

ORDINANCE/RESOLUTION REQUEST

All Fields must be completed

Incomplete request forms will be returned to sender which may cause a delay in processing.

Please mark one: Bill Request or Resolution Request Date of Request: 3/18/22

1. Type of Request:

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

2. Title:

Approves a 2nd Amendment to the Ground Lease with Fox Rent A Car, Inc.

3. Requesting Agency: Department of Aviation

4. Contact Person:

| | |
|---|---|
| Contact person with knowledge of proposed ordinance/resolution | Contact person to present item at Mayor-Council and Council |
| Name: Ken Cope | Name: Carolina Flores |
| Email: ken.cope@flydenver.com | Email: Carolina.Flores@flydenver.com |

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

This amends the existing ground lease with Fox car rental to extend term for five years. This Second Amendment terminates the Rental Car Concession Agreement and moves relevant clauses into this Lease to consolidate all terms under one agreement. The Amendment provides some stability to the rental car industry, which is still in recovery from the pandemic travel shutdown, and time for the airport to commence its rental car master program.

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

7. City Council District: District 11

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

To be completed by Mayor's Legislative Team:

Resolution/Bill Number: _____

Date Entered: _____

Key Contract Terms

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

Vendor/Contractor Name: Fox Rent A Car, Inc.

Contract control number: PLANE-202159849 [201314178]

Location: Airport

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

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

Original Term Six years—January 1, 2014-December 31, 2020; currently on hold over, operating on a month-to-month tenancy;
Amendment adds five years—January 2021-December 31, 2027

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) |
|---------------------------------------|--------------------------------|---------------------------------------|
| 2,165,663 | 10,828,315 | 12,993,978 |

| <i>Current Contract Term</i> | <i>Added Time</i> | <i>New Ending Date</i> |
|------------------------------|-------------------|------------------------|
| 6 years | 5 years | 12/31/2027 |

Scope of work:

N/A. This is a revenue agreement

Was this contractor selected by competitive process? No. **If not, why not?** No other companies interested at that time; Fox was issued an agreement to rent cars under same requirements and conditions as existing rental car companies.

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

Source of funds: N/A

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

WBE/MBE/DBE commitments (construction, design, Airport concession contracts): 2%

Who are the subcontractors to this contract? N/A

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Date Entered: _____