

**TOWN OF LYONS, COLORADO
RESOLUTION 2023-11**

**A RESOLUTION OF THE TOWN OF LYONS, COLORADO
APPROVING THE SECOND AMENDMENT TO THE 2021 PROFESSIONAL SERVICES
AGREEMENT FOR INSTALLATION AND MAINTENANCE OF SEASONAL LANDSCAPE
SERVICES WITH COCAL LANDSCAPE SERVICES, INC.**

WHEREAS, the Town of Lyons ("Town") is authorized to enter into contracts for any lawful municipal purpose pursuant to C.R.S. §31-15-101; and

WHEREAS, the Town has a need for seasonal landscaping services to enhance its Main St., Rights of Way, and other Town areas; and

WHEREAS, the Town of Lyons Board of Trustees (the "Board") budgeted thirty-two thousand five hundred dollars (\$32,500.00) in the General Fund under Health, Welfare, and Community specifically for downtown and surrounding areas, including Main St. greenscape for the 2023 budget year; and

WHEREAS, the Town issued a Request for Proposals ("RFP") on or about February 3, 2021, in accordance with the Town's procurement procedures; and

WHEREAS, based on the evaluation criteria set forth in the RFP, the Town selected CoCal Landscape Services, Inc ("Contractor") as the most qualified proposer; and

WHEREAS, the Contractor satisfactorily performed the requested services in 2021 and 2022; and

WHEREAS, section 4.1 of the Professional Services Agreement with the Contractor allows the Parties to extend the term of the agreement, subject to annual appropriation; and

WHEREAS, the Town Board of Trustees desires to approve the amendment to the professional service agreement for the 2023 season for the installation, planting, and maintenance of landscaping and for services related to beautification and maintenance of the Main Street greenspace under the terms and conditions set forth in the Second Amendment to the Professional Services Agreement ("Second Amendment") , a copy of which is attached to this resolution as **Exhibit A** and is incorporated herein by reference; and

WHEREAS, Second Amendment increases the contract amount by **THIRTY-ONE THOUSAND DOLLARS AND ZERO CENTS (\$31,000)** for services in 2023, for an overall total not to exceed amount of **EIGHTY-NINE THOUSAND DOLLARS and ZERO CENTS (\$89,000)**; and

WHEREAS, the Board desires to approve the Second Amendment.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF LYONS, COLORADO:

Section 1. The above recitals are hereby incorporated by reference.

Section 2. The Town Board of Trustees hereby:

- (a) Approves the Second Amendment to the professional services agreement for the Installation and Maintenance of Seasonal landscape Services with CoCal Landscape Services Inc for an increase to the contract of **THRITY-ONE THOUSAND DOLLARS AND ZERO CENTS (\$31,000)** for a total not-to-exceed contract amount of **EIGHTY-NINE THOUSAND DOLLARS AND ZERO CENTS (\$89,000)**.
- (b) Authorizes the Town Administrator and the Town Attorney, in consultation with the Mayor, to make such changes as may be necessary to correct any non-material errors or language in the Professional Services Agreement that does not increase the obligations of the Town.

Section 3. This Resolution shall take effect immediately upon adoption.

ADOPTED this 20th day of March 2023.

TOWN OF LYONS

By: _____
Hollie Rogin, Mayor

ATTEST:

Dolores Vasquez, Town Clerk