TOWN OF TIMNATH, COLORADO
RESOLUTION NO. 43, SERIES 2019

A RESOLUTION APPROVING CHANGE ORDER #1 TO THE STANDARD SERVICES AGREEMENT WITH APEX PAVEMENT SOLUTIONS

WHEREAS, the Town Council of the Town of Timnath ("Town") pursuant to C.R.S. § 31-15-103, has the power to pass resolutions; and

WHEREAS, attached hereto as Exhibit A is the Change Order #1 to the Professional Services Agreement between the Town of Timnath and APEX Pavement Solutions (the "Agreement"); and

WHEREAS, the Town Council is familiar with the Change Order #1 to the Agreement and finds it to be in the best interest of the Town, its residents, and the general public.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF TIMNATH, COLORADO as follows:

Section 1. Approval
The Change Order #1 to the Agreement is hereby approved in substantially the form as attached hereto, subject to technical or otherwise non-substantive modifications, as deemed necessary by the Town Manager in consultation with the Town Planner, Engineer, Legal Counsel, and other applicable staff or consultants.


TOWN OF TIMNATH, COLORADO

Jill Grossman-Belisle, Mayor

ATTEST:

Milissa Peters-Garcia, CMC
Town Clerk
EXHIBIT A

CHANGE ORDER #1
CHANGE ORDER NO. 1

Dated: 7-29-2019

CONTRACT FOR: 2019 Road Maintenance

Agreement Date: 6-17-2019

OWNER: Town of Timnath, CO

Engineer’s Project No: 0879.0000.00

CONTRACTOR: APEX Pavement Solutions

The following changes are hereby made to the Contract Documents:

Description:

1. Additional cost to add seal coating to Summerfields Pkwy, including re-striping of Summerfields Pkwy and Sienna Dr.

Attachments: See attached detailed change order request

ADJUSTMENT TO CONTRACT PRICE

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Original Contract Price</td>
<td>$262,847.05</td>
</tr>
<tr>
<td>Net Change Previous Change Orders No. 0 to No. 0</td>
<td>$0.00</td>
</tr>
<tr>
<td>Contract Price prior to this Change Order</td>
<td>$262,847.05</td>
</tr>
<tr>
<td>Net Adjustment Resulting from this Change Order (+ or -)</td>
<td>$32,118.50</td>
</tr>
<tr>
<td>Current Contract Price Including this Change Order</td>
<td>$294,965.55</td>
</tr>
</tbody>
</table>

ADJUSTMENT TO CONTRACT TIME

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Original Contract Time (days or date)</td>
<td>n/a</td>
</tr>
<tr>
<td>Net Change Previous Change Orders No. 0 to No. 0 (days)</td>
<td>0</td>
</tr>
<tr>
<td>Contract Time Prior to this Change Order (days or date)</td>
<td>n/a</td>
</tr>
<tr>
<td>Net Adjustment Resulting From this Change Order (days)</td>
<td>0</td>
</tr>
<tr>
<td>Current Contract Time Including this Change Order (days or date)</td>
<td>n/a</td>
</tr>
</tbody>
</table>

Recommended: TST, Inc.  
Engineer  
By:  
Date: 7-29-19

Approved: Town of Timnath, CO  
Owner  
By:  
Date: 7/30/19

Approved: APEX Pavement Solutions  
Contractor  
By:  
Date: 

CO-1
### Asphalt & Concrete Installation, Repair and Maintenance

**Proposal submitted to:**

- **Name:** TST, Inc. Consulting Engineers
- **Contact:** Steve Humann
- **Address:** 760 Whalers Way, Bldg. C, Suite 200, Fort Collins CO 80525
- **Email:** shumann@tstinc.com

**APEX PAVEMENT SOLUTIONS** agrees to furnish all materials for the work specified below on premises located:

- **Job Name and Address:** Town of Timnath 2019 road MAINT
- **Timnath**

**APEX PAVEMENT SOLUTIONS Representative:** Gil Uhrich
- **Cell ph.:** 970-668-8302
- **Email:** guhrich@apexpvmt.com

We hereby submit specifications and estimates for:

- **Proposal #** 19QU-0117 CON1
- **Project is tax exempt**

<table>
<thead>
<tr>
<th>ITEM #</th>
<th>Description</th>
<th>Quantity</th>
<th>Unit Price</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Asphalt Repair-All pricing includes traffic control, bonding and Mobilization</td>
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</tr>
<tr>
<td>Concrete Repair with IR patchback- All pricing includes traffic control, bonding and Mobilization</td>
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<tr>
<td>CRACK SEALING INCLUDING TRANSITIONS-All pricing includes traffic control, bonding and Mobilization</td>
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<tr>
<td>SEALCOAT SQUEEGEE/SPRAY SEALER-All pricing includes traffic control, bonding and Mobilization</td>
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</tbody>
</table>

**SEALCOAT SQUEEGEE/SPRAY SEALER Total:** $123,442.05

**CON1 TOTAL:** $321,118.50

**Total (Labor and materials) with CON1** $294,985.55

**CUSTOMER RESPONSIBILITY:**

- Irrigation shall be off 24 hours prior to work & 36 hours after completion
- Staging of Vehicles and fees related
- Security for Vandalism
- Customer is responsible for any exclusions listed on quote if required or unless otherwise noted
- Tenant Notification,
- Scheduling of Deliveries and Trash Removal
- Infrared trucks heat above 300 degrees, remove heat sensitive items within a 3 ft. perimeter of work area

**SPECIFICALLY EXCLUDED FROM THIS QUOTATION ARE THE FOLLOWING:**

- Engineering, Bonds, Inspections, Testing
- Weather Protection
- All polymer-modified asphalt
- Towing of Vehicles
- Developing
- Storm water management plan or implementation
- Prime coat
- Curb Painting
- Surveying and grade staking
- Permits and Permit fees
- Tenant Notification
- Utility Adjustments
- Erosion control implementation
- Security for Vandalism
- Epoxy Traffic paint

Submitted by: Gil Uhrich, APEX PAVEMENT SOLUTIONS, LLC
- E-mail: guhrich@apexpvmt.com

Accepted by: [Signature]
- Date: 3/14/19

By signing Page 1 of this contract, I also acknowledge that I have reviewed and understand the additional Terms and Conditions contained on Page 3 of this contract.
Additional Notes

* The infrared (IR) trucks heat above 300 degrees, anything within three (3) feet of the IR truck has the potential for heat or fire damage.

Axle is not responsible for any damage to property as a result of IR services. It is the Customer's responsibility to safeguard its property/assets accordingly.

* All services are weather permitting.

* This work is priced for weekdays only unless otherwise noted on quote. If weekend or night work is required, call for price adjustment.

* Ground to air temperature should be min 50/50 24-hour period for best results and lasting adherence.

* Vehicles, scheduling of deliveries and trash removal trucks are required to be removed from work area to accommodate work, and allow for proper cure time for the product installed in the work area.

* If APEX must truck over existing asphalt and/or concrete to complete the work, APEX shall not be held liable or responsible for damage to existing lot or pavement/concrete due to required trucking.

* APEX cannot guarantee pavement surface treatments or traffic paint adherence between October 1st and April 1st, any year, if surface temperatures are not within manufacturer product specifications.