

**TOWN OF MEAD, COLORADO
RESOLUTION NO. 40-R-2023**

**A RESOLUTION OF THE TOWN OF MEAD, COLORADO, AWARDED
THE BID AND APPROVING A CONSTRUCTION AGREEMENT BETWEEN
THE TOWN AND MARTIN MARIETTA MATERIALS, INC. FOR ASPHALT
PATCHING PROJECT (IFB 2023-002)**

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 asphalt patching work, as more particularly described in IFB No. 2023-002 (the “Project” or “Work”) and solicited bids for the Project in accordance with Colorado law by posting the IFB on the Rocky Mountain E-Purchasing System; and

WHEREAS, Town Staff has reviewed and evaluated all complete and responsive bids submitted, and is recommending 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 Town Staff presented at the May 30, 2023 regular meeting, finds that **Martin Marietta Materials, Inc.**, a North Carolina corporation (the successful bidder, hereinafter “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 **Two Million Sixty-Three Thousand Five Hundred Ninety-Nine Dollars and Twenty-Five Cents (\$2,063,599.25)**, based on total cost and unit pricing set forth in the Contractor’s bid proposal, 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 attached hereto as **Exhibit 1** (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 **Two Million Sixty-Three Thousand Five Hundred Ninety-Nine Dollars and Twenty-Five Cents (\$2,063,599.25)**; (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 Town Public Works Director/Town Engineer to execute the Notice of Award for the Project and deliver a copy of said Notice of Award to the Contractor; and (d) 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 bond, and other documents specifically required by the IFB, the Construction Agreement, the Notice of Award, and other Contract Documents.

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 30TH DAY OF MAY, 2023.

ATTEST:

By: 

Mary E. Strutt, MMC, Town Clerk



TOWN OF MEAD

By: 

Colleen G. Whitlow, Mayor

Exhibit 1
Construction Agreement
(Martin Marietta Materials, Inc.)
[IFB 2023-002]