

**RESOLUTION NO. 2021-**

**A RESOLUTION APPROVING A CONSTRUCTION CONTRACT WITH JBS PIPELINE, LLC FOR THE CRAIG AND GOULD NORTH INFRASTRUCTURE IMPROVEMENTS PROJECT**

**WHEREAS**, The Town of Castle Rock (the “Town”) has solicited proposals for infrastructure upgrades including, but not limited to, reduction of flooding hazards, reduction of utility disruptions, and improvement of traffic and pedestrian use of right-of-ways for the Craig and Gould North Infrastructure Improvements Project (the “Project”); and

**WHEREAS**, the Project selection team has determined JBS Pipeline, LLC (the “Contractor”) is best qualified to perform work for the Project; and

**WHEREAS**, the Town and the Contractor have agreed to the terms and conditions by which the Contractor will provide work for the Project.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF CASTLE ROCK, COLORADO AS FOLLOWS:**

**Section 1. Approval.** The Construction Contract between the Town of Castle Rock and JBS Pipeline, LLC, in the form attached as *Exhibit 1*, is hereby approved. The Mayor and other proper Town officials are hereby authorized to execute the Agreement by and on behalf of the Town.

**Section 2. Encumbrance and Authorization for Payment.** In order to meet the Town's financial obligations under the Agreement, the Town Council authorizes the expenditure and payment from: (i) transportation fund account no. 120-3175-431.77-62 in an amount not to exceed \$3,410,304.00, plus a Town-managed contingency in the amount of \$341,030.00, (ii) stormwater account no. 212-4475-444.76-51 in an amount not to exceed \$1,928,632.00, plus a Town-managed contingency in the amount of \$192,863.00, (iii) water account no. 210-4275-442.76-51 in an amount not to exceed \$1,116,208.00, plus a Town-managed contingency in the amount of \$116,621.00, and (iv) wastewater account no. 213-4575-445.76-51 in an amount not to exceed \$486,455.00, plus a Town-managed contingency in the amount of \$48,648.00, all unless otherwise authorized in writing by the Town.

**PASSED, APPROVED AND ADOPTED** this 21st day of September, 2021 by the Town Council of the Town of Castle Rock, Colorado, on first and final reading, by a vote of \_\_\_ for and \_\_\_ against.

**ATTEST:**

**TOWN OF CASTLE ROCK**

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Lisa Anderson, Town Clerk

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Jason Gray, Mayor

**Approved as to content:**

**Approved as to content:**

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Daniel Sailer, Director of Public Works

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Mark Marlowe, Director of Castle Rock Water

**Approved as to form:**

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Michael J. Hyman, Town Attorney