

ORDINANCE/RESOLUTION REQUEST

Please email requests to the Mayor's Legislative Team

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

Date of Request: 3/8/2021

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: (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.)

IGA between the State of Colorado and the City & County of Denver providing for the reimbursement by the State to the City of certain licensing fees.

3. Requesting Agency: Excise and Licenses

4. Contact Person:

Contact person with knowledge of proposed ordinance/resolution	Contact person to present item at Mayor-Council and Council
Name: Dominic Vaiana	Name: Dominic Vaiana
Email: Dominic.Vaiana@denvergov.org	Email: Dominic.Vaiana@denvergov.org

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

In late 2020, the Colorado General Assembly passed State Bill 20B-001, which authorized the waiver of annual retail food license fees for restaurants and food vendors through December 2021 and allows counties to contract with the Colorado Department of Public Health and Environment (CDPHE) to receive state funding reimbursement.

This state bill applies specifically to retail food establishments, meaning any retail operation that serves, stores, prepares or packages food for sale for consumption to consumers, either directly or indirectly through a delivery service. The bill does not cover other types of food licenses, such as wholesale licenses (including caterers) and food trucks.

As a result of the bill passage, the City and County of Denver announced in January that it would be waiving the 2021 renewal fees for the retail food establishment licensees, which range from approximately \$125-\$400 per location. These fees provide the funds to support food safety inspections, licensing and enforcement of rules and regulations to protect public safety. As of January, there were a total of 1,571 licensed retail food establishments in the City and County of Denver

This IGA will reimburse the City and County Denver for restaurant licensing fees that have been waived in 2021 in accordance with state law. CDPHE has already agreed to reimburse the City in the amount of \$691,826.25 to cover our anticipated revenue loss from this fee waiver program for retail food establishments. Fee waiver or other pandemic-related benefit programs for other license types are not authorized by 20B-001, and are therefore ineligible for reimbursement from the state under this agreement.

6. City Attorney assigned to this request (if applicable): Nathan Lucero

To be completed by Mayor's Legislative Team:

Resolution/Bill Number: BR21 0281

Date Entered: _____

7. City Council District: City Wide

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

Key Contract Terms

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

Vendor/Contractor Name: State of Colorado; Department of Public Health and Environment

Contract control number: EXCIS-202157458

Location: 4300 Cherry Creel Drive South, Denver CO 80246

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): 1/1/21 – 1/31/22

Contract Amount (indicate existing amount, amended amount and new contract total): \$691,826.25

<i>Current Contract Amount</i> (A)	<i>Additional Funds</i> (B)	<i>Total Contract Amount</i> (A+B)
\$691,826.25	\$0.00	\$691,826.25

<i>Current Contract Term</i>	<i>Added Time</i>	<i>New Ending Date</i>
1/1/21 – 1/31/22	N/A	N/A

Scope of work:

Was this contractor selected by competitive process? No. If not, why not? This was authorized as part of the passage of SB20B-001.

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

Source of funds: State of Colorado

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

To be completed by Mayor's Legislative Team:

Resolution/Bill Number: BR21 0281

Date Entered: _____

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

Who are the subcontractors to this contract? N/A

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