

RESOLUTION NO. 2026-051

A RESOLUTION APPROVING A CONSTRUCTION CONTRACT WITH 53 CORPORATION, LLC, FOR THE 6400 EAST TRIBUTARY DAM RECONSTRUCTION AND DOWNSTREAM REHABILITATION PROJECT

WHEREAS, the 6400 East Tributary dam, pond, and downstream channel (the “Facilities”) are located in the Town of Castle Rock, Colorado (the “Town”) on open space owned by the Town and the Meadows Neighborhood Company situated east of Paintbrush Park; and

WHEREAS, the Facilities, which were originally constructed for agricultural use, but now function as a fishing pond and wildlife habitat, require significant upgrades in order to meet current stormwater, dam safety, and operational requirements; and

WHEREAS, the Town issued an invitation to bid to pre-qualified contractors for the reconstruction of the dam and pond and stabilization of the downstream channel (the “6400 East Tributary Dam Reconstruction and Downstream Rehabilitation Project” or “Project”); and

WHEREAS, on April 1, 2026, the Town received a total of three (3) bids for the Project; and

WHEREAS, the Town has determined that 53 Corporation, LLC (the “Contractor”), is best qualified to undertake and complete the Project and represents the best value to the Town; and

WHEREAS, the Project is funded through the Town’s Water and Stormwater 6400 East Tributary Stabilization Funds; and

WHEREAS, Town Staff recommends that Town Council approve the terms and conditions by which the Contractor will undertake and complete the Project (the “Contract”); and

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF CASTLE ROCK, COLORADO AS FOLLOWS:

Section 1. Contract Approval. The Contract between the Town and the Contractor for the 6400 East Tributary Dam Reconstruction and Downstream Rehabilitation Project is hereby approved in substantially the same form as presented at tonight’s meeting, with such technical changes, additions, modifications, deletions, or amendments as the Town Manager may approve upon consultation with the Town Attorney. The Mayor and other proper Town officials are hereby authorized to execute the Contract and any technical amendments thereto by and on behalf of the Town.

Section 2. Encumbrance and Authorization for Payment. In order to meet the Town's financial obligations under the Contract, the Town Council authorizes the expenditure and payment in an amount not to exceed \$3,353,902.00, plus a Town-managed contingency in the

amount of \$335,390.20, unless otherwise authorized in writing by the Town. The total authorized payment under the Agreement, including the contingency, is \$3,689,292.20.

PASSED, APPROVED AND ADOPTED this 21st day of April, 2026, by the Town Council of the Town of Castle Rock, Colorado, on first and final reading, by a vote of ___ for and ___ against.

ATTEST:

TOWN OF CASTLE ROCK

Lisa Anderson, Town Clerk

Jason Gray, Mayor

Approved as to form:

Approved as to content:

Michael J. Hyman, Town Attorney

Mark Marlowe, Director of Castle Rock Water