

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

RESOLUTION 12-05

Authorization to Fund and Award Contracts in Regard to  
the Construction of the Windmill Creek Regional Pond W-1

WHEREAS, the Windmill Creek Regional Pond W-1 (Project) is identified in the 2010 “Lone Tree Creek, Windmill Creek, and Dove Creek – Major Drainageway Plan” report; and

WHEREAS, with Resolutions 10-06 and 11-08 the SEMSWA Board authorized a total funding in the amount of \$170,000 for the design of the Project; and

WHEREAS, SEMSWA entered into a contract, dated May 5, 2011, with ICON Engineering, Inc. for the preparation of the final design and construction documents for the Project; and

WHEREAS, the design 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 \$763,764.30, submitted by R.E. Monks Construction, LLC; and

WHEREAS, SEMSWA has negotiated a contract amendment in the amount of \$23,300 with ICON Engineering, Inc. for construction engineering services; and

WHEREAS, SEMSWA has negotiated a contract in the amount of \$53,275 with Ground Engineering Consultants for construction management and material testing services during construction; and

WHEREAS, it is typical to budget the construction bid amount plus an additional ten (10) percent (\$76,376) to cover contingencies that may be encountered during construction; and

WHEREAS, SEMSWA had adopted a budget for calendar year 2012 subsequent to public hearing, which includes 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 \$ 763,764.30, with R.E. Monks Construction, LLC on behalf of SEMSWA for the construction of the Project.
2. The Executive Director is authorized to enter into a contract amendment in the amount of \$23,300 with ICON Engineering, Inc. on behalf of SEMSWA for the construction engineering services associated with the Project.
3. The Executive Director is authorized to enter into a contract in the amount of \$53,275 with Ground Engineering Consultants on behalf of SEMSWA for construction management and material testing services associated with the Project.
4. Total funding for the construction of the Project; including contingency (\$76,376) and costs associated with services for construction engineering, construction management and materials testing, is limited to \$916,715 without prior approval of the Board.

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Date: \_\_\_\_\_

ATTEST:

\_\_\_\_\_  
Secretary

\_\_\_\_\_  
Chairperson

APPROVED AS TO FORM:

Attorney for  
Southeast Metro Stormwater Authority

By \_\_\_\_\_  
Edward J. Krisor