

RESOLUTION NO. 2016-

**A RESOLUTION APPROVING A CONSTRUCTION CONTRACT BETWEEN THE
TOWN OF CASTLE ROCK AND 53 CORPORATION, LLC FOR THE EAST PLUM
CREEK STABILIZATION AT MEADOWS PARKWAY PROJECT**

WHEREAS, the Town of Castle Rock and 53 Corporation, LLC have agreed to the terms and conditions by which 53 Corporation, LLC will undertake the East Plum Creek Stabilization at Meadows Parkway Project.

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

Section 1. Approval. The Contract 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 the Agreement for Construction Contract by and on behalf of the Town of Castle Rock, Colorado.

Section 2. 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 212-4475-444.78-53, in an amount not to exceed \$281,717 plus a 10% Town-managed contingency in the amount of \$28,172 and 210-4275-442.78-53 in an amount not to exceed \$281,718, plus a 10% Town-managed contingency in the amount of \$28,172 for a total project encumbrance in the amount of \$619,779, unless authorized in writing by the Town of Castle Rock.

PASSED, APPROVED AND ADOPTED this 19th day of April, 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

Mark Marlowe, Utilities Director