

## 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: June 27, 2022

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:

Approves a Funding and Assignment Agreement between the City and County of Denver and the Denver Museum of Nature and Science for the construction of improvements totaling an amount not to exceed \$3.0 million as approved by voters in the 2021 RISE Denver General Obligation Bond package.

**3. Requesting Agency:** Department of Finance and 2021 RISE Denver GO Bond program team on behalf of Denver Museum of Nature and Science and supporting City departments (Department of Transportation and Infrastructure).

### 4. Contact Person:

|                                                                                                                                                            |                                                                                                                                                         |
|------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------|
| Contact person with knowledge of proposed ordinance/resolution:<br>Emily Snyder, Dept of Finance<br>Jane Fisher, Dept of Transportation and Infrastructure | Contact person to present item at Mayor-Council and Council:<br>Emily Snyder, Dept of Finance<br>Jane Fisher, Dept of Transportation and Infrastructure |
| Name: Emily Snyder                                                                                                                                         | Name: Emily Snyder                                                                                                                                      |
| Email: Emily.Snyder@denvergov.org                                                                                                                          | Email: Emily.Snyder@denvergov.org                                                                                                                       |

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

In November 2021, voters approved a RISE Denver General Obligation Bond measure that included City authorization to issue a total of \$104,040,000 for the Denver facilities system (Referred Question 2A). This resolution request seeks approval for a Funding and Assignment Agreement between the City and County of Denver and the Denver Museum of Nature and Science (DMNS) for deferred maintenance in the museum totaling an amount not to exceed \$3.0 million in general obligation bond proceeds. The Funding and Assignment Agreement provides for bond proceeds to be transferred from the City to DMNS.

Requirements for funding included in the Funding and Assignment Agreement include:

- Submission of design plans to City
- Quarterly draw requests with cash flows, budget, and statement of values information
- Inclusion of City requirements for procurement, prevailing wage, public art, and SBE, MBE/WBE in cultural facility contracts for project
- Final accounting for expenditures on project
- Records retention and audit provisions

**6. City Attorney assigned to this request (if applicable):** Bradley Neiman

**7. City Council District:** 9, Candi CdeBaca

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

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

Resolution/Bill Number: \_\_\_\_\_

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

## Key Contract Terms

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

Funding and Assignment Agreement

**Vendor/Contractor Name:** Denver Museum of Nature and Science

**Contract control number:** 202263573-00

**Location:** Denver Museum of Nature and Science

**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):**

Agreement shall commence July 2022 and terminate upon the completion of the bond funded project.

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

| <i>Current Contract Amount<br/>(A)</i> | <i>Additional Funds<br/>(B)</i> | <i>Total Contract Amount<br/>(A+B)</i> |
|----------------------------------------|---------------------------------|----------------------------------------|
| \$3,000,000                            |                                 | \$3,000,000                            |
| <i>Current Contract Term</i>           | <i>Added Time</i>               | <i>New Ending Date</i>                 |
|                                        |                                 |                                        |

**Scope of work:**

The Denver Museum of Nature and Science intends to remove asbestos, repair and replace aged HVAC equipment, update life safety systems and expand emergency lighting systems.

**Was this contractor selected by competitive process?** N/A – See note below. **If not, why not?**

**Has this contractor provided these services to the City before?** ☐ Yes ☐ No ☒ N/A

**Source of funds:** 2021 RISE Denver General Obligation Bond proceeds

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

**Note:** Agreement requires cultural institution to include requirements regarding City procurement, prevailing wage, art, and SBE, MBE/WBE in contracts for the Project.

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

**Who are the subcontractors to this contract?** N/A

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