

## Key Contract Terms

Type of Contract:

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

Vendor/Contractor Name: Public Service Company of Colorado (Xcel Energy)

Contract control number: GENRL-CE63083-01

City's contract manager: David Basich

Was this contractor selected by competitive process? No. Xcel Energy is a sole source utility.

Has this contractor provided these services to the City before? Yes, this is an amendment to a 2007 contract to provide chilled water to the Denver Justice Center.

Term/Duration of contract/project: February 26, 2007 – December 31, 2034; same term as the original contract.

Is this a new contract? no\_\_ An amendment? yes\_\_ How many amendments? \_1\_\_

Renewal terms: After 2034, the contract automatically renews for ten year periods unless it is terminated by one of the parties.

Purpose: To replace the existing cooling system at the Permit Center (200 W. 14<sup>th</sup> Avenue) by purchasing chilled water from Xcel.

Scope of services with performance bench marks: Xcel Energy delivers chilled water to the building and bills the City a Contract Capacity Charge and a Consumption Charge. Construction costs associated with connecting to Xcel's chilled water infrastructure will be \$325,000.00, paid from already approved capital funds.

Cost/value: \$2,455,448.00 for chilled water purchases through December 31, 2034.

Source of funds: UTILS 3032200 General Services Strategic Initiatives

Benefit: The existing HVAC system at 200 W. 14<sup>th</sup> Avenue is over thirty years old and requires frequent maintenance and repairs. It uses a refrigerant that is being phased out of use and no longer made in the United States. Connecting the building to Xcel Energy's chilled water system will provide reliable cooling with minimal maintenance.

Termination provision for City and for contractor: Either party may terminate if a material default is not cured within 30 days.

Is this contract subject to: \_\_\_ W/MBE \_\_\_ DBE \_\_\_ ACDBE \_\_\_ SBE \_\_\_ XO 101  
Not applicable.

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

Location: Permit Center, 200 W. 14<sup>th</sup> Avenue

Affected Council District: 10