

BILL/ RESOLUTION REQUEST

1. Title: Approve the DIA Concession Execution of Non-Disturbance and Attornment Agreement with Skyport Development and Wolfgang Puck.

2. Requesting Agency: DIA

3. Contact Person *with actual knowledge of proposed ordinance*

Name:Lisa Torres

Phone:(303) 342-2518

Email:Lisa.Torres@flydenver.com

4. Contact Person *with actual knowledge of proposed ordinance who will present the item at Mayor Council and who will be available for first and second reading, if necessary*

Name:Brian Elms

Phone:303-342-2278

Email:brian.elms@flydenver.com

5. Describe the proposed ordinance, including what the proposed ordinance is intended to accomplish, who's involved

a. Scope of Work

A Non-Disturbance and Attornment Agreement among the City, Skyport Development Company (master developer of B Mezzanine) and F&B Concessions, LLC dba Wolfgang Puck (a sub-lessee of Skyport Development):

A Non-Disturbance, Attornment and Concession Agreement is a conditional right granted to sub-lessee to retain its leasehold in the event of default by Skyport Development Company through no fault of sub-lessee and grants a Conditional Assignment to City of Skyport's rights and obligations under the sub-lease.

b. Duration

N/A

c. Location

DIA

d. Affected Council District

11

e. Benefits

0

f. Costs

None.

6. Is there any controversy surrounding this ordinance, groups or individuals who may have concerns about it? Please explain.

No.

Bill Request Number: BR10-0693

Date: 8/4/2010