

34408
ADOPTED
BOARD OF TRUSTEES COMMUNITY COLLEGE DISTRICT NO. 508
FEBRUARY 3, 2022

BOARD OF TRUSTEES OF COMMUNITY COLLEGE DISTRICT NO. 508 COUNTY OF COOK AND STATE
OF ILLINOIS
ELECTRICITY PURCHASE CONTRACT
LOCK IN AGREEMENT APPROVAL & AUTHORITY
CONSTELLATION NEWENERGY, INC.
OFFICE OF ADMINISTRATIVE AND PROCUREMENT SERVICES
DISTRICT WIDE

THE CHANCELLOR RECOMMENDS:

that the Board of Trustees authorizes the Chair, upon final approval of the General Counsel of the legal form of such agreements, to execute a fixed price agreement with Constellation NewEnergy, Inc. to procure electric power at an estimated cost of \$5,500,000 annually based on the lock in rate of \$0.06751 per kilowatt hour inclusive of capacity and transmission for the period beginning January 1, 2022 through January 31, 2024, for all City Colleges of Chicago facilities.

VENDOR: Constellation NewEnergy, Inc
1310 Point Street, 8th Floor
Baltimore, MD 21231

USER: District Wide

TERM:

The term shall begin on January 1, 2022 and shall end on January 31, 2024 when the lock expires.

SCOPE OF SERVICES:

Constellation NewEnergy, Inc. will continue to supply electricity and manage the City Colleges account. The Office of Administrative Services has been closely tracking electricity prices with its supplier, Constellation NewEnergy, Inc., and has determined that this is an opportune time to lock in an electricity price. The Associate Vice Chancellor of Administrative Services shall continue to have the authorization to sign lock-in pricing contracts with Constellation NewEnergy, Inc. pursuant to Board Reports #29665, #33599, and #34123 authorizing approval of utility contracts when pricing is advantageous based on utility contracts being exempt from competitive bidding.

BENEFIT TO CITY COLLEGES OF CHICAGO:

These services will provide a level of budget certainty to the City Colleges of Chicago facilities District Wide in its purchase of electricity. The District also reports the payments of utilities each month to the board through the Utility, Postage and Other Monthly expenditures summary.

VENDOR SELECTION CRITERIA:

The contract being utilized as a part of the joint purchasing agreement has been advertised and awarded in accordance with the procurement procedures of the Chicago Public Schools, Contract #15-0325-PR14 and Renewal #18-1205-PR6-1.

Pursuant to State law, contracts for goods and services procured from another governmental entity are exempt from the District’s competitive bidding requirements.

MBE/WBE COMPLIANCE:

The Office of Contract Compliance has reviewed the above referenced transaction and recommends a full waiver of the WBE goal and a partial waiver of the MBE goal due to the nature of the services (electricity purchase) and limited subcontracting opportunities.

<u>Vendor</u>	<u>MBE or WBE</u>	<u>%</u>	<u>Direct or Indirect</u>	<u>Certifying Agency</u>
Shelton Solutions, Inc. 7643 South Indiana Chicago, IL 60619-2328	MBE	1%	Direct	State of IL-- CMS

GENERAL CONDITIONS:

Inspector General – It shall be the duty of each party to the agreement to cooperate with the Inspector General for City Colleges of Chicago in any investigation conducted pursuant to the Inspector General’s authority under Article 2, Section 2.7.4(b) of the Board Bylaws.

Ethics – It shall be the duty of each party to the agreement to comply with the applicable provisions of the Board’s Ethics Policy adopted January 7, 1993, and as amended by the Board.

Contingent Liability – Pursuant to Section 7-14 of the Illinois Public Community College Act, all agreements authorized herein shall contain a clause that any expenditure beyond the current fiscal year is subject to appropriation in the subsequent fiscal year.

FINANCIAL

Total: \$5,500,000 annually

Charge to: Office of Administrative and Procurement Services, the Colleges

Source of Funds: Operations and Maintenance Fund

FY22-24: 573000-05501-0005031-70000

573000-05501-XX70800-70000

Respectfully submitted,

Juan Salgado
Chancellor

February 3, 2022 – Office of Administrative and Procurement Services – District Office