



## Legislation Details (With Text)

**File #:** 17-0042      **Version:** 3

**Type:** Bill      **Status:** Passed

**File created:** 1/10/2017      **In control:** Finance & Governance Committee

**On agenda:** 1/30/2017      **Final action:**

**Title:** A bill for an ordinance authorizing the exercise of a purchase option under Lease Purchase Agreement No. 2008B (Denver Botanic Gardens Parking Facility Project) and in connection therewith the approval and execution of a Site Lease No. 2017A (Denver Botanic Gardens Parking Facility) between the City and County of Denver, as lessor, and the Denver Botanic Gardens Parking Facility Leasing Trust 2017A, as lessee, for certain real property consisting of the parking facility site at the Denver Botanic Gardens, an annually renewable Lease Purchase Agreement No. 2017A (Denver Botanic Gardens Parking Facility) between the Denver Botanic Gardens Parking Facility Leasing Trust 2017A, as lessor, and the City and County of Denver, as lessee, a License and Access Agreement No. 2017A between the Denver Botanic Gardens Parking Facility Trust 2017A, as licensor, and the City and County of Denver, as licensee, and the execution of other documents related thereto; authorizing officials of the City and County of Denver to take all action necessary to carry out the transactions contemplated hereby; ratifying action previously taken and providing other matters relating thereto.

Approves the refunding of outstanding Denver Botanic Gardens Certificates of Participation (COPs), Series 2017A, to achieve approximately \$2.1 million in interest cost savings for the Denver Botanic Gardens and to pay costs of issuance. The last regularly scheduled Council meeting within the 30-day review period is on 2-21-17. The Committee approved filing this bill at its meeting on 1-24-17. Companion bill to 17-0043 below.

**Sponsors:**

**Indexes:** Shelley Smith

**Code sections:**

**Attachments:** 1. BR17 0042 DOF Series 2017A Refunding COP Ordinance Request, 2. 17-0042 Filed Bill\_Denver Botanic Gardens Parking Garage 2017A Series.2008-0911, 3. 17-0042 2008-0911-E Lease Purchase Agmt, 4. 17-0042 2008-0911-F Site Lease, 5. 17-0042 2008-0911-F Site Lease, 6. 17-0042 2008-0911-G Indenture, 7. 17-0042 2008-0911-H License\_Agreement\_bt看\_City\_and\_Trust 2017A, 8. 17-0042 Filed Bill - Denver Botanic Gardens Parking

| Date      | Ver. | Action By                      | Action                                      | Result |
|-----------|------|--------------------------------|---|--------|
| 2/8/2017  | 3    | Mayor                          | signed                                      |        |
| 2/7/2017  | 3    | Council President              | signed                                      |        |
| 2/6/2017  | 3    | City Council                   | placed upon final consideration and do pass | Pass   |
| 1/30/2017 | 1    | City Council                   | ordered published on first reading          |        |
| 1/24/2017 | 1    | Finance & Governance Committee | approved for filing                         | Pass   |

### Other/Miscellaneous Request Template (Appointments; ROW; Code Changes; Zoning Action, etc.)

**Date Submitted: 1-10-17**

**Requesting Agency: Public Works  
Division: Finance and Administration**

**Subject Matter Expert Name: Angela Casias**  
**Email Address: angela.casias@denvergov.org**  
**Phone Number: 720-913-8529**

**Item Title & Description:**

*(Do not delete the following instructions)*

*These appear on the Council meeting agenda. Initially, the requesting agency will enter a 2-3 sentence description. Upon bill filling, the City Attorney's Office should enter the title above the description (the title should be in **bold** font).*

*Both the title and description must be entered between the red "title" and "body" below. Do **not** at any time delete the red "title" or "body" markers from this template.*

**A bill for an ordinance authorizing the exercise of a purchase option under Lease Purchase Agreement No. 2008B (Denver Botanic Gardens Parking Facility Project) and in connection therewith the approval and execution of a Site Lease No. 2017A (Denver Botanic Gardens Parking Facility) between the City and County of Denver, as lessor, and the Denver Botanic Gardens Parking Facility Leasing Trust 2017A, as lessee, for certain real property consisting of the parking facility site at the Denver Botanic Gardens, an annually renewable Lease Purchase Agreement No. 2017A (Denver Botanic Gardens Parking Facility) between the Denver Botanic Gardens Parking Facility Leasing Trust 2017A, as lessor, and the City and County of Denver, as lessee, a License and Access Agreement No. 2017A between the Denver Botanic Gardens Parking Facility Trust 2017A, as licensor, and the City and County of Denver, as licensee, and the execution of other documents related thereto; authorizing officials of the City and County of Denver to take all action necessary to carry out the transactions contemplated hereby; ratifying action previously taken and providing other matters relating thereto.**

Approves the refunding of outstanding Denver Botanic Gardens Certificates of Participation (COPs), Series 2017A, to achieve approximately \$2.1 million in interest cost savings for the Denver Botanic Gardens and to pay costs of issuance. The last regularly scheduled Council meeting within the 30-day review period is on 2-21-17. The Committee approved filing this bill at its meeting on 1-24-17. Companion bill to 17-0043 below.

**Affected Council District(s) or citywide? CD9**

**Executive Summary with Rationale and Impact:**

The Department of Public Works is requesting an ordinance to implement the annual program of the department of Public Works infrastructure programs by waiving the requirement that contracts above \$500,000 be individually approved by City Council and to implement this annual program to be submitted to City Council for approval or disapproval. All contracts to implement this program will be publicly advertised and competitively awarded to the lowest, responsive, responsible bidder(s). Each quarter that

contract(s) subject to this approval are executed, City Council will be provided a report of those awards.

**Address/Location (if applicable):**

**Legal Description (if applicable):**

**Denver Revised Municipal Code (D.R.M.C.) Citation (if applicable):**

**Draft Bill Attached?**