

**A RESOLUTION AUTHORIZING A THIRD AMENDMENT TO MASTER SERVICES AGREEMENT FOR RIGHT-OF-WAY LANDSCAPE MAINTENANCE AND REPAIR WITH TWA, INC. D/B/A SIERRA LANDSCAPING**

**NO. 2026- 037**

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

**SECTION 1. Award of Contract.** City Council previously approved an award of the Master Services Agreement for right-of-way landscape maintenance and repair services to TWA, Inc. d/b/a Sierra Landscaping and Maintenance (“Contractor”) and the City executed a Master Services Agreement with the Contractor on February 20, 2024, as amended by that certain First Amendment to Master Services Agreement dated December 27, 2024, and that certain Second Amendment to Master Services Agreement dated April 11, 2025 (collectively, “Agreement”). The Third Amendment to Master Services Agreement to extend the term of the Agreement is hereby approved subject to successful finalization of an appropriate amendment on terms acceptable to the City Manager. This resolution shall not be deemed to grant any right or interest in the award of a contract amendment to Contractor. All rights and interests shall be defined exclusively by the terms and conditions set forth in the written contract amendment.

**SECTION 2. Authorization to Negotiate.** The City Manager is hereby authorized to negotiate and finalize the details of a Third Amendment to Master Services Agreement for with the Contractor, including final pricing and payment terms, and any additional amendments thereto.

**SECTION 3. Execution and Attestation.** Upon successful finalization of the Third Amendment to Master Services 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 third amendment or any additional amendments to the Agreement on behalf of the City.

RESOLVED AND PASSED THIS 2ND DAY OF MARCH 2026.

CITY OF COMMERCE CITY, COLORADO

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Steve J. Douglas, Mayor

ATTEST

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Stephen J. Ruger, City Clerk