

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: June 5, 2020

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: License Agreement

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.)

Amends a lease agreement with East Cherry Creek Valley Water and Sanitation District Water Activity Enterprise, Inc. (ECCV) by adding five years for a new end date of 9-30-25 to allow ECCV to place a pole-mounted solar panel within the Arapahoe Disposal Site (DADS) property to protect the solar panel from vandalism (ENVHL-201737242-00). No change to agreement amount.

3. Requesting Agency: Department of Public Health & Environment - Division of Environmental Quality

4. Contact Person:

Contact person with knowledge of proposed ordinance/resolution	Contact person to present item at Mayor-Council and Council
Name: Diane DeLillio	Name: Will Fenton
Email: diane.delillio@denvergov.org	Email: william.fenton@denvergov.org
Phone: cell 303-725-6912	Phone: 720-865-5361

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

Under the existing license agreement, ECCV installed a solar panel within the City-owned Denver Arapahoe Disposal Site (DADS) in response to vandalism that was occurring on their adjacent easement. The existing solar panel powers the ECCV equipment that provides corrosion protection to their water line. This amendment extends the license agreement.

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

Lee Zarzecki

7. City Council District:

NA – DADS is located in Arapahoe County

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

To be completed by Mayor's Legislative Team:

Resolution/Bill Number: BR20 0549

Date Entered: _____

Key Contract Terms

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

Vendor/Contractor Name: Contractor Name:
EAST CHERRY CREEK VALLEYWATER AND SANITATION DISTRICT WATER ACTIVITY ENTERPRISE, INC.

Contract control number: ENVHL-201737242-00

Location: 3500 S. Gun Club Road, Aurora, CO

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

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

existing – October 1, 2017 until September 30, 2020 /3 years;

amended – October 1, 2017 until September 30, 2025 /new total of 8 years;

Please note that we are requesting more than the typical 5 years because this is not a service that another party would obtain from the City. ECCV owns the water line located within the easement adjacent to the DADS property, and they provide the power to that line to prevent corrosion.

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

<i>Current Contract Amount</i>	<i>Additional Funds</i>	<i>Total Contract Amount</i>
(A)	(B)	(A+B)
\$10.00	0	\$10.00

<i>Current Contract Term</i>	<i>Added Time</i>	<i>New Ending Date</i>
September 30, 2020	5 years	September 30, 2025

Scope of work:

Under the existing license agreement, ECCV installed a solar panel within the City-owned Denver Arapahoe Disposal Site (DADS) to prevent vandalism that was occurring on their adjacent easement. The existing solar panel supplies energy to the ECCV equipment that provides corrosion protection to their water line. This amendment extends the license agreement.

Was this contractor selected by competitive process? No **If not, why not?**

ECCV requested access to the adjacent City-owned DADS property as a means to prevent vandalism of their equipment that was occurring within their easement.

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

Source of funds:

NA. Initial license was a minimal \$10.00 fee to ECCV.

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

WBE/MBE/DBE commitments (construction, design, Airport concession contracts): NA

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Who are the subcontractors to this contract? None

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