

SECOND AMENDMENT TO THE AIRPORT USE AND LEASE AGREEMENT

THIS SECOND AMENDMENT TO THE AIRPORT USE AND LEASE AGREEMENT is made and entered into as of the date stated on the City’s signature page below, by and between the **CITY AND COUNTY OF DENVER**, a municipal corporation of the State of Colorado, on behalf of its Department of Aviation (“**the City**”) and **BRITISH AIRWAYS, PLC**, a foreign corporation organized and existing under and by virtue of the laws of England and Wales, and authorized to do business in the State of Colorado (“**Airline**”).

WITNESSETH

WHEREAS, the City owns and operates Denver International Airport (the “Airport”); and

WHEREAS, the parties hereto entered into a certain Use and Lease Agreement, which was effective August 1, 2013, and a First Amendment to the Airport Use and Lease Agreement, effective June 1, 2017, (together, the “Existing Agreement”), under which the Airline and the City agree to the terms of the Airline’s use and lease of certain premises and facilities at the Airport; and

WHEREAS, Airline will shift from proprietary leased ticket counters to a Common Use ticket counter utilizing City ticket counters to accommodate the Jeppesen Terminal Redevelopment project.

NOW, THEREFORE, for and in consideration of the premises and other good and valuable consideration, the parties hereto agree as follows:

1. “Exhibit D” found in the Existing Agreement shall be deleted in its entirety and replaced with the new “Exhibit D” attached hereto.
2. The following is added to the Agreement as Section 10.25:

10.25. PAYMENT OF MINIMUM WAGE

Airline shall comply with, and agrees to be bound by, all requirements, conditions, and City determinations regarding the City’s Minimum Wage Ordinance, Sections 20-82 through 20-84 D.R.M.C., including, but not limited to, the requirement that every covered worker shall be paid no less than the City Minimum Wage in accordance with the foregoing D.R.M.C. Sections. By executing this Agreement, Airline expressly acknowledges that Airline is aware of the requirements of the City’s Minimum Wage Ordinance and that any failure by Airline, or any other individual or entity acting subject to this Agreement, to strictly comply with the foregoing D.R.M.C. Sections shall result in the penalties and other remedies authorized therein.

3. Except as modified by this Amendment, all of the terms and conditions of the Existing Contract shall remain in full force and effect.

4. This Amendment to Contract shall not be effective or binding on the City until approved and fully executed by all signatories of the City and County of Denver.

[SIGNATURES TO FOLLOW]

Contract Control Number:

IN WITNESS WHEREOF, the parties have set their hands and affixed their seals at Denver, Colorado as of

SEAL

CITY AND COUNTY OF DENVER

ATTEST:

By _____

APPROVED AS TO FORM:

REGISTERED AND COUNTERSIGNED:

By _____

By _____

By _____



Contract Control Number: PLANE-201310739-02

Contractor Name: British Airways, Plc

By: Richard Mendles

Name: Richard Mendles
(please print)

Title: General Counsel, Americas
(please print)

