

**TOWN OF SILT
RESOLUTION NO. 34
SERIES 2024**

**A RESOLUTION OF THE BOARD OF TRUSTEES APPROVING AN
AGREEMENT FOR PROFESSIONAL SERVICES WITH WRIGHT WATER
ENGINEERS FOR WATER RIGHT ANALYSIS FOR THE TOWN OF SILT,
COLORADO**

WHEREAS, the Board of Trustees ("Board") of the Town of Silt ("Town"), Colorado, has the authority to approve agreements in accordance with the Home Rule Charter and Silt Municipal Code; and

WHEREAS, the Town developed the Silt River Preserve to include several aquatic habitat ponds; and

WHEREAS, the water right decrees for the preserve have identified deficiencies related to existing water court decree(s) in Case Nos. 95CW326 and 98CW131; and

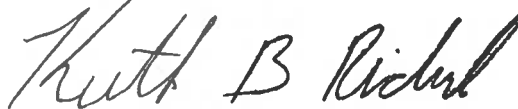
WHEREAS, Wright Water Engineers is prepared to provide engineering assistance to the Town's Attorney in preparing a Water Court application to modify and/or supplement the existing plan for augmentation for the Preserve.

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

1. The above recitals are hereby incorporated as findings by the Town of Silt.
2. The Board hereby authorizes Town Manager, James Mann to sign an agreement with Wright Water Engineers that provides for the services identified above.
3. The Board hereby approves the agreement in the form attached hereto as Exhibit A, as it may be amended from time to time in an amount not to exceed \$17,000, plus expenses.

INTRODUCED, APPROVED AND ADOPTED at a regular meeting of the Board of Trustees of the Town of Silt on the 15th day of October, 2024.

TOWN OF SILT



Mayor Keith B. Richel

ATTEST:


Town Clerk Sheila M. McIntyre, CMC



**WRIGHT WATER ENGINEERS, INC.
PROJECT AGREEMENT**

Project Name: <u>Silt River Preserve Water Rights</u>	Project Number: _____
Client Name: <u>Town of Silt</u>	Project Manager: <u>Jonathan Kelly</u>
Address: <u>231 N. 7th Street</u>	Billing Address: <u>231 N. 7th Street</u>
<u>PO Box 70</u>	<u>PO Box 70</u>
<u>Silt, Colorado 81652</u>	<u>Silt, Colorado 81652</u>
Attention: <u>Jim Mann</u>	Telephone: <u>(970) 876-2353 Ext. 103</u>
_____	Cell: _____
_____	Email Address: <u>jmann@townofsilt.org</u>

Scope of Services: (X) Attachment A, proposal dated:
Revised October 8, 2024

Or: () as stated as follows:

Prior to commencement of work, a retainer of \$ N/A will be received to be credited against the final billing. Client shall compensate Wright Water Engineers, Inc. monthly for services and expenses as set forth in the attached Schedule of Hourly Rates (Schedule A).

The total invoiced amount shall not exceed by more than 10% the estimated professional fee of \$17,000 plus expenses without further negotiation and further written agreement between Wright Water Engineers, Inc. and the Client. Should work beyond that described in the Scope of Services be required, it will be paid for as extra work at a cost to be agreed upon prior to commencement of the additional work. If Wright Water Engineers, Inc. hires an attorney to collect any money due it under this Agreement, Client shall pay Wright Water Engineers, Inc. all reasonable attorney's fees and costs that it incurs in that collection effort.

Acceptance by Client:

For: Town of Silt

Date: October 28, 2024

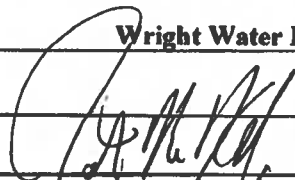
By: 

Signature

James A. Mann, Town Administrator

(Print name and title)

Wright Water Engineers, Inc.

 10/28/24

Signature

Jonathan Kelly, P.E., Chief Financial Officer

(Print name and title)

Acceptance by Agent of Client:

The undersigned represents and warrants that he is the duly appointed and authorized agent of the Client and that he is authorized by the Client to enter into this Agreement, in the amount specified, on behalf of the Client. However, the undersigned agrees that if the Client does not pay Wright Water Engineers, Inc. the monies due it, when due, under this Agreement that the undersigned will guarantee that obligation by promptly making payment to Wright Water Engineers, Inc., in full, of the unpaid balance due Wright Water Engineers, Inc. under this Agreement.

By: _____
Signature

(Print name)



**WRIGHT WATER ENGINEERS, INC. 2024
SCHEDULE OF HOURLY RATES
SCHEDULE A**

PERSONNEL	RATE PER HOUR
SENIOR PRINCIPAL/CONSULTANT	\$262
PRINCIPAL/CONSULTANT	\$250
SENIOR PROJECT ENGINEER/CONSULTANT	\$225
SENIOR ENGINEER/SCIENTIST CONSULTANT	\$200
ENGINEERING/SCIENTIST PROFESSIONAL I	\$185
ENGINEERING SPECIALIST/CONSULTANT	\$172
ENGINEERING/SCIENTIST PROFESSIONAL II	\$155
ENGINEERING DESIGNER/PROFESSIONAL III	\$142
ENGINEERING TECHNICIAN I	\$126
ENGINEERING TECHNICIAN II	\$109
ENGINEERING TECHNICIAN III	\$106
<p>◆ Automobile at 60 cents per mile ◆ Four-wheel drive/Pick-up truck at 70 cents per mile</p>	
<p><i>Ten percent (10%) will be added to all reimbursable expenses to cover administration for special consultants, independent laboratory tests, direct printing costs, telephone, supplies, lodging and subsistence, and all in-house computer, auto, postage, fax, and travel.</i></p>	

TERMS OF PAYMENT: It is agreed that this account will be billed every month. Unless otherwise approved by the Company, payment is due upon receipt of the invoice. Mail payment to the main office of the Company at 2490 West 26th Avenue, Suite 100A, Denver, Colorado 80211. If payment is not received, the client agrees to pay interest at the rate of 1.5 percent per month on the outstanding balance. This does not constitute a credit arrangement, and in no case, shall the minimum payment be less than 33 percent of the amount billed. If the account is placed with an attorney for collection, the client agrees to pay court costs and reasonable attorney fees. The liability of Wright Water Engineers, Inc. for losses or damages arising out of the errors, omissions, or negligence of Wright Water Engineers, Inc. while providing professional services shall be limited to the total fee due to Wright Water Engineers, Inc. pursuant to this agreement.



Wright Water Engineers, Inc.

2490 W. 26th Ave., Ste. 100A
Denver, CO 80211
(303) 480-1700 TEL
(303) 480-1020 FAX

www.wrightwater.com
e-mail: kthrush@wrightwater.com

Please remit payments to Wright Water Engineers, Inc. via EFT:

Business Name: Wright Water Engineers, Inc.
Address: 2490 W. 26th Ave., Suite 100A
Denver, Colorado 80211
Company Contact: Kristine Thrush, Controller
Phone Number: (303) 480-1700
Email: kthrush@wrightwater.com
Bank Name: Wells Fargo Bank N.A.
1740 Broadway
Denver, CO 80274
Routing Number: 121000248
Checking Account: 4159684521
Swift Code: WFBIUS6S
DUNS Number: 08-147-4041
Tax ID Number: 84-0602877
**Remittance Advice
Email:** kthrush@wrightwater.com

Thank you,

Kristine Thrush
Controller