

**ORD. 0112-2011**

**Information to be included in all Legislation Modifying Contracts**

The names of all companies bidding, or submitting an RFP or RFSQ for the original contract.

AEP Service Corporation  
WPS Energy Services, Inc.  
J. Aron & Company  
American Municipal Power-Ohio  
FPL Energy, Power Marketing, Inc. (PMI)  
Constellation Energy Commodities Group, Inc.

The location by City and State of all companies bidding, or submitting an RFP or RFSQ for the original contract.

AEP Service Corporation, Columbus, OH  
WPS Energy Services, Inc., Green Bay, WI  
J. Aron & Company, New York, NY  
American Municipal Power-Ohio, Columbus, OH  
FPL Energy, Power Marketing, Inc. (PMI), Juno Beach, FL  
Constellation Energy Commodities Group, Inc., Baltimore, MD

The status, Majority, MBE, FBE, of all companies bidding, or submitting an RFP or RFSQ for the original contract.

None of the responding vendors hold MBE or FBE status. American Municipal Power-Ohio is a non-profit organization and AEP Service Corporation is a publicly held company.

The name and location of the firm awarded the original contract and the Contract Number.

AEP Service Corporation, Columbus, OH  
DL012676

A description of work performed to date as part of the contract and a full description of work to be performed during any future phasing of the contract.

AEP Service Corporation has provided a full-requirements contract for capacity and energy system needs at a fixed-price for power.

An updated contract timeline to contract completion.

The contract began January 1, 2007 and will end May 31, 2014.

A description of any and all modification to date including the amounts of each modification and the Contract Number Associated with any modification to date. (List each modification separately.)

See cost summary below.

A full description of the work to be performed as part of the proposed contract modification. (Indicating the work to be a logical extension of the contract is not sufficient explanation.)

The proposed modification only increases the maximum financial obligation for anticipated energy needs during 2011 and does not change the scope of the contract.

If the contract modification was not anticipated and explained in the original contract legislation a full explanation as to the reasons the work could not have been anticipated is required. (Changed or field conditions is not sufficient explanation. Describe in full the changed conditions that require modification of the contract scope and amount.)

This modification was anticipated and as stated above it is only for an increase in funding to meet the energy needs in 2011.

An explanation of why the work to be performed as part of the contract modification cannot be bid out. (Indicating the work to be a logical extension of the contract is not sufficient explanation.)

The City is obligated to purchase its energy and capacity requirements from AEP Service Corporation through the term of the existing contract.

A cost summary to include the original contract amount, the cost of each modification to date (List each modification separately), the cost of the modification being requested in the legislation, the estimated cost of any future known modifications and a total estimate of the contract cost.

DL012676, Ord. 0837-2006, passed May 22, 2006	1.00
EL006606, Ord. 2021-2006, passed December 4, 2006	4,312,900.00
EL006821, Ord. 0106-2007, passed February 26, 2007	49,000,000.00
EL007765, Ord. 0131-2008, passed February 25, 2008	51,052,431.00
EL009131, Ord. 0109-2009, passed February 23, 2009	55,368,870.00
EL009470, Ord. 0738-2009, passed June 8, 2009	.00
Change order to reduce 2009 encumbrance (EL009470)	(1,500,000.00)
EL010171, Ord.0132-2010, passed February 22, 2010	59,713,209.00
This modification in process	<u>58,233,885.00</u>
Total	\$276,181,296.00

This contract, upon City Council's approval, will be increased annually to provide funding for capacity and energy as may be necessary through the term of the contract.

Note: The contract should be considered to include any and all work that is anticipated to be awarded to the company awarded the original contract throughout the contract/project timeline. This includes the original contract and any an all future anticipated modifications to the contract to complete the contract/project.

6/20/05