

TOWN OF OPHIR



Box 683 • Ophir, CO 81426

TOWN OF OPHIR, COLORADO

ORDINANCE NO. 2019-3

**AN ORDINANCE TO APPROVE AN AGREEMENT WITH GROUND
POUNDER, LLC FOR STREET AND TOWN OWNED UTILITY
INFRASTRUCTURE MAINTENANCE AND IMPROVEMENTS
AUGUST 23, 2019 TO DECEMBER 31, 2019**

WHEREAS, Town of Ophir has need for contracted street and town owned utility infrastructure maintenance and improvements; and

WHEREAS, Town of Ophir shall utilize existing 2019 budget funds for maintenance:

- \$5,000 Road Maintenance
- \$3,000 Snow Removal
- \$6,000 Utility Infrastructure Repair & Maintenance
- \$1,000 Snowplow Equipment Maintenance
- \$ 500 Equipment R&M Labor
- Funds shall also be subject to unpredictable weather and unexpected utility repairs; and

WHEREAS, Town of Ophir has solicited and received pricing options from a qualified contractor; and

WHEREAS, Ground Pounders, LLC provided the most qualified options compatible with Town of Ophir budget.

NOW, THEREFORE, BE IT ORDAINED BY THE GENERAL ASSEMBLY OF THE TOWN OF OPHIR, COLORADO that:

SECTION 1. The Town Mayor, Town Manager and Town Clerk are hereby authorized and directed to execute a **Street and Town Owned Utility Infrastructure Maintenance and Improvements Contract** with Ground Pounders, LLC. Mayor and Manager may post-approve non-substantive changes.

SECTION 2. CONTRACT RATES. The following shall be the contracted rates:

1. Utilizing Town Equipment
 - a. Equipment operator labor = \$50/hr

- 2. Utilizing Ground Pounders Equipment
 - a. 772BH Grader = \$160/hr
 - b. 120C Excavator = \$160/hr
 - c. 310E Backhoe = \$120/hr
 - d. 50G Mini X = \$120/hr
 - e. Plow Truck = \$100/hr
 - f. Mack Dump Truck = \$95/hr
 - g. Water Truck = \$95/hr
 - h. Drum Roller = \$95/hr
 - i. Snow Blower Attachment = \$80/hr
 - j. Trench Compactor = \$60/hr
- 3. Manual Labor
 - a. Supervisor = \$60/hr
 - b. Laborer = \$50/hr

Approval of the Town Manager prior for use of Contractor's equipment shall be required.

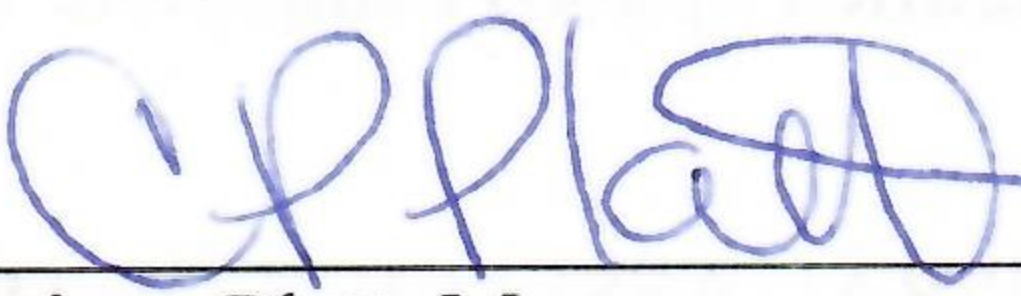
SECTION 3. PUBLICATION. After final adoption, notice of passage shall be published in the manner prescribed by the Town Charter.

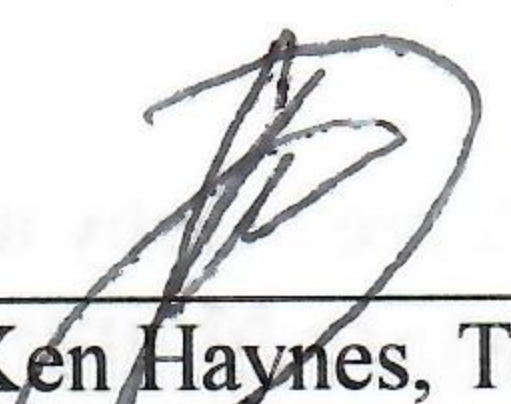
SECTION 4. SEVERABILITY. If any one or more sections or parts of this Ordinance is adjudged unenforceable or invalid by a court of competent jurisdiction, such judgment shall not affect, impair, or invalidate the remaining provisions of this Ordinance, the intention being that the various provisions herein are severable.

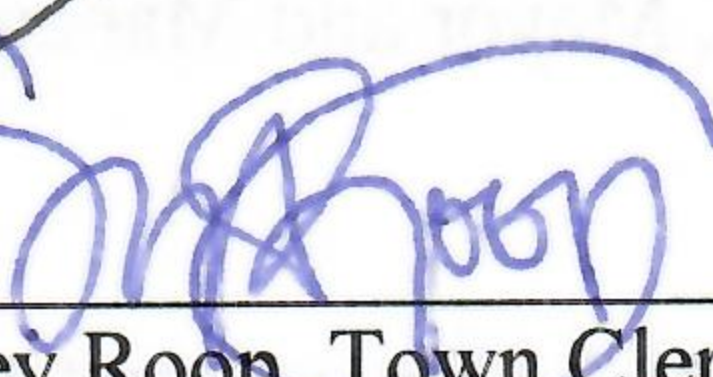
SECTION 5. EFFECTIVE DATE: This Ordinance shall take effect upon publication of notice of passage.

Introduced, Read and Heard at Public Hearing on First Reading by the General Assembly of the Town of Ophir on the 16th day of July 2019.

Approved and Adopted on Second and Final Reading by the General Assembly of the Town of Ophir on the 20th day of August 2019.

By: 
Corinne Platt, Mayor

By: 
Ken Haynes, Town Manager

Attest: 
Sydney Roop, Town Clerk

Approved as to Form: 
Stephen B. Johnson, Town Attorney