

CIP DESIGN AND ENGINEERING MEMORANDUM
08-13

May 22, 2008

TO: Honorable Mayor Kathleen M. Novak and City Council Members

FROM: A.J. Krieger, City Manager *AK*
Kurt Kowar, CIP Design and Engineering Manager *KK*
Joliette Woodson, Civil Engineer II *GW*

SUBJECT: CR-84-2008, Citywide Fence Maintenance Contract Award

RECOMMENDATION:

Attached to this memorandum is a Resolution which, if approved would authorize the Mayor to execute a contract between the City of Northglenn and Landmark Landscapes, LLC (Landmark) for the 2008 Citywide Fence Maintenance Project in the amount of \$217,614.70 and authorize a contingency in the amount of \$21,761.47. Staff recommends approval of the proposed resolution.

BACKGROUND:

In a continuing effort to improve and maintain the City's infrastructure, Staff has identified a need to clean and treat approximately 25,265 linear feet of arterial fence within the City of Northglenn as shown on the attached map. On April 21, 2008, the City accepted two (2) formal bids. The low bid contractor is Colorado Designsapes, Inc.(Designsapes) with a bid of \$87,919.26. Landmark's bid was \$217,614.70. After reviewing the bids, Staff determined that the chemical cleaning proposed by Landmark would be more effective than the simple power wash proposed by Designsapes. Landmark also bid a double application of a superior finish as opposed to the single application of a more inferior product proposed by Designsapes which would not be as durable or long-lasting.

POTENTIAL OBJECTION:

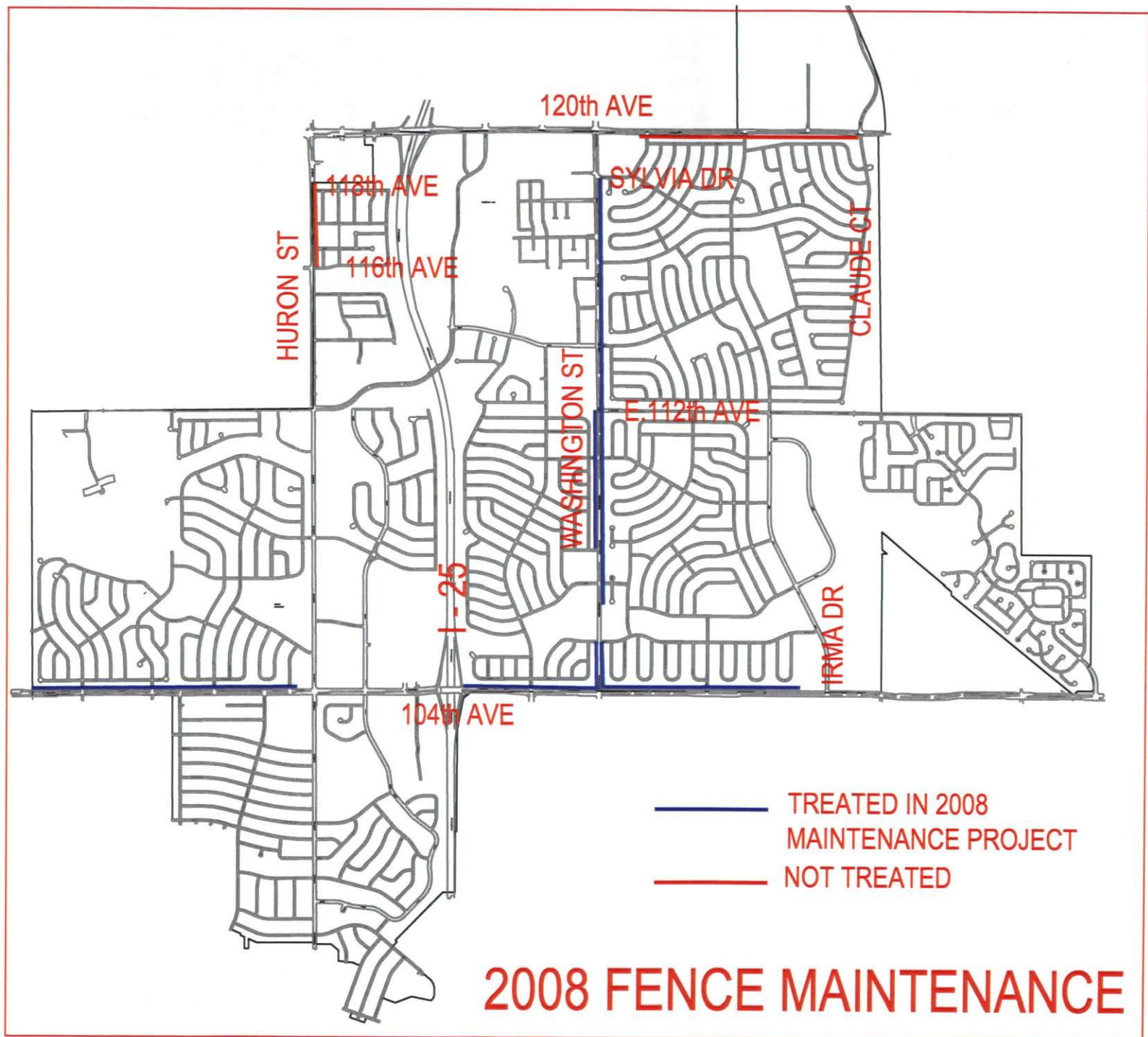
City Staff is not aware of any specific opposition to the proposed Resolution.

