



Legislation Details (With Text)

File #: 20-0528 **Version:** 1

Type: Resolution **Status:** Adopted

File created: 6/1/2020 **In control:** Business, Arts, Workforce, Climate & Aviation Services Committee

On agenda: 6/22/2020 **Final action:** 6/22/2020

Title: A resolution approving a proposed Agreement between the City and County of Denver and Oak Leaf Solar XVIII, LLC concerning the ground lease for construction and operation of a solar array at Denver International Airport.
Approves a lease and license agreement with Oak Leaf Solar XVIII, LLC for \$771,611 and for 25.5 years for the lease of approximately 40 acres for construction and operation of a solar array developed and maintained by Oak Leaf Solar XVIII LLC at Denver International Airport (PLANE-202053422). The last regularly scheduled Council meeting within the 30-day review period is on 6-29-20. The Committee approved filing this item at its meeting on 6-10-20.

Sponsors:

Indexes: John Mahoney

Code sections:

Attachments: 1. RR20 0528 DIA Oak Leaf Solar Lease and License Agreement, 2. 20-0528 Filed Resolution_Oak Leaf Solar XVIII LLC, 3. 20-0528 Contract_Oak Leaf Solar XVIII LLC, 4. 20-0528 Filed Resolution_Oak Leaf Solar XVIII LLC, 5. 20-0528 - signed

| Date | Ver. | Action By | Action | Result |
|-----------|------|--|---------------------|--------|
| 6/23/2020 | 1 | Council President | signed | |
| 6/22/2020 | 1 | City Council | adopted | Pass |
| 6/10/2020 | 1 | Business, Arts, Workforce, Climate & Aviation Services Committee | approved by consent | |

Contract Request Template (Contracts; IGAs; Leases)

Date Submitted: 6-01-20

Requesting Agency: Denver International Airport
Division:

Subject Matter Expert Name:

| | |
|--------|-----------------------------|
| Name: | Angela Casias |
| Email: | Angela.Casias@flydenver.com |

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 Agreement between the City and County of Denver and Oak Leaf Solar XVIII, LLC concerning the ground lease for construction and operation of a solar array at Denver International Airport.

Approves a lease and license agreement with Oak Leaf Solar XVIII, LLC for \$771,611 and for 25.5 years for the lease of approximately 40 acres for construction and operation of a solar array developed and maintained by Oak Leaf Solar XVIII LLC at Denver International Airport (PLANE-202053422). The last regularly scheduled Council meeting within the 30-day review period is on 6-29-20. The Committee approved filing this item at its meeting on 6-10-20.

Affected Council District(s) or citywide? Council District 11

Contract Control Number: PLANE-202053422

Vendor/Contractor Name (including any "DBA"): Oak Leaf Solar XVIII LLC

Type and Scope of services to be performed:

This requests initiation of a ground lease of approximately 40 acres, as determined by the parties and per the final site design, of the real property located at Denver International Airport (DEN) south of 112th Street and east of N Trussville St. or a mutually agreeable location, as a suitable location to construct a solar array. Oak Leaf Solar XVIII, LLC (Oak Leaf) will pay DEN \$525 per acre (prorated for any fractional acre) per year and a \$2,500 annual access license fee. Lease and license payments will begin at the Effective Date, defined as date the City executes this Agreement.

The solar array is expected to generate over 571 million kWh of renewable electricity, nearly doubling the amount of solar interconnected to DEN's electric grid and avoiding over 514,000 tons of CO2 over its project life.

Total Contract Amount: \$ 771.611

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: 25.5 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: \$771,611

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.)