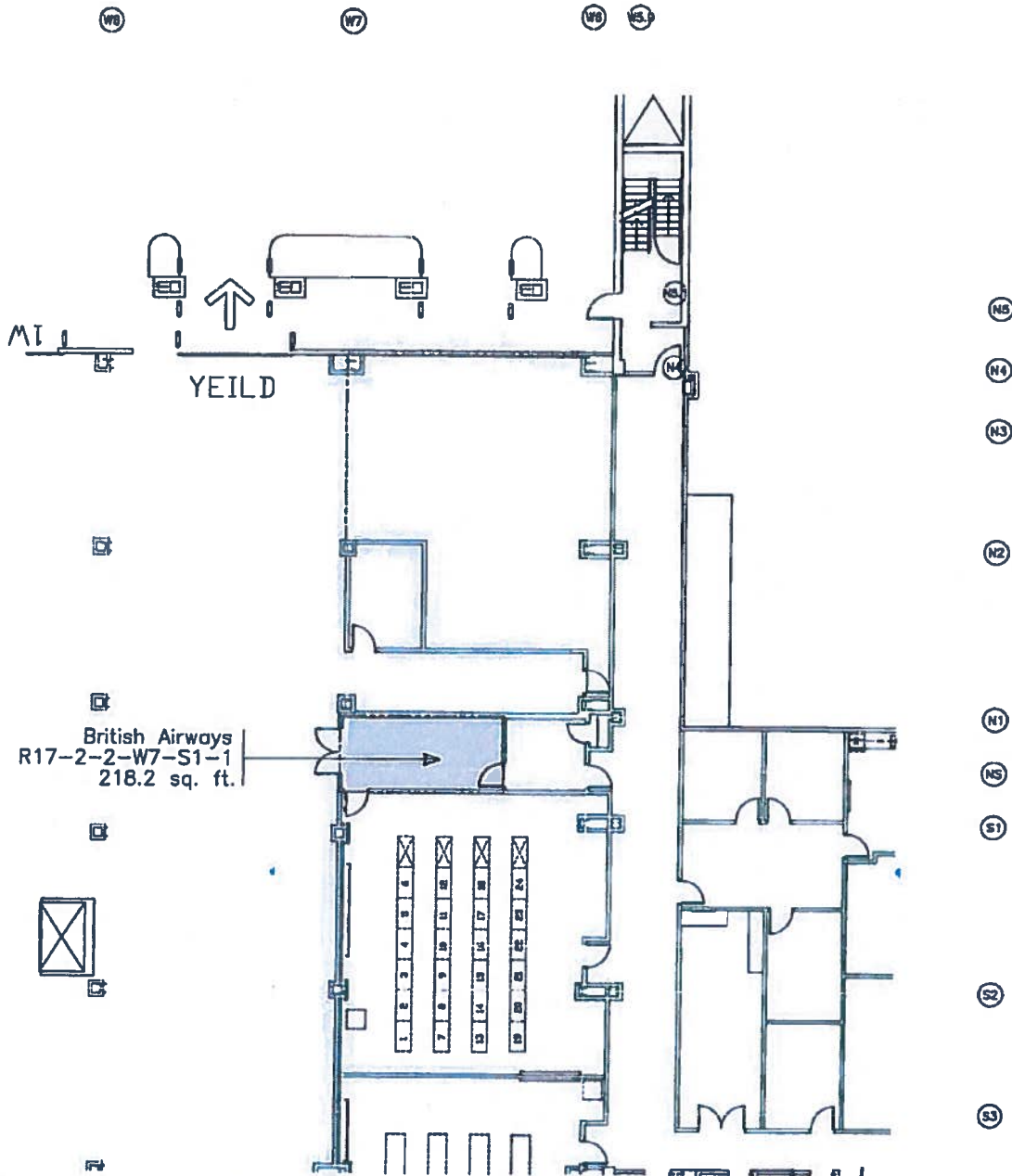
ATTEST: [if required]

By: James B Blaney

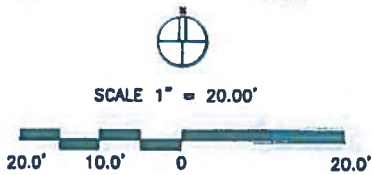
Name: James B Blaney
(please print)

Title: Senior Counsel, Americas
(please print)





CONC. WALL (BY CITY)
 STEEL-REINFORCED WALL (BY CITY)
 STONE WALL (BY CITY)
 TENANT LEASE LINE
 (H) □ COLUMNS
 NIC = Not Included
 (In Layout or Sup. Pl. Calc.)

