

## 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**.

***\*All fields must be completed.\****

*Incomplete request forms will be returned to sender which may cause a delay in processing.*

Date of Request: 4/2/2013

Please mark one:  Bill Request or  Resolution Request

1. Has your agency submitted this request in the last 12 months?

Yes  No

If yes, please explain:

2. **Title:** Patrick Marold Studio Inc. (201209185-00) in the amount of \$ Denver International Airport request for the execution of a contract with Patrick Marold Studio Inc. of Denver Colorado (201209185-00) in the amount of \$1,500,000.00 to design, fabricate and install a signature artwork for the exterior area surrounding the Public Transit Center at Denver International Airport

3. **Requesting Agency:** Department of Aviation

4. **Contact Person:** (With actual knowledge of proposed ordinance/resolution.)

- **Name:** Amy Raaz
- **Phone:** (303) 342-2201
- **Email:** Amy.Raaz@flydenver.com

5. **Contact Person:** (With actual knowledge of proposed ordinance/resolution who will present the item at Mayor Council and who will be available for first and second reading, if necessary.)

- **Name:** Stu Williams
- **Phone:** (303) 542-7111 or (730) 840-5292
- **Email:** [Stuart.Williams@flydenver.com](mailto:Stuart.Williams@flydenver.com)

6. **General description of proposed ordinance including contract scope of work if applicable:**

Approval of this contract will allow for the design and planning of a major new work of public art project to proceed on schedule. The artist, Denver-based Patrick Marold is rising star, with major commissions in Seattle, Denver, Vermont and Iceland. Based on a portfolio submitted to the DIA Art Committee and a personal interview, the artist was selected to design, fabricate and install a unique work of art to activate the area around the Public Transit Center platform. This selection was also approved by DIA Management and the Denver Commission on Cultural Affairs (as per ordinance/policy). Once the contract is executed, the artist will begin a preliminary design for approval by the Art Committee and the Mayor's Commission on Cultural Affairs. The artist will then proceed to final design phases, engineering, fabrication and installation of the artwork. Installation of the artwork will coincide with the expected opening of the commuter rail to DIA, in 2016. The artwork will provide scale and presence during the day and night.

(Please see Contract Scope and Milestones attached).

***\*\*Please complete the following fields:*** (Incomplete fields may result in a delay in processing. If a field is not applicable, please enter N/A for that field.)

- a. **Contract Control Number:** 201209185
- b. **Duration:** 3 years
- c. **Location:** DIA
- d. **Affected Council District:** 11
- e. **Benefits:** partial fulfillment of public requirement as per Denver Revised Municipal Code [DRMC] 20-85, *et seq.* (see additional Benefits in section below)

To be completed by Mayor's Legislative Team:

SIRE Tracking Number: \_\_\_\_\_

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

**f. Costs:**

<i>Current Contract Amount (A)</i>	<i>Additional Funds (B)</i>	<i>Total Contract Amount (A+B)</i>
\$1,500,000	n/a	\$1,500,000

  

<i>Current Contract Term</i>	<i>Added Time</i>	<i>New Ending Date</i>
April 1, 2013	n/a	Dec. 31, 2016

**g. Date Goals Assigned:** n/a

**h. Goals:** this contract’s Scope of Services does not fall under the definition of DSBO’s CEI (Construction Empowerment Initiative) Ordinance. Professional Services for design, construction or reconstruction are subject to the goals ordinance. Anything outside of these services, including professional services not related to construction are reviewed on a case-by-case basis. Professional Services not related to construction usually do not have assigned goals; design and fabrication of artwork is not considered construction.

**7. Is there any controversy surrounding this ordinance? (Groups or individuals who may have concerns about it?) Please explain.**

While this is a sizeable public art commission, the artist Patrick Marold is a respected artist in this community and earning commissions at a national level as well. His artwork for the exterior of the Public Transit Station will be a bold addition to Denver’s Public Art Collection overall, and a wonderful introduction for visitors to the City as they travel through the airport. Patrick has a proven track record of accomplishing projects on time and on budget (I worked with him on a large project at the Denver Zoo in 2010) The artist was selected in a competitive, public selection process overseen by in accordance with DRMC 20-85, approved by our DIA Art Committee, DIA Manager, and the Denver Commission on Cultural Affairs.

