

**RESOLUTION APPROVING AWARD OF CONTRACT FOR EAGLE POINTE  
RECREATION CENTER FITNESS EQUIPMENT**

**NO. 2018-75**

WHEREAS, the City of Commerce City (“City”) desires to procure fitness equipment for the renovated Eagle Pointe Recreation Center located at 6060 E. Parkway Drive (“Project”) comparable to fitness equipment procured for the new Bison Ridge Recreation Center;

WHEREAS, the City previously engaged in a formal competitive procurement process to obtain similar procurement and installation services for the Bison Ridge Recreation Center and selected Commercial Fitness Solutions, Inc. (“Contractor”) to perform the services;

WHEREAS, to ensure consistency across the City’s recreation centers, the City desires to award Contractor a contract to perform similar procurement and installation services for the Project in accordance with the terms and conditions of an Agreement for Furniture, Furnishings & Equipment to be negotiated and finalized by the City Manager (“Agreement”);

WHEREAS, the cost to the City of the Contractor’s services for this Project are anticipated to 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;

WHEREAS, the City Council hereby finds and determines that the award of the contract to the Contractor 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 award of the contract for the Project to the Contractor is hereby approved;
2. The City Manager or his designee is hereby authorized to negotiate and finalize the details of the Agreement with the Contractor for the performance of the Project for an amount not to exceed \$249,904.76.
3. Upon successful finalization of the Agreement and approval as to form by the City Attorney, the City Manager is hereby authorized to execute, and the City Clerk to attest, the Agreement on behalf of the City of Commerce City.
4. The City Manager is hereby authorized to execute amendments to the Agreement not to exceed a cumulative amount of \$50,000 to account for contingencies in the design process and additional services related to the Project.

RESOLVED AND PASSED THIS 1ST DAY OF OCTOBER 2018.

CITY OF COMMERCE CITY

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Sean Ford, Mayor

ATTEST:

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Laura J. Bauer, MMC, City Clerk