

ORDINANCE/RESOLUTION REQUEST

All Fields must be completed

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

Please mark one: Bill Request or Resolution Request Date of Request: 01/17/2023

1. Type of Request:

- Contract/Grant Agreement Intergovernmental Agreement (IGA) Rezoning/Text Amendment
- Dedication/Vacation Appropriation/Supplemental DRMC Change
- Other:

2. Title: Approves a public art contract for the design, fabrication and installation services from the artist Ball-Nogues Design Studio, LLC. This project is part of the City’s Public Art Program and procured through 1%-For-Art funds as part of the Concourse Expansion Program at Denver International Airport (DEN).

3. Requesting Agency: Department of Aviation

4. Contact Person:

Contact person with knowledge of proposed ordinance/resolution	Contact person to present item at Mayor-Council and Council
Name: Stacey Stegman	Name: Carolina Flores
Email: stacey.stegman@flydenver.com	Email: carolina.flores@flydenver.com .

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

Artist Benjamin Ball who currently resides in Los Angeles, CA, but originally is from Colorado will create a large-scale suspended artwork to be placed within the circulation spaces of the newly constructed Concourse A-West expansion at DEN. The artwork will be created from stainless-steel ball chain and enamel paint titled, *Dance the Sky Softly*. The installation will be approx. be 512’ L x 50’ W x 16’ H and is inspired by the light, form and colors of the Colorado Rockies. Series of catenary curves of ball chain will cascade throughout the ceilings creating moiré patterns that oscillate in color to create cloud like forms.

6. City Attorney assigned to this request (if applicable): Ema Medić

7. City Council District: Council District 11

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 >\$500K

Vendor/Contractor Name: Ball-Nogues Design Studio, LLC

Contract control number: PLANE-202264219

Location: Denver International Airport, Concourse A-West Expansion

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): 3 years from Date of Execution with the option for (2) 1-year extensions.

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

<i>Current Contract Amount</i> (A)	<i>Additional Funds</i> (B)	<i>Total Contract Amount</i> (A+B)
N/A	N/A	\$2,499,474.00

<i>Current Contract Term</i>	<i>Added Time</i>	<i>New Ending Date</i>
N/A	N/A	3 years from execution date with the option for (2) 1-year extensions.

Scope of work:

1. Artist shall perform all services and furnish all supplies, materials, and equipment as necessary for the conception and design of the artwork, including but not limited to, payments for all necessary taxes, permits, insurance, small tools, any subconsultants, rental equipment, and all other items incidental to producing a complete and acceptable artwork.
2. The work includes all design of the complete artwork including but not limited to associated foundations, mounting brackets or devices, electronic components, video components and all other miscellaneous components necessary to complete the fabrication and installation of the artwork.
3. Artist shall determine the artistic expression, scope, design, color, size, material and texture of the Work, subject to review and acceptance by the City/ Denver International Airport as defined by the selected concept.
4. Artist shall provide a plaque at the designed site, according to the specifications set forth by DEN Arts. Plaque specifications will be determined during the Final Design phase.
5. Artist shall be responsible for the payment of all storage, transportation or shipping of the artwork to the site.
6. The Artist shall, if applicable, comply with all the City and County of Denver Department of Transportation and Infrastructure, Standard Specifications for Construction (“Yellow Book”) and permitting or engineering requirements of Denver International Airport.
7. Upon final acceptance and completion of the artwork, the artist will appear for a public appearance and final dedication event.

Was this contractor selected by competitive process? Yes **If not, why not?**

To be completed by Mayor’s Legislative Team:

Resolution/Bill Number: _____

Date Entered: _____

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

Source of funds: CIP 1% Art Funds -73853, DEN01 Airport Capital Improvement Program, PRJ-10004366

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

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

This project is covered under D.R.M.C. Chapter 28 Article V. In accordance with the D.R.M.C., DSBO has conducted an analysis examining the scope of work for this project, cost estimate and the existing availability of certified firms to perform the specified services as stated in the business utilization request form. DSBO has established that no DSBO program will apply.

Who are the subcontractors to this contract?

Structural Engineering: **Nous Engineering**

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