File #: 22-1068, **Version:** 1

Contract Request Template (Contracts; IGAs; Leases)

Date Submitted: 9-5-2022

Requesting Agency: General Services
Division:

Subject Matter Expert Name: Nicol Suddreth
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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 Second Amendatory Agreement between the City and County of Denver and MSP Master Tenant I, LLC to clarify roles and responsibilities related to roof maintenance and repair.

Amends the lease agreement with MSP Master Tenant I, LLC to clarify roles and responsibilities related to the roof maintenance and repair at the solar power generating facility located at 671 South Jason Street in Council District 7. No change to lease amount or duration (RC-0A008-02/ GENRL-202263077-02). The last regularly scheduled Council meeting within the 30-day review period is on 10-10-2022. The Committee approved filing this item at its meeting on 9-6-2022.

Affected Council District(s) or citywide? 7

Contract Control Number: RC-0A008-02/ GENRL-202263077-02

Vendor/Contractor Name (including any "DBA"): MSP Master Tenant I, LLC

Type and Scope of services to be performed: Lease agreement between the City and County of Denver and MSP Master Tenant I, LLC was for the construction, operation and use of the constructed solar garden located at 671 South Jason Street, Denver, CO. The terms of the lease agreement for this generating facility site are related to the power purchase agreement

between both entities and the production of related services.

Location (if applicable): 671 South Jason Street

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

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

Is the contract new/a renewal/extension or amendment?
amendment
Was this contractor selected by competitive process or sole source?
Comp.
For New contracts
Term of initial contract:

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:

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)?
Terms unrelated
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.) The amendment to the lease agreement with MSP Master Tenant I, LLC is needed to clarify roles and responsibilities between the City and County of Denver and MSP Master Tenant I, LLC for the repair, maintenance and/or replacement work of the solar panels located at 671 South Jason Street, Denver, CO. Amendment will also

include notification timelines the City is required to notify the Lessee of significant maintenance impacts of the premises and percentage breakdown of cost the City and Lessee are required to pay for maintenance, removal, storing and reinstallation of the generating facility.