

RESOLUTION NO. 2021-____

**RESOLUTION APPROVING CHANGE ORDER NO. 1 TO THE
CONSTRUCTION CONTRACT BETWEEN THE TOWN OF CASTLE
ROCK AND 53 CORPORATION, LLC, FOR THE FAIR STREET STORM
SEWER PROJECT**

WHEREAS, the Town of Castle Rock (the “Town”), acting by and through its enterprise, Castle Rock Water, and 53 Corporation, LLC (the “Contractor”) entered into a construction contract for the Fair Street Storm Sewer Project (the “Project”) on September 30, 2020, for a total project authorization in the amount of \$170,000; and

WHEREAS, during construction of the Project a large amount of buried trash was encountered by the Contractor that was required to be hauled to a landfill and replaced with clean fill material; and

WHEREAS, the Town and the Contractor have agreed on the additional scope of services required to complete the Project through a change order in the amount of \$127,093.

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

Section 1. Approval. Change Order No. 1 between the Town of Castle Rock and 53 Corporation, LLC in the form attached as **Exhibit 1** is hereby approved. The Mayor and other proper Town officials are hereby authorized to execute Change Order No. 1 by and on behalf of the Town.

Section 2. Encumbrance and Authorization for Payment. In order to meet the Town's additional financial obligation under the Construction Contract, the Town Council authorizes the expenditure and payment from expenditure account no. 212-4475-444.79-19, in an amount not to exceed \$120,485, for a total authorization for the Fair Street Storm Sewer Project in the amount not to exceed \$290,485, unless otherwise authorized in writing by the Town.

PASSED, APPROVED AND ADOPTED this 2nd day of February, 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

Lisa Anderson, Town Clerk

Jason Gray, Mayor

Approved as to form:

Approved as to content:

Michael J. Hyman, Town Attorney

Mark Marlowe, Director Castle Rock Water