

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

RESOLUTION NO. ____, SERIES OF 2007
(Authorization to Execute Agreement with AMEC)

WHEREAS, SEMSWA in a letter agreement dated November 8, 2006 agreed to make payment to AMEC for reasonable and necessary costs of their services and out-of-pocket expenses incurred beyond their contract authorization of \$250,000 with Arapahoe County through the period ending October 31, 2006 upon presentation of statements to SEMSWA; and

WHEREAS, SEMSWA further agreed in the November 8, 2006 letter agreement to compensate AMEC for services performed from November 1, 2006 until an Agreement for Services could be negotiated and executed by SEMSWA and AMEC. Such compensation was to be based on billing information attached to a proposed Agreement for Services; and

WHEREAS, an Agreement for Services was negotiated, signed by AMEC, but not signed by SEMSWA that identified a scope of work and tasks for assisting SEMSWA with start up activities costing a total of \$348,243 for a time of performance ending December 31, 2007; and

WHEREAS, the November 8, 2006 letter cited above also requested AMEC to establish and assist with a customer service operation, and that SEMSWA would reimburse AMEC for the expenses incurred with this request; and

WHEREAS, AMEC has been providing technical start-up assistance and customer service assistance based on the letter agreement dated November 6, 2006 and the proposed but not fully executed Agreement for Services, and has been billing SEMSWA for the services they have provided on a time and materials basis; and

WHEREAS, \$298,754.52 of the \$348,243.00 amount that would have been authorized in the proposed Agreement for Services has been billed by AMEC as of January 19, 2007. The \$298,754.52 includes costs incurred for customer service support which was not included in the proposed Agreement for Services; and

WHEREAS, for the period January 20, 2007 through December 31, 2007 \$162,754.12 of work has been identified including analysis of credit policies and billing methods, final report preparation, meeting attendance and support, data base and billing analysis, and customer service staffing, and GIS support of customer service inquires bringing the total AMEC contract to \$461,508.64 which includes \$147,255.98 for customer service activities; and

WHEREAS, as included in the letter agreement dated November 8, 2006, the Board desires to execute and Agreement for Services with AMEC in order to more clearly define, control and track costs and to more effectively manage their work.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Board authorizes the Executive Director to execute an Agreement for Services with AMEC for the work generally outlined in the proposed but not fully executed Agreement for services cited above, and customer service support as authorized in the November 8, 2006 letter cited above.
2. Total cost for the work authorized herein is not to exceed \$461,508.64 without prior authorization by the Board.
3. The time of performance for the work authorized herein extends from September 19, 2006 through December 31, 2007.

(SEAL)

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Date: _____

ATTEST:

Secretary

Chairperson