

**TOWN OF MEAD, COLORADO
RESOLUTION NO. 05-R-2023**

**A RESOLUTION OF THE TOWN OF MEAD, COLORADO, APPROVING A
CONTRACT AWARD TO ELDER CONSTRUCTION, INC.
FOR THE MEAD TOWN HALL COURT ROOM REMODEL PROJECT
(PROJECT NO. 2022-010) AND AUTHORIZING THE MAYOR TO EXECUTE A
CONSTRUCTION AGREEMENT FOR THE PROJECT ON BEHALF OF THE
TOWN IN THE NOT-TO-EXCEED AMOUNT OF \$433,150**

WHEREAS, the Town of Mead is authorized under C.R.S. § 31-15-101 to enter into contracts for any lawful municipal purpose; and

WHEREAS, the Town requires construction services for certain construction work for the Mead Town Hall Court Room Remodel Project, as more particularly described in IFB No. 2022-010 (the “Project”) and solicited bids for the Project in accordance with Colorado law by posting an invitation for bid for the Project on the Rocky Mountain E-Purchasing System; and

WHEREAS, the owner’s representative for the Town, Ditesco, has evaluated the bids received from bidders to recommend an award of the Project to the bidder whose bid is in the best interests of the Town; and

WHEREAS, it is the desire and intent of the Board of Trustees to award the construction agreement to the bidder who submitted a bid in compliance with the reasonable and stated specifications contained within the IFB; and

WHEREAS, the Board of Trustees, after full consideration of the bids submitted and the recommendation of Ditesco as set forth in the *Bid Award Recommendation* dated December 28, 2022, finds that **ELDER CONSTRUCTION, INC.**, a Colorado corporation (the successful bidder, hereinafter the “Contractor”), submitted the bid that has been determined to be in the best interests of the Town; and

WHEREAS, the Board further finds that it is in the best interests of the Town to award the bid for the Project to the Contractor in the not-to-exceed amount of **Four Hundred Thirty-Three Thousand One Hundred Fifty and 00/100 Dollars (\$433,150.00)**, based on total cost and unit pricing set forth in the Contractor’s bid form, which includes all necessary labor, supervision, equipment, tools and materials for the Work to be performed; and

WHEREAS, the Town desires to enter into a construction agreement with the Contractor to have the Contractor perform the Work described with particularity in the IFB and contract documents for the benefit of the Town of Mead, which construction agreement shall be substantially in the form presented to the Board of Trustees at the January 9, 2023 regular meeting for review (the “Construction Agreement”).

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

Section 1. The Board of Trustees hereby: (a) awards the Project to the Contractor in the not to exceed amount of **Four Hundred Thirty-Three Thousand One Hundred Fifty and 00/100 Dollars (\$433,150.00)**; (b) authorizes the Town Attorney to make such changes as may be needed to correct any non-material errors or language or to negotiate such changes to the Construction Agreement as may be appropriate and that do not substantially increase the obligations of the Town; (c) authorizes the Mayor to execute the Construction Agreement on behalf of the Town on or after such date as the Contractor has delivered the executed Construction Agreement to the Town, together with the proof of insurance, performance and payment bonds, and other documents specifically required by the IFB, the Construction Agreement, and other Contract Documents; and (d) authorizes the owner's representative for the Town or the Town Engineer to execute the Notice of Award and Notice to Proceed for the Project and deliver a copy of said Notice of Award and Notice to Proceed to the Contractor, as appropriate, following the full execution of the Construction Agreement.

Section 2. Effective Date. This resolution shall become effective immediately upon adoption.

Section 3. Certification. The Town Clerk shall certify to the passage of this resolution and make not less than one copy of the adopted resolution available for inspection by the public during regular business hours.

INTRODUCED, READ, PASSED, AND ADOPTED THIS 9TH DAY OF JANUARY, 2023.

ATTEST:

By Mary E. Struff
Mary E. Struff, MMC, Town Clerk

TOWN OF MEAD

By Colleen G. Whitlow
Colleen G. Whitlow, Mayor

