

**Town of Erie
Ordinance No. 01-2021**

**An Ordinance of the Board of Trustees of the Town of Erie Approving
an Amendment to the Lease Agreement with CoSolve, Inc. for 625
Pierce Street, Erie, Colorado**

Whereas, the Town owns the property located at 625 Pierce Street, Erie, Colorado, which includes a building that is currently vacant (the "Premises");

Whereas, in November 2020, the Board of Trustees approved a lease of the Premises to CoSolve, Inc.

Whereas, the lease provides that CoSolve, Inc. will pay for all utilities associated with the Premises;

Whereas, at the time of the original lease Town staff and CoSolve did not understand the utilities for the building included the electricity for one of the Town's newly installed electric vehicle charging stations; and

Whereas, the Board of Trustees wishes to approve an amendment to the original lease agreement to remove the burden of utility payments on CoSolve, Inc.

Now Therefore be it Ordained by the Board of Trustees of the Town of Erie, Colorado, that:

Section 1. The Amendment to Lease Agreement is hereby approved in substantially the form attached hereto, subject to final approval by the Town Attorney. Upon such approval, the Town Administrator is hereby authorized to execute the Amendment to Lease Agreement on behalf of the Town.

Section 2. Severability. If this Ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Board of Trustees hereby declares that it would have passed this Ordinance and each part or parts hereof irrespective of the fact that any one, or part, or parts be declared unconstitutional or invalid.

Section 3. Safety. The Board of Trustees finds that the adoption of this Ordinance is necessary for the protection of the public health, safety and welfare.

Section 4. Effective Date. This Ordinance shall take effect 30 days after publication following adoption.

Introduced, Read, Passed and Ordered Published this 12th day of January 2021.

Jennifer Carroll, Mayor

Attest:

Heidi Leatherwood, Town Clerk