



Legislation Details (With Text)

File #:	23-0524	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:	<p>A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Social Space, LLC to account for increased costs associated with the creation and installation of a piece of artwork as part of the city's public art program for the National Western Center. Amends a contract with Social Space, LLC by adding \$450,000 for a new total of \$850,000 to account for inflationary pressures, increased labor costs and supply chain issues associated with the creation, fabrication and installation of artwork as part of the city's public art program for the National Western Center in Council District 9. No change to contract duration (THTRS-202367127-01/ 202157859-01). 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.</p>		
Sponsors:			
Indexes:	Melissa Mata		
Code sections:			
Attachments:	1. RR23-0524_AV_Ordinance Request Form_DAV_SocialSpace LLC-Amendment_4.19.pdf, 2. DENVER PUBLIC ART OVERVIEW_2023, 3. 23-0524 Filed Resolution_Social Space LLC_202367127-01_LJH_05112023 Final, 4. 23-0524 Filed Amendatory Agreement Social Space, LLC_202367127-01_LJH_05152023, 5. 23-0524 Filed Resolution_Social Space LLC, 6. 23-0524 - 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 & 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 Amendatory Agreement between the City and County of Denver and Social Space, LLC to account for increased costs associated with the creation and installation of a piece of artwork as part of the city's public art program for the National Western Center.

Amends a contract with Social Space, LLC by adding \$450,000 for a new total of \$850,000 to account for inflationary pressures, increased labor costs and supply chain issues associated with the creation, fabrication and installation of artwork as part of the city's public art program for the National Western Center in Council District 9. No change to contract duration (THTRS-202367127-01/ 202157859-01). 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-202367127-01/ 202157859-01

Vendor/Contractor Name (including any "DBA"): Social Space, LLC (Matthew Mazzotta, owner and lead artist)

Type and Scope of services to be performed:

Post-pandemic challenges including inflation, supply chain issues and cost of materials and labor increases have made it critically necessary to add funds to complete the project. The project has already been scaled down in scope, however, funds are still needed to realize the project.

*Additional information provided in attached executive summary

Artist Matthew Mazzotta, owner of Social Space, LLC, of Canton, NY, will create an original artwork for the National Western Center Riverfront. The artwork will consist of a roughly 60' x 30' open-air "barnlike" structure. The artwork will include slow-moving swings, lighting and a local artist's mural on the roof. The project will lead viewers along the Riverfront and create an artistic destination for the National Western Center audience and the communities across the South Platte River. The project is meant to be a flexible gathering space for everyone and several programmatic plans are under way. Matthew Mazzotta will work with Public Art, National Western Center, Parks and Rec and City Public Works staff in creating the preliminary design and all the final designs will be stamped by a CO licensed engineer.

EXECUTIVE SUMMARY

Background:

In 2020 the Public Art Program began the process to commission a public artwork with funds generated by the development of the National Western Center. This is one of three projects for the NWC campus. A 15-member

art selection panel that included community members, an artist and art professional, and Councilwoman Candi CdeBaca selected artist Matthew Mazzotta, (doing business as Social Space LLC) for a commission amount of \$400,000.

Current Request:

Denver Arts & Venues is seeking City Council approval to amend the contract to add an additional \$450,000 for a total contract amount of \$850,000. Post-pandemic challenges including inflation, supply chain issues, cost of materials and labor, and the complexity of the site have made it critically necessary to add funds to complete the project.

Artist Matthew Mazzotta will create a structure for community gatherings and events that references a barn and the act of a "barn-raising," titled *Rising Together*. The structure will provide shade, seating, swings, and a colorful focal point along the riverfront open space. Mazzotta will work with local artist, Bimmer Torres, to paint a mural on the exterior and interior of the roof of the structure. Local fabricators have been identified

Mazzotta is responsible for designing, engineering, fabrication, transportation, installing artwork, and all other miscellaneous components necessary to complete the commission, including lighting for the art. Stamped engineering drawings by a licensed Colorado engineer are a requirement before fabrication. All fabrication and installation will be performed by local contractors.



CONCEPTUAL IMAGES ONLY

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?

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?

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.)