



Legislation Text

File #: 22-0124, Version: 1

Contract Request Template (Contracts; IGAs; Leases)

Date Submitted: 1/31/22

Requesting Agency: Arts & Venues
Division:

Subject Matter Expert Name: Andrew Lindley
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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 Amendment to Lease Agreement between the City and County of Denver and OBMSMG, LLC to memorialize the name change of the company to IKE Smart City, LLC and by adding one additional three-year renewal term option to offset unanticipated costs of sign repair and replacement at the Colorado Convention Center.

Amends a contract with OBMSMG, LLC to memorialize the name change of the company to IKE Smart City, LLC, update standard contract provisions, and add one additional three-year renewal term option to offset unanticipated costs of sign repair and replacement at the Colorado Convention Center in District 9 (THTRS-201631374). The Committee approved filing this item at its meeting on 2-2-22. The last regularly scheduled Council meeting within the 30-day review period is on 3-7-22.

Affected Council District(s) or citywide? District 9

Contract Control Number: THTRS-201631374

Vendor/Contractor Name (including any "DBA"): OBMSMG, LLC being changed to IKE Smart City, LLC

Type and Scope of services to be performed:

Background:

In June 2018, Denver Arts & Venues (DAV) commenced a seven-year lease agreement, THTRS-201631374, with OBMSMG for four (4) digital advertising signs located at 14th and Curtis, 14th and Arapahoe, Speer Blvd. (Colorado Convention Center), and Speer Blvd (Arts Complex). The Lease includes three (3), three-year automatic renewal periods, subject to termination by either party at the end of the original term or a renewal term.

In 2017 OBMSMG renamed the Company to Ike Smart City, LLC, and converted from an Ohio LLC to a Delaware LLC. Even though the name and state of organization of the company have changed, IKE Smart City, LLC is the same entity that executed the Lease Agreement with the City and County of Denver in September of 2017. None of these clerical changes to the name of the Company resulted from a sale or merger with another entity.

Current Request:

DAV is seeking City Council approval of an ordinance to amend the contract with Orange Barrel Media to:

1. Add one additional three-year automatic renewal, subject to termination by either party at the end of the original term or a renewal term;
2. Memorialize the name change to IKE Smart City LLC; and
3. Update standard contract provisions;

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? 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?

Adding one additional 3 year renewal option

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.)

1. Add one additional three-year automatic renewal, subject to termination by either party at the end of the original term or a renewal term;
2. Memorialize the name change to IKE Smart City LLC; and
3. Update standard contract provisions;