

**RESOLUTION NO. 2025-064**

**A RESOLUTION APPROVING THE FIRST AMENDMENT TO THE  
ECONOMIC INCENTIVE LOAN AGREEMENT BY AND BETWEEN  
THE TOWN OF CASTLE ROCK AND BRINKERHOFF RESTAURANTS,  
LLC, FOR THE HUMMINGBIRD EVENT CENTER**

**WHEREAS**, Brinkerhoff Restaurants, LLC (“Brinkerhoff”), is constructing the Hummingbird Event Center, an approximately 9,052 square foot restaurant and 2,633 square foot event center, to be located near the intersection of Castle Rock Parkway and Promenade Parkway in the Promenade at Castle Rock Community Center (the “Project”); and

**WHEREAS**, the Project qualifies for economic development incentives from the Town of Castle Rock (the “Town”) under its Business and Development Program and serves a public purpose by providing jobs and tax revenues, as well as a much-needed event center to serve as a gathering space for the community; and

**WHEREAS**, on June 20, 2023, the Town and Brinkerhoff entered into an Economic Incentive Loan Agreement (the “Agreement”), pursuant to which the Town would provide a loan to Brinkerhoff in the amount of \$500,000 secured by a second deed of trust in Brinkerhoff’s real property, buildings, and improvements and a second security interest in Brinkerhoff’s business assets and related contract rights; and

**WHEREAS**, the Agreement will automatically terminate without any notice to the Brinkerhoff if a temporary certificate of occupancy for the Project is not issued by June 30, 2025 (the “Termination Date”); and

**WHEREAS**, Brinkerhoff has experienced delays in the delivery of equipment necessary to complete the Project that will prevent it from obtaining a temporary certificate of occupancy by the Termination Date; and

**WHEREAS**, the Town finds that it is in the best interests of its citizens to extend the Termination Date through and including December 31, 2025.

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

**Section 1. Approval.** The First Amendment to the Economic Incentive Loan Agreement by and between the Town of Castle Rock and Brinkerhoff Restaurants, LLC (the “First Amendment”), 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 First Amendment and any technical amendments thereto by and on behalf of the Town.

**PASSED, APPROVED AND ADOPTED** this 3rd day of June, 2025, 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

\_\_\_\_\_  
David L. Corliss, Town Manager