

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

Please mark one: ☐ Bill Request or ☒ Resolution Request Date of Request: 4/15/22

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 a financial agreement with the AP Mountain States, LLC for use of Denver Parks & Recreation (DPR) property while their adjacent private property is under construction for pedestrian safety.

3. Requesting Agency: Denver 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: Jenna Harris	Name: Jesus Orrantia
Email: jenna.harris@denvergov.org	Email: jesus.orrantia@denvergov.org

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

This contract provides for the temporary use of Denver Parks & Recreation (DPR) land at Shoemaker Plaza by AP Mountain States, LLC while they conduct construction activities on the adjacent Riverpoint property. This contract will ensure pedestrian safety with the temporary addition of construction fencing, scaffolding, and covered walkways on DPR property during phases of building demolition and construction. The fencing and walkways ensure that pedestrians are outside of a dangerous construction radius while maintaining pedestrian/bike access through the plaza. This contract seeks to act as a type of "permit," allowing the fencing, scaffolding, and walkways to be erected for a specified amount of time and outlining the fee associated with using DPR property for a non-DPR use. The permittee, AP Mountain States, agrees to provide compensation of thirty-five thousand and zero cents (\$35,000.00) for the encroachment, inconvenience and loss of use of the City Park facility.

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

7. City Council District: District 1

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):
Professional Services – Access License

Vendor/Contractor Name: AP Mountain States, LLC

Contract control number: 202161091

Location: 2300 15th Street, Denver, CO. 80202

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):
Date of execution for 28 months

Contract Amount (indicate existing amount, amended amount and new contract total): + Thirty-Five Thousand and Zero Cents (\$35,000.00)

<i>Current Contract Amount</i>	<i>Additional Funds</i>	<i>Total Contract Amount</i>
<i>(A)</i>	<i>(B)</i>	<i>(A+B)</i>
+35,000	N/A	

<i>Current Contract Term</i>	<i>Added Time</i>	<i>New Ending Date</i>
NTP + 28 months	N/A	N/A

Scope of work:

This contract establishes the terms of agreement between AP Mountain States and Denver Parks & Recreation (DPR) for the use DPR property at Shoemaker Plaza by AP Mountain States, LLC. AP Mountain States is building an addition onto the privately-owned Riverpoint Building, adjacent to Shoemaker Plaza, and needs space on DPR property to ensure a high level of pedestrian safety.

This contract encompasses a total 28-month period, once AP Mountain States begins construction work. Phases are as follows:

- 1st phase - Demolition (Month 1): covered walkway on DPR property (1 month)
- 2nd phase – Construction (Month 2-12): construction fencing on park property (11 months)
- 3rd phase – Construction (Month 13-28): scaffolding extending into plaza (16 months)

Was this contractor selected by competitive process? No **If not, why not?**

AP Mountain States, LLC was hired as a contractor to construct an addition on the privately-owned Riverpoint Building, by the private company that owns the building. AP Mountain States approached DPR for use of Shoemaker Plaza during their construction, in order to maximize pedestrian safety, as the Riverpoint Building is directly adjacent to the plaza. DPR has no connection to the contractor outside of lending temporary use of DPR property for pedestrian safety purposes.

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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?

N/A

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