

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: 5/16/2017

Please mark one: [ ] Bill Request or [X] Resolution Request

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

[ ] Yes [X] No

If yes, please explain:

2. Title: Denver International Airport requests a Non-Disturbance, Attornment, and Concession Agreement with Skyport Development Company, LLC and Skyport Holdings, LLC #201631857

3. Requesting Agency: Department of Aviation

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

- Name: Aaron Barraza
Phone: (303) 342-2261
Email: Aaron.Barraza@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: Neil A. Maxfield
Phone: (303) 342-2574
Email: Neil.Maxfield@flydenver.com

6. General description of proposed ordinance including contract scope of work if applicable: This Non-Disturbance, Attornment and Concession Agreement ("Attornment") with Skyport Development Company, LLC and Skyport Holdings, LLC approves the Support Sublease for the occupancy and use of a space to support operations of the Companion Concession Agreement, Woody Creek Bakery and Café, contract number 201205662 through the Tenant's Lease expiration and extended afterward through December 31, 2022. The sublease is governed by the Amended and Restated Mezzanine Lease Agreement with Skyport Development Company, LLC, contract number AC 69004.

- a. Contract Control Number: 201631857-00
b. Duration: 10 years
c. Location: DEN
d. Affected Council District: 11
e. Benefits: Contract approves the concession subtenants' Support Sublease and Sublease Amendment One for occupancy and use of a space at Denver International Airport B Concourse - Mezzanine in support of the Concession Agreement for the Woody Creek Bakery and Café, contract number 201205662.

f. Costs:

Table with 3 columns: Current Contract Amount (A), Additional Funds (B), Total Contract Amount (A+B). Values: \$0/yr., N/A, \$0/yr.

Table with 3 columns: Current Contract Term, Added Time, New Ending Date. Values: 6/18/2012 - 12/31/2022, N/A, No change

g. Date Goals Assigned: N/A

h. Goals: N/A

To be completed by Mayor's Legislative Team:

SIRE Tracking Number: \_\_\_\_\_

Date: \_\_\_\_\_

**7. Is there any controversy surrounding this ordinance? (Groups or individuals who may have concerns about it?) Please explain.** None are known.

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

SIRE Tracking Number: \_\_\_\_\_

Date: \_\_\_\_\_

Key Contract Terms

Type of Contract:

Professional Services > \$500K  Lease  Design or Construction for airport improvements > \$5M

Grant  IGA  Sale of Real Property  Sale of Personal Property

Vendor/Contractor Name: Skyport Development Company, LLC and Skyport Holdings, LLC

Contract control number: 201631857-00

City’s contract manager: Linda Kay Nedved

Was this contractor selected by competitive process? N/A – Attornment of Support Sublease

Has this contractor provided these services to the City before?  Yes  No

Term/Duration of contract/project: 10 years

Is this a new contract?  Yes  No Is this an Amendment?  Yes  No If yes, how many? \_\_\_\_\_

Renewal terms: N/A

Purpose: Attornment of Support Sublease

Cost/value: No current compensation/revenue requirements due to direct agreement for development of area’s concessions, Denver International Airport B Concourse – Mezzanine level (Center Core)

Source of funds: Sublease to a Revenue Agreement

Benefit: Attornment approves Support Sublease in support of concessionaire operations. Contract approves the concession subtenants’ Support Sublease and Sublease Amendment One for occupancy and use of a space at Denver International Airport B Concourse – Mezzanine in support of the Concession Agreement for the Woody Creek Bakery and Café, contract number 201205662.

Is this contract subject to:  W/MBE  DBE  SBE  XO101  ACDBE  N/A

WBE/MBE/DBE commitments (construction, design, Airport concession contracts):

Who are the subcontractors to this contract? The DEN Tenant Project Manager will work with DSBO to ensure that any construction performed meets with the DSBO commitments.

Location: DEN

Affected Council District: 11

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

SIRE Tracking Number: \_\_\_\_\_

Date: \_\_\_\_\_