

RESOLUTION NO. 2024-54

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, APPROVING AN AMENDMENT TO AN AGREEMENT WITH LUCERO CONCRETE CONTRACTORS, LLC FOR GENERAL CONCRETE AND ASPHALT SERVICES FOR AN ANNUAL NOT-TO-EXCEED AMOUNT OF SEVEN HUNDRED FIFTY THOUSAND DOLLARS (\$750,000), AND AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE THE AMENDMENT ON BEHALF OF THE CITY

WHEREAS, the City of Brighton, Colorado ("City"), previously awarded Master Price Agreement 21-006816M.1 for General Concrete and Asphalt Services ("MPA") to Lucero Concrete Contractors, LLC ("Lucero"); and

WHEREAS, the MPA did not have an annual not to exceed value when it was executed in 2021; and

WHEREAS, pursuant to the MPA and Section 3-8-180 of the *Brighton Municipal Code*, the City may extend the MPA for up to four one-year terms "provided that the contractor has performed the work satisfactorily, all terms and conditions of the contract have been fulfilled, [and] the funds for said extension and amendment have been appropriate;" and

WHEREAS, Lucero has performed satisfactory work under the MPA and fulfilled all of the MPA's terms and conditions; and

WHEREAS, the City wishes to extend the MPA for an additional one-year term for the annual not to exceed value of \$750,000 ("MPA Amendment"); and

WHEREAS, sufficient appropriation exists for any work to be performed under MPA Amendment; and

WHEREAS, because the MPA Amendment has an annual not to exceed dollar amount that has increased from the original MPA, City Council must approve the MPA Amendment.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, AS FOLLOWS:

Section 1. The MPA Amendment is hereby approved for the annual not to exceed value of \$750,000.

Section 2. The City Manager, or designee, after consultation with the City Attorney, is hereby authorized to execute the MPA Amendment with Lucero.

Section 3. This Resolution is effective as of the date of its adoption.

RESOLVED this 21st day of May 2024.

CITY OF BRIGHTON, COLORADO

GREGORY MILLS, Mayor

ATTEST:

NATALIE HOEL, City Clerk

APPROVED AS TO FORM:

MICHAEL DAVIS, Assistant City Attorney