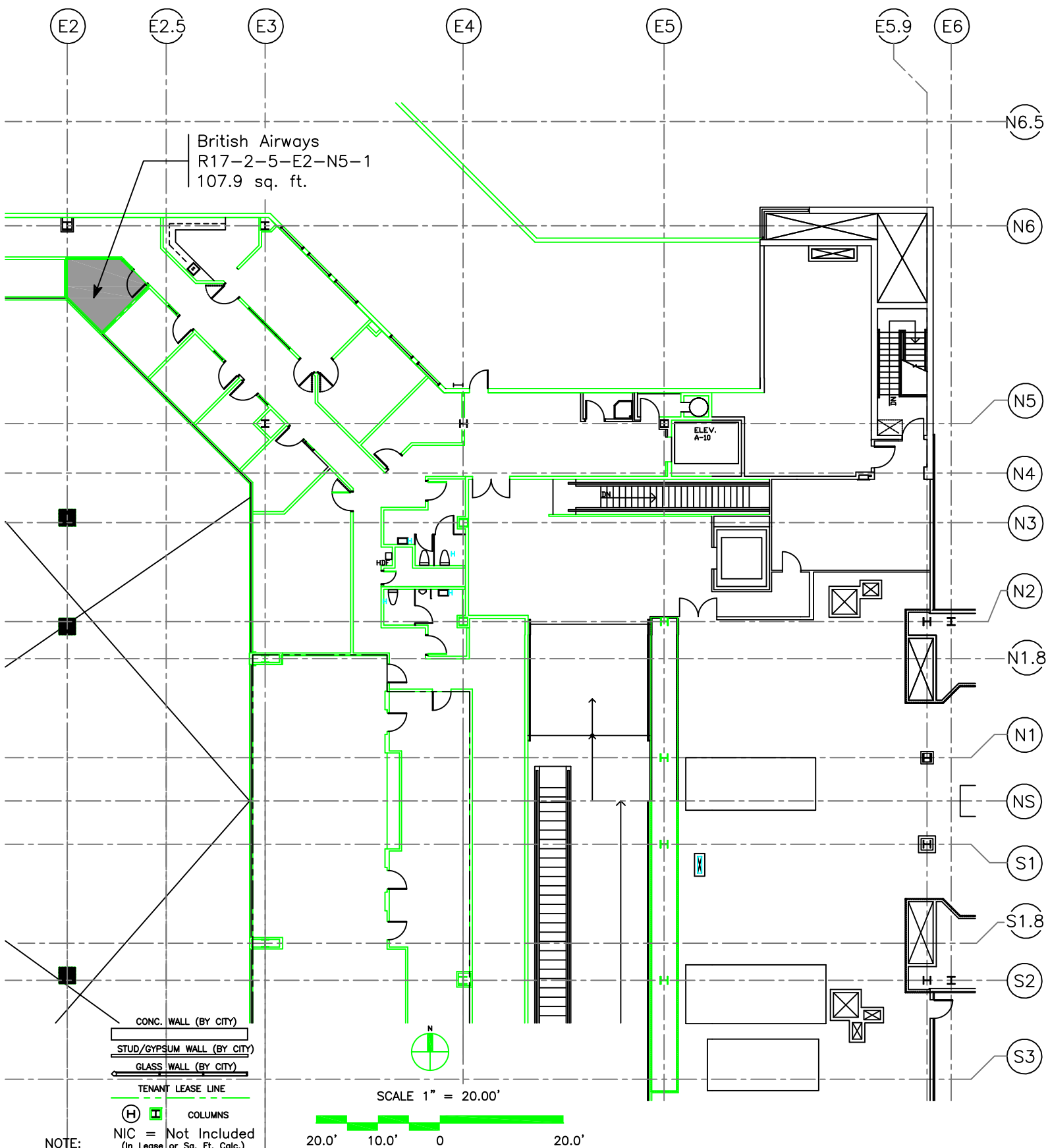


Rinald Horn
 MANAGER OF DESIGN

NOTE: This exhibit depicts only square footage of leased area based upon planning data and is not intended to address construction details.

 KEY PLAN CONCOURSE A		REVISED	DENVER INTERNATIONAL AIRPORT	
			EXHIBIT D Concourse A Apron Level British Airways	
		CC#: brit	DATE: 09/22/09	

R17-2-2-15-149

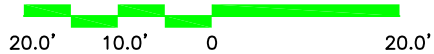


British Airways
R17-2-5-E2-N5-1
107.9 sq. ft.

ELEV.
A-10

- CONC. WALL (BY CITY)
- STUD/GYPSUM WALL (BY CITY)
- GLASS WALL (BY CITY)
- TENANT LEASE LINE
- COLUMNS

SCALE 1" = 20.00'

