

RESOLUTION NO. 2021-096

**A RESOLUTION APPROVING THE
FIRST AMENDMENT TO A SERVICES AGREEMENT WITH
DAVID EVANS AND ASSOCIATES, INC., FOR THE
DESIGN OF THE FOUR CORNERS INTERSECTION IMPROVEMENT PROJECT**

WHEREAS, on September 15, 2020, by Resolution No. 2020-091, the Town Council of the Town of Castle Rock, Colorado (the “Town”) approved a Services Agreement with David Evans and Associates, Inc., (“Consultant”) for the design of the Four Corners Intersection Improvement Project (the “Agreement”); and

WHEREAS, the Town and Consultant have determined it is necessary to extend the duration of the Agreement to December 31, 2023; and

WHEREAS, the Town and Consultant have determined it is necessary to amend the scope of the Agreement to include additional services; and

WHEREAS, the Town and Consultant have determined it is necessary to increase the total contract price by \$355,096.00, for a total obligation of \$1,202,381.00; and

WHEREAS, the Town has determined it is necessary to deduct \$12,420.00 from the original contingency amount of \$85,715.00, to stay within the Town’s approved budget; and

WHEREAS, the Town and the Consultant have agreed to additional and revised terms and conditions by which Consultant will provide design services for the Four Corners Intersection Improvement Project.

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

Section 1. Approval. The First Amendment of the Town of Castle Rock Services Agreement between the Town of Castle Rock and David Evans and Associates, Inc., in the form attached as *Exhibit I*, is hereby approved. The Mayor and other proper Town officials are hereby authorized to execute the Agreement 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 Council authorizes the additional expenditure of \$355,096.00 and payment from account no. 135-3175-431.78-69. The Town Council authorizes a \$12,420.00 deduction from the original contingency amount of \$85,715.00, for a revised Town-managed contingency in the amount of \$73,295.00. The total contract amount shall not exceed \$1,275,676.00, unless otherwise authorized in writing by the Town.

PASSED, APPROVED AND ADOPTED this 2nd day of November, 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

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