

**ORDINANCE/RESOLUTION REQUEST**

Please email requests to the Mayor’s Legislative Team  
at [MileHighOrdinance@DenverGov.org](mailto:MileHighOrdinance@DenverGov.org) by **3:00pm on Monday**.

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

Date of Request: 4/15/2014

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:

Trugoy, Inc. dba TCBY (B) A38001(8) Eighth Amendment to Agreement ( Holdover)

3. Requesting Agency: Department of Aviation

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

- Name: Amy Raaz
- Phone: (303) 342-2201
- Email: Amy.Raaz@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: John Ackerman
- Phone: (303) 342-2565
- Email: john.ackerman@flydenver.com

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

Eighth Amendment to revise existing Holdover language to allow Manager, at her sole discretion, to waive additional rent equal to 150% of monthly Rent provided for in section 4.04 of the Agreement and allow Concessionaire to holdover at 100% the rental rate.

*\*Please complete the following fields: (Incomplete fields may result in a delay in processing. If a field is not applicable, please enter N/A for that field.)*

- a. Contract Control Number: AC 38001
- b. Duration: 2/28/1995- 8/31/2014
- c. Location: DIA
- d. Affected Council District: 11
- e. Benefits: Keep revenue stream in place while the Airport determines best use for the tenant space. Minimizes “dark” time where space is not generating revenues and enhances customer service through limiting the down time during contracting and design phases.
- f. Costs: 0

<i>Current Contract Amount (A)</i>	<i>Additional Funds (B)</i>	<i>Total Contract Amount (A+B)</i>
\$70,452/year	0	\$70,452/year

<i>Current Contract Term</i>	<i>Added Time</i>	<i>New Ending Date</i>

To be completed by Mayor’s Legislative Team:

SIRE Tracking Number: \_\_\_\_\_

Date: \_\_\_\_\_

2/28/1995- 8/31/2014	0	8/31/2014
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**g. Date Goals Assigned:** N/A – This amendment is not a material change the goal and tenant remain the same.

**Goals:** Trugoy, Inc. is a certified ACDBE participation at 100%

**7. Is there any controversy surrounding this ordinance?** (*Groups or individuals who may have concerns about it?*) **Please explain.** No

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*To be completed by Mayor's Legislative Team:*

SIRE Tracking Number: \_\_\_\_\_

Date: \_\_\_\_\_

Key Contract Terms

Vendor/Contractor Name: Trugoy, Inc. dba TCBY (C )

Contract control number: AC 38001(8)

City's contract manager: Tea Schook

Was this contractor selected by competitive process? Was it the low bid? This is an Amendment to an existing Agreement.

Term/Duration of contract/project: 2/28/1995- 8/31/2014

Renewal terms: No renewal

Purpose: Revise holdover language to allow Manager at her sole discretion to waive additional rent equal to 150% of monthly Rent provided for in section 4.04 of the Agreement and allow concessionaire to holdover at 100% of rental rate.

Scope of services to be provided with performance bench marks: Not applicable

Cost/value: No cost. \$70,452/year

Source of funds: Tenant rents

Benefit: Keep revenue stream in place while the Airport determines best use for the tenant space. Minimizes "dark" time where space is not generating revenues and enhances customer service through limiting the down time during contracting and design phases.

Termination provision for City and for contractor: 30 days written notice to terminate.

WBE/MBE/DBE commitments (construction, design, Airport concession contracts): Trugoy, Inc. is a certified ACDBE participating at 100%. This amendment is not a material change the goal and tenant remain the same.

Who are the subcontractors to this contract? None

Location: Airport, Concourse C

Affected Council District: 11

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*To be completed by Mayor's Legislative Team:*

SIRE Tracking Number: \_\_\_\_\_

Date: \_\_\_\_\_