ORDINANCE/RESOLUTION REQUEST

Please email requests to Jason Gallardo, DOTI

At doti.ordinance@denvergov.org by **12:00pm NOON on Monday.** Contact Jason with questions.

Date of Request: May 2, 2024

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**

☐ **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.)

Contract Amendment for CMGC Construction Contract 202366871with Kraemer North America, LLC for Broadway Station and I-25 Safety and Access Improvements Project Phase 2, Package 1 and 2, Federal Aid Project No.: STU M320-127// SA#23373 and STU M320-144//SA#24925 (DOTI-202472945-01 [202366871-01]).

3. Requesting Agency: Dept. 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: Mike Harmer	Name: Nick Williams
Email: Michael.harmer@denvergov.org	Email: Nicholas.williams@denvergov.org

5. General description or background of proposed request. Attach executive summary if more space needed:
Amends the Contract with Kraemer North America to add the construction of the Phase 2, Package 2 improvements. Those improvements are focused on the completion of the new on-ramp from Broadway to southbound Interstate 25, reconstruction of Broadway, Lincoln St., Ohio Ave. and Kentucky Ave. within the project limits. Other improvements include the extension of the Broadway bikeway to complete access to the RTD Station, and a new paved parking lot in the area bounded by Broadway and the new on-ramp.

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

7. City Council District: 7

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: Construction

Vendor/Contractor Name: Kraemer North America, LLC

Contract control number: DOTI-202472945-01 [202366871-01]

Location: I-25/Broadway

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

Contract Term/Duration (for amended contracts, include existing term dates and amended dates:
The construction time for Package 1 is being extended from 270 calendar days to 330 calendar days. Construction time in the amount of 655 calendar days is being added for the completion of Package 2. "Construction Time" is defined as the total number of days between the date of the Notice to Proceed with Construction and the date on which Substantial Completion.

Contract Amount (indicate existing amount, amended amount and new contract total): $44,898,019.27

Current Contract Amount (A)	*Additional Funds (B)*	*Total Contract Amount (A+B)*
18,252,536.69	26,645,482.58	44,898,019.27

Current Contract Term	*Added Time*	*New Ending Date*
NTP + 270 days	715 days	NTP + 985

Scope of work: Construction of the improvements included in construction package 2 are focused on the completion of the new on-ramp from Broadway to southbound Interstate 25, reconstruction of Broadway, Lincoln St., Ohio Ave. and Kentucky Ave. within the project limits. Other improvements include the extension of the Broadway bikeway to complete access to the RTD Station, and a new paved parking lot in the area bounded by Broadway and the new on-ramp.

Was this contractor selected by competitive process? Yes, DOTI advertised the project in 2021.

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

Source of funds: 31015/5011000/PQ004/PRJ-10000375
38820/5011000/DRCOG TIP I-25//PRJ-10000375/GR00001824
38830/5011000//PRJ-10000375/GR00003053

ELEVATE DENVER BOND: ☐

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

WBE/MBE/DBE commitments (construction, design, Airport concession contracts): Package 1 has a DBE Goal of 10% and a Commitment of 10.36%, Package 2 has an independent DBE Goal of 12% and a Commitment of 12%

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Who are the subcontractors to this contract?

Colorado Department of Transportation
AFFIDAVIT OF SMALL BUSINESS PARTICIPATION

Project Description	I-25&Broadway,Seg 3,Ph2 - Pkg 2	Contract NTE $ 25,635, 325.85	
5-digit Sub Acct #	24925	DBE Contract Goal %	12.00%

SECTION 1. CONSULTANT INFORMATION

Prime Consultant	Kraemer North America, LLC	Consultant is an ESB	☐
Compliance Contact Name	Mike Fay, PE	Consultant is a DBE	☐
Email Mfay@kraemerna.com	Address 900 W. Castleton Rd., Ste. 220, Castle Rock	Phone	303-688-7500
		B2GNow Vendor #	#20388772

SECTION 2. DBE PARTICIPATION PLAN

Fill in **All** Lines:

* The consultant is committing to 0 # of DBE firm(s) not teamed with in the past 2 years (as of ad date of RFP, firms with unsuccessful bids allowed, each firm must be listed in this section).
* The consultant is committing to **approximately** $ 3,076,240.00 of DBE particpation based on NTE $.
* The consultant is committing to **approximately** 12.00 % DBE goal based on the NTE $.

The Prime Consultant shall submit a Professional Services Commercially Useful Function Questionnaire for every DBE on this contract that provides work or provides supplies whose participation counts toward the DBE contract goal for this contract.

All DBE firms (Subconsultants, Supplier/Vendors, Prime if self performing)		Work Descriptor (i.e. survey, testing)	NEW DBE Teaming Partner?	ONLY for *Project/Program Specific* RFP/SOIs Approximate % of Participation
Villalobos Concrete, Inc.	☑ Vendor	Concrete Paving/Flatwork	☐ Yes ☑ No	12.00%
	☐ Vendor		☐ Yes ☐ No	
	☐ Vendor		☐ Yes ☐ No	

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