

## ORDINANCE/RESOLUTION REQUEST

Please email requests to the Mayor's Legislative Team

at [MileHighOrdinance@DenverGov.org](mailto:MileHighOrdinance@DenverGov.org) by **3:00pm on Monday**. Contact the Mayor's Legislative team with questions

Date of Request: 10/27/2020

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: (Start with *approves*, *amends*, *dedicates*, etc., include name of company or contractor and indicate the type of request: grant acceptance, contract execution, contract amendment, municipal code change, supplemental request, etc.)

Approves contract amendment to extend the term one year, and to modify concessionaire payment terms for BC Evergreen, LLC, #201309937.

### 3. Requesting Agency: Parks & Recreation

### 4. Contact Person:

Contact person with knowledge of proposed ordinance/resolution	Contact person to present item at Mayor-Council and Council
Name: Scott Rethlake	Name: Jesús Orrantia
Email: <a href="mailto:Scott.Rethlake@denvergov.org">Scott.Rethlake@denvergov.org</a>	Email: <a href="mailto:Jesus.orrantia@denvergov.org">Jesus.orrantia@denvergov.org</a>

### 5. General description or background of proposed request. Attach executive summary if more space needed:

BC Evergreen, LLC provides food and beverage services to golfers and the public at the Evergreen Golf Course clubhouse. The amendment will modify the concessionaire payment terms and extend the term an additional year.

The amendment will modify the concessionaire payment terms to the following due to COVID impacts:

- GAMP for April 1, 2020 through April 1, 2021 shall be waived.
- Percentage of revenue payments will be waived from May 20, 2020 thru April 20, 2021 if the monthly gross revenue is less than 90% of the year over year monthly gross revenue for 2019. If the year over year monthly gross revenue is 90% or greater of the 2019 monthly gross revenue, then the percentage of gross revenue payment for that month will be due according to the requirements in the current agreement.

The amendment will also extend the term one year as a result of waiving 2020 GAMP due to COVID.

### 6. City Attorney assigned to this request (if applicable): Jason Moore

### 7. City Council District: Citywide

### 8. **\*\*For all contracts, fill out and submit accompanying Key Contract Terms worksheet\*\***

## Key Contract Terms

To be completed by Mayor's Legislative Team:

Resolution/Bill Number: RR20 1308

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

**Type of Contract: (e.g. Professional Services > \$500K; IGA/Grant Agreement, Sale or Lease of Real Property):**  
Concession License

**Vendor/Contractor Name:** BC Evergreen, LLC

**Contract control number:** 201309937 / 202056447

**Location:** Evergreen Golf Course, 29614 Upper Bear Creek Road, Evergreen, Colorado 80439

**Is this a new contract?** ☐ Yes ☒ No **Is this an Amendment?** ☒ Yes ☐ No **If yes, how many?** 4

**Contract Term/Duration (for amended contracts, include existing term dates and amended dates):**

Existing: 4/5/2013 - 1/15/2024

Amended: 4/5/2013 – 1/15/2025

**Contract Amount (indicate existing amount, amended amount and new contract total):**

<i>Current Contract Amount</i>	<i>Additional Funds</i>	<i>Total Contract Amount</i>
<i>(A)</i>	<i>(B)</i>	<i>(A+B)</i>
N/A	N/A	N/A

  

<i>Current Contract Term</i>	<i>Added Time</i>	<i>New Ending Date</i>
4/5/2013 - 1/15/2024	1 year	1/15/2025

**Scope of work:**

BC Evergreen, LLC provides food and beverage services to golfers and the public at the Evergreen Golf Course clubhouse.

**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:**

**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?** N/A

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