

**RESOLUTION NO. 2022-**

**A RESOLUTION APPROVING A CONSTRUCTION CONTRACT WITH  
53 CORPORATION, LLC, FOR THE OMNI TRIBUTARY - PRAIRIE  
HAWK DRIVE TO RED HAWK PROJECT**

**WHEREAS**, The Town of Castle Rock, Colorado (the “Town”) has solicited proposals for stream stabilization improvements for the Omni Tributary - Prairie Hawk Drive to Red Hawk Project (the “Project”); and

**WHEREAS**, the Project selection team has determined 53 Corporation, LLC, (the “Contractor”) is best qualified to perform work for the Project; and

**WHEREAS**, the Town and the Contractor have agreed to the terms and conditions by which the Contractor will provide work for the Project.

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

**Section 1. Approval.** The Construction Contract between the Town of Castle Rock and 53 Corporation, LLC, in the form attached as ***Exhibit 1***, is hereby approved. The Mayor and other proper Town officials are hereby authorized to execute the Agreement 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 Agreement, the Town Council authorizes the expenditure and payment from the Omni Tributary Stabilization account no. 212-4475-444.75-76 in an amount not to exceed \$1,337,740.00, plus a Town-managed contingency in the amount of \$133,774.00, unless otherwise authorized in writing by the Town.

**PASSED, APPROVED AND ADOPTED** this 18th day of January, 2022 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