

**TOWN OF MILLIKEN
RESOLUTION NO. 16-16**

**A RESOLUTION APPROVING A PROFESSIONAL SERVICES AGREEMENT
WITH STEWART ENVIRONMENTAL CONSULTANTS, LLC, AND
DELEGATING AUTHORITY TO THE TOWN ADMINISTRATOR TO
EXECUTE THE AGREEMENT ON BEHALF OF THE TOWN**

WHEREAS, the Town of Milliken is a statutory town organized under the laws of the State of Colorado; and

WHEREAS, the Town desires to have performed certain professional engineering services as described in the Professional Services Agreement by and between the Town and Stewart Environmental Consultants, LLC, a Colorado limited liability company ("Consultant"); and

WHEREAS, as set forth in the Professional Services Agreement ("Agreement") the Consultant will undertake a pilot test at the Town's existing water treatment plant following the date on which CDPHE has issued written consent to proceed and the Town and the Town's reviewing engineer has approved the Consultant's final pilot test plan; and

WHEREAS, the pilot test will be designed to provide verifiable data and will assist the Town with analyzing whether increased recovery of potable drinking water from the Town's existing groundwater supplies is financially feasible as a long-term treatment and water supply alternative; and

WHEREAS, the Consultant represents that the Consultant has the skill, ability, and expertise to perform the services described in the Agreement, a copy of which is attached to this Resolution as **Exhibit 1**; and

WHEREAS, the Consultant has represented to the Town that the water treatment plant may be converted to a zero liquid discharge facility at a reasonable cost, eliminating the need for the State of Colorado discharge permit; and

WHEREAS, the Consultant has also represented that the pilot test will verify that the recovery of groundwater may be increased to 99% at an economical cost; and

WHEREAS, the Board of Trustees desires to approve the Agreement and delegate authority to the Town Administrator to execute the Agreement on behalf of the Town of Milliken.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF MILLIKEN, COLORADO, that:

Section 1. The Board of Trustees of the Town of Milliken: (a) approves the Agreement in substantially the form attached hereto as **Exhibit 1**; (b) authorizes the Town Administrator and the Town Attorney to negotiate non-material changes to the Agreement in order to finalize same prior to execution by the Town Administrator provided that such changes do not increase the not-to-exceed compensation set forth in the Agreement; (c) authorizes the Town Administrator to execute the Agreement on behalf on the Town when in final form.

Section 2. This Resolution shall take effect immediately.

ADOPTED AND APPROVED this 27th day of July, 2016.



Mayor

ATTEST:


Cheryl L. Powell, Town Clerk

Exhibit 1
Professional Services Agreement
(Stewart Environmental Consultants, LLC)

(attached)