

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: 11/07/2023

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:** Approves an Access and Use Permit Agreement (AUPA) by and between Public Service Company of Colorado (PSCo) and City and County of Denver, allowing access and use of City-owned property located at 1100 River Dr. The AUPA is being granted to allow PSCo long-term access and use for maintenance, repair, upgrades, replacement an operation(s) within the permitted area(s). The non-exclusive permitted access and use under the AUPA continues until revoked.

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 long-term access and use for maintenance, repair, upgrade, replacement an operation(s) within the permitted area(s) of 1100 River Dr. The access and use permit is a revocable agreement.

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-202371136

Location: 1100 River Dr.

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): Long-term access and use to maintain, repair, upgrade, replace and operate within the permitted area(s), until revoked or modified pursuant to terms of 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 11/02/2023	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

To be completed by Mayor's Legislative Team:

Resolution/Bill Number: _____

Date Entered: _____

Executive Summary

Public Service Company Colorado (PSCo)

The Department of Finance is seeking City Council approval of a resolution for an Access & Use Permit Agreement (AUPA), which will authorize Public Service Company of Colorado (PSCo) access to City-owned property, located @ 1100 River Dr. for the purpose of installing, maintaining, replacing, repairing, updating and/or operating power poles and transmission lines for the purpose of providing improved service delivery to the people of the City and County of Denver.

This AUPA with PSCo is deemed a long-term access and use permit, until which time the agreement is amended or revoked. In any case where the Franchise Agreement between the City and County of Denver and PSCo conflict in terms with the AUPA, the Franchise Agreement will govern.

To be completed by Mayor's Legislative Team:

Resolution/Bill Number: _____

Date Entered: _____