

**SULPHUR SPRINGS, COLORADO, APPROVING AN AGREEMENT FOR
PROFESSIONAL SERVICES WITH AMBIOCOM STRATEGIES, INC. D/B/A
GRAND ENVIRONMENTAL SERVICES FOR WETLAND AND RIVER
MONITORING PER US ARMY CORP OF ENGINEERS PERMIT IN AN
AMOUNT NOT TO EXCEED \$3,262**

WHEREAS, the Town of Hot Sulphur Springs recently completed a new water treatment plan and water intake which diverts water from the Colorado River at a newly established water intake point; and

WHEREAS, the new water intake was completed pursuant to a U.S. Army Corp of Engineers (USACE) Regional General Permit Number (RGP) 37 -- Stream Stabilization Western Colorado and Nationwide General Permit Number (NWP) 12- Utility Line Activities identified, as applied to the Town, by number SPK -2006-75229; and

WHEREAS, as a condition of the permit, the Town is required to perform monitoring and reporting of the conditions of the river and surrounding wetlands to the USACE; and

WHEREAS, the Town Board of Trustees desires to approve an agreement with and authorize Ambiocom Strategies, Inc. d/b/a Grand Environmental Services to perform the wetland and river monitoring services in accordance with a Professional Services Agreement in substantially the form attached hereto as Exhibit A.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF HOT SULPHUR SPRINGS, COLORADO THAT:

Section 1. The Board of Trustees of the Town of Hot Sulphur Springs adopts the recitations set forth above as findings of the Board of Trustees.

Section 2. The Board of Trustees (a) approves the Professional Services Agreement between the Town and Ambiocom Strategies, Inc. d/b/a Grand Environmental Services as attached hereto as Exhibit A ("PSA"), in an amount not to exceed \$3,262.00, including all exhibits thereto, (b) authorizes the Mayor, in consultation with the Town Attorney, to make such changes as may be needed to correct any nonmaterial errors or language or to negotiate such changes to the PSA as may be appropriate that do not substantially increase the obligations of the Town, and (c) authorizes the Mayor to execute the same on behalf of the Town.

Section 3. If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining issues of this Resolution.

Section 4. This Resolution shall be effective immediately upon approval of the Board of Trustees for the Town of Hot Sulphur Springs.

**SULPHUR SPRINGS, COLORADO, APPROVING AN AGREEMENT FOR
PROFESSIONAL SERVICES WITH AMBIOCOM STRATEGIES, INC. D/B/A
GRAND ENVIRONMENTAL SERVICES FOR PROJECT MANAGEMENT FOR
PHASE 2 SERVICES RELATED TO THE PEDESTRIAN BRIDGE OVER THE
COLORADO RIVER IN AN AMOUNT NOT TO EXCEED \$6,770**

WHEREAS, the Town has previously approved a plan and applied for grant funds to construct a pedestrian bridge at the northern end of Maple Street over the Colorado River in the Town ("Bridge Project"); and

WHEREAS, the State of Colorado has established a Conservation Trust Fund ("CTF") which receives and distributes to eligible local governments on a per capita basis a percentage of net state lottery proceeds to be used for acquisition, development, and maintenance of new conservation sites or for capital improvements or maintenance for recreational purposes on any public site; and

WHEREAS, the Town of Hot Sulphur Springs has previously requested \$232,000 from the State of Colorado Department of Transportation ("CDOT") to assist in funding the Bridge Project; and

WHEREAS, CDOT is willing to provide the requested funds for the Bridge Project up to a maximum of \$232,000 subject to the terms and conditions of a Transportation Enhancement Contract previously entered into between the Town and CDOT ("Agreement"); and

WHEREAS, Task 1 of the Bridge Project included trail and bridge planning, including (a) project siting and initial designs, (b) preparation of a Preconstruction Notification to the US Army Corps of Engineers ("USACE"), and (c) and preparation of proposals for project funding including requests to CDOT ("Task 1"); and

WHEREAS, furtherance of the Bridge Project requires additional services to facilitate CDOT approval of the final engineering for the Bridge Project to build the Bridge Project in 2011 ("Phase 2 Services"); and

WHEREAS, the Town Board of Trustees desires to approve an agreement with and authorize Ambiocom Strategies, Inc. d/b/a Grand Environmental Services to perform the additional Phase 2 Services and receive compensation therefor, all as set forth in a Professional Services Agreement in substantially the form attached hereto as Exhibit A.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF HOT SULPHUR SPRINGS, COLORADO THAT:

Section 1. The Board of Trustees of the Town of Hot Sulphur Springs adopts the recitations set forth above as findings of the Board of Trustees.

Section 2. The Board of Trustees (a) approves the Professional Services Agreement between the Town and Ambiocom Strategies, Inc. d/b/a Grand Environmental Services as attached hereto as Exhibit A ("PSA"), in an amount not to exceed \$6,770.00, including all exhibits thereto, (b) authorizes the Mayor,

Section 3. If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining issues of this Resolution.

Section 4. This Resolution shall be effective immediately upon approval of the Board of Trustees for the Town of Hot Sulphur Springs.

ADOPTED by a vote of 5 in favor and 0 against, and 0 abstaining, this 19th day of May, 2011.

By: 
Hershel Deputy, Mayor

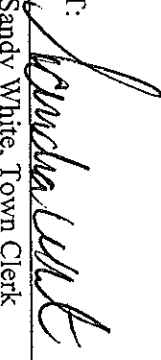
ATTEST:
By: 
Sandy White, Town Clerk



EXHIBIT A
Professional Services Agreement between the Town and Ambiocon Strategies, Inc. d/b/a Grand
Environmental Services