



Legislation Details (With Text)

**File #:** 19-1383      **Version:** 1

**Type:** Resolution      **Status:** Adopted

**File created:** 12/10/2019      **In control:** Finance & Governance Committee

**On agenda:** 1/6/2020      **Final action:** 1/6/2020

**Title:** A resolution approving a proposed Amendatory Special Counsel Agreement between the City and County of Denver and Kaplan Kirsch & Rockwell, LLP to revive and amend the Agreement to extend the term and add funding.  
Amends a contract with Kaplan Kirsch and Rockwell by adding \$1,700,000 for a new total of \$2,900,000 and one year for a new end date of 6-30-21 for essential outside counsel services for the performance-based infrastructure partnership for development of Phases 3-8 of the National Western Center, including advice, drafting related to risk allocation, design and construction specifications, operations and maintenance specifications, and project management for document production in Council District 9 (201840827-01). The last regularly scheduled Council meeting within the 30-day review period is on 1-27-20. The Committee approved filing this item at its meeting on 12-17-19.

**Sponsors:**

**Indexes:** Jonathan Griffin

**Code sections:**

**Attachments:** 1. RR19 1383 CAO KKR amendment, 2. 19-1383 Filed Resolution\_Kaplan Kirsch & Rockwell LLP\_201952759-01, 3. 19-1383 Amendatory Special Counsel Agreement\_Kaplan Kirsch & Rockwell LLP\_201952759-01, 4. 19-1383 Filed Resolution\_Kaplan Kirsch & Rockwell LLP, 5. 19-1383 - signed

Date	Ver.	Action By	Action	Result
1/7/2020	1	Council President	signed	
1/6/2020	1	City Council	adopted	Pass
12/17/2019	1	Finance & Governance Committee	approved by consent	Pass

**Contract Request Template (Contracts; IGAs; Leases)**

**Date Submitted:** 12-10-19

**Requesting Agency:** City Attorney's Office  
**Division:**

**Subject Matter Expert Name:**

Name:	Jen Welborn
Email:	jennifer.welborn@denvergov.org

**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 Amendatory Special Counsel Agreement between the City and County of Denver and Kaplan Kirsch & Rockwell, LLP to revive and amend the Agreement to extend the term and add funding.**

Amends a contract with Kaplan Kirsch and Rockwell by adding \$1,700,000 for a new total of \$2,900,000 and one year for a new end date of 6-30-21 for essential outside counsel services for the performance-based infrastructure partnership for development of Phases 3-8 of the National Western Center, including advice, drafting related to risk allocation, design and construction specifications, operations and maintenance specifications, and project management for document production in Council District 9 (201840827-01). The last regularly scheduled Council meeting within the 30-day review period is on 1-27-20. The Committee approved filing this item at its meeting on 12-17-19.

**Affected Council District(s) or citywide?** Council District 9

**Contract Control Number:** 201840827-01

**Vendor/Contractor Name (including any "DBA"):** Kaplan Kirsch and Rockwell

**Type and Scope of services to be performed:**

The City's PBI office is procuring a development partner to design, construct, finance, operate and maintain certain public assets in order to finish the Master Plan for the National Western Center phases 3-8; the development will include private development supportive of the community and mission and vision of the National Western Center. Kaplan Kirsch and Rockwell (KKR) is providing essential outside counsel services including advice, drafting related to risk allocation, design and construction specifications, operations and maintenance specifications, and project management for document production.

**Location (if applicable):**

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

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

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

**Was this contractor selected by competitive process or sole source?**

Competitive process

**For New contracts**

**Term of initial contract:**

**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:**

**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?**

9/1/2018 to 6/30/2020

**What is the length of the extension/renewal?**

One year

**What is the revised total term of the contract?**

9/1/2018 to 6/30/2021

***If cost changing***

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

1,200,000.00

**What is the value of the proposed change?**

1,700,000.00

**What is the new/revised total value including change?**

2,900,000.00

***If terms changing***

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