

**RESOLUTION NO. 2020-114**

**RESOLUTION APPROVING THE FIRST AMENDMENT TO THE CONSTRUCTION CONTRACT BETWEEN THE TOWN OF CASTLE ROCK AND HYDRO RESOURCES – ROCKY MOUNTAIN, INC., REGARDING THE TESTING OF DOWNHOLE POWER GENERATION EQUIPMENT TO BE INSTALLED IN WELLS CR-232 AND CR-233**

**WHEREAS**, The Town of Castle Rock (the “Town”) and Hydro Resources – Rocky Mountain, Inc. (the “Contractor”), are parties to a Construction Contract dated March 3, 2020 (the “Contract”), whereby the Contractor will supply equipment and services for two new Town groundwater wells (CR-232 and CR-233); and

**WHEREAS**, the Town and the Contractor wish to amend the Contract to set forth the terms and conditions by which the parties will undertake and complete testing of the downhole power generation equipment that is being installed in Wells CR-232 and CR-233; and

**WHEREAS**, it is anticipated that such equipment will prove instrumental in the Town’s efforts to utilize aquifer storage and recovery as a key component of its long-term water storage plan.

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

**Section 1. Approval.** The First Amendment to the Construction Contract between the Town of Castle Rock and Hydro Resources - Rocky Mountain, Inc., in the form attached as ***Exhibit I*** 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. Encumbrance and Authorization for Payment.** There are no additional encumbrances included in the First Amendment.

**PASSED, APPROVED AND ADOPTED** this 17<sup>th</sup> day of November, 2020, 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 of Castle Rock Water