

MAYOR & COUNCIL AGENDA COVER SHEET

MEETING DATE:
September 2, 2008

CALL TO PODIUM:
Peter Geiling

RESPONSIBLE STAFF:
Peter Geiling

AGENDA ITEM:
(please check one)

<input type="checkbox"/>	Presentation
<input type="checkbox"/>	Proclamation/Certificate
<input type="checkbox"/>	Appointment
<input type="checkbox"/>	Public Hearing
<input type="checkbox"/>	Historic District
<input checked="" type="checkbox"/>	Consent Item
<input type="checkbox"/>	Ordinance
<input type="checkbox"/>	Resolution
<input type="checkbox"/>	Policy Discussion
<input type="checkbox"/>	Work Session Discussion Item
<input type="checkbox"/>	Other:

PUBLIC HEARING HISTORY:

(Please complete this section if agenda item is a public hearing)

Introduced	
Advertised	
Hearing Date	
Record Held Open	
Policy Discussion	

TITLE:
Resolution of the Mayor and City Council Authorizing the City Manager to Participate With Montgomery County for the Extension of a Joint Procurement Contract for Electricity With PEPCO Energy Services

SUPPORTING BACKGROUND:
<p>The City entered into a contract for electricity supply for Type II accounts (buildings) with PEPCO Energy Services in March 2006. The contract was bid as a joint procurement for electricity with Montgomery County as the lead agency. The goal was to procure electricity at a rate below PEPCO's standard service offer. The City extended the contract in January 2008. Because of the recent reduction in energy costs, Montgomery County re-bid the contract and was able to lower the current rate. The auction generated savings are 12.54% as compared to existing Standard Offer Service prices, and 4.21% compared to market pricing for 08/27/08. Staff feels the joint procurement is the best method for ensuring the City receives the most competitive rate for electricity supply.</p> <p>The City will be charged \$0.1244 per kilowatt hour. The City currently uses approximately 3.4 million kilowatt hours per year. The City's savings will be approximately \$64,000 per year for the next two year period based on the City's current rate.</p>

DESIRED OUTCOME:
Vote on Resolution

EXHIBIT G – SIGNATURE PAGE AND AWARD SHEET

(TO BE SUBMITTED WITH STAGE 1 PROPOSAL)

RFEP# 6506100016	MONTGOMERY COUNTY, MARYLAND Supply of Electricity and Related Services SIGNATURE PAGE AND AWARD SHEET
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PART I: SOLICITATION

THE FOLLOWING ARE HEREBY INCORPORATED BY REFERENCE INTO AND MADE PART OF ANY CONTRACT AWARDED.

1. The "Instructions" contained in Section III of this RFEP.
2. The "Electricity Purchase Terms and Conditions" contained in this RFEP (Exhibit E).
3. The "Signature Page and Award Sheet" (Exhibit G).
4. All other provisions, representations, certifications, amendments, addenda, and specifications listed in this RFEP.

PART II- PROPOSAL

The CONTRACTOR (Qualified Offeror), by signing this solicitation, agrees that the photocopied signature of a person authorized to sign bids and contracts for the CONTRACTOR forms a valid, binding contract.

NAME AND SIGNATURE REQUIREMENTS FOR BIDS AND CONTRACTS

The correct legal business name of the CONTRACTOR must be used. A trade name (i.e., a shortened or different name under which the firm does business) should not be used when the legal name is different. Corporations must have names that comply with State Law. The Contractor's signature must conform to the following:

1. Where the CONTRACTOR is a corporation, a corporate officer must sign;
2. Where the CONTRACTOR is a partnership, at least one general partner must sign;
3. Where the CONTRACTOR is a limited liability company, an authorized representative must sign;
4. Where the CONTRACTOR is a sole proprietor, the proprietor must sign.

CONTRACTOR'S NAME: Pepco Energy Services, Inc.	TELEPHONE NO.: 703-253-1800
ADDRESS: 1300 N. 17th Street, Suite 1600, Arlington, VA 22209	TOLL FREE NO.: 888- 277-5809
REMITTANCE ADDRESS: (If Remittance Address is Different from Above Address)	FAX NO.: 703-253-1687

ACKNOWLEDGEMENT OF AMENDMENTS	
The CONTRACTOR acknowledges receipt of amendments to the solicitation for offers and related documents numbered and dated as follows:	
Amendment No./Date	Amendment No./Date
Amendment #1 / March 3, 2006	Amendment #2 / March 3, 2006
Amendment #3 / August 27, 2008	

NAME AND TITLE OF PERSON AUTHORIZED TO SIGN OFFER (TYPE OR PRINT): Mark S. Kumm President, Pepco Energy Services, Retail Electric Supply
SIGNATURE OF ABOVE PERSON: <i>Mark S. Kumm</i>
DATE: Wednesday, August 27, 2008

PART III: AWARD (TO BE MADE BY THE AUTHORIZED SIGNATORY FOR THE PARTICIPANT)

YOUR BID IS ACCEPTED AS TO THE FOLLOWING AND/OR AS ATTACHED TO THIS DOCUMENT:

	YOUR CONTRACT NUMBER IS
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Participant: CITY OF GAITHERSBURG

For Accounts Included and Prices for Services See Attachment(s)

BY JAMES D. ARNOULT 8/28/08
ACTING CITY MANAGER

PRINTED NAME OF PERSON AUTHORIZED TO SIGN DATE
 AWARD/CONTRACT FOR THE PARTICIPANT

James D Arnoult 8/28/08
 SIGNATURE OF PERSON AUTHORIZED TO SIGN DATE
 AWARD/CONTRACT FOR THE PARTICIPANT

RESOLUTION NO. _____

RESOLUTION OF THE MAYOR AND CITY COUNCIL AUTHORIZING
THE CITY MANAGER TO PARTICIPATE WITH MONTGOMERY COUNTY
FOR THE EXTENSION OF A JOINT PROCUREMENT CONTRACT
FOR ELECTRICITY WITH PEPSCO ENERGY SERVICES

WHEREAS, the City desires to execute an extension of the Montgomery County joint procurement for electricity supply contract; and

WHEREAS, the Mayor and Council have determined to execute a contract for electricity supply to Pepco Energy Services; and

WHEREAS, it is recommended that a contract extension be awarded for the supply of electricity:

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of Gaithersburg, that the City Manager be and he hereby is authorized to execute a contract for the supply of electricity with the Pepco Energy Services on a Nunc pro Tunc basis; said funds to be expended from the Operating Budget.

ADOPTED by the Mayor and City Council this 2nd day of September, 2008.

SIDNEY A. KATZ, MAYOR and
President of the Council

THIS IS TO CERTIFY that the foregoing
Resolution was adopted by the City Council
in public meeting assembled on the 2nd day
of September, 2008.

James D. Arnoult, Acting City Manager