



Legislation Details (With Text)

File #: 17-1018 **Version:** 1

Type: Resolution **Status:** Adopted

File created: 9/11/2017 **In control:** Business, Arts, Workforce, & Aeronautical Services Committee

On agenda: 10/2/2017 **Final action:** 10/2/2017

Title: A resolution approving a proposed Second Amendment between the City and County of Denver and Nossaman LLP concerning legal counsel in connection with the Great Hall Project at Denver International Airport.
Amends a contract with Nossaman, LLP to add \$600,000 for a new contract total in the amount of \$1.8 million and to add seven months for a new end date of 6-30-18 for continued legal counsel through the financial close phase of the Great Hall Project at Denver International Airport (201629808-02). The last regularly scheduled Council meeting within the 30-day review period is on 10-23-17. The Committee approved filing this resolution by consent on 9-20-17.

Sponsors:

Indexes: Debra Bartleson

Code sections:

Attachments: 1. RR17 1018 DIA Nossaman LLP, 2. 17-1018 Resolution_Nossaman LLP, 3. 17-1018 Contract_Nossaman, LLP, 4. 17-1018 Filed Resolution_Nossaman LLP.pdf, 5. 17-1018 - signed.pdf

| Date | Ver. | Action By | Action | Result |
|-----------|------|--|---------------------|--------|
| 10/3/2017 | 1 | Council President | signed | |
| 10/2/2017 | 1 | City Council | adopted | Pass |
| 9/20/2017 | 1 | Business, Arts, Workforce, & Aeronautical Services Committee | approved by consent | |

Contract Request Template (Contracts; IGAs; Leases)

Date Submitted: 09-12-17

Requesting Agency: Denver International Airport
Division:

- **Name:** Aaron Barraza
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- **Email:** Aaron.Barraza@flydenver.com <mailto:Aaron.Barraza@flydenver.com>

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 Second Amendment between the

City and County of Denver and Nossaman LLP concerning legal counsel in connection with the Great Hall Project at Denver International Airport.

Amends a contract with Nossaman, LLP to add \$600,000 for a new contract total in the amount of \$1.8 million and to add seven months for a new end date of 6-30-18 for continued legal counsel through the financial close phase of the Great Hall Project at Denver International Airport (201629808-02). The last regularly scheduled Council meeting within the 30-day review period is on 10-23-17. The Committee approved filing this resolution by consent on 9-20-17.

Affected Council District(s) or citywide? Council District 11

Contract Control Number: 201629808-02

Vendor/Contractor Name (including any "DBA"): Nossaman, LLP

Type and Scope of services to be performed:

This second amendment increased the contract amount by an additional Six Hundred Thousand Dollars (\$600,000.00) for a maximum contract amount of One Million Eight Hundred Thousand Dollars (\$1,800,000.00) and will extend the term to June 30, 2018. Their continued support is needed as DEN enters the Commercial and Financial Close phases of the Project.

- Advise the City on all aspects of the Development Agreement and Financial Close Process and Documents.
- Assist the City in negotiations with the private developer, which will include participation in face-to-face meetings with the private developer and its counsel.
- Assume primary drafting and review responsibility for the Financial Close documents.

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

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? Fifteen months

What is the length of the extension/renewal? Seven months

What is the revised total term of the contract? 09-06-16 - 06-30-18

If cost changing

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

\$1,200,000

What is the value of the proposed change? \$600,000

What is the new/revised total value including change? \$1,800,000

If terms changing

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