



Agenda Item Summary

MEETING DATE: September 9, 2024

SUBJECT: **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 WCR 34 Bridge Replacement Project (Project No. M-870-008) (24891))

PRESENTED BY: Erika Rasmussen, Public Works Director

THROUGH: Marcus McAskin, Town Attorney

SUMMARY

The Town and CDOT are parties to that certain Intergovernmental Agreement regarding the WCR 34 Bridge Over Mead Lateral Project (PROJECT NO. BRO M870-008 (24891)) (the “Project”). The timely completion of the Project requires the Town to finalize and execute certain ROW conveyance deeds, temporary construction easements, license agreements, or other Project-related agreements (“Project Documents”) with property owners in the vicinity of the Project.

Resolution No. 69-R-2024 (the “Resolution”) delegates authority to the Town Manager (or designee) to take the following actions with respect to the Project:

- (1) To continue good faith negotiations with the Property Owners identified in **Exhibit A** of the Resolution, with the assistance of the Town’s right-of-way acquisition consultant (HC Peck),
- (2) To review, accept, and execute Project Documents on behalf of the Town when in final form following the review and approval of the Town Attorney, and
- (3) To execute acknowledgement of real property donations made by the Property Owners (if and to the extent applicable).

The Resolution also delegates authority to the Town Clerk to record certain Project Documents in the Weld County real property records (the Project Documents to be recorded are identified in **Exhibit A** of the Resolution).

FINANCIAL / LEGAL CONSIDERATIONS

Funds for the Project (both design and construction) are included in the approved 2024 Budget. Additional funds for Project completion will be included in the draft 2025 Budget.

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.”

STAFF RECOMMENDATION/ACTION REQUIRED

Staff recommends approval of the Resolution. A motion to approve the September 9th consent agenda will approve the Resolution. If this matter is pulled off of consent for further discussion or questions of Town staff, staff recommends the following motion:

Suggested Motion:

“I move to approve Resolution 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 WCR 34 Bridge Replacement Project (Project No. M-870-008) (24891)).”

ATTACHMENTS

Resolution No. 69-R-2024