

**RESOLUTION NO. 23-44**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
CASTLE PINES, COLORADO APPROVING AMENDMENT NO. 1 TO  
A PROFESSIONAL SERVICES AGREEMENT WITH SAFEUILT  
COLORADO, LLC RELATED TO BUILDING INSPECTION  
SERVICES**

**WHEREAS**, the City of Castle Pines (the “City”) is authorized to contract for performance of necessary public services including building official and code enforcement services; and

**WHEREAS**, the City and SAFEuilt Colorado, LLC are parties to that certain professional services agreement for building official and inspection services approved by the City Council via Resolution No. 21-15 on March 23, 2021 (“Agreement”); and

**WHEREAS**, the City and SAFEuilt desire to amend the Agreement to extend the term, amend the scope of services to include solar inspection and electrical inspection services, and to modify the compensation as set forth in the Amendment One to Professional Services Agreement (“Amendment One”), a copy of which is attached hereto as **Exhibit 1**.

**NOW, 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 Amendment One with SAFEuilt in substantially the same form as attached hereto and incorporated herein as **Exhibit 1**; (b) authorizes the City Attorney, in consultation with the City Manager, to make such changes as may be necessary to correct any non-material errors that do not increase the obligations of the City; and (c) authorizes the City Manager to execute the Agreement.

**Section 2.** If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining issues of this Resolution.

**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 7 IN FAVOR AND  
0 AGAINST THIS 26TH DAY OF SEPTEMBER, 2023.**

  
Tracy Engerman (Oct 9, 2023 13:14 MDT)

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Tracy Engerman, Mayor



**ATTEST:**

*Tobi Duffey*

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Tobi Duffey, MMC, City Clerk

**APPROVED AS TO FORM:**

*Linda C. Michow*

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Linda C. Michow, City Attorney

**EXHIBIT 1**

**Amendment One to Professional Services Agreement between the City of Castle Pines and  
SAFEbuilt Colorado, LLC**

*[ATTACHED]*

**AMENDMENT ONE**  
**AGREEMENT FOR PROFESSIONAL SERVICES**  
**BETWEEN CITY OF CASTLE PINES, COLORADO**  
**AND SAFEbuilt COLORADO, LLC**

**This Amendment One (“Amendment”)** amends that certain **Agreement for Professional Services** previously entered into on March 29, 2021, by and between City of Castle Pines, Colorado, with offices at 7437 Village Square Drive, Suite 200, Castle Pines, CO 80108 (“City”) and SAFEbuilt Colorado, LLC, a Colorado limited liability company, a wholly owned subsidiary of SAFEbuilt, LLC, (“Contractor”), with offices at 3755 Precision Drive, Suite 140, Loveland, CO 80538. City and Contractor shall be jointly referred to as the “Parties”.

**Amendment One Effective Date:** Effective the first (1<sup>st</sup>) day of the month following full execution by both Parties.

**RECITALS AND REPRESENTATIONS**

Whereas, the Parties entered into an Agreement for Professional Services (“Agreement”), by which both Parties established the terms and conditions for service delivery on March 29, 2021; and

Whereas, the Parties hereto now desire to amend the Agreement as set forth herein; and

**NOW, THEREFORE, for the consideration hereinafter set forth, the receipt and sufficiency of which are hereby acknowledged, the Parties agree as follows:**

- A. Section II. A., Term, shall be amended to extend the Term through December 31, 2025, with the ability of the Parties to extend for up to two additional one-year terms as provided in Section II.A.
- B. Exhibit A, Scope of Services, is amended to include Solar Inspection Services and Electrical Inspection Services at the rates listed below.
- C. Agreement, Exhibit B, Compensation shall be amended to replace fees for plan review services and inspection services for building, mechanical and plumbing as follows:

<b>Service Fee Schedule:</b>	
Plan Review Services	60% of Municipal Plan Check Fee as established by ordinance or resolution
Inspection Services <ul style="list-style-type: none"><li>• Building, Mechanical, Plumbing</li></ul>	60% of Municipal Permit Fee as established by ordinance or resolution
Inspection Services <ul style="list-style-type: none"><li>• Solar and Electrical</li></ul>	80% of Municipal Permit Fee as established by ordinance or resolution

- D. All other provisions of the Agreement shall remain in effect, to the extent not modified by this Amendment.

