

ORDINANCE/RESOLUTION REQUEST

Please email requests to the Mayor's Legislative Team

at MileHighOrdinance@DenverGov.org by **9 a.m. Friday**. Contact the Mayor's Legislative team with questions

Date of Request: 1/12/2024

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:

2. Title: Approves an amendment to a Permanent Easement (2007183891) by and between Public Service Company of Colorado (PSCo) and City and County of Denver. Grants a permanent, non-exclusive easement on, under, over and through a redefined easement area and identifies new pole locations within the easement area upon City owned property located at 2300 W. 11th Ave. The PE is being amended to allow PSCo continued access and use for maintenance, repair, upgrades, replacement and operation(s) within the permitted area(s).

3. Requesting Agency: Department of Finance, Division of Real Estate

4. Contact Person:

Contact person with knowledge of proposed ordinance/resolution (e.g., subject matter expert)	Contact person for council members or mayor-council
Name: Lisa Lumley	Name: Carolina Flores
Email: Lisa.Lumley@denvergov.org	Email: Carolina.Flores@denvergov.org

5. General description or background of proposed request. Attach executive summary if more space needed:

In order to provide upgraded service to the Denver Metro area, Public Service Company of Colorado (PSCo) needs to remove and re-install power pole(s), along with transmission lines, within the boundaries of City Property. PSCo requests an amendment to the existing Permanent Easement (2007183891) for maintenance, repair, upgrade, replacement and operation(s) within the easement area(s) of 2300 W. 11th Ave. .

6. City Attorney assigned to this request (if applicable): Maureen McGuire

7. City Council District: 3

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

To be completed by Mayor's Legislative Team:

Resolution/Bill Number: _____

Date Entered: _____

Key Contract Terms

Type of Contract: (e.g. Professional Services > \$500K; IGA/Grant Agreement, Sale or Lease of Real Property):

Vendor/Contractor Name: Public Service Company of Colorado

Contract control number: FINAN - 202371790

Location: 2300 W. 11th Ave.

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): Permanent access and use to maintain, repair, upgrade, replace and operate within the permitted area(s), unless revised or released per the agreement.

Contract Amount (indicate existing amount, amended amount and new contract total): \$0

<i>Current Contract Amount</i>	<i>Additional Funds</i>	<i>Total Contract Amount</i>
<i>(A)</i>	<i>(B)</i>	<i>(A+B)</i>
\$0	\$0	\$0

<i>Current Contract Term</i>	<i>Added Time</i>	<i>New Ending Date</i>
Approximately 12/13/23	0	N/A

Scope of work: Public Service Company of Colorado (PSCo) needs to remove and re-install power pole(s), along with transmission lines, within the boundaries of City Property and then maintain, repair, upgrade, replace and operate within the permitted area(s).

Was this contractor selected by competitive process? N/A **If not, why not?**

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

Source of funds: N/A

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

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Date Entered: _____

Executive Summary

Public Service Company Colorado (PSCo)

The Department of Finance is seeking City Council approval of a resolution for an amendment to an existing Permanent Easement (2007183891), which will authorize Public Service Company of Colorado (PSCo) access to City owned property, located @ 2300 W. 11th Ave. for the purposes of installing, maintaining, replacing, repairing, updating and/or operating power poles and transmission lines necessary to improve service delivery to the people of the City and County of Denver.

This amended Permanent Easement with PSCo is deemed permanent, until which time the easement is revised or released. In any case where the Franchise Agreement between the City and County of Denver and PSCo differ in terms, the Franchise Agreement will take precedents.

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