



RE: ATTACHMENT E | SUITE LEVEL HVAC

In addition to the Capital Improvement Fund (CIF) commitments delineated and mutually agreed to in Attachment B of the Stadium Lease Agreement, the City and the Lessee both recognize the immediate need to replace the HVAC system on the Suite Level and mutually agree to work in good faith to have the project completed by March 31, 2022.

To facilitate the completion of the above referenced project, the parties agree to the following:

1. Both parties have participated in a project scoping meeting in which the scope of the project was outlined by the consultant and was mutually agreed to by all parties.
2. The City agrees to fund the construction costs associated with the operations of the new HVAC system according to the scope outline agreed to as a result of item 1. This scope includes:
 - a. Demolition of the existing system and accessories.
 - b. Installation of multiple HVAC unit(s) on the roof.
 - c. All necessary electrical and lighting work associated with items A and B, including LED lighting in the suites.
 - d. Removal of the drop down ceiling in the common space area and all necessary work to ensure the space is operational (e.g. lighting, painting, sound baffling, etc.).
3. The parties agree that the City will fund the above scope in an amount not-to-exceed \$1,200,000. Should the cost of the project exceed \$1,200,000, the parties agree to value engineer the project in order meet the budget, unless specified by the City Council.
4. The Lessee agrees that any aesthetic improvements resulting from the HVAC project not specified in the project scoping outline will be funded solely by the Lessee; City funds will not be used for these enhancements including funds from the CIF and/or the SIF.
5. Both parties agree to continue ongoing communication regarding project deliverables and the completion timeline.