ORDINANCE/RESOLUTION REQUEST

Please email requests to the Mayor's Legislative Team
at MileHighOrdinance@DenverGov.org by **9 a.m. Friday.** Contact the Mayor's Legislative team with questions

Date of Request: 3/13/24

Please mark one: ☐ **Bill Request** **or** ☒ **Resolution Request**

1. Type of Request:

☒ **Contract** ☐ **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.)

Amends a contract with Bauen Studios LLC to revise contract language for the On-Call SBE Vertical Construction Services, Contract# DOTI-202371824-01 [202367857-01], no changes to the contract capacity or term.

3. Requesting Agency: Department of Transportation and Infrastructure

4. Contact Person:

Contact person with knowledge of proposed ordinance/resolution	Contact person to present item at Mayor-Council and Council
Name: Patience Reuter	Name: Nick Williams
Email: patience.reuter@denvergov.org	Email: Nicholas.Williams@denvergov.org

5. General description or background of proposed request. Attach executive summary if more space needed:
The purpose of this amendment is to revise current contract language in the progress payment verbiage to remove Textura references as DOTI has implemented a program management system (Masterworks) that will utilize submission of pay apps through the program, which will discontinue our use of Textura. With this amendment, there have also been updates to the prevailing wage requirements, progress payments for work orders, add compliance with Denver wage laws, examination of records and audits, and security provision contract language. There is no additional time or money included in the amendment.

Procured in 2023, the goal of the On-Call master contract was to engage multiple Small Business Enterprise (SBE) On-Call construction services contracts to establish a new group of qualified SBE On-Call general contractors to respond to proposal requests with bidding and execution of construction work on municipal building projects. Scopes may consist of a roof replacement, mechanical upgrades (HVAC controls), lighting retrofit, concrete/asphalt replacement, or other. On- Call SBE general contractors will be requested to mini bid projects against other On- Call SBE General Contractors to ensure the City is receiving the best value. The City awarded multiple On-Call SBE construction services contracts, each with a maximum contract limit of $5,000,000.00 for the three-year duration.

6. City Attorney assigned to this request (if applicable): Jacob Crawford

7. City Council District: Citywide

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): Construction

Vendor/Contractor Name: Bauen Studios LLC

Contract control number: DOTI-202371824-01 [202367857-01]

Location: Citywide

Is this a new contract? ☐ **Yes** ☒ **No** **Is this an Amendment?** ☒ **Yes** ☐ **No** **If yes, how many? 1**

Contract Term/Duration (for amended contracts, include existing term dates and amended dates): NTP + 3 years. Adding no additional time.

Contract Amount (indicate existing amount, amended amount and new contract total): Existing amount $5,000,000.00. adding no additional money for a contract total of $5,000,000.00.

Current Contract Amount (A)	***Additional Funds (B)***	***Total Contract Amount (A+B)***
$5,000,000.00	N/A	$5,000,000.00

Current Contract Term	***Added Time***	***New Ending Date***
NTP + 3 years	N/A	NTP + 3 years

Scope of work: The purpose of this amendment is to revise current contract language in the progress payment verbiage to remove Textura references as DOTI has implemented a program management system (Masterworks) that will utilize submission of pay apps through the program, which will discontinue our use of Textura. With this amendment, there have also been updates to the prevailing wage requirements, progress payments for work orders, add compliance with Denver wage laws, examination of records and audits, and security provision contract language. There is no additional time or money included in the amendment. Procured in 2023, the goal of the On-Call master contract was to engage multiple Small Business Enterprise (SBE) On-Call construction services contracts to establish a new group of qualified SBE On-Call general contractors to respond to proposal requests with bidding and execution of construction work on municipal building projects. Scopes may consist of a roof replacement, mechanical upgrades (HVAC controls), lighting retrofit, concrete/asphalt replacement, or other. On- Call SBE general contractors will be requested to mini bid projects against other On- Call SBE General Contractors to ensure the City is receiving the best value. The City awarded multiple On-Call SBE construction services contracts, each with a maximum contract limit of $5,000,000.00 for the three-year duration.

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

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

Source of funds: The Department of Transportation and Infrastructure Program Resource Office will manage the utilization and day-to-day administration of this portfolio of contracts. Specific work orders may be assigned by individual City project managers and Citywide local funding may be utilized.

ELEVATE DENVER BOND: ☐
RISE DENVER BOND: ☐

Is this contract subject to: ☐ **W/MBE** ☐ **DBE** ☒ **SBE** ☐ **XO101** ☐ **ACDBE** ☐ 30%

WBE/MBE/DBE commitments (construction, design, Airport concession contracts): 30% SBE

Who are the subcontractors to this contract? SBE Self-performed

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