

**TOWN OF LYONS, COLORADO
RESOLUTION 2024-91**

**A RESOLUTION OF THE TOWN OF LYONS, COLORADO,
AWARDING AND APPROVING A PROFESSIONAL SERVICES AGREEMENT WITH
AYRES ASSOCIATES INC. FOR CONSTRUCTION MANAGEMENT FOR THE ST. VRAIN
TRAIL EXTENSION PROJECT, PROJECT 24-SV TRAIL EXT-02**

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 Management Services for the St. Vrain Trail Extension Project; and

WHEREAS, expenses for this Professional Services Agreement are eligible for reimbursement through a Colorado Department of Transportation grant; and

WHEREAS, the Town issued a Request for Qualifications ("RFQ") for Construction Management Services for the St Vrain Trail Extension Project ("Project") in accordance with Colorado law on the BidNet Direct system on September 20, 2024; and

WHEREAS, Town Staff has evaluated the proposals received by the deadline of October 15, 2024, from five companies that submitted proposals with the specific criteria set forth in the RFQ and selected the most qualified company for the Project based on the weighted selection criteria provided in the RFQ; and

WHEREAS, it is the desire and intent of the Town Board of Trustees ("Board") to award a contract for the Construction Management Services for the Project to the most qualified proposer who submitted a proposal in compliance with the stated requirements of the RFQ; and

WHEREAS, the Board, after consideration of the proposals submitted and the recommendation of the Town Staff, finds that the proposal submitted by Ayres Associates Inc. (the successful proposer, hereinafter the "Contractor") qualifies that company as the most qualified proposer; 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 Hundred Seventy-Six Thousand Five Hundred Dollars and Zero Cents (\$176,500.00)** stated in the Professional Services Agreement, based on the specific scope of work set forth in the Contractor's proposal and the fee and rate schedule associated with the Project; and

WHEREAS, the Town desires to enter into a Professional Services Agreement 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 proposal to the Contractor and to approve the Professional Services Agreement.

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-02 for the Construction Management Services for the Project and approves a Professional Services Agreement with Ayers Associates Inc. in the not-to-exceed amount of **One Hundred Seventy-Six Thousand Five Hundred Dollars and Zero Cents (\$176,500.00)**.

(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 Professional Services Agreement 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 Professional Services Agreement in consultation with the Town Attorney;

(d) authorizes Town Staff to complete and send to the Contractor a Notice of Award and the completed Professional Services Agreement for review and signature;

(e) authorizes the mayor to execute the complete Professional Services Agreement on behalf of the Town after the Contractor has signed the Professional Services Agreement;

(f) authorizes Town Staff to complete and send to the Contractor a Notice to Proceed after the Mayor has reviewed and executed the Professional Services Agreement.

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

ADOPTED THIS 4TH DAY OF NOVEMBER 2024.

TOWN OF LYONS

BY:

Hollie Rogin, Mayor

ATTEST:

Dolores M. Vasquez, CMC, Town Clerk