BUDGET/TIME IMPLICATIONS:

The budget as proposed for the Landmark Landscapes, LLC contract is \$217,614.70 with a contingency in the amount of \$ 21,761.47 for a total of \$239,376.17. Funds in the amount of \$150,000 are available in the Conservation Trust Fund (Account No. 210.69237.000.3999.540). Funds in the amount of \$100,000 are available in the General Fund (Account No. 410.69237.000.3999.540).

STAFF REFERENCE:

Please contact Kurt Kowar, CIP Design and Engineering Manager at kkowar@northglenn.org, or (303) 349-3772.



SPONSORED BY: COUNCIL MEMBER MONROE

COUNCILMAN'S RESOLUTION

RESOLUTION NO.

No. CR-84
Series of 2008

Series of 2008

A RESOLUTION APPROVING AN AGREEMENT BETWEEN THE CITY OF NORTHGLENN AND LANDMARK LANDSCAPES, LLC FOR THE 2008 CITYWIDE FENCE MAINTENANCE PROJECT

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NORTHGLENN, COLORADO, THAT:

The Agreement between the City of Northglenn and Landmark Landscapes, LLC, attached hereto, for the 2008 Citywide Fence Maintenance project is hereby approved and the Mayor is authorized to execute same on behalf of the City.

DATED at Northglenn, Colorado, this ____ day of _____, 2008.

KATHLEEN M. NOVAK
Mayor

ATTEST:

JOHANNA SMALL, CMC
Acting City Clerk

APPROVED AS TO FORM:

COREY Y. HOFFMANN
City Attorney

AGREEMENT

PROJECT NAME: 2008 Citywide Fence Maintenance

PROJECT NUMBER: **PROJECT MANAGER:** Joliette Woodson

THIS AGREEMENT, made this ____ day of _____, 20__, by and between the City of Northglenn, hereinafter called "CITY", and Landmark Landscapes, LLC, hereinafter called "CONTRACTOR".

WITNESSETH: That for and in consideration of the payments and agreements hereinafter mentioned:

1. The CONTRACTOR will commence and complete the project named:

"2008 Citywide Fence Maintenance"
2. The CONTRACTOR will furnish all of the materials, supplies, tools, equipment, labor supervision, and other services necessary for the completion of the PROJECT described herein.
3. The CONTRACTOR will provide performance and payment bonds and a certificate of insurance naming the City as an additional insured for purposes of said project within 10 days after the date of the NOTICE OF AWARD.
4. The CONTRACTOR agrees to perform all of the WORK described in the CONTRACT DOCUMENTS and comply with the terms therein for the sum of \$217,614.70, or as shown in the attached proposal. The CONTRACTOR will commence the work within 7 calendar days after the date of NOTICE TO PROCEED. The CONTRACTOR will complete the work within 60 calendar days after the date of NOTICE TO PROCEED unless the period for completion is extended otherwise by the CONTRACT DOCUMENTS.
5. The term "CONTRACT DOCUMENTS" means and includes all items as set forth in Section 1.01 of the General Conditions.
6. The CITY will pay to the CONTRACTOR in the manner and at such times as set forth in the General Conditions such amounts as required by the CONTRACT DOCUMENTS.
7. This AGREEMENT shall be binding upon all parties hereto and their respective heirs, executors, administrators, successors, and assigns.

AGREEMENT - Page 2

IN WITNESS WHEREOF, the parties hereto have executed, or caused to be executed by their duly authorized officials, this Agreement in TWO copies, each of which shall be deemed an original on the date first above written.

CITY:

City of Northglenn

By _____

Name Kathleen M. Novak

Title Mayor

ATTEST:

Name Johanna Small

Title Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

City Attorney

(SEAL)

ATTEST:

HAZEL WESTMORELAND
Name (Please Print or Type)

Title Secretary

CONTRACTOR:

By _____

Name Eliot Schmidt

(Please Type or Print)

Title President

Address 2406 6th Ave

Greeley CO 80631