

# ORDINANCE/RESOLUTION REQUEST

All Fields must be completed

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

Date of Request: 1/31/2021

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.)

Approves, Mission Yogurt, LLC contract execution #202056977

**3. Requesting Agency:** Denver International Airport

**4. Contact Person:**

Contact person with knowledge of proposed ordinance/resolution	Contact person to present item at Mayor-Council and Council
Name: Pamela Dechant	Name: Carolina Flores
Email: Pamela.Dechant@flydenver.com	Email: Carolina.Flores@flydenver.com

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

Denver International Airport (DEN) requested proposals to seek qualified individuals or entities to develop and operate the offered Concession (A West 2 Subcore Food and Beverage Marketplace) for use by Airport passengers. This opportunity is located on A West 2 Subcore and the kitchen space is located on the ramp level of A West Subcore 2 within a sterile area, which will be developed by the Concessionaire into a kitchen and back of house space to support the concourse level space. This location is intended for the development of multiple concepts within one space, including three separate concepts featuring specialty coffee, quick service restaurant, and casual dining restaurant with a full-service bar, along with a common seating area. After submittal and evaluation of responsive proposals, the Independent Evaluation Panel recommended that Mission Yogurt, LLC be selected. This location consists of 4,681 square feet on the A West Sub Core 2 and 1,786 square feet on the A West Sub Core 2 ramp level, total premises 6,467 square feet. Minimum Annual Guarantee (MAG) \$583,100.00 or a Percentage Fee of 14% of gross sales up to \$7,000,000; 15% of gross sales between \$7,000,000.01 and 10,000,000; and 16% of gross sales over \$10,000,000, whichever one is higher. The term will be for ten (10) years.

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

**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):

Revenue

Vendor/Contractor Name: Mission Yogurt, LLC

Contract control number: 202056977

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):

4/01/2023 – 4/01/2033 / 10 years

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)
Minimum Annual Guarantee (MAG) \$583,100.00 or a Percentage Fee of 14% of gross sales up to \$7,000,000; 15% of gross sales between \$7,000,000.01 and 10,000,000; and 16% of gross sales over \$10,000,000, whichever one is higher.	N/A	Minimum Annual Guarantee (MAG) \$583,100.00 or a Percentage Fee of 14% of gross sales up to \$7,000,000; 15% of gross sales between \$7,000,000.01 and 10,000,000; and 16% of gross sales over \$10,000,000, whichever one is higher.

<i>Current Contract Term</i>	<i>Added Time</i>	<i>New Ending Date</i>
10 years	N/A	4/01/2033

Scope of work:

N/A

Was this contractor selected by competitive process? Yes  If not, why not? \_\_\_\_\_

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): 33% ACDBE / 25% M/WBE

Who are the subcontractors to this contract? ACDBE's The Ave Group 33. M/WBE will be identified during construction.

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

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