

**RESOLUTION APPROVING AN AGREEMENT BETWEEN THE CITY OF  
COMMERCE CITY AND BRANNAN SAND AND GRAVEL COMPANY, LLC  
FOR 2015 MILL AND OVERLAY PROJECT, PROJECT NO. PM-2015-04**

**NO. 2015-79**

WHEREAS, the City of Commerce City (the “City”) has engaged in an annual public improvements program to improve public streets;

WHEREAS, the City is prepared to construct the 2015 Mill and Overlay Project, which will improve East 60<sup>th</sup> Avenue from Quebec Street to Forest Street, improve the Rose Hill North Neighborhood (East 59<sup>th</sup> Avenue from Monaco Street to Quebec Street and Magnolia Street, Niagara Street, Newport Street, Oneida Street, Olive Street, and Poplar Street from East 60<sup>th</sup> Avenue to East 58<sup>th</sup> Avenue), and improve Holly Street from East 60<sup>th</sup> Avenue to East 56<sup>th</sup> Avenue, (the “Project”);

WHEREAS, the City has engaged in a formal bidding process for a contractor to construct the 2015 Mill and Overlay project, has negotiated with the lowest responsible bidder, Brannan Sand and Gravel Company, LLC. (the “Contractor”), and has reached agreement with the Contractor as to the terms and conditions under which Contractor will construct the 2015 Mill and Overlay project;

WHEREAS, pursuant to the City Manager’s commitment to the City Council, all City contracts exceeding \$250,000.00 in value will be approved by the City Council; and

WHEREAS, the attached Agreement with the Contractor for the construction of the Project (the “Agreement”), exceeds \$250,000.00.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COMMERCE CITY, COLORADO, AS FOLLOWS:

1. The attached Agreement is hereby approved.
2. The Mayor and City Clerk are hereby authorized and directed to execute the Agreement by and on behalf of the City of Commerce City.

RESOLVED AND PASSED THIS 5<sup>TH</sup> DAY OF OCTOBER, 2015.

CITY OF COMMERCE CITY

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Sean Ford, Mayor

ATTEST:

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Laura J. Bauer, CMC, City Clerk