

Key Contract Terms

Type of Contract: **IGA**

X Contract > \$500K Lease Sale/purchase of personal property Grant **X** IGA Sale of real property

Vendor/Contractor Name: **City of Commerce City**

Contract control number: **201737072**

City's contract manager: **Project Representative Jess Ortiz**

Was this contractor selected by competitive process? **No**, however Commerce City will award construction contract to the lowest responsive and responsible bidder

Has this contractor provided these services to the City before? **Yes**, joint projects associated with Dick's Sporting Goods Park and Quebec St and 56th Ave improvements per earlier IGA.

Term/Duration of contract/project: **Contract execution to 01/31/2021**

Is this a new contract? y/n **Y** An amendment? y/n How many amendments?

Renewal terms: None

Purpose: **This IGA for the Tower Road Widening from the southern boundary of Commerce City through Denver property to the southernmost edge including the area of the southern signalized intersection of the Tower Road and Pena Boulevard Interchange. Denver will be responsible for one hundred percent (100%) of the actual costs of construction to complete the Tower Road Widening Improvements within Denver,**

Cost/value: **Not to exceed maximum of \$6,000,000.00 for the construction including contingency with an additional 45% of the construction management costs and 2.5% interest over 4 years per the IGA. \$1,500,000 to be paid by the City upon execution of this agreement and another \$1,246,000 before January 31, 2018 and \$1,246,000 in 2019 and 2020 with the final 4th year being (by January 31, 2021) the balance due in accordance with the Final Cost Allocation per IGA estimated at a total cost of approximately \$6.5 million.**

Source of funds: **PRJ-10001010/31020/5011000**

PW Matching Funds/31020/5011102/ Tower Road Improvements /PP00516_000

Benefit: **This contract entails the partnering by Denver PW, DEN, & Commerce City to coordinate and extend the Tower Road widening within Denver from the Tower & Pena Interchange to the County Line with Commerce City's Tower Road widening project currently nearing completion from the County Line (approximately 80th Avenue) to 104th Avenue.**

Termination provision for City and for contractor: **YES** If bids to construct the Denver Tower Road Widening portion of the Project exceed Denver's maximum share of \$6,000,000 and Denver is not able reach an acceptable agreement to contribute or obligate additional funds. Then,

Commerce City may remove the Denver Tower Road Widening work and proceed with the On-Ramp Project.

Is this contract subject to: W/MBE ___ DBE ___ ACDBE ___SBE ___XO 101-NA

Location: From the southern boundary of Commerce City through Denver property to the southernmost edge including the area of the southern signalized intersection of the Tower Road and Pena Boulevard Interchange.

Affected Council District: **11**