

SOUTHEAST METRO STORMWATER AUTHORITY
acting by and through
SEMSWA WATER ACTIVITY ENTERPRISE

RESOLUTION 13-44

Authorization to Fund and Award Contracts in Regard to
the Construction of the Piney Creek at Parker Road Improvements

WHEREAS, the need for the Piney Creek at Parker Road Improvements (Project) is identified in the 2012 "Piney Creek Major Drainageway Plan Conceptual Design Report"; and

WHEREAS, the Arapahoe Park and Recreation District (APRD) has identified the need to replace the existing trail crossing of Piney Creek located upstream of Parker Road and to replace portions of the existing trail system within the Project's limits and has budgeted sufficient funds for these replacements; and

WHEREAS, the Project consists of the construction of three grade control structures and approximately 1,250 linear feet of channel improvements, the reconstruction of two stormwater retention basins to provide water quality, and the construction of a new trail crossing of Piney Creek and approximately 2,160 linear feet of new trail; and

WHEREAS, with Resolution 12-27 the Board authorized a total funding of \$192,000.00 for the design of the Project, which includes a new APRD trail crossing of Piney Creek and new sections of trail within the project limits; and

WHEREAS, prior to entering into a contract for the construction of the Project, SEMSWA and APRD will execute an agreement by which APRD will be obligated to reimburse SEMSWA an amount, currently estimated at \$304,000.00 (including a 15% contingency) for the design and construction of the trail related facilities associated with the Project; and

WHEREAS, the design of the Project is complete; the bidding process for the construction of the Project has also been completed; and the lowest responsible bidder selected; and

WHEREAS, the selected bid for the construction of the Project is \$1,604,162.88 submitted by Tezak Heavy Equipment Co., Inc.; and

WHEREAS, SEMSWA has estimated the cost of contracting for materials testing and construction engineering services during construction, and environmental permit compliance services during and after construction at \$68,585.00; and

WHEREAS, it is typical to budget the construction bid amount plus an additional six (6) percent (\$96,250.00) to cover contingencies that may be encountered during construction; and

WHEREAS, SEMSWA has adopted budgets for calendar years 2013 and 2014 subsequent to public hearings, which include funds for construction of the Project.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Executive Director is authorized to enter into a contract in the amount of \$1,604,162.88 with Tezak Heavy Equipment Co., Inc. on behalf of SEMSWA for the construction of the Project.
2. The Executive Director, on behalf of SEMSWA, is authorized to enter into contracts with Tsiouvaras Simmons Holderness Consulting Engineers; ICON Engineering, Inc.; Ground Engineering, Inc. and ERO Resources Corporation and expend an amount not to exceed \$68,585.00 for materials testing, construction management services and environmental permit compliance services associated with the Project.
3. Total funding for the construction of the Project; including contingency and costs associated with services for construction management and materials testing is limited to \$1,768,997.88 without prior approval of the Board.
4. The Executive Director is authorized to enter into an agreement with APRD which obligates APRD to reimburse SEMSWA for the design and construction of the trail related facilities associated with the Project.

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Date: _____

ATTEST:

Secretary

Chairperson

APPROVED AS TO FORM:
Attorney for
Southeast Metro Stormwater Authority

By _____
Edward J. Krisor

PINEY CREEK STABILIZATION AT PARKER ROAD

