

**Town of Lyons, Colorado  
Board of Trustees  
BOT Agenda Cover Sheet  
Agenda Item No: IX.2  
Meeting Date: 4/19/21**

**TO: Mayor Angelo and Members of Board of Trustees**

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

**DATE: April 7, 2021**

**ITEM: Resolution 2021-40 a Resolution of the Town of Lyons Ratifying the First Amendment to the Professional Services Agreement with Kumar and Associates, Inc. for the 2<sup>nd</sup> Avenue Bridge Replacement Project**

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ORDINANCE  
 MOTION / RESOLUTION  
 INFORMATION

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- I. **REQUEST OR ISSUE:** Ratification of the First Amendment to the Professional Services Agreement for the 2<sup>nd</sup> Ave Bridge Replacement Project with Kumar and Associates, Inc. This contract was executed administratively on April 1, 2021.
- II. **RECOMMENDED ACTION / NEXT STEP:** Approve
- III. **FISCAL IMPACT:** Expenses for this contract are eligible for reimbursement from the Federal Emergency Management Agency under PW 613;
- IV. **BACKGROUND INFORMATION:**

About the 2<sup>nd</sup> Avenue Bridge Project:

The 2<sup>nd</sup> Avenue Bridge Project encompasses the replacement of the 2<sup>nd</sup> Ave Bridge with FEMA Public Assistance funding as well as mitigation funds to improve the bridge in the case of a similar future flood event.

Flood debris built up on the bridge piers causing floodwaters to back-up. The waters went outside the banks creating new channels, causing extensive erosion and scouring to the approaches of the bridge as well as significant downstream damages where floodwaters continued to flow outside the normal channel damaging infrastructures and buildings. The Town requested additional FEMA mitigation funds to support a proposed a single span bridge as mitigation against 100-year flood debris plus 4" of freeboard while incorporating new flow rates established by CWCB.

About this Contract:

This contract is for required Materials Testing Services on the 2<sup>nd</sup> Avenue Bridge Project.

About this Amendment:

The original contract date was set to the funding deadline. Once a construction contractor was acquired the contract term had to be adjusted to match the construction schedule. In addition a funding deadline extension was requested and approved by FEMA.

Contract Info: Kumar and Associates, LLC

Original Agreement:	\$29,980.00
<u>Amendment 1</u>	<u>Date</u>
Total:	\$29,980.00

This Amendment is complete and has already been executed by the Town Administrator on April 1, 2021, as per Town Purchasing Policy. While Town policy does not require Board approval for an amendment with a contract price less than or equal to \$10,000 or for date extensions, the Town Clerk's office has given clear direction to staff to ratify all agreements authorized administratively in order to enter them into the permanent record. Town Staff is therefore requesting ratification of this contract, rather than approval.

**PROPOSED MOTION: "I move to approve Resolution 2021-40, a Resolution of the Town of Lyons Ratifying the First Amendment to the Professional Services Agreement for the 2<sup>nd</sup> Ave Bridge Replacement Project with Kumar and Associates, Inc."**