

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: November 22, 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:** Approves, DIA F&B Concession, LLC d/b/a Elway's Taproom & Grill; Tacos Tequila Whiskey; and Peets Coffee contract execution No. 202056978.

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: 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 3 Subcore Food and Beverage Marketplace, for use by airport passengers. This opportunity is located on A West 3 Subcore and the kitchen space is located on the ramp level of A West Subcore 3, 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 DIA F&B Concessions, LLC be selected. This location consists of 4,681 square feet on the A West Sub Core 3 and 954 square feet on the A West Sub Core 3 ramp level, total premises 5,635 square feet. Minimum Annual Guarantee (MAG) \$1,421,710.00 or a Percentage Fee of 16% of gross sales up to \$6,970,000; 17% of gross sales between \$6,970,000 and \$9,430,000; and 18% of gross sales over \$9,430,000, 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****

Key Contract Terms

Type of Contract: Revenue

To be completed by Mayor's Legislative Team:

Resolution/Bill Number: RR21 1460

Date Entered: _____

Vendor/Contractor Name: DIA F&B Concession, LLC d/b/a Elway's Taproom & Grill; Tacos Tequila Whiskey; and Peets Coffee

Contract control number: 202056978

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 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)
N/A	N/A	\$1,412,710 MAG or 16% of gross sales up to \$6,970,000; 17% of gross sales between \$6,970,000 and \$9,430,000; and 18% of gross sales over \$9,430,000 Percentage Fee Annually, whichever is higher
<i>Current Contract Term</i>	<i>Added Time</i>	<i>New Ending Date</i>
N/A	N/A	Date of Execution plus 10 years

Scope of work:

Denver International Airport (DEN) requested proposals to seek qualified individuals or entities to develop and operate the offered concession, A West 3 Subcore Food and Beverage Marketplace, for use by airport passengers. This opportunity is located on A West 3 Subcore and the kitchen space is located on the ramp level of A West Subcore 3, 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 DIA F&B Concessions, LLC be selected. This location consists of 4,681 square feet on the A West Sub Core 3 and 954 square feet on the A West Sub Core 3 ramp level, total premises 5,635 square feet. Minimum Annual Guarantee (MAG) \$1,421,710.00 or a Percentage Fee of 16% of gross sales up to \$6,970,000; 17% of gross sales between \$6,970,000 and \$9,430,000; and 18% of gross sales over \$9,430,000, whichever one is higher. The term will be for ten (10) years.

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 and 25% M/WBE

Who are the subcontractors to this contract? ACDBE's JAF Concessions, LLC- 40%. M/WBE's will be identified when constructions starts.

To be completed by Mayor's Legislative Team:

Resolution/Bill Number: RR21 1460

Date Entered: _____