

**TOWN OF MEAD, COLORADO
RESOLUTION NO. 42-R-2024**

**A RESOLUTION OF THE TOWN OF MEAD, COLORADO, APPROVING CHANGE
ORDER 3 TO THE AGREEMENT FOR PROFESSIONAL SERVICES BY AND
BETWEEN THE TOWN OF MEAD AND ESSENZA ARCHITECTURE, LLC
CONCERNING THE ARCHITECTURAL AND ENGINEERING DESIGN OF THE
TOWN OF MEAD COMMUNITY CENTER**

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

WHEREAS, the Board of Trustees previously approved that certain Agreement for Professional Services dated October 10, 2022 (“Agreement”) between Essenza Architecture, LLC (“Contractor”) and the Town for architectural and engineering design services related to the Town of Mead Community Center (Bean Plant) Project (“Project”); and

WHEREAS, the Agreement establishes a Not-to-Exceed Amount of three hundred forty-two thousand four hundred thirty-six dollars (\$342,436.00) for compensation to be paid to Contractor for the Scope of Services provided under the Agreement; and

WHEREAS, the Town and Contractor previously entered into the Change Order 1 and Change Order 2 for additional services, which increased the Not-to-Exceed Amount referenced in the Agreement to four hundred sixty-four thousand one hundred ninety-one dollars (\$464,191.00); and

WHEREAS, the Town has requested that Contractor provide additional construction-phase services related to the Project that were not included in the original Agreement’s Scope of Services (“Additional Services”); and

WHEREAS, the cost of the Additional Services will total one hundred twenty-eight thousand four hundred ten dollars (\$128,410.00); and

WHEREAS, in accordance with the terms of the Agreement, Change Order 3, attached hereto as **Exhibit 1** (“Change Order 3”), has been prepared for the Additional Services which extends the term of the Agreement to July 31, 2025 and increases the Not-to-Exceed Amount referenced in the Agreement to five hundred ninety-two thousand six hundred one dollars (\$592,601.00); and

WHEREAS, the Board of Trustees desires to approve Change Order 3 and further desires to delegate authority to the Town Manager to execute Change Order 3 on behalf of the Town when in final form.

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

Section 1. The foregoing recitals are incorporated herein by reference as findings and determinations of the Board of Trustees.

Section 2. The Board of Trustees hereby: (a) approves Change Order 3 in substantially the same form as attached to this Resolution; (b) authorizes the Town Attorney in cooperation with the Town Manager and Town Engineer to make any non-material changes as may be necessary to Change Order 3

that do not increase the Town's obligations; and (c) authorizes the Town Manager to execute Change Order 3 on behalf of the Town when in final form.

Section 3. Effective Date. This resolution shall become effective immediately upon adoption.

Section 4. 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 13th DAY OF MAY, 2024.

ATTEST:

By: Mary E. Strutt
Mary E. Strutt, MMC, Town Clerk



TOWN OF MEAD:

By: Colleen G. Whitlow
Colleen G. Whitlow, Mayor

Exhibit 1
Change Order 3

Change Order



PROJECT NAME: Community Center Project Architectural/Engineering Design Services
PROJECT NUMBER: 2022-009
CHANGE ORDER #: 3
CONTRACTOR: Essenza Architecture, LLC
685 S. Arthur Ave., Unit 12B
Louisville, CO 80027
(303) 952-5080
CONTRACT DATE: Agreement for Professional Services dated October 10, 2022 (“Existing Agreement”)

REASON FOR AND DESCRIPTION OF CHANGE

This change order extends the term of the Existing Agreement from September 30, 2023 to July 31, 2025 and adds architect team construction phase services to the original design contract through the completion of the project, including reviewing submittals, RFIs, substitution requests, attending weekly OAC meetings, writing PR’s, and ASI’s. For additional detailed information, please see attached *Additional Services Proposal (ASP)*.

Item #1	Architecture – Essenza Arch.	\$67,500
Item #2	Civil Engineer – MPD	\$13,850
Item #3	Landscape Architect – Norris	\$6,200
Item #4	Irrigation - Norris	\$4,800
Item #5	Structural Engineer	\$15,500
Item #6	Mechanical and Plumbing Engineers	\$7,225
Item #7	Electrical Engineers	\$5,200
Item #8	A/V Systems	\$2,600
Item #9	10% Professional Services markups on consultant fees. (\$55,375 rounded down)	\$5,535
	TOTAL	\$128,410

CHANGES TO CONTRACT

Change In Contract Price:			
	Total Contract	Change Amount	% of Original Contract
<i>Original Contract</i>	\$342,436.00		
<i>Change Order #1</i>	\$67,420.00		19.6%
<i>Change Order #2</i>	\$54,335.00		15.9%
<i>Change Order #3</i>	\$128,410.00		37.5%
ADJUSTED CONTRACT COST	\$592,601.00		173.1%

Change In Contract Times:		
	Contract Times (days or date)	Change Amount (days or date)
<i>Original Contract</i>	September 30, 2023	
<i>Change Order #3</i>	July 31, 2025	
REVISED CONTRACT TERMINATION DATE	July 31, 2025	

As set forth above, one of the primary purposes of this change order is to extend the term of the Existing Agreement from September 30, 2023 to July 31, 2025. The Contractor and Town expressly intend that regardless of date of execution of this change order below, the amendment to the Existing Agreement term shall be effective for all purposes as of September 30, 2023.

ACCEPTANCE

ACCEPTED BY: _____ DATE: _____
Contractor's Representative

REVIEWED BY: _____ DATE: _____
Construction Manager

APPROVED BY: _____ DATE: _____
Town Representative

APPROVED BY: _____ DATE: _____
Town Manager

APPROVED BY: _____ DATE: _____
Other