A RESOLUTION AUTHORIZING AWARD OF A SERVICES AGREEMENT FOR MECHANICAL ROOF TOP UNIT REPLACEMENTS FOR CIVIC CENTER AND EAGLE POINTE RECREATION CENTER

NO. 2024-023

WHEREAS, the City has four (4) existing mechanical heating and cooling roof top units that are at the end of their useful service life, two (2) at the Civic Center building and two (2) at Eagle Pointe Recreation Center;

WHEREAS, City staff has determined replacement of the units is the most cost-effective option;

WHEREAS, the City has engaged in a formal competitive public solicitation process consistent with applicable requirements to select a contractor to provide replacement roof top units;

WHEREAS, City staff has determined that the lowest responsive and responsible bidder whose bid provides the best value to the City is Design Mechanical, Inc. ("Contractor");

WHEREAS, the cost to the City of the services agreement will exceed $250,000.00; and

WHEREAS, 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.

SECTION 2. Award of Contract. The award of the contract for the Services to the Contractor is hereby approved subject to successful finalization of an appropriate contract 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 to Design Mechanical, Inc. All rights and interests shall be defined exclusively by the terms and conditions set forth in the written contract.

SECTION 3. Authorization to Negotiate. The City Manager is hereby authorized to negotiate and finalize the details of a contract with the Contractor, including final pricing and payment terms, consistent the services agreement with the Contractor.

SECTION 4. Execution and Attestation. 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 18TH DAY OF MARCH, 2024.

CITY OF COMMERCE CITY, COLORADO

Steven J. Douglas, Mayor

ATTEST

Dylan A. Gibson, City Clerk