

RESOLUTION NO. 18-10

**A RESOLUTION OF THE CITY COUNCIL OF
THE CITY OF CASTLE PINES, COLORADO
APPROVING THE SECOND AMENDMENT TO PROFESSIONAL SERVICES
AGREEMENT WITH NV5, INC. (D/B/A NOLTE VERTICAL FIVE)
FOR ADDITIONAL SERVICES RELATED TO THE CITY'S
GATEWAY IMPROVEMENTS PROJECT**

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 Nolte Associates, Inc., a California corporation ("Nolte") dated October 25, 2016 for certain design work related to the City's Gateway Improvements Project, as amended by that certain First Amendment to the Agreement dated October 25, 2017 (the "Agreement"); and

WHEREAS, Nolte has subsequently changed its official corporate name to NV5, Inc., a California corporation, d/b/a Nolte Vertical Five (the "Consultant"); and

WHEREAS, the City Council desires to amend the Agreement in order to authorize the Consultant to perform additional professional services related to the completion of the Castle Pines Gateway Improvements Project (the "Additional Services"); and

WHEREAS, the Additional Services are set forth in that certain Second Amendment to the Agreement, a copy of which is attached to this Resolution as **Exhibit 1** and is incorporated herein by reference; and

WHEREAS, City Council desires to approve the Second Amendment.

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

Section 1. The City Council hereby: (a) approves the Second Amendment in substantially the form attached hereto as **Exhibit 1**; (b) approves a not to exceed ("NTE") compensation for the Additional Services in the amount of Fourteen Thousand Nine Hundred and Twenty-Two Dollars (\$14,922.00); (c) authorizes the City Attorney to make minor non-substantive changes to the form of Second Amendment on the condition that the financial obligations of the City are not increased; and (d) authorizes the Mayor to execute the Second Amendment in a form approved by the City Attorney.

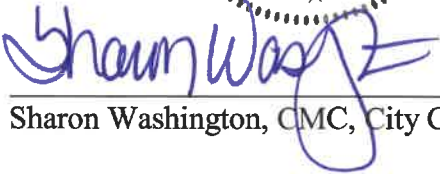
Section 2. Except as specifically authorized by this Resolution, the original terms and conditions of the Agreement shall not be amended and shall remain in full force and effect for the remainder of the term.

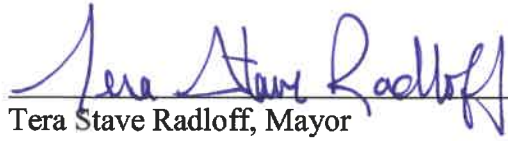
Section 3. **Effective Date.** This Resolution shall take effect upon its approval by the City Council.

INTRODUCED, READ AND ADOPTED AT A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF CASTLE PINES BY A VOTE OF 5 IN FAVOR AND 0 AGAINST THIS 13th DAY OF FEBRUARY, 2018.



ATTEST:


Sharon Washington, CMC, City Clerk


Tera Stave Radloff, Mayor

APPROVED AS TO FORM:


Linda C. Michow, City Attorney