

RESOLUTION NO. 25-15

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CASTLE PINES,
COLORADO, APPROVING CHANGE ORDER NO. 2 TO THE CONSTRUCTION
CONTRACT BETWEEN THE CITY OF CASTLE PINES AND RME LTD., LLC, D/B/A
ELITE SURFACE INFRASTRUCTURE FOR STREET RECONSTRUCTION AND
PEDESTRIAN IMPROVEMENTS ON MONARCH BOULEVARD**

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 previously entered into that certain Construction Contract with RME Ltd., LLC, d/b/a Elite Surface Infrastructure (“Contractor”) dated January 23, 2024, for street reconstruction and pedestrian improvements on Monarch Boulevard, as amended by that certain Change Order No. 1 dated August 12, 2024 (together, “Construction Contract”); and

WHEREAS, the City Council desires to approve a change order to the Construction Contract to increase the Contract Sum, as defined in the Construction Contract, for Contractor to perform additional street reconstruction and pedestrian improvements on Monarch Boulevard from Berganot Trail to Winter Berry Place (“Change Order No. 2”); and

WHEREAS, Change Order No. 2 establishes a new Contract Sum of Eight Million Seven Hundred Twenty Thousand Four Hundred Thirty-Eight Dollars and Eighty-Four Cents (\$8,720,438.84); and

WHEREAS, the City Council desires to authorize the City Manager to execute Change Order No. 2 once in final form.

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 in substantially the form attached hereto and incorporated herein as **Exhibit 1**; (b) authorizes the City Attorney, in consultation with the City Manager, to make or negotiate such changes as may be needed to Change Order No. 2 so long as any changes do not substantially increase the obligations of the City; and (c) authorizes the City Manager to execute Change Order No. 2 once in final form.

Section 2. If any section, paragraph, clause, or provision of this Resolution is held to be invalid or unenforceable by a court of competent jurisdiction, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining sections, paragraphs, clauses, or provisions of this Resolution.

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

[Remainder of this page intentionally left blank.]

INTRODUCED, READ, AND ADOPTED AT A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF CASTLE PINES BY A VOTE OF 6 IN FAVOR, 0 AGAINST, AND 1 ABSENT THIS 25TH DAY OF MARCH, 2025.



ATTEST:

Tobi Duffey

Tobi Duffey, MMC, City Clerk

Tracy Engerman
Tracy Engerman (Apr 3, 2025 08:15 MDT)


Tracy Engerman, Mayor

APPROVED AS TO FORM:

Linda C Michow

Linda C. Michow, City Attorney

EXHIBIT 1
CHANGE ORDER NO. 2

		<h1>CHANGE ORDER</h1>	
PROJECT: Monarch Reconstruction – Final Phase – Berganot Trail to Winter Berry Lane		CITY PROJECT NO.: 2024-PW-001	
		CHANGE ORDER NO. 2	
		CONTRACT DATE: January 23, 2024	
TO: RME Ltd., LLC, d/b/a Elite Surface Infrastructure 115 Inverness Drive East, Suite 100 Englewood, CO 80112		DATE: March 25th, 2025	
<p>DESCRIPTION OF WORK: This Change Order continues the Monarch reconstruction project from Berganot Trail to Winter Berry Lane, as depicted in the Contractor Bid #DRL224780 dated February 27, 2025, attached to this Change Order and incorporated herein as Exhibit 1. The Work for the Monarch reconstruction project is the same as previous phases, including complete waterline replacement, road widening, and full-depth roadway reconstruction. This Change Order increases the Contract Sum and extends the scope of the Monarch Reconstruction project from Berganot Trail to Winter Berry Lane. This Change Order incorporates inflation-adjusted unit pricing, except for a few exceptions, as agreed upon between the City and the Contractor. All applicable specifications and requirements from the Contract Documents apply. Work will be paid out as completed.</p>			

It is hereby mutually agreed that when this Change Order has been signed by the contracting parties, the following described changes shall be executed by the Contractor without changing the terms of the Contract, except as herein stipulated and agreed.

See attached Exhibit 1 identifying quantities, unit prices and limits of the Work. The City may, at sole its discretion, modify the scope of the Work or limits of the Work identified in Exhibit 1 at any time.

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:

CHANGE TO CONTRACT SUM	AMOUNT / DATED
Original CONTRACT SUM	\$ 5,600,440.65
Current CONTRACT SUM adjusted by Change Order No. 1	\$ 5,611,880.64
The CONTRACT SUM due to this Change Order will be (Increased) (Castle Pines North Metro District will cover 30% of Schedule A and all of Schedule B)	\$ 3,108,558.20
The new CONTRACT SUM including this Change Order will be	\$ 8,720,438.84
CHANGE TO CONTRACT TIME	
Current CONTRACT Completion Date	N/A
CONTRACT TIME will be (Increased) by this number of Working days	70
The DATE for completion of all WORK (Amended Contract Time) will be	July 7, 2025

RECOMMENDED FOR ACCEPTANCE:

PROJECT MANAGER / CITY ENGINEER: _____

BY: _____ BY: _____ BY: _____

DATE: _____ DATE: _____ DATE: _____

ACCEPTED:

CONTRACTOR: _____ CITY OF CASTLE PINES: _____

BY: _____ BY: _____, City Manager

DATE: _____ DATE: _____

EXHIBIT 1

[See attached Bid No. DRL224780 dated February 27, 2025]