

**CITY OF LEADVILLE, COLORADO  
RESOLUTION NO. 5  
SERIES 2020**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LEADVILLE  
APPROVING THE SECOND AMENDMENT TO PROFESSIONAL SERVICES  
AGREEMENT WITH RG AND ASSOCIATES, LLC**

**WHEREAS**, the City of Leadville, Colorado (“City”) is authorized to enter into contracts for the performance of general municipal governance and services; and

**WHEREAS**, the City is a party to that certain Professional Services Agreement dated April 3, 2017 (“Agreement”) with RG and Associates, LLC (“Consultant”) which terminated December 31, 2017; and

**WHEREAS**, the City approved the Amendment to Professional Services Agreement (“First Amendment”) with Contractor, which extended the term of the Agreement to December 31, 2019; and

**WHEREAS**, the City is engaged in a request for proposals (“RFP”) process for on-call planning and engineering services but has need to extend Consultant’s services into 2020 for completion of certain projects Consultant began in 2019 and to ensure the City has continuous planning and engineering services until the RFP process is complete and a new contract is in place for such services; and

**WHEREAS**, the City Council finds that it is in the best interest of the public health and welfare to extend the Agreement until February 29, 2020 for a not-to-exceed amount of five thousand dollars and no cents (\$5,000.00) and approve a second amendment to the Agreement (“Second Amendment”), attached hereto as **Exhibit 1**.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Leadville, Colorado as follows:

**Section 1.** The foregoing recitals are incorporated herein by reference as findings and determinations of City Council.

**Section 2.** The City Council hereby: (a) approves the Second Amendment to Professional Services Agreement (“Second Amendment”) in substantially the form attached to this Resolution as **Exhibit 1** in an amount not to exceed **five thousand dollars and no cents (\$5,000.00)** for additional services described therein and performed by RG and Associates, LLC; (b) authorizes the City Attorney to make any non-substantive changes to the Second Amendment that do not increase the financial obligations of the City; and (c) authorizes the Mayor to execute the Second Amendment on behalf of the City once in final form.

**Section 3. Severability.** If any part, section, subsection, sentence, clause or phrase of this Resolution is for any reason held to be invalid, such invalidity shall not affect the validity of the remaining provisions.

**Section 4. Effective Date.** This Resolution shall take effect upon its adoption by the City Council.

CITY OF LEADVILLE, COLORADO

By: Greg Labbe  
Greg Labbe, Mayor

ATTEST

Kia Jean  
Deputy City Clerk

ADOPTED by a vote of 6 in favor and 0 against, and 0 abstaining, this 21st day of January, 2020.