



## Legislation Details (With Text)

**File #:** 21-1306      **Version:** 1

**Type:** Resolution      **Status:** Adopted

**File created:** 10/25/2021      **In control:** Finance & Governance Committee

**On agenda:** 11/15/2021      **Final action:** 11/15/2021

**Title:** A resolution approving a proposed License Agreement and Covenant between the City and County of Denver and Cherry Tree Estates, LLC for the installation of certain utilities within the access way off South Quebec Street and East Colorado Avenue.  
Approves a revocable, nonexclusive license agreement and covenant with Cherry Tree Estates, LLC for \$10 for the installation of certain utilities within the access way off South Quebec Street and off East Colorado Avenue in Council District 6 (FINAN-202160545). The last regularly scheduled Council meeting within the 30-day review period is on 12-6-21. The Committee approved filing this item at its meeting on 11-2-21.

**Sponsors:**

**Indexes:** Zach Rothmier

**Code sections:**

**Attachments:** 1. RR21 1306 DOF Cherry Tree Estates Utility License, 2. 21-1306 Filed Resolution\_CherryTreeEstates\_202160545-00, 3. 21-1306 LicAgr-Covenant\_Cherry Tree Estates\_202160545-00, 4. 21-1306 Filed Resolution\_CherryTreeEstates, 5. 21-1306 - signed

Date	Ver.	Action By	Action	Result
11/15/2021	1	Council President	signed	
11/15/2021	1	City Council	adopted	Pass
11/2/2021	1	Finance & Governance Committee	approved by consent	Pass

### Contract Request Template (Contracts; IGAs; Leases)

**Date Submitted:** 10-25-21

**Requesting Agency:** Finance  
**Division:**

**Subject Matter Expert Name:**

Name:	Lisa Lumley
Email:	Lisa.Lumley@denvergov.org

**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 and Covenant between the City and County of Denver and Cherry Tree Estates, LLC for the installation of certain utilities within the access way off South Quebec Street and East Colorado Avenue.**

Approves a revocable, nonexclusive license agreement and covenant with Cherry Tree Estates, LLC for \$10 for the installation of certain utilities within the access way off South Quebec Street and off East Colorado Avenue in Council District 6 (FINAN-202160545). The last regularly scheduled Council meeting within the 30-day review period is on 12-6-21. The Committee approved filing this item at its meeting on 11-2-21.

**Affected Council District(s) or citywide?** Council District 6

**Contract Control Number:** FINAN-202160545

**Vendor/Contractor Name (including any "DBA"):** Cherry Tree Estates, LLC

**Type and Scope of services to be performed:**

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.

**Location (if applicable):**

**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?**

**Was this contractor selected by competitive process or sole source?**

**For New contracts**

**Term of initial contract:** Perpetual

**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:** \$10.00

**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.)**