

**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: 12/29/2014

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:** *Red Rocks Bar Fifth Amendment between the City and County of Denver and CA Concessions of Colorado, Inc., d/b/a Red Rocks Bar (AC 39029).*

3. **Requesting Agency:** Department of Aviation

4. **Contact Person:**

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

5. **Contact Person:** Neil Maxfield, Acting Director – Concessions

- **Name:** Eric Hiraga, Chief of Staff
- **Phone:** (303) 342-2206
- **Email:** Eric.Hiraga@flydenver.com

6. **General description of proposed ordinance including contract scope of work if applicable:**

Pending Terminal redevelopment, holdover terms of the Airport's Main Terminal location vendors are being adjusted as a result of Terminal stabilization. Fifth Amendment to revise existing Holdover language to allow the Chief Executive Officer, at her sole discretion, to waive additional rent equal to 150% of monthly Rent provided for in section 4.03 of the Agreement and allow Concessionaire to holdover at 100% the rental rate. This amendment neither extends the term nor requires a competitive solicitation. Keeping existing Holdover language would mean potential loss of rental income of the space for eighteen to twenty-two months.

**\*\*Please complete the following fields:**

- a. **Contract Control Number:**
- b. **Duration:**
- c. **Location:** DIA
- d. **Affected Council District:** 11
- e. **Benefits:** Continued services at the Jeppesen Terminal
- f. **Costs:**

<i>Current Contract Amount</i> <i>(A)</i>	<i>Additional Funds</i> <i>(B)</i>	<i>Total Contract Amount</i> <i>(A+B)</i>
Greater of \$63,216 MAG or percentage compensation of 13% food & beverage; 18% alcohol	\$0.00	Greater of \$63,216 MAG or percentage compensation of 13% food & beverage; 18% alcohol

  

<i>Current Contract Term</i>	<i>Added Time</i>	<i>New Ending Date</i>
2/28/1995 to 2/28/2015 (20 Years)	None	2/28/2015

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

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

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

**g. Date Goals Assigned:** 6/2/2010

**h. Goals:** ACDBE 30%

**7. Is there any controversy surrounding this ordinance? No. Please explain.**

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

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

## Key Contract Terms

Vendor/Contractor Name: CA Concessions of Colorado, Inc., d/b/a Red Rocks Bar

Contract control number: AC 39029 (5)

City's contract manager: Irina Tenenbaum

Was this contractor selected by competitive process? Was it the low bid? Initially selected by a competitive process (revenue contract –low bid N/A); currently, a non-competitive Amendment.

Term/Duration of contract/project: 20 Years

Renewal terms: N/A

Purpose:

Scope of services to be provided with performance bench marks: Operation of a high-quality Food and Beverage concession at DIA.

Cost/value: Future value is to be determined at greater of \$63,216 MAG or percentage compensation of 13% food and beverage with 18% on alcohol.

Source of funds: N/A

Benefit: Amendment will allow for continue uninterrupted food and beverage services pending Terminal redevelopment of the Airport's Main Terminal.

Termination provision for City and for contractor: City retains the right to terminate per existing concession agreement (Section 9.02 Remedies).

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

Who are the subcontractors to this contract? N/A

Location: DIA, Jeppesen Terminal, 5th Level

Affected Council District: 11

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