

**ORDINANCE/RESOLUTION REQUEST**

Please email DPR requests to [milehighordinance@denvergov.org](mailto:milehighordinance@denvergov.org) by **11:00am on Monday.**

**Date of Request: June 5, 2023**

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 an access agreement to permit developer/contractor to access City property for the purpose of constructing a new building on adjacent private land. - Chestnut Lofts

**3. Requesting Agency:** Department of Parks and Recreation

**4. Contact Person:**

Contact person with knowledge of proposed ordinance/resolution	Contact person to present item at Mayor-Council and Council
Name: Craig Coronato	Name: Jesus Orrantia
Email: <a href="mailto:craig.coronato@denvergov.org">craig.coronato@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:**

This agreement is for an access and use permit to allow project construction contractor RG Brinkmann Company, on behalf of Developer Shanahan Development, access to and temporary use of Arkins Promenade Park as necessary to construct an 8-story new (HOST sponsored) building with zero setback to a public park. In compensation for impacting public access to and use of the Park for an extended period of time, the applicant will fund and construct sidewalks and pavement improvements in the adjacent right of way that will improve access along Chestnut Street and to the Arkins Promenade, filling a gap at the building frontage that they were not otherwise required to improve.

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

**7. City Council District:** District 9

**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: \_\_\_\_\_

---

*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):**

Non-Financial Agreement

**Vendor/Contractor Name:** R.G. Brinkmann Company

**Contract control number:** PARKS-202367527

**Location:** Denver Parks – Arkins Park

**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):**

Execution date to 12/31/2023

**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>
0	0	0

  

<i>Current Contract Term</i>	<i>Added Time</i>	<i>New Ending Date</i>
Effective date – 12/31/2023	N/A	Effective date – 12/31/2023

**Scope of work:** The project developer and construction contractor have already started work under a DPR Temporary Construction Access Permit (TCAP) and have occupied the Park since Q2 of 2022 and intend to occupy until December of 2023 to complete façade improvements adjacent to the park. They have requested and received permission from DPR to erect protective fencing, remove and store existing light poles, protect park facilities and provide erosion control during construction. At the completion of their work they are obligated to restore the park to its prior condition, replace the light poles and construct the new sidewalks and patio as compensation for impacts to the park. The proposed improvements are shown in Exhibits A, B, C and D that are attached to the agreement.

**Was this contractor selected by competitive process?** No **If not, why not?** Contractor is funding and constructing improvements. No City funds are required.

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

**Source of funds:** N/A

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

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

**Who are the subcontractors to this contract?**

---

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

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

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