

RESOLUTION NO. 2024-086

A RESOLUTION APPROVING THE SECOND AMENDMENT TO THE TOWN OF CASTLE ROCK EQUIPMENT AND SERVICES ACQUISITION AGREEMENT WITH VELOCITY PLANT SERVICES, LLC, FOR THE TANKS 17A AND 17B MONOCLOR® RESIDUAL CONTROL SYSTEM STATION CONSTRUCTION AND INSTALLATION PROJECT

WHEREAS, the Town of Castle Rock, Colorado (the “Town”) and Velocity Plant Services, LLC (the “Contractor”) are parties to the Town of Castle Rock Equipment and Services Acquisition Agreement (Tanks 17A and 17B Monoclor® Residual Control System Station Construction and Installation) executed March 13, 2023 (the “Agreement”), and the First Amendment to the Agreement dated October 17, 2023 (“First Amendment”), by which the Contractor agreed to construct a foundation and building with heating/cooling equipment, electric service, lighting, and SCADA peripherals and to install PSI Water Technologies, Inc. equipment; and

WHEREAS, the Town and the Contractor wish to further amend the Agreement to add additional equipment and services, increase the payment amount by \$56,465.00 for a total cumulative payment amount of \$274,570.00, and extend the completion date to January 31, 2025 due to the revised scope of work (the “Second Amendment”); and

WHEREAS, subject to Town Council’s approval of the expanded scope of work, increased payment amount, and extended completion of work date, the Town and the Contractor have agreed to the terms and conditions governing the Second Amendment.

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

Section 1. Approval. The Second Amendment to 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 Second Amendment 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 to cover the expanded scope of work under the Second Amendment to the Agreement, the Town Council authorizes the expenditure and payment in an amount not to exceed \$56,465.00, unless otherwise authorized in writing by the Town. The total authorized payment under the Agreement, the First Amendment, and the Second Amendment to the Agreement is \$274,570.00.

PASSED, APPROVED AND ADOPTED this 20th day of August, 2024, by the Town Council of the Town of Castle Rock, Colorado, on first and final reading, by a vote of ___ for and ___ against.

ATTEST:

Lisa Anderson, Town Clerk

Approved as to form:

Michael J. Hyman, Town Attorney

TOWN OF CASTLE ROCK

Jason Gray, Mayor

Approved as to content:

Mark Marlowe, Director of Castle Rock Water