

BILL/ RESOLUTION REQUEST

1. Title: Approves a Supplemental Agreement (Fifth Amendment) to Food Court (B) Agreement with Trugoy Inc. d/b/a TCBY (AC38002 – 05).

2. Requesting Agency: DIA

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

Name:Susan H. Moore

Phone:(303) 342-2510

Email:susanh.moore@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:Brian Elms

Phone:(303) 342-2278

Email:brian.elms@flydenver.com

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

a. Scope of Work

Supplemental Agreement for Food Court Tenants that state City and Concessionaire agree that City will renovate the Food Court at City's own cost & expense & at City's sole & absolute discretion; Concessionaire agrees that no liability shall attach to City for the inconvenience & possible loss of profits as a result of any interruption of business during remodeling & renovation of Commons Area; Concessionaire acknowledges that title to any newly installed Commons Area Capital Improvement shall remain with City; and Concessionaire shall continue to perform its obligation under its Concession Agreement.

b. Duration

04/14/1993 – 08/31/2014

c. Location

DIA

d. Affected Council District

11

e. Benefits

Remodeled Food Court Commons Area

f. Costs

\$0 to Concessionaire

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

No.

Bill Request Number: BR10-1132

Date: 12/13/2010