

RESOLUTION NO. 003-25

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF HIGHLAND PARK, TEXAS RATIFYING CONSENT TO ASSIGNMENT OF TOWN'S 2022 PAVEMENT REJUVENATION CONTRACT WITH PAVEMENT DOCTOR CORP., LLC THROUGH AN ASSET PURCHASE AGREEMENT BETWEEN AMERICAN ENGINEERED PRODUCTS, LLC (OWNER OF PAVEMENT DOCTOR CORP., LLC) AND C4 ASPHALT SOLUTIONS, LLC FOR THE SALE OF PAVEMENT DOCTOR CORP., LLC AND ITS ASSETS; AUTHORIZING THE TOWN ADMINISTRATOR TO EXECUTE A WRITTEN CONSENT FORM; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Town of Highland Park, Texas (the "Town") entered into a certain 2022 Pavement Rejuvenation Contract (the "Contract") with Pavement Doctor Corp., LLC on or around May 17, 2022; and

WHEREAS, American Engineered Products, LLC is the owner of Pavement Doctor Corp., LLC; and

WHEREAS, American Engineered Products, LLC entered into an "Asset Purchase Agreement" with C4 Asphalt Solutions, LLC on or around April 10, 2024; and

WHEREAS, the Contract is an asset included in the Asset Purchase Agreement; and

WHEREAS, the Contract requires written consent from the Town for any assignment of rights or interests under the Contract; and

WHEREAS, C4 Asphalt Solutions, LLC is qualified to perform the contract services, and the Town desires to continue working with C4 Asphalt Solutions under the same terms and conditions and at the same prices included in the Contract.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF HIGHLAND PARK, TEXAS:

SECTION 1. The recitals set forth above are true and correct and are incorporated as if fully set forth herein.

SECTION 2. The Town Council hereby ratifies the Town's consent to the assignment of the 2022 Pavement Rejuvenation Contract to C4 Asphalt Solutions, LLC by American Engineered Products, LLC and authorizes the Town Administrator to execute the Written Consent Form attached hereto as Exhibit A.

SECTION 3. This Resolution shall take effect from and after the date of adoption.

PASSED AND APPROVED by the Town Council of the Town of Highland Park, Texas this the 18th day of March, 2025.

APPROVED AS TO FORM:

Susan Thomas
Town Attorney

ATTEST:

Joanna Mekeal
Town Secretary

APPROVED:

Will C. Beecherl
Mayor

EXHIBIT A
Assignment of Contract
Written Consent Form

TOWN CONSENT TO ASSIGNMENT

The Town of Highland Park, Texas (“Town”) hereby consents to the assignment of the 2022 Pavement Rejuvenation Contract awarded to Pavement Doctor Corp, LLC, such assignment being included in the Asset Purchase Agreement between American Engineered Products, LLC, a Texas limited liability company (“Assignor” and owner of Pavement Doctor Corp., LLC)), and C4 Asphalt Solutions, LLC, a Texas limited liability company (“Assignee”). This Assignment pertains to Assignor’s transfer of all rights, title, benefits, powers, privileges, interests, and obligations under the 2022 Pavement Rejuvenation Contract, executed on or around April 4, 2022, between Pavement Doctor Corp., LLC., a Texas limited liability company and the Town of Highland Park.

TOWN OF HIGHLAND PARK, TEXAS

By: _____

Name: Tobin Maples

Title: Town Administrator