a change to the total contract amount). There is no change to the contract duration.

6. City Attorney assigned to this request (if applicable): Laurie Heydman

7. City Council District: City-wide

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

To be completed by Mayor's Legislative Team:

Resolution/Bill Number: RR19 0777

Date Entered: _____

Key Contract Terms

Type of Contract: (e.g. Professional Services > \$500K; IGA/Grant Agreement, Sale or Lease of Real Property): Standard Expenditure

Vendor/Contractor Name: Banc of America Public Capital Corp.

Contract control number: FINAN-201951240 (amends FINAN-201842877-00)

Location: Citywide

Is this a new contract? Yes No **Is this an Amendment?** Yes No **If yes, how many?** 1

Contract Term/Duration (for amended contracts, include existing term dates and amended dates): No change

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

<i>Current Contract Amount</i> (A)	<i>Additional Funds</i> (B)	<i>Total Contract Amount</i> (A+B)
\$4,870,696	\$0	\$4,870,696

<i>Current Contract Term</i>	<i>Added Time</i>	<i>New Ending Date</i>
10-year term (2/1/2029)	None	10-year term (2/1/2029)

Scope of work: This legal amendment is needed in order to register the new helicopter with the FAA.

Was this contractor selected by competitive process? Banc of America Public Capital Corp. ("BAPCC"), selected via a competitive bid process **If not, why not?**

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

Source of funds: Banc of America Public Capital Corp and Police Capital Budget

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

WBE/MBE/DBE commitments (construction, design, Airport concession contracts): None

Who are the subcontractors to this contract? None

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