

## ORDINANCE/RESOLUTION REQUEST

Please email requests to the Mayor's Legislative Team

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

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**Date of Request:** 10/22/21

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:** Grants approval of a revocable, nonexclusive License Agreement and Covenant from the City and County of Denver to Cherry Tree Estates, LLC , for the installation of certain utilities within the Access Way off South Quebec and off the E Colorado Ave. An Access Way Easement was previously granted to Cherry Tree Estates by way of a separate Agreement dated November 4, 2019. See attached depiction.

**3. Requesting Agency:** Department of Finance, Division of Real Estate

**4. Contact Person:**

Contact person with knowledge of proposed ordinance/resolution	Contact person to present item at Mayor-Council and Council
Name: Lisa Lumley	Name: Lisa Lumley
Email: Lisa.Lumley@denvergov.org	Email: Lisa.Lumley@denvergov.org

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

Grants a revocable, non-exclusive License Agreement and Covenant to Cherry Tree Estates, LLC, for the installation of certain utilities within the Access Way off South Quebec and off the E Colorado Ave. See attached depiction. The license is specifically limited to water, electrical, gas, communications (including fiber and cable), and storm water utilities.

Access to Cherry Estate's, LLC property located at 7510 E. Montana Place formerly referred to as 1700 South Quebec Street, in the County of Arapahoe, has been available by an easement granted for access dated November 4, 2019, as depicted on the attached drawing ("Access Way"). The Access Way has been the sole means of access for Cherry Tree Estates, LLC's property to and from public roads. Cherry Tree Estates, LLC has requested a revocable, non-exclusive license for the installation of certain utilities within the Access Way.

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

**7. City Council District:** 6

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

### Key Contract Terms

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*To be completed by Mayor's Legislative Team:*

Resolution/Bill Number: RR21 1306

Date Entered: \_\_\_\_\_

Type of Contract: (e.g. Professional Services > \$500K; IGA/Grant Agreement, Sale or Lease of Real Property): Perpetual revocable, non-exclusive license.

Vendor/Contractor Name: Cherry Tree Estates, LLC

Contract control number: FINAN-202160545

Location: 7510 E. Montana Place (see attached depictions)

Is this a new contract?  Yes  No Is this an Amendment?  Yes  No If yes, how many? \_\_\_\_\_

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

Contract Amount (indicate existing amount, amended amount and new contract total): \$0.00

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

  

<i>Current Contract Term</i>	<i>Added Time</i>	<i>New Ending Date</i>
Perpetual		Perpetual

Scope of work: The right to run specific utilities (water, electrical, gas, communications (including fiber and cable), and storm water utilities) within the footprint of the Access Agreement granted to Cherry Tree Estates, LLC on November 1, 2019.

Was this contractor selected by competitive process? N/A If not, why not?

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

Source of funds: N/A

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

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

Who are the subcontractors to this contract? N/A

**Approximate footprint of Access Easement and Utility Rights License**

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