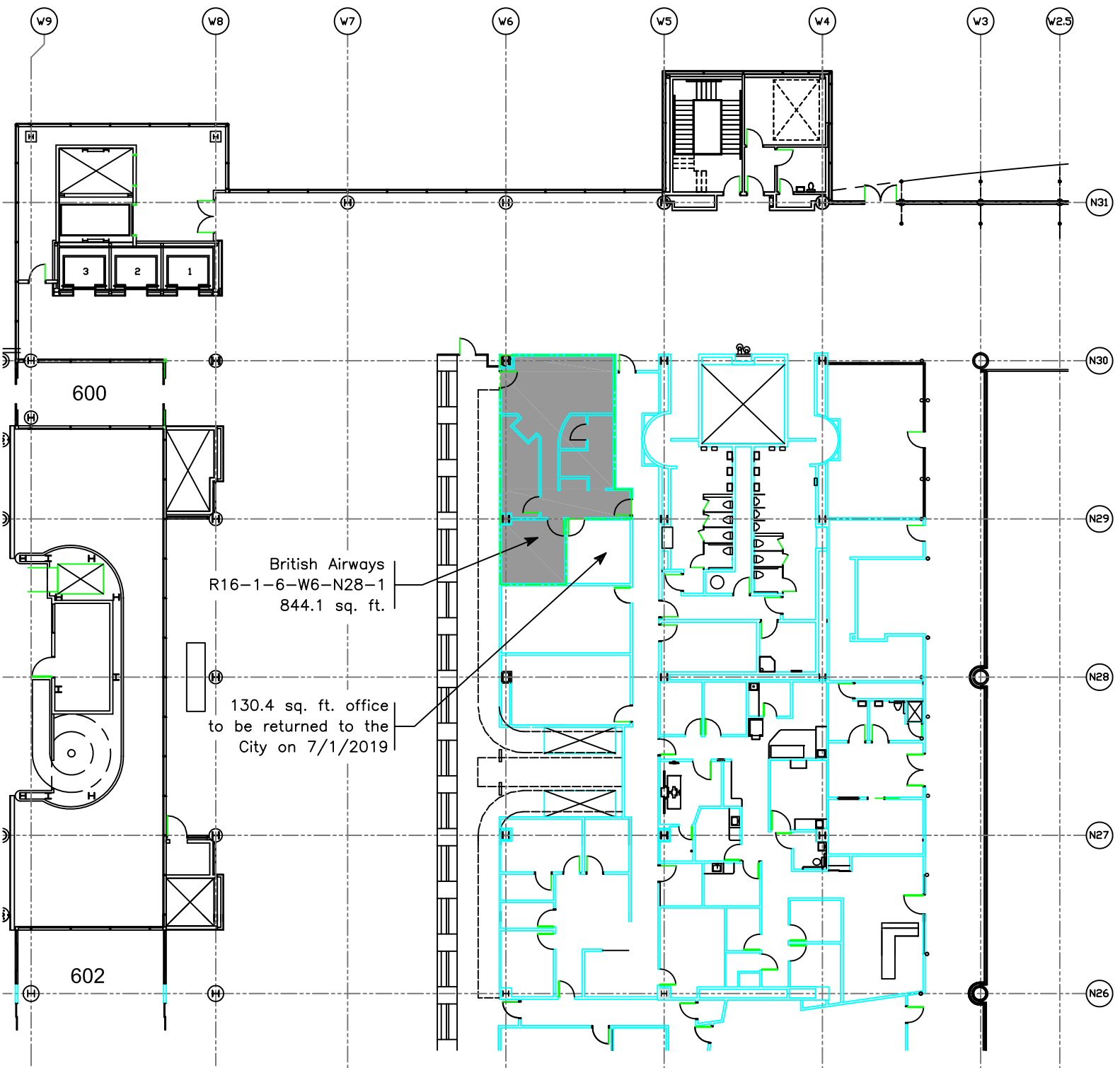


NOTE: NIC = Not Included (In Lease or Sq. Ft. Calc.)

This exhibit depicts only approximate dimensions and square footage of leased area based upon planning data and is not intended to show dimensions for construction details.

DEN Property Management

<p>KEY PLAN CONCOURSE A</p>		REVISED	DENVER INTERNATIONAL AIRPORT	
			EXHIBIT D Concourse A Level 5 British Airways	
		CC#: brit	DATE: 05/25/16	



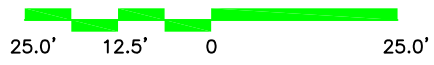
- CONC. WALL (BY CITY)
- STUD/GYPSUM WALL (BY CITY)
- GLASS WALL (BY CITY)
- TENANT LEASE LINE

(H) (C) COLUMNS

NIC = Not Included
(In Lease or Sq. Ft. Calc.)

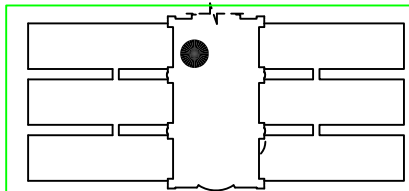


SCALE 1" = 25.00'

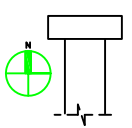


NOTE: This exhibit depicts only approximate dimensions and square footage of leased area based upon planning data and is not intended to show dimensions for construction details.

