

**TOWN OF LYONS, COLORADO
RESOLUTION 2024-89**

**A RESOLUTION OF THE TOWN OF LYONS, COLORADO,
AWARDING AND APPROVING A CONSTRUCTION CONTRACT WITH
DIETZLER CONSTRUCTION CORPORATION FOR CONSTRUCTION OF THE
ST. VRAIN TRAIL EXTENSION PROJECT, PROJECT 24-SV TRAIL EXT-01**

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

WHEREAS, the Town desires to enter into a contract for Construction of the St. Vrain Trail Extension Project; and

WHEREAS, expenses for this Construction Contract are eligible for reimbursement through a Colorado Department of Transportation grant, Congressional Directed Spending, and Boulder County funds; and

WHEREAS, the Town issued an Invitation for Bid (“IFB”) for the Construction St Vrain Trail Extension (“Project”) in accordance with Colorado law on the BidNet Direct system on September 19, 2024; and

WHEREAS, Town Staff has created a bid tabulation and has confirmed that required CDOT and Town forms have been submitted; and

WHEREAS, it is the desire and intent of the Town Board of Trustees (“Board”) to award a contract for the Construction of the St Vrain Trail Project to the lowest qualified bidder; and

WHEREAS, the Board, after consideration of the bids submitted and the recommendation of the Town Staff, finds that the bid submitted by Dietzler Construction Corporation (the successful bidder, hereinafter the “Contractor”), qualifies that company as the lowest, qualified bidder; and

WHEREAS, it is in the best interests of the Town to award a contract for the Project to the Contractor in the not-to-exceed amount of **One Million and Three Hundred Eighty-One Thousand and Eighty-One Dollars and Fifteen Cents (\$1,381,081.15)** stated in the Construction Contract, based on the specific scope of work set forth in the Contractor’s bid for the Project; and

WHEREAS, the Town desires to enter into a Construction Contract with the Contractor in substantially the form attached hereto as **Exhibit “A”** to have the Contractor perform the work described with particularity in the Project; and

WHEREAS, the Town of Lyons Board of Trustees desires to award the bid to the Contractor and approve the Construction Contract.

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) awards the proposal for 24-SV TRAIL EXT-01 for the Construction of the Project and approves a Construction Contract with Dietzler Construction Corporation. in the not-to-exceed amount of **One Million and Three Hundred Eighty-One Thousand and Eighty-One Dollars and Fifteen Cents (\$1,381,081.15)**

- (b) authorizes the Town Attorney to finalize and to make such changes as may be needed to correct any nonmaterial errors or language or to negotiate such changes to the Construction Contract as may be appropriate that do not substantially increase the obligations of the Town;
- (c) authorizes Town Staff to complete final revisions to exhibits and to attach such exhibits to the Construction Contract in consultation with the Town Attorney;
- (d) authorizes Town Staff to complete and send to the Contractor a Notice of Award and the completed Construction Contract for review and signature;
- (e) authorizes the mayor to execute the complete Construction Contract on behalf of the Town after Contractor has signed the Construction Contract;
- (f) authorizes Town Staff to complete and send the Contractor a Notice to Proceed after the Mayor has reviewed and executed the Construction Contract.

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

ADOPTED THIS 21ST DAY OF OCTOBER 2024.

TOWN OF LYONS

BY:

Hollie Rogin, Mayor

ATTEST:

Dolores M. Vasquez, CMC, Town Clerk