

**A RESOLUTION AWARDING 2022 CONCRETE FLATWORK REPLACEMENT AND REPAIR PROJECT TO SILVA CONSTRUCTION, INC.**

**NO. 2022-52**

WHEREAS, the City of Commerce City (“City”) desires to carry out the removal and replacement of concrete fixtures such as curbs, gutters, sidewalks, curb ramps, cross pans, concrete pads, and related work, such as installation of sidewalks where none currently exists, at locations throughout the City, as designated by the City’s Public Works Department, consistent with the scope of work detailed in PW 2022-02-PW, 2022 Concrete Project (“Project”);

WHEREAS, the City has engaged in a formal competitive proposal process consistent with applicable requirements to select a contractor to complete the Project, and has determined that the lowest responsive and responsible bidder whose bid provides the best value to the City is Silva Construction, Inc. (“Contractor”); and

WHEREAS, the cost of the Project to the City will exceed \$250,000.00 and, pursuant to the City’s procurement policies and the City Manager’s commitment to the City Council, the City Council must approve any procurement in excess of \$250,000.00.

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

**SECTION 1. Findings.** The recitals to this resolution are incorporated as findings of the City Council. This resolution is found to be necessary for the preservation of the public health, safety, and welfare and in the public interest. Specifically, the City Council hereby finds and determines that the award of the contract for the Project to the Contractor is and shall be in the best interests of the residents of the City.

**SECTION 2. Acceptance of Bid.** The Contractor’s bid in the amount of \$392,910.60 is hereby accepted, and the award of the contract for the construction of the Project in that amount to the Contractor is hereby approved, subject to execution of a written contract.

**SECTION 3. Change Order Authorization.** The City Manager is hereby authorized to execute change orders to the contract to account for contingencies in the construction process and additional services related to the Project.

**SECTION 4. Execution of Contract.** Upon successful finalization of the contract and approval as to form by the City Attorney, the City Manager is hereby authorized to execute, and the City Clerk to attest, the contract on behalf of the City.

RESOLVED AND PASSED THIS 23RD DAY OF MAY 2022.

CITY OF COMMERCE CITY, COLORADO

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Benjamin A. Huseman, Mayor

ATTEST

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Dylan A. Gibson, City Clerk