

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRIGHTON, COLORADO, FINDING GOOD CAUSE TO WAIVE THE FORMAL BID PROCESS FOR THE BRIDGE AND I-76 IMPROVEMENTS; FINDING THAT THERE IS SUFFICIENT JUSTIFICATION TO DESIGNATE ATKINS NORTH AMERICA, INC. AS A SINGLE SOURCE SUPPLIER FOR THE BROMLEY LANE ROUNDABOUT DESIGN SERVICES PROJECT #90750; ACCEPTING THE FAIR AND REASONABLE PROPOSAL OF ATKINS NORTH AMERICA, INC.; AND AWARDING THE CONTRACT FOR THE BRIDGE AND I-76 IMPROVEMENTS TO BROMLEY LANE ROUNDABOUT DESIGN SERVICES, IN AN AMOUNT NOT TO EXCEED ONE HUNDRED FORTY THOUSAND FORTY THREE DOLLARS AND SEVENTY FIVE CENTS (\$140,043.75), TO ATKINS NORTH AMERICA, INC.; AND AUTHORIZING THE MAYOR TO SIGN THE CONTRACT ON BEHALF OF THE CITY AND THE CITY CLERK TO ATTEST THERETO.

RESOLUTION NUMBER: 2017-27

WHEREAS, section 3-8-120 of the Brighton Municipal code provides, in pertinent part, that “For good cause shown, the City Council may waive the formal bid procedure for contract greater than fifty thousand dollars (\$50,000.00) any such waiver shall be implemented only if there is first a determination by the city Council that such waiver will be in the best interest of the City.”; and

WHEREAS, section 3-08-20 of the Brighton Municipal Code provides, in pertinent part, that “in circumstances necessitating sole or single source procurement or procurement under emergency conditions, or when one (1) vendor or contract is available in the area, procurement and contracts shall be affected with maximum economy to the City, without the necessity of requiring bids thereon; however, a full and complete justification therefor shall be prepared by the requesting department and filed with the procurement documents relating to the transaction”; and

WHEREAS, Chapter 3-08 of the Brighton Municipal Code, sets forth the requirements and procedures for purchasing of supplies or services and contracting for public works or professional services; and

WHEREAS, Atkins North America, Inc., submitted a proposal for the project which has been reviewed by the City; and

WHEREAS, the Director of Streets and Fleet and the Procurement Manager for the City have provided the necessary Justification to support Atkins North America, Inc. as a Single Source provider for the Project; and

WHEREAS, the City further finds and determines that it is in the best interest of the City to approve Atkins North America, Inc. as a Single Source supplier for the Bridge and I-76 Improvements to Bromley Lane Roundabout Design Services; and

WHEREAS, funding for the Project was approved in the 2017 budget; and

WHEREAS, the City believes that Atkins North America, Inc., is a responsive and responsible proposer possessing the necessary experience and skills to perform the desired work in a timely and efficient manner, for the Bridge and I-76 Improvements to Bromley Lane Roundabout Design Services; and

WHEREAS, the City believes that it is in the best interests of the City to accept the proposal of Atkins North America, Inc., in the amount of One Hundred Forty Thousand Forty Three Dollars and Seventy Five Cents (\$140,043.75), to award the contract for the Bridge and I-76 Improvements to Bromley Lane Roundabout Design Services to Atkins North America, Inc., in an amount not to exceed One Hundred Forty Thousand Forty Three Dollars and Seventy Five Cents (\$140,043.75), and to authorize the Mayor to sign the contract on behalf of the City and the City Clerk to Attest thereto.

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

1. That Atkins North America, Inc., is a responsive and responsible proposer for the Bridge and I-76 Improvements to Bromley Lane Roundabout Design Services. That it is in the best interest of the City to approve the proposal from Atkins North America, Inc. as a Single Source supplier for the Bridge and I-76 Improvements to Bromley Lane Roundabout Design Services; and
2. That the proposal of Atkins North America, Inc., in the amount of One Hundred Forty Thousand Forty Three Dollars and Seventy Five Cents (\$140,043.75), is hereby approved; and
3. That funding for this Project was approved in the 2017 budget; and
4. That the Contract for the Bridge and I-76 Improvements to Bromley Lane Roundabout Design Services is hereby awarded to Atkins North America, Inc., in the amount not to exceed One Hundred Forty Thousand Forty Three Dollars and Seventy Five Cents (\$140,043.75); and
5. That the Mayor is hereby authorized to sign the contract with Atkins North America, Inc., on behalf of the City and the City Clerk to attest thereto.

RESOLVED, this 7th day of March, 2017.

**CITY OF BRIGHTON, COLORADO
CITY COUNCIL**

Richard N. McLean, Mayor

ATTEST:

Natalie Hoel, City Clerk

Approved as to Form:

Margaret R. Brubaker, Esq., City Attorney