

**RESOLUTION NO. 2021-\_\_\_\_**

**RESOLUTION APPROVING A CONSTRUCTION CONTRACT AND  
CHANGE ORDER NO. 1 BETWEEN THE TOWN OF CASTLE ROCK  
AND SCHMIDT CONSTRUCTION COMPANY FOR THE  
2021 ASPHALT OVERLAY PROJECT**

**WHEREAS**, as part of the 2021 Pavement Maintenance Program, the Town of Castle Rock (the “Town”) and Schmidt Construction Company (the “Contractor”) have agreed to the terms and conditions by which they will provide services for the 2021 Asphalt Overlay Project; and

**WHEREAS**, additional funds in the 2021 Pavement Maintenance Program are available due to low pricing of bids received by the Town; and

**WHEREAS**, the Town and the Contractor have further agreed to extend the scope of services through this bid pricing to provide additional asphalt and concrete repairs in 2021 as needed through Change Order No. 1 in the amount of \$282,704.

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

**Section 1.     Approval.** The Construction Contract and Change Order No. 1 between the Town of Castle Rock and Schmidt Construction Company in the forms attached as ***Exhibit 1*** and ***Exhibit 2*** are hereby approved. The Mayor and other proper Town officials are hereby authorized to execute the Construction Contract and Change Order No. 1 by and on behalf of the Town.

**Section 2.     Encumbrance and Authorization for Payment.** In order to meet the Town's financial obligation under the Construction Contract and Change Order No. 1, the Town Council authorizes the expenditure and payment from the 2021 appropriation account no. 120-3140-431-40-35, in an amount not to exceed \$3,700,000 and account no. 120-3175-431-75-28 in an amount not to exceed \$50,000, plus a fifteen percent Town-managed contingency in the amount of \$562,500, unless otherwise authorized in writing by the Town.

**PASSED, APPROVED AND ADOPTED** this 2<sup>nd</sup> day of March, 2021, 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**

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Lisa Anderson, Town Clerk

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Jason Gray, Mayor

**Approved as to form:**

**Approved as to content:**

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Michael J. Hyman, Town Attorney

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Daniel Sailer, Director of Public Works