

ORDINANCE/RESOLUTION REQUEST

Please email requests to the Mayor’s Legislative Team
at MileHighOrdinance@DenverGov.org by **3:00pm on Monday**.

**All fields must be completed.*
Incomplete request forms will be returned to sender which may cause a delay in processing.*

Date of Request: 10/5/2013

Please mark one: Bill Request or Resolution Request

1. Has your agency submitted this request in the last 12 months?

Yes No

If yes, please explain:

2. Title: *Tastes Denver, LLC d/b/a Modmarket, (PLANE201311489-00) – New Food Court Concession Space Agreement*

3. Requesting Agency: Department of Aviation

4. Contact Person: *(With actual knowledge of proposed ordinance/resolution.)*

- Name: Amy Raaz
- Phone: (303) 342-2201
- Email: Amy.Raaz@flydenver.com

5. Contact Person: *(With actual knowledge of proposed ordinance/resolution who will present the item at Mayor Council and who will be available for first and second reading, if necessary.)*

- Name: John Ackerman
- Phone: (303) 342-2568
- Email: John.Ackerman@flydenver.com

6. General description of proposed ordinance including contract scope of work if applicable: This Concession Agreement comes within the special circumstances described in Executive Order 8B. Contracts that require a concessionaire to make significant capital investment to meet the city’s needs, like some concession agreements. Tastes Denver, LLC d/b/a Modmarket will provide this food & beverage concept to the traveling public and employees at DIA on Concourse B (905.5 SF.) This Agreement will require a \$721,774.00 capital investment and a mid-term refurbishment of \$144,354.00. The term for this opportunity is seven (7) years in order for the concessionaire to amortize the investment. The annual MAG will be \$170,000.00 or a percentage of compensation, whichever is greater. Tastes Denver, LLC d/b/a Modmarket is a joint venture partnership between Tastes on the Fly and Innovative Retail Group. Innovative Retail Group is the ACDBE partner and has a 40% interest in the joint venture.

***Please complete the following fields: (Incomplete fields may result in a delay in processing. If a field is not applicable, please enter N/A for that field.)*

- a. Contract Control Number: PLANE201311489-00
- b. Duration: 7 Years
- c. Location: DIA
- d. Affected Council District: 11
- e. Benefits: A new concept and look to the DIA Concessions Program — providing fast gourmet / simple healthy food that is sourced locally to the traveling public and employees at DIA.
- f. Costs:

<i>Current Contract Amount</i> (A)	<i>Additional Funds</i> (B)	<i>Total Contract Amount</i> (A+B)
\$170,000.00 Annual MAG		\$170,000.00 Annual MAG

<i>Current Contract Term</i>	<i>Added Time</i>	<i>New Ending Date</i>

To be completed by Mayor’s Legislative Team:

SIRE Tracking Number: _____

Date: _____

7 Years		7 Years
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- g. Date Goals Assigned:** 5/15/2013
- h. Goals:** 40% ACDBE / 40% Participation

7. Is there any controversy surrounding this ordinance? (*Groups or individuals who may have concerns about it?*) **Please explain.**

No.

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Date: _____

Key Contract Terms

Vendor/Contractor Name: Tastes Denver, LLC d/b/a Modmarket

Contract control number: PLANE201311489-00

City's contract manager: John Ackerman

Was this contractor selected by competitive process? Was it the low bid? Yes / No

Term/Duration of contract/project: 7 Year Concession Agreement

Renewal terms: No

Purpose: This is a Concession Agreement which grants the concessionaire the right to use the facilities at DIA to provide the traveling public and employees of the airport with food, retail, or services. This is a revenue contract.

Scope of services to be provided with performance bench marks: None

Cost/value: \$170,000.00 Annual MAG

Source of funds: Revenue Agreement

Benefit: Provides concession services to the traveling public and employees at DIA.

Termination provision for City and for contractor: No

WBE/MBE/DBE commitments (construction, design, Airport concession contracts): 40% ACDBE
Tastes Denver, LLC d/b/a Modmarket is a joint venture partnership between Tastes on the Fly and Innovative Retail Group. Innovative Retail Group is the ACDBE partner and has a 40% interest in the joint venture.
Location: DIA

Affected Council District: District 11

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