

ORDINANCE/RESOLUTION REQUEST

Please email requests to Jason Gallardo, Department of Transportation & Infrastructure at pw.ordinance@denvergov.org by **12:00pm NOON on Monday**. Contact Jason with questions.

Date of Request: 01/09/23

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**

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 the third amendment to an IGA with Urban Drainage and Flood Control District (UDFCD) doing business as Mile High Flood District (MHFD) for flood control improvements to Weir Gulch Reach W1—South Platte River to 8th Ave.

Anticipated need for land acquisition costs related to the Weir Gulch Reach W1 project is \$10M. In this amendment, the city will add \$5M and MHFD will reallocate \$5M from existing project funds and a companion bill will appropriate MHFD funds.

The total funds being added to this amendment is \$5M.

City is responsible for land acquisition (Bill 22-0320 for land acquisition for this project was approved by City Council on 4/18/22). total contract amount: \$18,400,000. No term extension. Contract 202265765-03_202055100-03

3. Requesting Agency: Department of Transportation & Infrastructure

4. Contact Person:

Contact person with knowledge of proposed ordinance/resolution	Contact person to present item at Mayor-Council and Council
Name: Morgan Lynch	Name: Jason Gallardo
Email: morgan.lynch@denvergov.org	Email: jason.gallardo@denvergov.org

5. General Description or background of proposed request. This third amendment will add \$5,000,000 in City funds for land acquisition with Urban Drainage and Flood Control District (UDFCD) dba Mile High Flood District (MHFD) for the Weir Gulch Reach W1 Improvement Project to design and construct Drainage and Flood Control Improvements. UDFCD will contribute \$5,000,000 from existing project funds (UDFCD is not adding additional funds in this amendment). City will invoice UDFCD \$5,000,000 for this land acquisition.

City is responsible for land acquisitions near 9th and Decatur for this project. All parcels are commercial with no residential parcels. City Council approved a bill for an ordinance granting the authority to acquire through negotiated purchase or condemnation of all of any portion of any property interest as needed in support of Weir Gulch Reach W1 (Bill 22-0320 approved on 4/19/22).

New total contract amount is \$18,400,000. The project includes land acquisition, and drainage, habitat, water quality, and recreation improvements in Weir Gulch from the South Platte River to 8th Avenue. This project is a multi-agency project with support and funding from Parks and Recreation. This project is being managed through design and construction by the MHFD (UDFCD).

6. City Attorney assigned to this request (if applicable): John McGrath

7. City Council District: 3

To be completed by Mayor’s Legislative Team:

Resolution/Bill Number: _____

Date Entered: _____

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

Key Contract Terms

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

Vendor/Contractor Name: Urban Drainage and Flood Control District dba Mile High Flood District

Contract control number: 202265765-03 (202055100-03)

Location: South Platte River to 8th Ave.

Is this a new contract? Yes No Is this an Amendment? Yes No If yes, how many? 3

Contract Term/Duration (for amended contracts, include existing term dates and amended dates): 8/12/20-12/31/25 (no change in term)

Contract Amount (indicate existing amount, amended amount and new contract total): City adding \$5,000,000

<i>Current Contract Amount</i> (A)	<i>Additional Funds</i> (B)	<i>Total Contract Amount</i> (A+B)
\$13,400,000	\$5,000,000	\$18,400,000

<i>Current Contract Term</i>	<i>Added Time</i>	<i>New Ending Date</i>
8/12/20-12/31/25	-	8/12/20-12/31/25

Scope of work: Third amendment will commit an additional \$5,000,000 in City funds for land acquisition for the Weir Gulch Reach W1 Drainage and Flood Control Improvement Project for a total agreement amount of \$18,400,000. No change in term.

Was this contractor selected by competitive process? N/A. IGA

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

Source of funds: PRJ-10003178 (Fund: 36050; Cost Center: C7010000; Cap Program: RW013)

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

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

Who are the subcontractors to this contract? N/A. IGA

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