



Legislation Text

File #: 22-0211, Version: 1

Contract Request Template (Contracts; IGAs; Leases)

Date Submitted: 2/14/22

Requesting Agency: Arts and Venues
Division:

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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 and providing for the execution of a proposed Grant Agreement between the City and County of Denver and National Endowment for the Arts (NEA) to receive American Rescue Plan (ARP) funds to support sub-granting to the nonprofit arts sector in response to and recovery from the COVID-19 pandemic.

Approves a grant agreement with the National Endowment for the Arts (NEA) for \$500,000 and through 12-31-2022 to receive American Rescue Plan (ARP) funds to support sub-granting to the nonprofit arts sector in response to and recovery from the COVID-19 pandemic (THTRS-202161344). The last regularly scheduled Council meeting within the 30-day review period is on 3-29-22. The Committee approved filing this item at its meeting on 2-23-22.

Affected Council District(s) or citywide? Citywide

Contract Control Number: THTRS-202161344

Vendor/Contractor Name (including any "DBA"): National Endowment for the Arts

Type and Scope of services to be performed:

DAV, as a Local Arts Agency, must regrant funding from the National Endowment for the Arts to local arts non-profit organizations under a program and according to criteria to be developed by DAV and consistent with all Federal, NEA, State and Local rules and regulations.

EXECUTIVE SUMMARY - National Endowment for the Arts - ARP Grant

Background:

The American Rescue Plan Grants to Local Arts Agencies for Sub-granting program was established by the National Endowment for the Arts by funding appropriated under the American Rescue Plan (ARP). The program utilizes designated groups known as “Local Arts Agencies” by the NEA to regrant funding to small local organizations.

In the fall of 2021 Denver Arts & Venues (DAV) applied to the National Endowment for the Arts (NEA) “American Rescue Plan Grants to Local Arts Agencies for Sub-granting” program. In January 2022, DAV receive notification of a \$500,000 award for regranting pending approval from City Council.

Current Request:

Denver Arts & Venues is requesting City Council approval to accept and administer funding under this grant program. All sub awards must adhere to NEA conditions and program requirements.

Items of note:

DAV is developing a competitive application process for eligible entities to apply for the NEA re-grant funding. This application will undergo competitive review by a committee of Cultural Commissioners to determine awardees. Awards are expected to be up to \$25,000 per awardee.

DAV may engage the assistance of a third party to distribute awards on behalf of DAV.

This grant is directly from the NEA. Tracking, metrics, and reporting requirements will conform to NEA guidelines.

DAV will be responsible for tracking expenditures, documenting eligible expenses, and identifying awardees on the DAV website.

Cost share/matching funds are not required. Similarly, subgrants awarded as a result of this program do not require a cost share/match.

Sub-granting support by local arts agencies to eligible subgrantee organizations is limited to any or all of the following costs:

- Salary support, full or partial, for one or more staff positions.
- Facilities costs such as mortgage principal, rent, and utilities.
- Costs associated with health and safety supplies for staff and/or visitors/audiences (e.g., personal protective

equipment, cleaning supplies, hand sanitizer, etc.).

- Marketing and promotion costs.
- Rescue Plan funds may be used by an organization to support existing jobs, new jobs, or to restore jobs that were furloughed or eliminated due to the pandemic.

Grantees and sub-grantees must clearly acknowledge support from the National Endowment for the Arts in their programs and related promotional material including publications and websites. Such acknowledgement should clearly indicate that funds were provided for general operating support and should not be used to indicate support for a project that the agency has not funded. Additional acknowledgment requirements may be provided later.

Ineligible applicants, programs and expenses include but are not limited to:

- For profit organizations,
- Direct grants to individuals,
- Relief programs,
- Capital or other construction costs,
- Commercial (for profit) activities including concessions and retail,
- Travel,
- Land Purchase,
- Payment of mortgage interest, fines and penalties, bad debt costs, deficit reduction.

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? New - grant acceptance

Was this contractor selected by competitive process or sole source?

For New contracts

Term of initial contract: through 12-31-22

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: \$500,000

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.)