



**PUBLIC WORKS DEPARTMENT
MEMORANDUM #2017 – 51**

DATE: September 25, 2017
TO: Honorable Mayor Joyce Downing and City Council Members
FROM: James A. Hayes, AICP, City Manager 
David H. Willett, Director of Public Works 
SUBJECT: **Council Resolution #97**
Lamp, Ryneerson, & Associates, Inc - Contract Addendum #1

PURPOSE

City Council will be considering a Resolution to approve the first addendum to the contract between the City and Lamp, Ryneerson & Associates, Inc, dba TZA Water Engineers. This addendum will increase the funds available for TZA to complete work necessary for upcoming water rights change cases, and regular water resources engineering support.

BACKGROUND

The City of Northglenn has utilized Lamp, Ryneerson, & Associates, Inc. dba TZA Water Engineers, Inc (TZA) to provide engineering support and assistance in administering water rights since 1997. TZA is currently working on the preliminary engineering for the change case application for FRICO –Standley shares. Additionally, TZA has been providing the City assistance with the completion of accounting forms for the City's new Church Ditch inches, working through emergency SWSP accounting, and providing assistance on other water rights projects including Standley Lake diligence, regular accounting review and assistance with water rights purchases.

In May 2017, TZA began the process of compiling the information necessary to begin work on the preliminary engineering study for the City's FRICO-Standley change case. This work has required TZA to spend many hours acquiring land deed records, tracing the history of the shares that the City owns and using this historical data to start working through the substantial consumptive use analysis that will need to be completed for this change case. At this time, the City has 615.09 shares of FRICO-Standley water that need to be changed to municipal use. The value of these shares is approximately \$123 Million.

The preliminary engineering work for the FRICO-Standley shares needs to be completed by the end of 2017, so that the change case application for the FRICO-Standley shares can be submitted to the Colorado Water Court shortly after the beginning of 2018.

At the December 12, 2016 City Council meeting, funds in the amount of \$150,000.00 were requested to be allocated to TZA, as documented in the Public Works Council Memorandum. To date, expenditures for TZA for water resource engineering are approximately, \$136,200.00. TZA has estimated that to complete the required preliminary engineering work for the FRICO-Standley change case application, an additional \$150,000.00 is necessary.

BUDGET/TIME IMPLICATIONS

The cost to provide engineering services for 2017 is estimated at \$300,000. The services will be expensed to the 2016 Water/Wastewater Fund – Water Resources/Property-Rights.

RECOMMENDATION

Attached to this memorandum is a Resolution that, if approved, would authorize the Mayor to execute a contract addendum between the City of Northglenn and **Lamp Ryneerson & Associates Inc. dba TZA Water Engineers, Inc**, for specialized water engineering services in the amount not to exceed **\$150,000.00**.

Staff recommends approval of this Resolution.

STAFF REFERENCE

Kent Kisselman, PE, Engineering Manager	kkisselman@northglenn.org	303.450.4049
Tamara Moon, Water Resources Administrator	tmoon@northglenn.org	303.450.4070

ATTACHMENTS

- Resolution
- Contract Addendum #1

SPONSORED BY: MAYOR DOWNING

COUNCILMAN'S RESOLUTION

RESOLUTION NO.

No. CR-97
Series of 2017

Series of 2017

A RESOLUTION APPROVING ADDENDUM NO. 1 TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF NORTHGLENN AND LAMP RYNEARSON & ASSOCIATES D/B/A/ TZA WATER ENGINEERS FOR WATER AND WATER RIGHTS ENGINEERING

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

Section 1. Addendum No. 1 to the Professional Services Agreement between the City of Northglenn and Lamp Rynearson & Associates d/b/a/ TZA Water Engineers, attached hereto, in an amount not to exceed \$150,000 for water and water rights engineering, is hereby approved and the Mayor is authorized to execute same on behalf of the City of Northglenn.

DATED at Northglenn, Colorado, this ____ day of _____, 2017.

JOYCE DOWNING
Mayor

ATTEST:

JOHANNA SMALL, CMC
City Clerk

APPROVED AS TO FORM:

COREY Y. HOFFMANN
City Attorney

ADDENDUM #1 TO AGREEMENT FOR PROFESSIONAL SERVICES

THIS FIRST ADDENDUM TO AGREEMENT FOR PROFESSIONAL SERVICES is made and entered into this _____ day of _____, 2017, by and between the CITY OF NORTHGLENN, State of Colorado (hereinafter referred to as the "City") and Lamp Ryeerson and Associates dba TZA Water Engineers. (hereinafter referred to as "Consultant").

RECITALS:

- A. On 12 December, 2016 the City and Consultant entered into an Agreement for Professional Services for Water Resources Engineering services (the "Agreement").
- B. The parties desire to supplement the Agreement with this Addendum #1 to allow for additional monies for:

Exhibit A, 2017 TZA Rate Sheet

AGREEMENT

NOW, THEREFORE, it is hereby agreed that for the consideration hereinafter set forth, that Consultant shall provide to the City, professional Water Resources Engineering services as needed in the manner provided in the Agreement.

1. The Scope of Services in the Agreement is hereby supplemented to include the monies for Water Resources Engineering Services attached hereto as **Exhibit A**, and incorporated herein by this reference (the "Additional Monies"). Consultant shall commence work on the original Scope of Services within ten (10) days of the issuance of a Notice to Proceed.

2. Subparagraph A. of Article IV entitled "Compensation" is hereby amended to provide as follows:

A. Compensation shall not exceed \$150,000.00 for the work described in **Exhibit A** to this Addendum # 1.

3. The original Agreement is in full force and effect and is hereby ratified by the City and the Consultant. The original Agreement and this Addendum constitute all of the agreements between the City and the Consultant.

IN WITNESS WHEREOF, the parties hereto each herewith subscribe to the same in duplicate.

CITY OF NORTHGLENN, COLORADO

By: _____

Joyce Downing _____

Print Name

Mayor _____

Title

Date

ATTEST:

Johanna Small, CMC, City Clerk

APPROVED AS TO FORM:

Corey Y. Hoffmann, City Attorney

CONSULTANT

By: Bruce Paul _____

Principal _____ 8/31/17 _____
Title Date

ATTEST:

Thomas M. [Signature] _____
Sr. Project Mgr. _____ 8/31/17 _____
Title Date

