

**RESOLUTION NO. 24-35**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CASTLE PINES,  
COLORADO, APPROVING CHANGE ORDER NO. 2 TO THE PROFESSIONAL  
SERVICES AGREEMENT BETWEEN THE CITY OF CASTLE PINES AND ULTEIG  
ENGINEERS, INC. FOR ON-CALL ENGINEERING SERVICES**

WHEREAS, the City of Castle Pines (“City”) is authorized to enter into contracts for the performance of general municipal governance and services; and

WHEREAS, the City entered into a professional services agreement with Ulteig Engineers, Inc. (“Contractor”), effective January 23, 2024, for on-call professional engineering services as amended by that certain Change Order No. 1 (together, the “Agreement”); and

WHEREAS, the City Council desires to approve a change order, attached to this Resolution as **Exhibit 1** and incorporated herein, to increase the Not-to-Exceed Amount, as defined in the Agreement, so that Contractor will provide additional professional engineering services related to City Project No. 2024-PW-0003 for pavement rehabilitation and preventative maintenance (“Change Order No. 2”); and

WHEREAS, the City Council further desires to authorize the City Manager to execute Change Order No. 2 in a form approved by the City Attorney.

**THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CASTLE PINES, COLORADO, THAT:**

**Section 1.** The City Council hereby: (a) approves Change Order No. 2, attached hereto as **Exhibit 1**, increasing the Not-to-Exceed Amount as defined in the Agreement by an additional One Hundred Sixteen Thousand Four Hundred Sixteen Dollars (\$116,416.00) to the total Not-to-Exceed Amount of Six Hundred Forty-Seven Thousand Four Hundred Seventy-Six Dollars (\$647,476.00); and (b) authorizes the City Manager to execute Change Order No. 2 in a form approved by the City Attorney.

**Section 2.** Except as specifically authorized by this Resolution, the original terms and conditions of the Agreement shall not be amended and shall remain in full force and effect for the remainder of the term through December 31, 2024.

**Section 3.** This Resolution shall take effect upon its approval by the City Council.

**INTRODUCED, READ, AND ADOPTED AT A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF CASTLE PINES BY A VOTE OF 7 IN FAVOR, 0 AGAINST, AND 0 ABSENT THIS 28<sup>TH</sup> DAY OF MAY 2024.**



**ATTEST:**

*Tobi Duffey*

Tobi Duffey, MMC, City Clerk

*Tracy Engerman*  
Tracy Engerman (Jun 10, 2024 05:30 MDT)

Tracy Engerman, Mayor


**APPROVED AS TO FORM:**

*Linda C Michow*

Linda C. Michow, City Attorney

**EXHIBIT 1**  
**CHANGE ORDER NO. 2**

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|   |                                  |   |
|---|----------------------------------|---|
|                    | <h1>CHANGE ORDER</h1>            |   |
| <b>PROJECT:</b><br>Bucket 1 and Bucket 2  | CITY PROJECT NO.: 2024-PW-003    | CHANGE ORDER NO. 2<br><br>to CONTRACT (Agreement for Professional Services – On-Call Professional Engineering Services; approved by City Council Resolution No. 23-54). |
|   |                                  | CHANGE ORDER DATE:<br>May 28, 2024  |
| <b>TO:</b><br>Ulteig Engineers, Inc<br>5575 DTC Parkway, Suite 200<br>Greenwood Village, CO 80111   | <b>DATE:</b><br>January 23, 2024 |   |
| <b>DESCRIPTION OF ORIGINAL WORK:</b><br>See CONTRACT approved by City Council Resolution No. 23-54. |                                  |   |

It is hereby mutually agreed that when the contracting parties have signed this Change Order, the following described changes shall be executed by the Contractor without changing the original terms of the CONTRACT, unless expressly herein stipulated and agreed.

Changes to scope of work: See attached Work Order Ulteig Project Number: 2024-1-23.23040

Contractor agrees to furnish all Materials and labor and to perform all Work required to complete the above described changes in accordance with the requirements for similar Work covered by the Contract, except as otherwise stipulated herein, for the following considerations:

| <i>CHANGE TO CONTRACT SUM</i>  | AMOUNT / DATED / AVG |
|--|----------------------|
| Original CONTRACT SUM (NOT TO EXCEED)  | \$ 75,000.00         |
| Current CONTRACT SUM adjusted by Change Orders <u>1</u>                        | \$531,060.00         |
| The CONTRACT SUM (NOT TO EXCEED) due to this Change Order will be Increased by | \$ 116,416.00        |
| The new CONTRACT SUM (NOT TO EXCEED) including this Change Order will be       | \$ 647,476.00        |
| <i>CHANGE TO CONTRACT TIME</i>   |                      |
| Current CONTRACT Completion Date   |                      |
| CONTRACT TIME will be Unchanged by this Change Order                           | No Change            |
| The DATE for completion of all WORK (Amended Contract Time) will be            |                      |

**RECOMMENDED FOR ACCEPTANCE:**

PROJECT MANAGER / CITY ENGINEER: \_\_\_\_\_

BY: \_\_\_\_\_ BY: \_\_\_\_\_ BY: \_\_\_\_\_

DATE: \_\_\_\_\_ DATE: \_\_\_\_\_ DATE: \_\_\_\_\_

**ACCEPTED:**

CONTRACTOR:  
 \_\_\_\_\_  
 Ulteig Engineers, Inc.

CITY OF CASTLE PINES:

BY: \_\_\_\_\_

BY: \_\_\_\_\_, City Manager

DATE: \_\_\_\_\_

DATE: \_\_\_\_\_