

**TOWN OF MEAD, COLORADO  
RESOLUTION NO. 94-R-2022**

**A RESOLUTION OF THE TOWN OF MEAD, COLORADO, APPROVING THE THIRD AMENDMENT TO AGREEMENT FOR PROFESSIONAL SERVICES WITH DITESCO, LLC AND AUTHORIZING EXECUTION OF TASK ORDER NO. 2022-008 (RE PROJECT AND CONSTRUCTION MANAGEMENT FOR 2023 PAVEMENT MANAGEMENT PROGRAM)**

**WHEREAS**, the Town of Mead and DITESCO, LLC, a Colorado limited liability company (“Contractor”) entered into that certain Agreement for Professional Services dated March 30, 2021 as amended by that certain First Amendment to Agreement dated April 11, 2022 and that certain Second Amendment to Agreement dated July 20, 2022 (together, the “Agreement”), pursuant to which Contractor provides certain owner representative / project management services for the Town (“Services”); and

**WHEREAS**, the Town and Contractor desire to amend the Agreement as specifically set forth in that certain Third Amendment to Agreement for Professional Services (the “Third Amendment”), a copy of which is attached to this Resolution as **Exhibit 1** in order to adjust the not-to-exceed compensation amount set forth in Section IV.A. of the Agreement to account for the specific Services set forth in Task Order No. 2022-008 (re project and construction management for the Town’s 2023 Pavement Management Program) (the “Task Order”); and

**WHEREAS**, the Task Order and Task Order Memorandum are on file with the Town Clerk and are incorporated herein by reference; and

**WHEREAS**, the Board of Trustees desires to approve the Third Amendment and further desires to authorize the Mayor to execute the Third Amendment on behalf of the Town,

**NOW THEREFORE, BE IT RESOLVED** by the Board of Trustees of the Town of Mead, Weld County, Colorado, that:

**Section 1.** The foregoing recitals and findings are incorporated into this Resolution as findings and conclusions of the Board of Trustees.

**Section 2.** The Board of Trustees hereby: (a) approves the Third Amendment in substantially the same form as is attached in **Exhibit 1**; (b) authorizes the Town Attorney in cooperation with the Town Manager to make non-material changes to the Third Amendment that do not increase the Town’s financial obligations; (c) authorizes the Mayor to execute the Third Amendment on behalf of the Town when in final form; and (d) delegates authority to the Town Manager to execute the Task Order (Task Order 2022-008, re project and construction management for the Town’s 2023 Pavement Management Program).

**Section 3. Effective Date.** This Resolution is effective immediately upon adoption.

**Section 4. Repealer.** All resolutions or parts of resolutions in conflict with this Resolution are repealed.

**Section 5. Certification.** The Town Clerk shall certify the passage of this Resolution and make at least one copy of the adopted Resolution available for inspection by the public during regular business hours.

**INTRODUCED, READ, PASSED, AND ADOPTED THIS 12<sup>TH</sup> DAY OF DECEMBER, 2022.**

**ATTEST:**

**TOWN OF MEAD**

By: \_\_\_\_\_

Mary E. Strutt, MMC, Town Clerk

By: \_\_\_\_\_

Colleen G. Whitlow, Mayor



Attachment(s):

**Exhibit 1** – Third Amendment to Professional Services Agreement (DITESCO, LLC)