



Legislation Details (With Text)

File #: 23-0523 **Version:** 1

Type: Resolution **Status:** Adopted

File created: 4/30/2023 **In control:** Business, Arts, Workforce, Climate & Aviation Services Committee

On agenda: 5/22/2023 **Final action:** 5/23/2023

Title: A resolution approving a proposed Agreement between the City and County of Denver and Poetic Kinetics, Inc. to create, fabricate and install a piece of site-specific artwork as part of the city’s public art program for the 16th Street Mall in Council District 9. Approves a contract with Poetic Kinetics, Inc. for \$750,000 and through 12-31-2026 to create, fabricate and install site-specific artwork as part of the city’s public art program for the 16th Street Mall in Council District 9 (THTRS-202266109-00). The last regularly scheduled Council meeting within the 30-day review period is on 6-12-2023. The Committee approved filing this item at its meeting on 5-10-2023.

Sponsors:

Indexes: Melissa Mata

Code sections:

Attachments: 1. RR23-0523_AV_Ordinance Resolution Request Form_DAV_Poetic Kinetics_16th St Mall, 2. DENVER PUBLIC ART OVERVIEW_2023, 3. 23-0523 Filed Resolution_Poetic Kinetics, Inc. 202266109-00_LJH_05112023_Final, 4. 23-0523 Filed Agreement Poetic Kinetics 202266109-0_LJH 05152023, 5. 23-0523 Filed Resolution_Poetic Kinetics, Inc, 6. 23-0523 - signed

Date	Ver.	Action By	Action	Result
5/23/2023	1	Council President	signed	
5/22/2023	1	City Council	adopted	Pass
5/10/2023	1	Business, Arts, Workforce, Climate & Aviation Services Committee	approved by consent	Pass

Contract Request Template (Contracts; IGAs; Leases)

Date Submitted: 5-1-2023

**Requesting Agency: Denver Arts and Venues
Division:**

**Subject Matter Expert Name: Michael Chavez
Email Address: Michael.Chavez@denvergov.org
Phone Number:**

Item Title & Description:

*(Do not delete the following instructions)
These appear on the Council meeting agenda. Initially, the requesting agency will enter a 2-3 sentence description. Upon bill filling, the City Attorney’s Office should enter the title above the description (the title should be in **bold** font).*

*Both the title and description must be entered between the red "title" and "body" below. Do **not** at any time delete the red "title" or "body" markers from this template.*

A resolution approving a proposed Agreement between the City and County of Denver and Poetic Kinetics, Inc. to create, fabricate and install a piece of site-specific artwork as part of the city's public art program for the 16th Street Mall in Council District 9.

Approves a contract with Poetic Kinetics, Inc. for \$750,000 and through 12-31-2026 to create, fabricate and install site-specific artwork as part of the city's public art program for the 16th Street Mall in Council District 9 (THTRS-202266109-00). The last regularly scheduled Council meeting within the 30-day review period is on 6-12-2023. The Committee approved filing this item at its meeting on 5-10-2023.

Affected Council District(s) or citywide? 9

Contract Control Number: THTRS-202266109-00

Vendor/Contractor Name (including any "DBA"): Poetic Kinetics, Inc.

Type and Scope of services to be performed:

Poetic Kinetics concept for the one-of-a-kind site-specific artwork includes three stainless steel aspen trees with dichroic and colored acrylic kinetic leaves. The trees range in height from 22' to 30', making them visible from a distance and allowing them to cast shimmering colored light across a vast expanse. The goal of colorful sculptures is to enhance the visitor's experience on the mall by engaging multiple senses, harnessing tactile, light, and sound components

Poetic Kinetics is responsible for designing, engineering, fabrication, transportation, installing artwork, and all other miscellaneous components necessary to complete the commission, including lighting compounded for the art. Stamped engineering drawings by a licensed Colorado engineer are a requirement before fabrication. The budget for the commission is \$750,000.00.

Location (if applicable):

WBE/MBE/DBE goals that were applied, if applicable (construction, design, Airport concession contracts):

N/A

Are WBE/MBE/DBE goals met (if applicable)?

Is the contract new/a renewal/extension or amendment?

New

Was this contractor selected by competitive process or sole source?

Comp.

For New contracts

Term of initial contract:

DOE through 12-31-2026

Options for Renewal:

How many renewals (i.e. up to 2 renewals)?

Term of any renewals (i.e. 1 year each):

Cost of initial contract term:

\$750,000

Cost of any renewals:

Total contract value council is approving if all renewals exercised:

For Amendments/Renewals Extensions:

Is this a change to cost/pricing; length of term; terms unrelated to time or price (List all that apply)?

If length changing

What was the length of the term of the original contract?

What is the length of the extension/renewal?

What is the revised total term of the contract?

If cost changing

What was the original value of the entire contract prior to this proposed change?

What is the value of the proposed change?

What is the new/revised total value including change?

If terms changing

Describe the change and the reason for it (i.e. compliance with state law, different way of doing business etc.)