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

Key Contract Terms

Vendor/Contractor Name: **Patrick Marold Studio Inc.**

Contract control number: **201209185**

City's contract manager: Stuart Williams

Was this contractor selected by competitive process? **Yes** Was it the low bid? **N/A**

**The contractor was selected using the public art process as defined in the 2006 City and County of Denver Public Art Policy. The process was modified to fit the needs of the project, and that modification was approved by DIA Management and the Denver Commission on Cultural Affairs. The selection panel was approved by both these approval bodies on January 2012. The contractor was selected in a competitive process, and the recommendation of this contractor was approved by both these approval bodies on October 25, 2012 (DIA Design Review Committee) and November 13, 2012 (Denver Commission on Cultural Affairs.) The Art Committee allotted a budget of \$1.5 million for this project and that will cover all costs associated with the creation of the artwork: design and artist's fee, engineering, fabrication and materials and installation.**

Term/Duration of contract/project: **Contract ends December 31, 2016 or upon completion of milestones requirements (if sooner).**

Renewal terms: n/a

Purpose:

**According to Mayor Federico Pena's Executive Order 92 of 1988, the purpose of the Public Art Program is to "...expand the opportunities for Denver residents to experience art in public places, thereby creating more visually pleasing and human environments." (Revised language for the Public Art Program was brought before City Council and became law in 1991. The Denver Public Art Ordinance can now be referenced as Denver Revised Municipal Code [DRMC] 20-85, et seq.) The sculptural artwork that Patrick Marold will provide will activate the area around the public transit center, visually enhance the area for all viewpoints (air, land and from hotel/plaza area) during the day and at night. It will enhance and provide visual interest for visitors coming to Denver and Denver International Airport employees coming to and from work. The artist will work closely with the design team and DIA staff and management to account for all specific parameters of the site, including safety and security issues, circulation patterns, drainage/water issues, FAA requirements, etc.**

Scope of services to be provided with performance bench marks:

**See attached Scope/Milestones Document**

Cost/value:

**\$1,500.000 USD**

Source of funds:

**1% for Art Funds generated from CIP and STRP projects at the Airport**

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Benefit:

**The sculptural artwork that Patrick Marold will provide will activate the area around the public transit center, visually enhance the area for all viewpoints (air, land and from hotel/plaza area) during the day and at night. It will enhance and provide visual interest for visitors coming to Denver and Denver International Airport employees coming to and from work. It will be a gateway to our City and contribute to the overall design excellence of the airport.**

**In addition, Patrick Marold is a local artist, poised to become a major public artist on a national level. Like Lawrence Argent's Blue Bear, this artwork will become a signature artwork for the City and a major stepping stone for an artist who lives and has established his career here in Denver. The contractors he hires will contribute to the overall creative economy of Denver and the region.**

Termination provision for City and for contractor:

**Yes; contract may be canceled at any time if project is cancelled or contractor is not performing according to milestone/scope requirements.**

WBE/MBE/DBE commitments (construction, design, Airport concession contracts): n/a

**This contract's Scope of Services does not fall under the definition of DSBO's CEI (Construction Empowerment Initiative) Ordinance. Professional Services for design, construction or reconstruction are subject to the goals ordinance. Anything outside of these services, including professional services not related to construction are reviewed on a case-by-case basis. Professional Services not related to construction usually do not have assigned goals; design and fabrication of artwork is not considered construction.**

Who are the subcontractors to this contract?

**Unknown at this time; subcontractors will be approved by Project Manager for STRP.**

Location:

**Denver International Airport; Exterior areas around Public Transit Center**

Affected Council District:

**Council District 11**

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