

RESOLUTION NO. 2016-

**A RESOLUTION APPROVING THE FIRST AMENDMENT TO THE
INTERGOVERNMENTAL AGREEMENT BETWEEN THE
TOWN OF CASTLE ROCK, EDWARD KRAEMER & SONS, INC. (dba Kraemer North
America, LLC), AND THE BOARD OF COUNTY COMMISSIONERS OF THE
COUNTY OF DOUGLAS, STATE OF COLORADO REGARDING ADDITIONAL
FUNDING FOR ADDITIONAL WORK ASSOCIATED WITH THE NORTH
MEADOWS DRIVE EXTENSION TO US 85 AND I-25 PROJECT; AND APPROVING
CHANGE ORDER NO. 18 TO THE TOWN OF CASTLE ROCK AGREEMENT FOR
NEGOTIATED UNIT PRICE DEVELOPMENT UP TO A FIXED CONTRACT
AMOUNT AND CONSTRUCTION/GC SERVICES
(BID PACKAGE 4 WORK)**

WHEREAS, the Town of Castle Rock, Edward Kraemer & Sons, Inc. (dba Kraemer North America, LLC) (“Contractor”) and Douglas County (“County”) are parties to an intergovernmental agreement dated July 8, 2014 regarding funding for a portion of the North Meadows Drive Extension Project (“Project”); and

WHEREAS, the Town and County desire to amend the IGA in order to provide for the additional funding and direct payment to Contractor by the County for the work necessary to construct two additional bypass lanes at the proposed southbound I-25/Castle Rock Parkway roundabout as part of the Project (“Additional Work”); and

WHEREAS, the cost of the Additional Work is estimated to be between \$1,400,000 and \$2,000,000, and County is willing to contribute \$750,000 toward the cost of the Additional Work;

WHEREAS, in order to incorporate the Additional Work into the scope of services to be provided by Contractor, it is necessary for Town to enter into Change Order No. 18 with the Contractor in order to add the Additional Work to the Project scope.

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

Section 1. Approval. First Amendment to the Intergovernmental Agreement between the Town of Castle Rock, Edward Kraemer & Sons, Inc. (dba Kraemer North America, LLC) and Douglas County, in the form attached as ***Exhibit 1*** is hereby approved. The Mayor and other proper Town officials are hereby authorized to execute the First Amendment by and on behalf of the Town of Castle Rock, Colorado.

Section 2. Approval. Change Order No. 18 to the Town of Castle Rock Agreement for Negotiated Price Development up to a Fixed Contract Amount and Construction Services

(Bid Package 4), in the form attached as ***Exhibit 2***, is hereby approved. The Mayor and other proper Town officials are hereby authorized to execute the Change Order by and on behalf of the Town of Castle Rock, Colorado.

Section 3. Encumbrance and Authorization for Payment. In order to meet the Town's financial obligation under the contract, the Town Council authorizes the expenditure and payment from the 2016 appropriation account 135-3175-431.75-31 in an amount not to exceed \$1,250,000, unless authorized in writing by the Town of Castle Rock.

PASSED, APPROVED AND ADOPTED this 16th day of February, 2016 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

Sally A. Misare, Town Clerk

Paul Donahue, Mayor

Approved as to form:

Approved as to content:

Robert J. Slentz, Town Attorney

Robert Goebel, Director of Public Works