

**TOWN OF LYONS, COLORADO
RESOLUTION 2019-110**

**A RESOLUTION OF THE TOWN OF LYONS, COLORADO AWARDING THE PROPOSAL
FOR SAINT VRAIN CREEK RECOVERY PROJECT RFQ 19-SVCR-01 TO ANDERSON
CONSULTING ENGINEERS, INC. AND APPROVING A PROFESSIONAL SERVICES
AGREEMENT**

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 the design construction oversight of the Saint Vrain Creek Recovery Project due to damages caused by flooding in September 2013; and

WHEREAS, the Town solicited proposals for the Saint Vrain Creek Recovery ("Project") in accordance with Colorado law by posting a Request For Qualifications ("RFQ") on the BidNet Direct system on August 23, 2019; and

WHEREAS, Town Staff has evaluated the proposals received by the deadline of September 20, 2019 from three (3) 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 selection criteria provided in the RFQ; and

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

WHEREAS, the Board, after consideration of the proposal submitted and the recommendation of the Town Staff, the Town Engineer, and the Project Consultants, finds that the proposal submitted by Anderson Consulting Engineers, Inc., a Colorado corporation (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 the proposal for the Project to the Contractor in the not-to-exceed amount of **One Hundred Fifty Thousand Thirty and 00/100 Dollars (\$150,030.00)** 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, funding for the "Project" will come from a HUD Community Development Block Grant - Disaster Recovery; 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 RFQ 19-SVCR-01 for the Saint Vrain Creek Recovery Project to Anderson Consulting Engineers, Inc. in the not-to-exceed amount of **One Hundred Fifty Thousand Thirty and 00/100 Dollars (\$150,030.00)**;
- (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 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 Construction Agreement on behalf of the Town after 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 21th day of October 2019.

TOWN OF LYONS

By: _____
Connie Sullivan, Mayor

ATTEST:

Debra K. Anthony, Town Clerk