

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: 11/15/2019

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 Flog, LLC's concession license for food and beverage services at Overland Golf Course.

3. Requesting Agency: Parks and Recreation

4. Contact Person:

Contact person with knowledge of proposed ordinance/resolution	Contact person to present item at Mayor-Council and Council
Name: Scott Rethlake	Name: Yolanda Quesada
Email: Scott.Rethlake@denvergov.org	Email: yolanda.quesada@denvergov.org

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

This amendment #3 clarifies changes made via prior amendment #2 regarding the tent purchase requirement, in order to add the exact dollar value (\$8600), as well as minimum wage provisions. The version of Amendment #2 approved by Council did not include these provisions. This amendment also updates the gross revenue definition to clarify that event deposits are a liability and not a revenue, and updates the payment provisions so that the Concessionaire will be required to pay revenue percentage payments each month. This will protect the City in case the Concessionaire abandons their duties before the annual minimum payment is due in May.

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

7. City Council District: 7

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

To be completed by Mayor's Legislative Team:

Resolution/Bill Number: RR19 1307

Date Entered: _____

Key Contract Terms

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

Vendor/Contractor Name: Flog, LLC

Contract control number: 201738457

Location: Overland Golf Course, 1801 S Huron St, Denver, CO 80223

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):

Current term: 1/1/18-1/1/28

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

no change

(\$15,000 guaranteed annual minimum payment, and 9% of monthly gross revenues, to be paid each month

Pre-determined Capital improvements: carpet replacement, new patio, to-be-determined replacement for tent, and new furniture

Additional capital improvements: \$3500 per year for projects agreed upon by DPR)

<i>Current Contract Amount</i> (A)	<i>Additional Funds</i> (B)	<i>Total Contract Amount</i> (A+B)

<i>Current Contract Term</i>	<i>Added Time</i>	<i>New Ending Date</i>
1/1/18 – 1/1/28	N/A	N/A

Scope of work:

Flog, LLC provides food and beverage services along with merchandise sales to golfers and the public at the Overland clubhouse. This amendment clarifies the amount of the replacement for a tent purchase, adds minimum wage provisions, and clarifies payment terms and definitions.

Was this contractor selected by competitive process? Yes **If not, why not?**

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

Source of funds:

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

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

Who are the subcontractors to this contract? none

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Date Entered: _____