

ORDINANCE/RESOLUTION REQUEST

Please email requests to the Mayor’s Legislative Team

at MileHighOrdinance@DenverGov.org by **3:00pm on Monday**. Contact the Mayor’s Legislative team with questions

Date of Request: 10/1/2020 _____

Please mark one: Bill Request or Resolution Request

1. Type of Request:

- Contract/Grant Agreement Intergovernmental Agreement (IGA) Rezoning/Text Amendment
- Dedication/Vacation Appropriation/Supplemental DRMC Change
- Other:

2. Title: (Start with *approves, amends, dedicates*, etc., include name of company or contractor and indicate the type of request: grant acceptance, contract execution, contract amendment, municipal code change, supplemental request, etc.)

Amends contract FINAN-201843731-00 with the Denver Center for the Performing Arts (DCPA) to provide DCPA additional rent relief until resumption of sustained business activities in the leased premises or December 31, 2021, whichever first occurs; at City’s option, to extend the lease, beginning on January 1, 2023 for an amount of time not to exceed the rent abatement period; to allow limited engagement activities during the rent abatement period without automatic resumption of rents contingent on approval of Arts & Venues; to extend employee benefit protections; and to add terms and conditions necessary to effect the foregoing and comply with City Code.

3. Requesting Agency: Arts and Venues

4. Contact Person:

Contact person with knowledge of proposed ordinance/resolution	Contact person to present item at Mayor-Council and Council
Name: Ginger White	Name: Ginger White
Email: Ginger.White@denvergov.org	Email: Ginger.White@denvergov.org

5. General description or background of proposed request. Attach executive summary if more space needed:

In conformity with rent abatement previously approved by City Council, and in consideration of future adverse business impacts directly due to the COVID 19 pandemic, this amendment seeks to:

1. Extend the rent abatement period through resumption of sustained business activities in the leased premises or December 31, 2021, whichever first occurs;
2. Provide City an option to extend DCPA’s lease, for a period not to exceed the rent abatement period;
3. Add new language to provide for limited activity during the rent abatement period;
4. Add language to address force majeure and minimum wage obligations; and
5. Extend employee benefit protections.

6. City Attorney assigned to this request (if applicable):

Franklin Romines

7. City Council District:

District 9, Citywide

To be completed by Mayor’s Legislative Team:

Resolution/Bill Number: RR20 1126

Date Entered: _____

8. ****For all contracts, fill out and submit accompanying Key Contract Terms worksheet****

Key Contract Terms

Type of Contract: (e.g. Professional Services > \$500K; IGA/Grant Agreement, Sale or Lease of Real Property):

Vendor/Contractor Name: Denver Center for the Performing Arts

Contract control number: FINAN-201843731-00

Location: Denver Performing Arts Complex

Is this a new contract? Yes No **Is this an Amendment?** Yes No **If yes, how many?** 3

Contract Term/Duration (for amended contracts, include existing term dates and amended dates):

Contract Amount (indicate existing amount, amended amount and new contract total):

<i>Current Contract Amount</i> (A)	<i>Additional Funds</i> (B)	<i>Total Contract Amount</i> (A+B)
\$582,600.00	\$0	N/A*

<i>Current Contract Term</i>	<i>Added Time</i>	<i>New Ending Date</i>
12/31/22	N/A**	

* Total rent paid will depend on length of extension option. DCPA will pay additional rent in 2023, if option to extend is exercised by City.

**City Option to extend, which is contingent on length of rent abatement period. City may exercise its option to extend the lease expiration date beginning on 1/1/2023. Lease shall conclude no later than 12/31/2023.

Scope of work: The DCPA leases real estate at the Helen Bonfils Complex and the Garner Galleria Theater from the City of Denver for theatrical performances and other events as well as booking shows and events at other city owned properties. This lease obligates DCPA to pay monthly lease payments.

Was this contractor selected by competitive process? N/A

If not, why not? Revenue agreement for the lease of property at the Denver Performing Arts Complex

Has this contractor provided these services to the City before? Yes No

Source of funds: Revenue agreement subject to lease of property and business activity.

Is this contract subject to: W/MBE DBE SBE XO101 ACDBE N/A

WBE/MBE/DBE commitments (construction, design, Airport concession contracts): N/A

Who are the subcontractors to this contract? N/A

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