

**TOWN OF ERIE
RESOLUTION NO. 19-__**

**A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF
ERIE APPROVING A SETTLEMENT AGREEMENT WITH MOLTZ
CONSTRUCTION, INC.**

WHEREAS, on February 26, 2019, the Town and Moltz Construction, Inc. entered into settlement negotiations to resolve issues with the Town's 4 million gallon concrete water tank; and

WHEREAS, the Town and Moltz Construction, Inc., reached an agreement in principle to settle all disputes between them concerning issues related to the interior lining of the water tank, as set forth in the term sheet attached hereto (the "Term Sheet").

**NOW THEREFORE BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE
TOWN OF ERIE, COLORADO, THAT:**

Section 1. The Board of Trustees hereby approves the Term Sheet between the Town and Moltz Construction, Inc., and directs the Town Attorney to negotiate a settlement agreement incorporating the Term Sheet. Upon final approval by the Town Attorney of the settlement agreement incorporating the Term Sheet, the Mayor is authorized to execute such settlement agreement on behalf of the Town.

ADOPTED this 12th day of March, 2019.

Jennifer Carroll, Mayor

ATTEST:

Jessica Koenig, Town Clerk