



## Legislation Details (With Text)

**File #:** 21-0788      **Version:** 1

**Type:** Resolution      **Status:** Adopted

**File created:** 7/9/2021      **In control:** Finance & Governance Committee

**On agenda:** 8/9/2021      **Final action:** 8/9/2021

**Title:** A resolution approving a proposed Second Amendment to Chilled Water Service Agreement between the City and County of Denver and Public Service Company of Colorado to provide additional cooling capacity needed for the Colorado Convention Center roof-top expansion project. Amends a contract with Public Service Company of Colorado (PSCo) by adding \$304,530 for a new total of \$17,304,530 and replacing the original Schedule B to define the design and construction costs for the chilled water system expansion and obligate PSCo to upgrade the capacity of the system to provide adequate cooling capacity as part of the Roof-Top Expansion project at the Colorado Convention Center in Council District 9. No change to contract duration (CE0Y011-02; GENRL-202158839). The last regularly scheduled Council meeting within the 30-day review period is on 8-30-21. The Committee approved filing this item at its meeting on 7-27-21.

**Sponsors:**

**Indexes:** Zach Rothmier

**Code sections:**

**Attachments:** 1. RR21 0788 GS Xcel Energy Chilled Water, 2. 21-0788 Filed Resolution\_Public Service Company of Colorado 202158839-02\_isc, 3. 21-0788 Second Amendment to Chilled Water Service Agreement\_Public Service Company of Colorado (PSCO) 202158839-02, 4. 21-0788 Filed Resolution\_Public Service Company of Colorado, 5. 21-0788 - signed

Date	Ver.	Action By	Action	Result
8/9/2021	1	Council President	signed	
8/9/2021	1	City Council	adopted	Pass
7/27/2021	1	Finance & Governance Committee	approved by consent	Pass

### Contract Request Template (Contracts; IGAs; Leases)

**Date Submitted:** 7-9-21

**Requesting Agency:** General Services  
**Division:**

**Subject Matter Expert Name:**

Name: John Courtney (DOTI)      Nicol Suddreth (General Services)
Email: John.Courtney@denvergov.org Nicol.Suddreth@denvergov.org

**Item Title & Description:**

*(Do not delete the following instructions)*  
*These appear on the Council meeting agenda. Initially, the requesting agency will enter a 2-3 sentence description. Upon bill filling, the City Attorney's Office should enter the title above the description (the title*

should be in **bold** font).

Both the title and description must be entered between the red "title" and "body" below. Do **not** at any time delete the red "title" or "body" markers from this template.

**A resolution approving a proposed Second Amendment to Chilled Water Service Agreement between the City and County of Denver and Public Service Company of Colorado to provide additional cooling capacity needed for the Colorado Convention Center roof-top expansion project.**

Amends a contract with Public Service Company of Colorado (PSCo) by adding \$304,530 for a new total of \$17,304,530 and replacing the original Schedule B to define the design and construction costs for the chilled water system expansion and obligate PSCo to upgrade the capacity of the system to provide adequate cooling capacity as part of the Roof-Top Expansion project at the Colorado Convention Center in Council District 9. No change to contract duration (CE0Y011-02; GENRL-202158839). The last regularly scheduled Council meeting within the 30-day review period is on 8-30-21. The Committee approved filing this item at its meeting on 7-27-21.

**Affected Council District(s) or citywide?** Council District 1

**Contract Control Number:** GENRL-202158839 (Alfresco: CE0Y011-02)

**Vendor/Contractor Name (including any "DBA"):** Public Service Company of Colorado

**Type and Scope of services to be performed:**

Public Service Company of Colorado (PSCo) currently supplies chilled water service to the Colorado Convention Center through an existing agreement where the City receives a negotiated rate for service. General Services is seeking approval of an amendment that modifies the existing agreement to allow for expanded service to meet the cooling requirements for the Colorado Convention Center Expansion Project (CCCXP), including the costs associated with expanding the system infrastructure to support greater capacity. The agreement does not change the rate the City pays for energy.

DOTI contemplated including design and construction costs associated with the expansion of chilled water service as part of the scope of CCCXP. As such, the Hensel Phelps Design Build Agreement includes all coordination and cost related to these utilities. Acknowledging the existing relationship between the City and Hensel Phelps, the amended agreement authorizes Hensel Phelps, acting as the City's authorized agent, to make all payments directly to PSCo on the City's behalf. Hensel Phelps will make these payments in two installments: the first in the amount of \$46,775, which covers PSCo's costs to design the facility and the second payment of \$257,755, which covers PSCo's costs to construct the facility. The items installed by PSCo will be owned and maintained by PSCo which is consistent with the rest of the system.

The amendment defines the design and construction costs for the system expansion and obligates PSCo to upgrade the capacity of the system to support the CCCXP. The proposed amendment could not have been executed earlier in the course of the project because engineering analysis and design were required to define the scope of the improvements and the

associated costs and required coordination between CCD, Hensel Phelps, and PSCo.

**Location (if applicable):**

**WBE/MBE/DBE goals that were applied, if applicable (construction, design, Airport concession contracts):**

**Are WBE/MBE/DBE goals met (if applicable)?**

**Is the contract new/a renewal/extension or amendment?**

**Was this contractor selected by competitive process or sole source?**

**For New contracts**

**Term of initial contract:**

**Options for Renewal:**

**How many renewals (i.e. up to 2 renewals)?**

**Term of any renewals (i.e. 1 year each):**

**Cost of initial contract term:**

**Cost of any renewals:**

**Total contract value council is approving if all renewals exercised:**

**For Amendments/Renewals Extensions:**

**Is this a change to cost/pricing; length of term; terms unrelated to time or price (List all that apply)?**

***If length changing***

**What was the length of the term of the original contract?**

**What is the length of the extension/renewal?**

**What is the revised total term of the contract?**

***If cost changing***

**What was the original value of the entire contract prior to this proposed change?**

\$17,000,000.00

**What is the value of the proposed change?**

\$304,530.00

**What is the new/revised total value including change?**

\$17,304,530.00

***If terms changing***

**Describe the change and the reason for it (i.e. compliance with state law, different way of doing business etc.)**