The City of Colorado Springs waives the 80% Colorado labor requirement of the Keep Jobs in Colorado Act (C.R.S. §§ 8-17-101, *et seq*.) for RFP Number R16-T172MZ Install Truncates Domes Detectable Warnings (“Project”) based on the following justification:

1. The City only received two proposals in response to the R16-T172MZ and only one of the proposals was from a Colorado-based company. Only the Colorado-based company intends to perform the work from a Colorado Springs facility. The out-of-state company intends to perform the work from its Missouri facility. This is evidence that there is insufficient Colorado labor to perform the work of the Project.
2. Due to the unit costs included in the proposals, the City would be unable to complete the Project if it selects the Colorado-based company and it would be able to complete the Project if it selects the out-of state company. Due to this difference, compliance with the Keep Jobs in Colorado Act 80% Colorado labor requirement would create an undue burden that would substantially prevent the Project from completion. The City intends to include a provision in the contract with the out-of-state company stating that the company, if possible, should show a preference for using Colorado labor for the Project.