

**RESOLUTION INCREASING CONSTRUCTION CONTRACT AUTHORIZATION  
FOR THE HIGHWAY 2 WIDENING PROJECT**

**RESOLUTION NO. 2018-90**

WHEREAS, the City of Commerce City ("City") desires to construct a public improvement project to improve State Highway No. 2 from approximately 72nd Avenue to just south of 112th Avenue ("Project"); and

WHEREAS, following a formal bidding process, on August 22, 2016, by Resolution 2016-33, the City Council approved the award of the contract for construction of the Project to the Flatiron Constructors, Inc. ("Contractor"); and

WHEREAS, the City recently has obtained a permit from the Burlington Northern Santa Fe Railroad allowing for construction of a culvert intended to be a part of the Highway 2 Project and desires to add this culvert to the Contractor's scope of work ("Additional Work"); and

WHEREAS, the additional cost to the City of the Contractor's construction services 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; and

WHEREAS, the City Council hereby finds and determines that the authorization of the City Manager to negotiate and execute change orders to the construction services agreement is and shall be in the best interest of the residents of the City.

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

1. The City Manager is authorized to negotiate and execute change orders to the construction services agreement for the completion of the Additional Work up to \$675,000.00 over the contract authorization of \$22,090,815.3 established in Resolution 2016-33, without further approval of the City Council, upon approval as to form by the City Attorney;

RESOLVED AND PASSED THIS 5TH DAY OF NOVEMBER 2018.

CITY OF COMMERCE CITY

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Sean Ford, Mayor

ATTEST:

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Laura J. Bauer, MMC, City Clerk