

**TOWN OF LYONS, COLORADO
RESOLUTION 2021-78**

**A RESOLUTION OF THE TOWN OF LYONS, COLORADO ACCEPTING PUBLIC
IMPROVEMENTS OF THE OUTFALL EXTENSION PROJECT**

WHEREAS, the 2013 Flood overtopped the embankments of the St. Vrain River resulting in severe damage to the Town of Lyons' Waste Water Treatment Facility, the Sanitary Sewer Collection System, and the Storm Sewer Collection System; and

WHEREAS, the Town determined to rebuild the Outfall Extension ("Project"); and

WHEREAS, the Town obtained funding for the Project from the Colorado Department of Public Health and Environment (CDPHE) and from the City of Longmont; and

WHEREAS, the Town executed four separate construction contracts with four distinct contractors to perform the different components of the Project; and

WHEREAS, all construction work for the project by Roberts Excavation Corporation is complete and has been inspected by DHM Design Corporation ("Design Engineer") and the Public Works Department, and has been found to be acceptable and in accordance with the plans and specifications as shown in **Exhibit 1**; and

WHEREAS, all construction work for the project by Zak Dirt, Inc. is complete and has been inspected by the Town Engineer and the Public Works Department, and has been found to be acceptable and in accordance with the plans and specifications as shown in **Exhibit 2**; and

WHEREAS, all construction work for the project by CAP Excavating, Inc. is complete and has been inspected by the Town Engineer and the Public Works Department, and has been found to be acceptable and in accordance with the plans and specifications as shown in **Exhibit 3**; and

WHEREAS, all construction work for the project by DeFalco Construction Company is complete and has been inspected by the Town Engineer and the Public Works Department, and has been found to be acceptable and in accordance with the plans and specifications; and

WHEREAS, Staff has received the record drawings from each of the four Contractors, which reflect how the project was built, as well as lien releases for the improvements constructed; and

WHEREAS, Staff recommends accepting the Outfall Extension improvements;

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 Board of Trustees hereby accepts ownership and maintenance of the Public Improvements for the Outfall Extension Project.

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

ADOPTED this 2nd day of AUGUST, 2021.

TOWN OF LYONS

Nicholas Angelo, Mayor

ATTEST:

Dolores Vasquez, CMC, Town Clerk

**EXHIBIT 1 –
Roberts: Final Acceptance**

**EXHIBIT 2 –
Zak Dirt: Final Acceptance**

**EXHIBIT 3 –
CAP Excavating: Final Acceptance**