

RESOLUTION NO: 2018-145

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, ACTING BY AND THROUGH ITS WATER ACTIVITY ENTERPRISE, APPROVING THE 8.3MG TANK STRUCTURAL REPAIRS CHANGE ORDER TO THE CONTRACT WITH SEH DESIGN BUILD, INC., TO AMEND THE SCOPE OF WORK IN AN AMOUNT NOT TO EXCEED FIVE HUNDRED THREE THOUSAND, SIX HUNDRED EIGHTY DOLLARS (\$503,680.00); AND AUTHORIZING THE MAYOR TO EXECUTE SAID CHANGE ORDER ON BEHALF OF THE CITY AND THE CITY CLERK TO ATTEST THERETO

WHEREAS, pursuant to Section 31-15-101(1)(c) of the Colorado Revised Statutes, municipalities are vested with the power to enter into contracts; and

WHEREAS, Article 3-8 of the Brighton Municipal Code sets forth the requirements and procedures for purchasing supplies or services and contracting for public works or professional services; and

WHEREAS, the City of Brighton, Colorado ("City"), entered into the Water Tank Maintenance Services Agreement ("Agreement") with SEH Design Build, Inc., through the City's procurement processes in the amount of Three Million, Six Hundred Forty-six Thousand Dollars (\$3,646,000.00); and

WHEREAS, the City is desirous of amending the Scope of Work for the Agreement; and

WHEREAS, SEH Design Build, Inc., has quoted a total amount of Five Hundred Three Thousand, Six Hundred Eighty Dollars (\$503,680.00) for the additional work; and

WHEREAS, the City Council believes that it is in the best interests of the City to approve the Tank Structural Repairs Change Order to the Agreement in the amount of Five Hundred Three Thousand, Six Hundred Eighty Dollars (\$503,680.00).

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

Section 1. The Tank Structural Repairs Change Order to the Agreement, in an amount of Five Hundred Three Thousand, Six Hundred Eighty Dollars (\$503,680.00), is hereby approved.

Section 2. The Mayor and the City Clerk are hereby authorized to execute and deliver such Agreement on behalf of the City in substantially the form presented at this meeting, with such technical additions, deletions, and variations as the City Attorney may deem necessary or appropriate and not inconsistent with this Resolution.

Section 3. All resolutions or parts of resolutions of the City in direct conflict herewith are hereby rescinded.

RESOLVED this 18th day of December 2018.

CITY OF BRIGHTON, COLORADO

KENNETH J. KREUTZER, Mayor

ATTEST:

NATALIE HOEL, City Clerk

APPROVED AS TO FORM:

JACK D. BAJOREK, City Attorney