

## **BILL/ RESOLUTION REQUEST**

**1. Title:** Approves a Non-Disturbance, Attornment, and Concession Agreement with Skyport Development Company, LLC and FM Wok, LLC (PLANE-201208465) to provide continuity of service to the traveling public by allowing the Sublease to become a direct lease with the City and County of Denver when the Mini-Master Development Agreement with Skyport Development Company, LLC (AC69004) expires on October 31, 2017.

**2. Requesting Agency:** DIA

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

**Name:**John Ackerman

**Phone:**303-342-2568

**Email:**john.ackerman@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:**Amy Raaz

**Phone:**(303) 342-2201

**Email:**amy.raaz@flydenver.com

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

**a. Scope of Work**

The Non-Disturbance, Attornment and Concession Agreement is an agreement between the City & County of Denver, Skyport Development Company, LLC and FM Wok, LLC dba City Wok (PLANE-201208465). The agreement between the City & County of Denver and Skyport Development Company, LLC (AC69004) expires on October 31, 2017. Upon the expiration of Skyport Development Agreement the FM Wok, LLC dba City Wok agreement will become a direct lease with the City & County of Denver. Skyport Development Company, LLC has an overall ACDBE goal of 27%. For the last fiscal year they achieved 32.2%. City Wok is estimated to generate \$2M - \$2.5M which would bring Skyport Development's participation to around 28.5-29.5%.

**b. Duration**

10 years

**c. Location**

DIA

**d. Affected Council District**

11

**e. Benefits**

Continuous service to the traveling Public.

**f. Costs**

0

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

No.

**Bill Request Number: BR13-0025**

**Date: 1/15/2013**