

**Town of Lyons, Colorado  
Board of Trustees  
BOT Agenda Cover Sheet  
Agenda Item No: X. 6.  
Meeting Date: 4/17/23**

**TO:** Mayor Rogin and Members of the Board of Trustees

**FROM:** Tracy Sanders, Flood Recovery Manager

**DATE:** April 17, 2023

**ITEM:** Resolution 2023-27– A Resolution of the Town of Lyons, Colorado, Approving the Sixth Amendment to the Professional Services Agreement with Consor Engineering, Inc. (previously known as Murraysmith, Inc.) for On-Call Engineering Services

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<input type="checkbox"/>	ORDINANCE
<input checked="" type="checkbox"/>	MOTION / RESOLUTION
<input type="checkbox"/>	INFORMATION

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**I. REQUEST OR ISSUE:**

This resolution approves the Sixth Amendment with Consor (previously known as Murraysmith, Inc.) for Town On-Call Engineering Services.

**II. RECOMMENDED ACTION / NEXT STEP:**

Approve Resolution 2023-27

**III. FISCAL IMPACTS:**

Expenses for the base scope of this contract are sometimes covered by the Town and sometimes eligible for reimbursement through the Federal Emergency Management Agency under various project worksheets, depending on the project. Expenses for services for the US Highway 36 / Broadway Improvements will be covered primarily by a Colorado Department of Transportation (CDOT) – Transportation Improvement Project (TIP) grant. Expenses for the Black Bear Hole Project are primarily covered by a Great Outdoors Colorado (GOCO) grant.

**IV. BACKGROUND INFORMATION:**

This On-Call Engineering contract is for professional engineering services with Consor / Murraysmith, Inc. and was entered into on July 9, 2019. On June 18, 2020, a First Amendment was executed, allowing for annual renewal of the contract at the rate of up to \$100,000 per year, for services rendered and invoiced at the approved rate specified in the contract. A second amendment was entered into on August 2021 for an additional \$200,000, plus an additional \$27,976 for the Black Bear Hole project (GOCO grant). A Third Amendment was executed on November 2, 2021, which added an additional \$427,976 for the US Highway 36 / Broadway Multimodal Improvements project. A Fourth Amendment was executed on June 22, 2022, for an additional fee for expanded scope and fee for the GOCO Black Bear Hole project. A Fifth Amendment was executed on

March 20, 2023, for an additional fee for on-call services and extending the contract to December 31, 2023.

**About This Amendment:**

Conzor / Murraysmith has requested an additional \$14,900 for the additional scope and fee for the Black Bear Hole Project, to be funded primarily by a GOCO grant. This will be the final requested amount for the GOCO-Black Bear Hole project. The additional fee was requested to cover Construction Administrative services for submittal reviews, requests for more information, and on-site visits to discuss drainage and rip rap placement under the bridge abutment. The total design cost for the Black Bear Hole improvements and 2<sup>nd</sup> Ave Trailhead was \$113,431.

**Contract Info:**

	<u>Town Engineer</u>	<u>GOCO</u>	<u>Broadway</u>
	\$100,000	\$27,976	\$448,929
	200,000	35,455	
	50,000	50,000	
	100,000		
	50,000		
<b>Subtotals</b>	<b>\$500,000</b>	<b>\$113,431</b>	<b>\$448,292</b>
<b>Total Contract</b>	<b>\$1,026,713</b>		

**V. LEGAL ISSUES:**

None

**VI. CONFLICTS OR ENVIRONMENTAL ISSUES:**

None

**VII. SUMMARY AND ALTERNATIVES:**

None

**PROPOSED MOTION:**

**"I move to approve Resolution 2023-27, A Resolution of the Town of Lyons, Colorado Approving the Sixth Amendment to the Professional Services Agreement with Consor (previously known as Murraysmith, Inc.) for On-Call Engineering Services.**