

RESOLUTION NO. 2026-086

**A RESOLUTION WAIVING THE FORMAL WRITTEN BIDDING
REQUIREMENT ON THE BASIS OF SOLE SOURCE AND APPROVING
THE CONSTRUCTION CONTRACT BETWEEN THE TOWN OF CASTLE
ROCK AND GLOBAL UNDERGROUND CORPORATION FOR THE
PLUM CREEK TO RUETER-HESS PIPELINE SOUTH PHASE
CONSTRUCTION PROJECT**

WHEREAS, the Town of Castle Rock, Colorado (the “Town”) has been notified of proposed development plans that will significantly impact the Plum Creek to Rueter-Hess Pipeline South Phase Construction Project (the “Project”) unless construction of the Project is expedited; and

WHEREAS, the Town has determined that Global Underground Corporation (the “Contractor”) is best suited to provide construction services for the Project; and

WHEREAS, under the Town Purchasing Policies and Procedures, the requirement for formal written sealed bids may be waived for emergency purchases where the well-being of the citizens, employees or Town property may be endangered if the purchase is delayed (“sole source”); and

WHEREAS, according to Section 3.02.060.A.4 of the Castle Rock Municipal Code, Town Council has the authority to waive the requirement for formal written sealed bids on the basis of sole source for the procurement of work or services in excess of \$250,000; and

WHEREAS, Town staff recommend Town Council waive the formal written sealed bids requirement on the basis of sole source for the procurement of Contractor’s services; and

WHEREAS, should Town Council approve the sole source with the Contractor, the Town and the Contractor have agreed to the terms and conditions by which the Contractor will provide construction services for the Project to the Town (the “Agreement”); and

WHEREAS, the Agreement is for the amount of \$3,813,999.00, plus a contingency in the amount of \$190,700.00, for a total authorization amount of \$4,004,699.00; and

WHEREAS, Town staff recommend Town Council approve the Agreement with the Contractor.

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

Section 1. Sole Source Approval. The sole source justification form is hereby approved in the same form as presented at tonight’s meeting.

Section 2. Approval. The Agreement between the Town and the Contractor is hereby approved in substantially the same form as presented at tonight's meeting, with such technical changes, additions, modifications, deletions, or amendments as the Town Manager may approve upon consultation with the Town Attorney. The Mayor and other proper Town officials are hereby authorized to execute the Agreement and any technical amendments thereto by and on behalf of the Town.

Section 3. 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 in an amount not to exceed \$3,813,999.00, plus a Town-managed contingency in the amount of \$190,700.00, unless otherwise authorized in writing by the Town. The total authorized payment under the Agreement, including the contingency, is \$4,004,699.00.

PASSED, APPROVED AND ADOPTED this 21st day of July, 2026, 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

Lisa Anderson, Town Clerk

Jason Gray, Mayor

Approved as to form:

Approved as to content:

Michael J. Hyman, Town Attorney

Mark Marlowe, Director of Castle Rock Water