



Legislation Details (With Text)

File #: 17-0744 **Version:** 1

Type: Resolution **Status:** Adopted

File created: 6/27/2017 **In control:** Business, Arts, Workforce, & Aeronautical Services Committee

On agenda: 7/17/2017 **Final action:** 7/17/2017

Title: A resolution approving a proposed Ninth Amendment to Agreement between the City and County of Denver and Skyport Holdings, LLC concerning a concession at Denver International Airport. Amends a contract with Skyport Holdings, LLC, doing business as Pour La France, to allow the Manager of Aviation, at her sole discretion, to waive additional rent and allow the concessionaire to holdover at 100% the rental rate until a competitive solicitation process has been completed and a new award has been made to a successful proposer located on the B Concourse at Denver International Airport. There is no change to the contract amount or duration (AC39022-09). The last regularly scheduled Council meeting within the 30-day review period is on 8-7-17. The Committee approved filing this resolution by consent on 7-5-17.

Sponsors:

Indexes: Debra Bartleson

Code sections:

Attachments: 1. RR17 0744 DIA Skyport Holdings LLC Contract Amenment, 2. 17-0744 Contract_Skyport Holdings, LLC - Pour La France, 3. 17-0744 Filed Resolution_Skyport Holdings, LLC - Pour La France, 4. 17-0744 - signed.pdf

Date	Ver.	Action By	Action	Result
7/17/2017	1	City Council	adopted	Pass
7/17/2017	1	Council President	signed	
7/5/2017	1	Business, Arts, Workforce, & Aeronautical Services Committee	approved by consent	

Contract Request Template (Contracts; IGAs; Leases)

Date Submitted: 06-27-17

Requesting Agency: Denver International Airport
Division:

- **Name:** Aaron Barraza
- **Phone:** (303) 342-2261
- **Email:** Aaron.Barraza@flydenver.com <mailto:Aaron.Barraza@flydenver.com>

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 Ninth Amendment to Agreement between the City and County of Denver and Skyport Holdings, LLC concerning a concession at Denver International Airport.

Amends a contract with Skyport Holdings, LLC, doing business as Pour La France, to allow the Manager of Aviation, at her sole discretion, to waive additional rent and allow the concessionaire to holdover at 100% the rental rate until a competitive solicitation process has been completed and a new award has been made to a successful proposer located on the B Concourse at Denver International Airport. There is no change to the contract amount or duration (AC39022-09). The last regularly scheduled Council meeting within the 30-day review period is on 8-7-17. The Committee approved filing this resolution by consent on 7-5-17.

Affected Council District(s) or citywide?

Contract Control Number: AC39022-09

Vendor/Contractor Name (including any "DBA"): Skyport Holdings, LLC., doing business as Pour La France

Type and Scope of services to be performed:

Ninth amendment to revise existing Holdover language to allow Manager of Aviation, Department of Aviation, at her sole discretion, to waive additional rent equal to 150% of month rent provided for in Section 4.03 of the Agreement and allow Concessionaire to holdover at 100% the rental rate. This is an amendment to an agreement that does not extend the term. The original agreement was a result of a competitive solicitation. In this case, this amendment updates the holdover provision to change the rent structure to 100% of final rent when holding over with permission of the CEO, Department of Aviation. This agreement is on holdover status until we have completed a competitive solicitation process and a new award has been made to a successful proposer.

Location (if applicable):

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

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

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

Was this contractor selected by competitive process or sole source?

For New contracts

Term of initial contract:

Options for Renewal:

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

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

Cost of initial contract term:

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.)

Ninth amendment to revise existing Holdover language to allow CEO, Department of Aviation, at her sole discretion, to waive additional rent equal to 150% of month rent provided for in Section 4.03 of the Agreement and allow Concessionaire to holdover at 100% the rental rate. This is an amendment to an agreement that does not extend the term. The original agreement was a result of a competitive solicitation. In this case, this amendment updates the holdover provision to change the rent structure to 100% of final rent when holding over with permission of the CEO, Department of Aviation. This agreement is on holdover status until we have completed a competitive solicitation process and a new award has been made to a successful proposer.