

A RESOLUTION AUTHORIZING THE SELECTION OF LAYNE CHRISTENSEN COMPANY FOR THE BUFFALO RUN GOLF COURSE WELL PROJECT AND AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE A CONTRACT

NO. 2022-37

WHEREAS, the City of Commerce City (“City”), desires to protect its investment in the Buffalo Golf Course while allowing the golf course to be enjoyed by the public; and

WHEREAS, the City has engaged staff and counsel to investigate, research, evaluate, and recommend an additional irrigation source for the Buffalo Run Golf Course to alleviate drought conditions on an occasional or persistent basis; and

WHEREAS, after comprehensive review, and after consideration and investigation of multiple options, the City has determined that establishing an irrigation well in the most appropriate means and manner to accomplish the goal; and

WHEREAS, the City Manager has determined that due to the nature of the procurement, unusual inflationary conditions, and limited number of possible vendors, the procurement cannot be accomplished through a competitive solicitation; and

WHEREAS, upon the culmination of extensive efforts to identify the most cost efficient manner to accomplish the goal, the City has determined that Layne Christensen Company is the most appropriate vendor; and

WHEREAS, the cost to the City of the Buffalo Run Golf Course Well Project will exceed \$250,000 and pursuant to the City’s procurement policies, the City Council must approve any procurement in excess of \$250,000.

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.

SECTION 2. Approval of Selection; Contract Authorization. The City’s selection of Layne Christensen Company is approved, subject to the successful negotiation and execution of all necessary documents with the City, at a cost not to exceed \$691,625.00. This resolution shall not be deemed to grant any right to or interest in the award of a contract to Layne Christensen Company until the execution of a written contract acceptable to the City Manager. 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 4TH DAY OF APRIL 2022.

CITY OF COMMERCE CITY, COLORADO

Benjamin A. Huseman, Mayor

ATTEST

Dylan A. Gibson, City Clerk