

RESOLUTION NO. 2025-__

**A RESOLUTION APPROVING AN AMENDMENT TO THE
CONSTRUCTION CONTRACT WITH MORTON ELECTRIC, INC. FOR
THE DOWNTOWN PEDESTRIAN LIGHTING PROJECT**

WHEREAS, the Town of Castle Rock, Colorado (the “Town”) entered into a Town of Castle Rock Construction Contract (the “Agreement”) with Morton Electric, Inc. (“Contractor”) for construction services associated with the Downtown Pedestrian Lighting Project (the “Project”); and

WHEREAS, the Agreement was approved by Town Council via Resolution No. 2024-087, titled “A Resolution Approving a Construction Contract With Morton Electric, Inc., for the 2024 Downtown Pedestrian Lighting Project,” which allocated \$364,900.00 plus a Town-managed contingency in the amount of \$36,490.00 for the Agreement; and

WHEREAS, the Town discovered that the existing wiring between power supplies and pull boxes is in poor condition during construction for the Project, and not replacing it would risk malfunction of the new lights installed; and

WHEREAS, the Project also required more traffic control management days than initially anticipated; and

WHEREAS, the expenses associated with replacing the damaged wiring and additional traffic control management days exceeds the amount allocated for the Project in the Agreement and the contingency in the amount of \$56,490.00; and

WHEREAS, Town Staff has determined that the additional expenses are necessary to ensure that the Project is completed and delivered as designed; and

WHEREAS, Contractor have agreed to the terms and conditions by which the Agreement will be amended to provide for additional funds.

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

Section 1. Approval. The First Amendment to Town of Castle Rock Construction Contract between the Town and 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 2. Encumbrance and Authorization for Payment. In order to meet the Town’s financial obligations under the Agreement, the Town authorizes the additional expenditure and payment in an amount not to exceed \$56,490.00, making the total encumbrance for the Agreement

\$457,880.00, not to be exceeded unless otherwise authorized in writing by the Town.

PASSED, APPROVED AND ADOPTED this ___ day of _____, 2025, by the Town Council of the Town of Castle Rock 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

Daniel Sailer, Director of Public Works