



Legislation Details (With Text)

File #: 23-0357 **Version:** 1

Type: Resolution **Status:** Adopted

File created: 3/28/2023 **In control:** Business, Arts, Workforce, Climate & Aviation Services Committee

On agenda: 4/17/2023 **Final action:** 4/17/2023

Title: A resolution approving a proposed Ground Lease Agreement between the City and County of Denver and Swire Infrastructure, Inc., to construct and operate a manufacturing, bottling, and distribution facility at Denver International Airport.
Approves a lease agreement with Swire Infrastructure Inc, a subsidiary of Swire Coca-Cola USA, for \$270,746,841 and 75 years, plus three 8-year options to extend, to construct and operate a manufacturing, bottling, and distribution facility on approximately 97 acres, with a Right of First Refusal for 30 additional acres, at Denver International Airport’s Second Creek Campus commercial district, located near Tower Road and Pena Boulevard in Council District 11 (PLANE-202367353). The last regularly scheduled Council meeting within the 30-day review period is on 5-8-2023. The Committee approved filing this item at its meeting on 4-5-2023.

Sponsors:

Indexes: Anne Wallace

Code sections:

Attachments: 1. RR23_0357_DEN Resolution Request - Swire Infrastructure Inc, 2. 20230405_Second Creek BIZ Slide Deck, 3. 23-0357 Contract_Swire Infrastructure, 4. 23-0357 Filed Resolution_Swire Infrastructure, 5. 23-0357 Filed Resolution_Swire Infrastructure, 6. 23-0357 - signed

Date	Ver.	Action By	Action	Result
4/17/2023	1	Council President	signed	
4/17/2023	1	City Council	adopted	Pass
4/5/2023	1	Business, Arts, Workforce, Climate & Aviation Services Committee	approved for filing	Pass

Contract Request Template (Contracts; IGAs; Leases)

Date Submitted: 3/23/23

**Requesting Agency: Denver International Airport
Division:**

**Subject Matter Expert Name: Carolina Flores
Email Address: Carolina.flores@flydenver.com
Phone Number:**

Item Title & Description:

(Do not delete the following instructions)

*These appear on the Council meeting agenda. Initially, the requesting agency will enter a 2-3 sentence description. Upon bill filling, the City Attorney’s Office should enter the title above the description (the title should be in **bold** font).*

*Both the title and description must be entered between the red "title" and "body" below. Do **not** at any*

time delete the red "title" or "body" markers from this template.

A resolution approving a proposed Ground Lease Agreement between the City and County of Denver and Swire Infrastructure, Inc., to construct and operate a manufacturing, bottling, and distribution facility at Denver International Airport.

Approves a lease agreement with Swire Infrastructure Inc, a subsidiary of Swire Coca-Cola USA, for \$270,746,841 and 75 years, plus three 8-year options to extend, to construct and operate a manufacturing, bottling, and distribution facility on approximately 97 acres, with a Right of First Refusal for 30 additional acres, at Denver International Airport's Second Creek Campus commercial district, located near Tower Road and Pena Boulevard in Council District 11 (PLANE-202367353). The last regularly scheduled Council meeting within the 30-day review period is on 5-8-2023. The Committee approved filing this item at its meeting on 4-5-2023.

Affected Council District(s) or citywide? District 11

Contract Control Number: PLANE-202367353

Vendor/Contractor Name (including any "DBA"): Swire Infrastructure Inc, a subsidiary of Swire Coca-Cola USA

Type and Scope of services to be performed:

Swire will lease 97 acres east of Tower Rd and north of Peña Blvd in DEN's Second Creek Campus District to build and operate a manufacturing and distribution facility. The campus at DEN will replace an existing production center on York Street and a sales center on East 40th Ave with 1,120,000 square feet of new construction. Swire anticipates investing \$350-500 million dollars in the project and adding up to 200 new jobs to the current 700 FTEs across existing facilities. The Tenant and DEN will build out infrastructure to enable the development of the land, with DEN contributing up to \$10,000,000 for enabling infrastructure work at DEN's 2nd Creek Campus District. DEN will also grant Swire a right of first refusal (ROFR) to lease approximately 30 acres further east. Swire and DEN will build out infrastructure to enable the development of the land.

Swire is a franchisee of Coca-Cola operating 6 production facilities and 45 sales centers across 13 states in the western USA. In Colorado, Swire operates 8 facilities that employ 1,250 people. Corporate practices emphasize diversity, equity and inclusion, women's empowerment, and youth development. Swire sustainability initiatives have clear metrics for climate protection, sustainable packaging and recovery, and water stewardship.

Location (if applicable): Second Creek Campus commercial district, located near Tower Road and Pena Boulevard

WBE/MBE/DBE goals that were applied, if applicable (construction, design, Airport concession contracts): W/MBE

Are WBE/MBE/DBE goals met (if applicable)? Yes

Is the contract new/a renewal/extension or amendment? New

Was this contractor selected by competitive process or sole source? Competitive

For New contracts

Term of initial contract: 99 years total - 75 years, plus extension options

Options for Renewal: Yes

How many renewals (i.e. up to 2 renewals)? 3

Term of any renewals (i.e. 1 year each): 8 years each

Cost of initial contract term: \$270,746,841

Cost of any renewals:

Total contract value council is approving if all renewals exercised:

For Amendments/Renewals Extensions:

Is this a change to cost/pricing; length of term; terms unrelated to time or price (List all that apply)?

If length changing

What was the length of the term of the original contract?

What is the length of the extension/renewal?

What is the revised total term of the contract?

If cost changing

What was the original value of the entire contract prior to this proposed change?

What is the value of the proposed change?

What is the new/revised total value including change?

If terms changing

Describe the change and the reason for it (i.e. compliance with state law, different way of doing business etc.)