

ORDINANCE/RESOLUTION REQUEST

**All fields must be completed.*
Incomplete request forms will be returned to sender which may cause a delay in processing.*

Date of Request: 11/16/2016

Please mark one: **Bill Request** or **Resolution Request**

1. Has your agency submitted this request in the last 12 months?

Yes **No**

If yes, please explain:

2. Title: *New Belgium Spoke Second Amendment between the City and County of Denver and Concessions Colorado, LLC dba New Belgium Spoke (AR 18001 -02).*

3. Requesting Agency: Department of Aviation

4. Contact Person: *(With actual knowledge of proposed ordinance/resolution.)*

- **Name:** Aaron Barraza
- **Phone:** (303) 342-2261
- **Email:** Aaron.Barraza@flydenver.com

5. Contact Person: *(With actual knowledge of proposed ordinance/resolution who will present the item at Mayor Council and who will be available for first and second reading, if necessary.)*

- **Name:** Neil A. Maxfield, SVP - Concessions
- **Phone:** (303) 342-2574
- **Email:** SVP@flydenver.com

6. General description of proposed ordinance including contract scope of work if applicable:

The Amendment addresses declining passenger numbers that affect a previously awarded concession contract. This proposed amendment will mutually terminate an existing concession contract term originally set to expire on 5/30/2018. The new contract expiration date is 7/26/2015. The amendment will also delete the refurbishment minimum investment and refurbishment completion date.

- a. **Contract Control Number:** AR 18001 - 02
- b. **Duration:** Contract amended to expire 7/26/2015
- c. **Location:** DEN
- d. **Affected Council District:** 11
- e. **Benefits:** Concessionaire was not able to sustain business during a significant drop in customer traffic. Service to customers became impossible with severe loss of revenue.
- f. **Costs:**

<i>Current Contract Amount</i>	<i>Additional Funds</i>	<i>Total Contract Amount</i>
<i>(A)</i>	<i>(B)</i>	<i>(A+B)</i>
\$250,000/yr.	Percentage of gross revenues	\$250,000/yr + percentage

<i>Current Contract Term</i>	<i>Added Time</i>	<i>New Ending Date</i>
12/20/2010-5/30/2018	Terminate 7/31/2015	7/31/2015

- g. **Date Goals Assigned:** 12/20/2010
- h. **Goals:** ACDBE Established 36%; Achieved 40%

7. Is there any controversy surrounding this ordinance? (Groups or individuals who may have concerns about it?) Please explain.

To be completed by Mayor's Legislative Team:

SIRE Tracking Number: _____

Date: _____

Key Contract Terms

Type of Contract:

- Professional Services > \$500K Lease Design or Construction for airport improvements > \$5M
 Grant IGA Sale of Real Property Sale of Personal Property

Vendor/Contractor Name: Concessions Colorado, LLC d/b/a New Belgium Spoke

Contract control number: AR 18001-02

City's contract manager: Linda Kay Nedved, 303.342.2559

Was this contractor selected by competitive process? Yes, original agreement was awarded via RFP process and selection.

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

Term/Duration of contract/project: Amended to 4 years, 8 months, 24 days

Is this a new contract? Yes No Is this an Amendment? Yes No If yes, how many? 2nd

Renewal terms: N/A

Purpose: Address declining passenger numbers the negatively affected concessionaire and their revenues.

Cost/value: \$250,000/yr + percentage

Source of funds: Concessionaire Minimum Annual Guarantee + revenue from sales

Benefit: Allowed Concessionaire to continue with uninterrupted service in other locations.

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?

Location: DEN A Concourse, Regional Jet Facility

Affected Council District: 11

To be completed by Mayor's Legislative Team:

SIRE Tracking Number: _____

Date: _____