

**TOWN OF MEAD, COLORADO
RESOLUTION NO. 69-R-2024**

**A RESOLUTION OF THE TOWN OF MEAD, COLORADO,
DELEGATING AUTHORITY TO THE TOWN MANAGER TO EXECUTE OR ACCEPT
ROW CONVEYANCE DEEDS, TEMPORARY CONSTRUCTION EASEMENT
AGREEMENTS, OR OTHER PROJECT-RELATED DOCUMENTS WITH PROPERTY
OWNERS IN THE VICINITY OF THE CR 34 BRIDGE PROJECT (PROJECT NO. BRO
M870-008 (24891))**

WHEREAS, the Town of Mead (the “Town”) and the State of Colorado (acting by and through the Colorado Department of Transportation) are parties to that certain Intergovernmental Agreement regarding the WCR 34 Bridge Over Mead Lateral Project (PROJECT NO. BRO M870-008 (24891)) (the “Project”); and

WHEREAS, the timely completion of the Project will require the Town to finalize and execute certain ROW conveyance deeds, temporary construction easements, license agreements, or other Project-related agreements with property owners in the vicinity of the Project (together, “Project Documents”); and

WHEREAS, a list of property owners in the vicinity of the Project is attached to this Resolution as **Exhibit A** and is incorporated herein by reference (collectively, the “Property Owners”); and

WHEREAS, HC Peck has been retained to act as the Town’s representative to assist with finalizing the Project Documents; and

WHEREAS, the Board of Trustees desires to delegate authority to the Town Manager (or her designee, as applicable) to coordinate with HC Peck regarding finalizing the Project Documents; and

WHEREAS, the Board of Trustees further desires to delegate authority to the Town Manager (or designee, as applicable) to accept or execute (as necessary) the Project Documents on behalf of the Town when in final form; and

WHEREAS, the delegation of authority to the Town Manager (or her designee, as applicable) is consistent with *Mead Municipal Code* Section 2-3-120(e)(16) which authorizes the Town Manager to “perform such other duties as may be required of, or assigned by the Board of Trustees, consistent with federal and state laws and Town ordinances”,

NOW THEREFORE, BE IT RESOLVED by the Board of Trustees of the Town of Mead, Weld County, Colorado, that:

Section 1. The foregoing recitals and findings are incorporated herein as findings and conclusions of the Board of Trustees.

Section 2. The Town Manager, or her designee, and HC Peck shall be authorized to continue to conduct good faith negotiations with the Property Owners identified in **Exhibit A** to finalize the Project Documents.

Section 3. The Town Manager shall be authorized to review, accept, and execute (as necessary) the Project Documents when in final form following the review and approval of the Town Attorney. The Town Clerk shall be authorized to record certain Project Documents in the real property records of Weld County, Colorado.

Section 4. If and to the extent applicable, the Town Manager is further authorized to execute acknowledgement of real property donations made by the Property Owners, in a form acceptable to the Town Manager and the Town Attorney.

Section 5. Effective Date. This resolution shall be effective immediately upon adoption.

Section 6. Repealer. All resolutions, or parts thereof, in conflict with this resolution are hereby repealed, provided that such repealer shall not repeal the repealer clauses of such resolution nor revive any resolution thereby.

Section 7. Certification. The Town Clerk shall certify to the passage of this resolution and make not less than one copy of the adopted resolution available for inspection by the public during regular business hours.

INTRODUCED, READ, PASSED, AND ADOPTED THIS 9TH DAY OF SEPTEMBER, 2024.

ATTEST:

TOWN OF MEAD:

By: _____
Mary E. Strutt, MMC, Town Clerk

By: _____
Colleen G. Whitlow, Mayor

Exhibit A
List of Property Owners
[in vicinity of CR 34 Bridge Replacement Project]

<u>Document(s)</u>	<u>Property owner(s)</u>	<u>Approximate size of ROW acquisition, temporary construction easement (TE)</u>	<u>Document to be recorded in Weld County real property records</u>
TE-1	PK Chavez, LLC	746.3 sf (0.017 acres)	No
TE-2	Thomas Wolf and Helene Shaw, Trustees of the Wolf Shaw Living Trust	377.5 sf (0.008 acres)	No
TE-3	Gary and Kay Sheffer Living Trust dated April 29, 2009, and Mary Szymanski	346.8 sf (0.008 acres)	No
ROW Deed-1	PK Mead, LLC	37,242 sf (0.855 acres)	Yes
ROW Deed-2	PK Chavez, LLC	9,460 sf (0.217 acres)	Yes
Quitclaim Deed*	Sugar Beet Solar, LLC	46,702 sf (1.07 acres)	Yes

* Note: the purpose of the Quitclaim Deed is to terminate and release any interest Sugar Beet Solar, LLC (Grantor) may have in the Property described in ROW Deed-1 and ROW Deed-2 arising out of that certain Option Agreement dated December 2, 2021 between PK Chavez, LLC and PK Mead, LLC as Sellers and Grantor as Buyer which Option Agreement is evidenced by a Memorandum of Option Agreement December 2, 2021 and recorded December 14, 2021 at Reception Number 4784810 of the Weld County, Colorado records.