

**Office of the County Auditor**  
**Auditor's Analysis**

**Amendment No. 1**  
**Council Bill No. 53-2020**

Amendment Proposed by: The Chairperson at the request of the County Executive  
Introduced: October 5, 2020  
Auditor: Michael A. Martin

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Fiscal Impact:

We believe there will be no fiscal impact as a result of this amendment, provided there is not a change in timing of payments as noted under Other Comments.

Purpose:

This amendment substitutes a revised Installment Purchase Agreement in order to specify:

- That the first payment may be subject to reduction for amounts received by the Seller;
- That the Seller shall have the right to act under the Sale Agreement; and
- Language that directs which agreement shall control if there is a conflict between the Sale Agreement and the Installment Purchase Agreement.

The amendment also revises the language relating to payments made as stipulated in the Installment Purchase Agreement. Currently, the legislation states such payments would be made following the first anniversary of the Installment Purchase Agreement.

*We have requested the Department of Finance to confirm whether this change will affect the timing of the scheduled payments as outlined below.*

Other Comments:

According to the Department of Finance, the current Scheduled Installment Purchase Agreement payments are as follows:

<b>Payment Date</b>	<b>Amount</b>	<b>Details</b>
December 2020	200,000	Down Payment
December 2020	50,000	Issuance Costs
December 2020	3,700,000	1st Principal Payment
August 2021	1,850,000	2nd Principal Payment
August 2021	18,500	Accrued Interest
	<b>5,818,500</b>	<b>TOTAL</b>