

ORDINANCE/RESOLUTION REQUEST

All Fields must be completed

Incomplete request forms will be returned to sender which may cause a delay in processing.

Date of Request: May 15, 2023

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: Cooperative agreement for a solar power subscription between McKinstry RDCS 1 LLC (McKinstry) and Denver International Airport (DEN) for the purchase of an allocated share of the City's Renewable Denver Community Solar Initiative (RDCS).

3. Requesting Agency: Denver International Airport

4. Contact Person:

Contact person with knowledge of proposed ordinance/resolution:	Contact person to present item at Mayor-Council and Council:
Name: Scott Morrissey	Name: Carolina Flores
Email: Scott.Morrissey@flydenver.com	Email: Carolina.Flores@flydenver.com

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

This is a request for a cooperative agreement for a solar power subscription between McKinstry and DEN for the purchase of an allocated share of the City's Renewable Denver Community Solar Initiative (RDCS). The RDCS projects are being developed by the Office of Climate Action, Sustainability, and Resiliency (CASR) as part of a larger citywide program and will generate solar bill credits to be applied to DEN's Xcel Energy monthly invoices for retail electric service at enrolled electrical meters. DEN will purchase on a monthly basis the allocated percentage equal to 24.7% of the system's generating capacity for a 20-year term. The total contract expenditure for DEN is \$2,126,877.00, The per kilowatt purchase price shall be a fixed 10% discount off the utility bill credit in effect during the year in which the production month occurs, which will save DEN over \$236K over the life of the contract. Additionally, DEN's participation in RDCS will support renewable energy curricula in Denver Public Schools, workforce development programs for under-employed communities, and energy assistance for low-income households.

6. City Attorney assigned to this request (if applicable): Debra Overn

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: _____

Date Entered: _____

Key Contract Terms

Type of Contract: Cooperative Procurement

Vendor/Contractor Name: McKinstry RDGS 1 LLC

Contract control number: PLANE-202366928

Location: Denver International Airport

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): DOE plus 21 years

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

<i>Current Contract Amount</i>	<i>Additional Funds</i>	<i>Total Contract Amount</i>
<i>(A)</i>	<i>(B)</i>	<i>(A+B)</i>
\$2,126,877.00	N/A	N/A

<i>Current Contract Term</i>	<i>Added Time</i>	<i>New Ending Date</i>
DOE plus 21 years	N/A	N/A

Scope of work: McKinstry was selected as the City's Solar Photovoltaic Electric Systems Developer for the Renewable Denver Community Solar Initiative through a competitive Request for Proposal, RFP No. 29151Q, issued 04/23/2020. The City has entered into an Operator Agreement with McKinstry, Jaggaer No. CASR-202160096 and dated November 30, 2021 ("Operator Agreement"), to construct, operate, maintain, and manage subscriptions for community solar gardens on property owned or leased by the City. To participate in the City's Renewable Denver Community Solar program and purchase solar bill credits, DEN must enter into a subscription agreement with McKinstry.

Was this contractor selected by competitive process? No **If not, why not?** This cooperative procurement meets the requirements of Executive Order 8 and 8B and is allowable pursuant to the General Services Purchasing Procurement policy and Procedure Manual (section 20-64.5).

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

Source of funds: O&M

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: _____

Date Entered: _____