

**ORDINANCE/RESOLUTION REQUEST**

Please email requests to the Mayor’s Legislative Team

at [MileHighOrdinance@DenverGov.org](mailto: MileHighOrdinance@DenverGov.org) by **3:00pm on Monday**. Contact the Mayor’s Legislative team with questions

Date of Request: 04/19/2019

Please mark one:  Bill Request or  Resolution Request

**1. Type of Request:**

- Contract/Grant Agreement     Intergovernmental Agreement (IGA)     Rezoning/Text Amendment
- Dedication/Vacation     Appropriation/Supplemental     DRMC Change
- Other: Purchase Order

**2. Title:** (Start with *approves, amends, dedicates*, etc., include name of company or contractor and indicate the type of request: grant acceptance, contract execution, contract amendment, municipal code change, supplemental request, etc.)

Approves a Purchase Order with Public Service Company of Colorado d/b/a Xcel Energy for \$542,032.68 for the materials and installation of 44 street lights.

**3. Requesting Agency:** Public Works

**4. Contact Person:**

|  |   |
|--|---|
| Contact person with knowledge of proposed ordinance/resolution | Contact person to present item at Mayor-Council and Council                 |
| Name: Jason Gallardo   | Name: Lisa Hilt   |
| Email: Jason.gallardo@denvergov.org                            | Email: <a href="mailto:lisa.hilt@denvergov.org">lisa.hilt@denvergov.org</a> |

**5. General description or background of proposed request. Attach executive summary if more space needed:** Public Service Company of Colorado dba Xcel Energy installed 44 street lights on Tower Road as part of a project where Commerce City was the constructor. Since Commerce City was the main contractor on this project, they could not install the street lights in Denver County. This is the purchase order to pay for the materials and installation of 44 street lights that were not part of Commerce City’s construction contract scope of work.

**6. City Attorney assigned to this request (if applicable):** N/A

**7. City Council District:** 11

**8. \*\*For all contracts, fill out and submit accompanying Key Contract Terms worksheet\*\***

*To be completed by Mayor’s Legislative Team:*

Resolution/Bill Number: RR19 0427

Date Entered: \_\_\_\_\_

## Key Contract Terms

**Type of Contract:** General Agreement (Access and Use Agreement Permit)

**Vendor/Contractor Name:** Public Service Company of Colorado d/b/a Xcel Energy, Inc.

**Contract control number:** PO-00064753

**Location:** Tower Road, Pena Blvd to 80<sup>th</sup> Blvd

**Is this a new contract?**  Yes  No **Is this an Amendment?**  Yes  No **If yes, how many?** \_\_\_\_\_

**Contract Term/Duration (for amended contracts, include existing term dates and amended dates):** Upon Completion of the installation of the street lights

**Contract Amount (indicate existing amount, amended amount and new contract total):**

| <b>Current Contract Amount<br/>(A)</b> | <b>Additional Funds<br/>(B)</b> | <b>Total Contract Amount<br/>(A+B)</b> |
|--|---------------------------------|--|
| 542,032.68                             | 0\$                             | 542,032.68                             |

  

| <b>Current Contract Term</b> | <b>Added Time</b> | <b>New Ending Date</b> |
|------------------------------|-------------------|------------------------|
| 08/17/2018                   |                   | Upon Completion        |

**Scope of work:** Public Service Company of Colorado dba Xcel Energy, Inc. will install, operate and maintain 44 new street lights on Tower Road, Pena Blvd to 80<sup>th</sup> Ave.

**Was this contractor selected by competitive process?** No  
a franchise agreement with the City to provide power to City facilities.

**If not, why not?** This is a sole source PO, as Xcel has

**Has this contractor provided these services to the City before?**  Yes  No

**Source of funds:** PRJ-10001010/PP05-Tower Road Improvements/C5011000/31020

**Is this contract subject to:**  W/MBE  DBE  SBE  XO101  ACDBE  N/A

**WBE/MBE/DBE commitments (construction, design, Airport concession contracts):** N/A

**Who are the subcontractors to this contract?** N/A

---

*To be completed by Mayor's Legislative Team:*

Resolution/Bill Number: RR19 0427

Date Entered: \_\_\_\_\_

## Executive Summary – RR19 0427

**Vendor/Contractor Name:** Public Service Company of Colorado DBA Xcel Energy, Inc.

**Contract Amount:** \$542,032.68

**Contract Control Number:** PO-00064753

**Contract Term:** 8/17/2018 to 12/31/2019

**Location:** Tower Road, Pena Boulevard to 80<sup>th</sup> Avenue.

**Background:**

On March 17, 1992, City Council approved an Intergovernmental Agreement (IGA) between the City and County of Denver and the City of Commerce City for construction and funding of two initial ramps at Tower Road and Pena Boulevard, which was called the Interchange IGA. This IGA provided Commerce City the authority to manage the construction of the project. The IGA also included an acknowledgement of the potential need for additional expansion. On May 11, 2015, an amendment to the Interchange IGA was approved for the construction of an additional ramp. However, Commerce City's construction was delayed four years to receive federal environmental clearances and construction finally took place this year.

Commerce City utilized federal funding for their portion of the project and the City and County of Denver used local funds. Due to this funding structure and per the City's franchise agreement, Xcel Energy was responsible for the installation and the maintenance of streetlights on Denver's portion of the project. Because this agreement is over four years old, the city did not have the option to purchase and own the streetlights.

**Project Summary:**

Xcel Energy installed and will maintain 44 street lights on Tower Road, Pena Boulevard to 80th Avenue. This request is for a purchase order to pay Xcel \$542,032.68 for the materials and installation of the streetlights in Denver, which were not part of Commerce City's construction contract scope of work. The streetlights will be LED, but do not include smart technology.

---

*To be completed by Mayor's Legislative Team:*