

**TOWN OF MEAD, COLORADO
RESOLUTION NO. 16-R-2023**

**A RESOLUTION OF THE TOWN OF MEAD, COLORADO, APPROVING THE FOURTH
AMENDMENT TO AGREEMENT FOR PROFESSIONAL SERVICES WITH DITESCO,
LLC**

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, that certain Second Amendment to Agreement dated July 20, 2022, and that certain Third Amendment to Agreement dated December 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 Fourth Amendment to Agreement for Professional Services (the “Fourth Amendment”), a copy of which is attached to this Resolution as **Exhibit 1**, in order to extend the term of the Agreement through December 31, 2023 and adjust the not-to-exceed compensation amount set forth in Section IV.A. of the Agreement; and

WHEREAS, the adjustment to the not-to-exceed amount specifically accounts for the Services set forth and described in Task Order No. 2022-006 concerning project and construction management for the Board Room Conversion Project (the “Task Order”), which Task Order was previously approved by Board Resolution No. 74-R-2022 dated September 26, 2022; and

WHEREAS, the Town and Contractor inadvertently failed to adjust the not-to-exceed compensation set forth in Section IV.A. of the Agreement when approving the Task Order; and

WHEREAS, the Board of Trustees desires to approve the Fourth Amendment and further desires to authorize the Mayor to execute the Fourth 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 Fourth 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 Fourth Amendment that do not increase the Town’s financial obligations; and (c) authorizes the Mayor to execute the Fourth Amendment on behalf of the Town when in final form.

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 27th DAY OF FEBRUARY, 2023.

ATTEST:

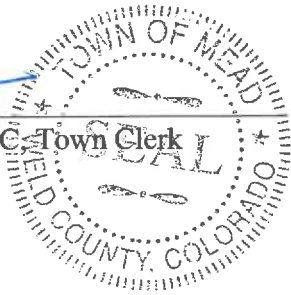
TOWN OF MEAD

By: 

Mary E. Strutt, MMC Town Clerk

By: 

Colleen G. Whitlow, Mayor



Attachment(s):

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