



Legislation Details (With Text)

File #: 22-1681 **Version:** 1
Type: Resolution **Status:** Adopted
File created: 12/19/2022 **In control:** Finance & Governance Committee
On agenda: 1/9/2023 **Final action:** 1/9/2023

Title: A resolution approving a proposed License Agreement between the City and County of Denver and Fillmore @ Third, LLC for a crane to swing over city owned property at 305 North Milwaukee Street. Approves a temporary construction easement with Fillmore @ Third, LLC for up to \$19,950 and 3 years to allow a crane boom to move over city owned property, located at 305 North Milwaukee Street, so the adjacent property owner can complete construction at 311 North Fillmore in Council District 10 (FINAN-202265843). The last regularly scheduled Council meeting within the 30-day review period is on 1-30-2023. The Committee approved filing this item at its meeting on 12-27-2022.

Sponsors:

Indexes: Lucas Palmisano

Code sections:

Attachments: 1. RR22-1681_Bill_Resolution_request_305 N Milwaukee (aerial crane swing easement) FINAL, 2. 22-1681 Filed Resolution_Fillmore@Third,LLC_202265843-00, 3. 22-1681 Agr_Fillmore @ Third, LLC_202265843-00, 4. 22-1681 Filed Resolution_Fillmore@Third,LLC, 5. 22-1681 - signed

Date	Ver.	Action By	Action	Result
1/9/2023	1	Council President	signed	
1/9/2023	1	City Council	adopted	Pass
12/27/2022	1	Finance & Governance Committee	approved by consent	

Contract Request Template (Contracts; IGAs; Leases)

Date Submitted: 12-26-2022

**Requesting Agency: Finance
Division:**

**Subject Matter Expert Name: Lisa Lumley
Email Address: Lisa.Lumley@denvergov.org
Phone Number:**

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 resolution approving a proposed License Agreement between the City and County of Denver and Fillmore @ Third, LLC for a crane to

swing over city owned property at 305 North Milwaukee Street.

Approves a temporary construction easement with Fillmore @ Third, LLC for up to \$19,950 and 3 years to allow a crane boom to move over city owned property, located at 305 North Milwaukee Street, so the adjacent property owner can complete construction at 311 North Fillmore in Council District 10 (FINAN-202265843). The last regularly scheduled Council meeting within the 30-day review period is on 1-30-2023. The Committee approved filing this item at its meeting on 12-27-2022.

Affected Council District(s) or citywide? 10

Contract Control Number: FINAN-202265843

Vendor/Contractor Name (including any "DBA"): Fillmore @ Third, LLC

Type and Scope of services to be performed:

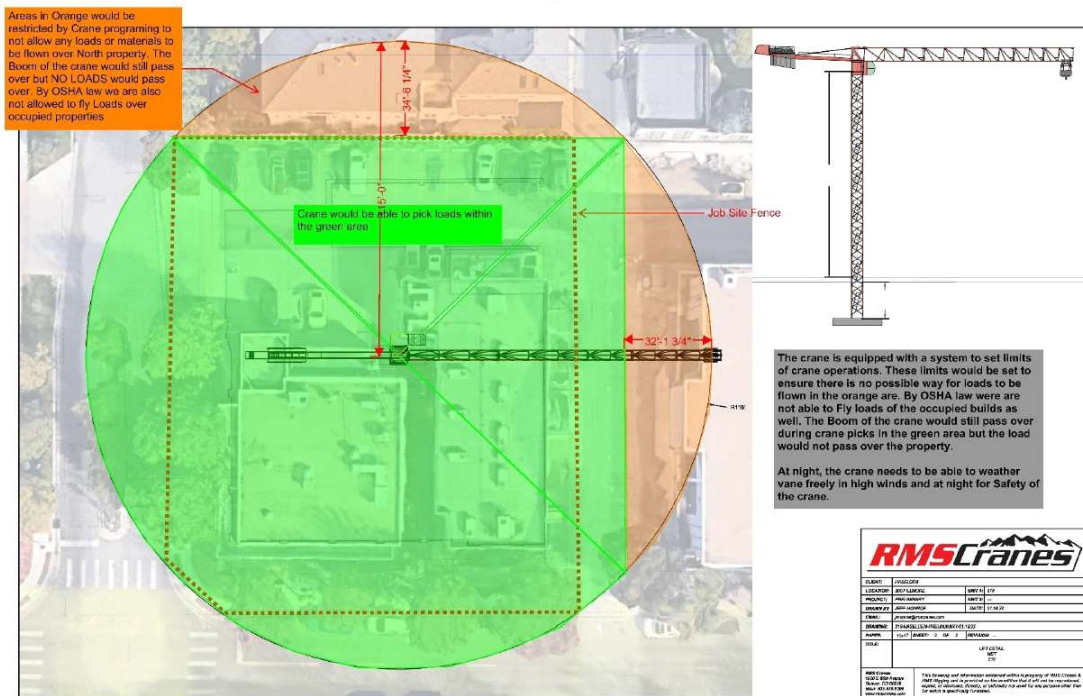
Approves granting an aerial easement for crane swing over city owned property at 305 N. Milwaukee St. The crane swing reach is estimated to be over the property approximately 50 feet.

Construction to occur at neighboring property where crane base will be located (311 N. Fillmore). The crane swing will swing over City property at 305 N. Milwaukee by approximately 33 feet.

The crane is equipped with a system to set limits of crane operations. Because of this, these limits would be set to ensure there is no way for loads to be flown in the area covered by the aerial easement (33 feet of City property). The boom of the crane would still pass over the area during pickups but the load would not pass over the property. In addition, OSHA law prevents flying loads over occupied buildings. (This information was provided by Grantee, per Exhibit C, attached below).

EXHIBIT C

Crane Swing "Easement"



Location (if applicable): 305 N. Milwaukee St.

WBE/MBE/DBE goals that were applied, if applicable (construction, design, Airport concession contracts):

Are WBE/MBE/DBE goals met (if applicable)?

Is the contract new/a renewal/extension or amendment?

New

Was this contractor selected by competitive process or sole source?

Sole

For New contracts

Term of initial contract:

Up to 3 years

Options for Renewal:

How many renewals (i.e. up to 2 renewals)?

Term of any renewals (i.e. 1 year each):

Cost of initial contract term:

\$19,950

Cost of any renewals:

Total contract value council is approving if all renewals exercised:

For Amendments/Renewals Extensions:

Is this a change to cost/pricing; length of term; terms unrelated to time or price (List all that apply)?

If length changing

What was the length of the term of the original contract?

What is the length of the extension/renewal?

What is the revised total term of the contract?

If cost changing

What was the original value of the entire contract prior to this proposed change?

What is the value of the proposed change?

What is the new/revised total value including change?

If terms changing

Describe the change and the reason for it (i.e. compliance with state law, different way of doing business etc.)