DEN Property Management



KEY PLAN
TERMINAL AREA



REVISED

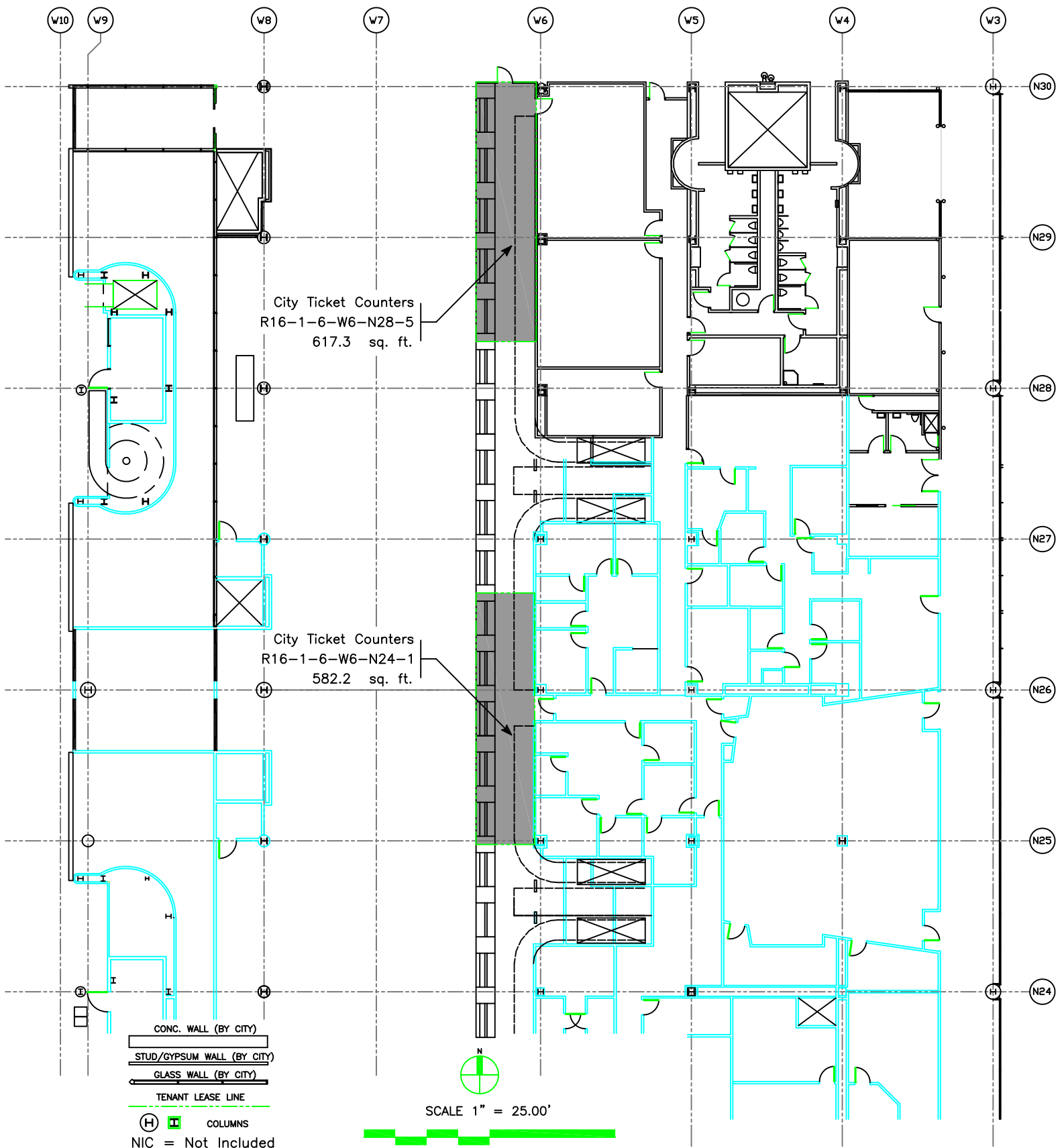
DENVER INTERNATIONAL AIRPORT

EXHIBIT D
Terminal Level 6
British Airways

CC#: brit

DATE: 05/14/19

R16-1-6-15-58



City Ticket Counters
R16-1-6-W6-N28-5
617.3 sq. ft.

City Ticket Counters
R16-1-6-W6-N24-1
582.2 sq. ft.

- CONC. WALL (BY CITY)
- STUD/GYPSUM WALL (BY CITY)
- GLASS WALL (BY CITY)
- TENANT LEASE LINE
- (H) (I) COLUMNS

SCALE 1" = 25.00'



NOTE:
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(In Lease or Sq. Ft. Calc.)

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DEN Property Management

		REVISED	DENVER INTERNATIONAL AIRPORT	
			EXHIBIT D Terminal Level 6 City Ticket Counters	
		CC#: ctc	DATE: 06/29/18	

R16-1-6-15-MOD-1-WEST