

**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**. Contact the Mayor’s Legislative team with questions

Date of Request: 08/08/2019

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 a lease agreement with Epernay LLC to: modify the termination date to December 31<sup>st</sup>, 2019; restrict uses by the Tenant of the Leased Premises; and enhance safety in connection with the Leased Premises.

**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: Mark Heiser	Name: Mark Heiser
Email: Mark.Heiser@denvergov.org	Email: Mark.Heiser@denvergov.org

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

Epernay LLC is a retail establishment located on the corner of 14th and Arapahoe, at street level of the Denver Performing Arts Center Garage. The establishment operates exclusively as a nightclub under the name Onyx Ultra Lounge. Recent incidents near the leased premises have increased the City’s concern regarding the best use of this property going forward. The revision of this lease reflects an agreement between Epernay LLC and the City that the tenant will adhere to certain operating parameters for the remainder of the term, and that tenant will vacate the property on a mutually-agreed upon timeline—December 31, 2019 (with five additional days to fully vacate).

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

Frank Romines

**7. City Council District:** 9

**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):**

**Vendor/Contractor Name:** Epernay LLC

**Contract control number:** THTRS-201951344

**Location:**

**Is this a new contract?**  Yes  No **Is this an Amendment?**  Yes  No **If yes, how many?** 1st

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

Existing Term: 3/1/2012 – 12/31/2021

Amended Term: 3/1/2012 – 12/31/2019

**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)
<i>Current Contract Term</i>	<i>Added Time</i>	<i>New Ending Date</i>
3/1/2012-12/31/2021	-24 months	12/31/2019

**Scope of work:**

**Was this contractor selected by competitive process?**

**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?**

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

Resolution/Bill Number: \_\_\_\_\_

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