

**TOWN OF LYONS, COLORADO
RESOLUTION 2022-10**

**A RESOLUTION OF THE TOWN OF LYONS, COLORADO RATIFYING THE
PROFESSIONAL SERVICES AGREEMENT WITH KUMAR AND ASSOCIATES, INC.
FOR THE GOCO BLACK BEAR HOLE AND 2ND AVE TRAILHEAD IMPROVEMENTS –
MATERIALS TESTING PROJECT**

WHEREAS, the Town of Lyons (“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 has obtained funding for the Project from a Great Outdoors Colorado Grant; and

WHEREAS, the Town issued a Request for Quotes for Materials Testing for GOCO Black Bear Hole and 2nd Ave Trailhead Project (Project# 21-BBH2ndAveTH-02) on December 17, 2021; and

WHEREAS, the time for submittal of quotes has passed, and the Town has evaluated all quotes; and

WHEREAS, Town Staff selected the lowest cost quote received and determined the scope of work and cost are both reasonable and necessary for the Project; and

WHEREAS, the Town has identified Kumar and Associates, Inc. (the “Contractor”) as the most qualified responsible bidder; and

WHEREAS, the Town’s Purchasing Policies allow the Town Administrator to authorize and execute professional services agreements for less than or equal to \$10,000; and

WHEREAS, the Contractor and the Town Administrator have executed a Professional Services Agreement on February 3, 2022 to perform materials testing on the GOCO Black Bear Hole and 2nd Ave Trailhead Project as described in the Scope of Work (“Project”) for a total not-to-exceed amount of **TWO THOUSAND TWO HUNDRED FIFTEEN DOLLARS AND NO CENTS (\$2,215.00)** (“Original Agreement”); and

WHEREAS, the Town Board of Trustees desires to ratify the Original Agreement in substantially the form attached hereto as **Exhibit 1** for the purpose of entering the Original Agreement into the permanent Town record.

**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:

- (a) Ratifies the Original Agreement for the Project in substantially the form attached as **Exhibit 1**.

- (b) Authorizes the Town Administrator and the Town Attorney, in consultation with the Mayor, to make such changes as may be necessary to correct any non-material errors or language in the Construction Agreement that does not increase the obligations of the Town.

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

ADOPTED this 7th day of February 2022.

TOWN OF LYONS

Nicholas Angelo, Mayor

ATTEST:

Dolores M. Vasquez, CMC, Town Clerk

EXHIBIT 1: Kumar Contract