

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: 5/2/2022

1. Type of Request:

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

2. Title: Approves Anihi Newco, LLC dba Avail to enter into an agreement with Denver International Airport (DEN) to operate a peer-to-peer car-sharing platform at DEN to connect airport customers with individual owners engaged in a car-sharing operation.

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: Herald Hensley	Name: Carolina Flores
Email: Herald.Hensley@flydenver.com	Email: Carolina.Flores@flydenver.com

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

Avail will operate a peer-to-peer car sharing platform at DEN to connect airport customers with individual owners engaged in a car-sharing operation. Avail shall not facilitate shared car transfers to shared car drivers at any locations except those designated by the DEN Chief Executive Officer (CEO), and/or at Avail's off-airport facilities. Avail shall remit 10% of gross revenues received from transactions to DEN. The revenue projection was established by forecasting 25% year-over-year growth over the term of the agreement. Peer-to-peer car-sharing is rapidly growing as a preferred choice for customers in lieu of renting cars from legacy car rental companies.

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

7. City Council 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): Revenue agreement

Vendor/Contractor Name: Anihi Newco, LLC dba Avail

Contract control number: 202262130

Location: Denver International Airport

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

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

Date of Execution Plus 3 years

Contract Amount (indicate existing amount, amended amount and new contract total):

<i>Current Contract Amount (A)</i>	<i>Additional Funds (B)</i>	<i>Total Contract Amount (A+B)</i>
Revenue% of Gross Revenue	N/A	N/A

<i>Current Contract Term</i>	<i>Added Time</i>	<i>New Ending Date</i>
N/A	N/A	DOE Plus 3 Years

Scope of work:

Avail will operate a peer-to-peer car-sharing platform at the airport to connect airport customers with individual owners engaged in a car-sharing operation. Avail shall not facilitate Shared Car transfers to Shared Car Drivers at any locations except those designated by the CEO, and/or at Avail's off-Airport facilities. Avail shall remit 10% of gross revenues received from transactions to the airport.

Was this contractor selected by competitive process? No

If not, why not?

Under Colorado Senate Bill 19-090, which passed during the 2019 session, all companies offering shared ride services must have an agreement with any Colorado airport at which they desire to operate.

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

Source of funds: Revenue

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

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

N/A

Who are the subcontractors to this contract?

N/A

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