



Agenda Item Summary

MEETING DATE: April 29, 2024

SUBJECT: **Resolution No. 38-R-2024** – A Resolution of the Town of Mead, Colorado, Accepting Two Regional Trail Easements for a Portion of Lot 1, Gopher Gulch Administrative Plat and a Portion of 14314 CR 5

PRESENTED BY: Collin Mieras, Town Planner

SUMMARY

The Town approved the Gopher Gulch RV Park Administrative Plat on October 25, 2021, by Ordinance No. 973 (“**Plat**”). GGRV, LLC, the developer and owner of the Gopher Gulch RV Park (“**Owner**”), seeks to relocate the ten (10) foot trail easement originally dedicated with the Plat. The existing trail easement needs to be re-located for several reasons, including conflicts with the placement of utility infrastructure and moving the trail outside of the high-water mark of the pond that exists on the site.

The new trail location crosses onto adjacent property, requiring two easements- one from the Owner (GGRV, LLC) and one from the owner of adjacent real property (Kiteley Farms, LLLP). The two easements are attached to the Resolution as **Exhibit 1** and **Exhibit 2**:

Exhibit 1 – Trail Easement Agreement (GGRV, LLC)

Exhibit 2 – Trail Easement Agreement (KITELEY FARMS, LLLP)

(together, the “**Easements**”).

The Resolution: (1) approves the Easements in substantially the form attached to the Resolution as **Exhibit 1** and **Exhibit 2**; (2) authorizes the Town Attorney to make such changes as may be needed to correct any non-material errors or language or to negotiate such changes to the Easements as may be appropriate and that do not substantially increase the obligations of the Town; (3) authorizes the Mayor to execute the acceptance/approval signature block on each of the Easements, once in final executable format and following the date on which each of the Easements has been executed by GGRV, LLC and Kiteley Farms, LLLP, as applicable; and (4) authorizes the Town Clerk to record the fully executed Easements in the real property records of Weld County, Colorado, at Owner’s cost.

FINANCIAL CONSIDERATIONS

There are no financial implications associated with the Town accepting the Easements.

STAFF RECOMMENDATION/ACTION REQUIRED

Staff recommends approval of the Resolution. A motion to approve the April 29, 2024 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 adopt Resolution 38-R-2024, Accepting Two Regional Trail Easements for a Portion of Lot 1, Gopher Gulch Administrative Plat and a Portion of 14314 CR 5.”

ATTACHMENTS

Resolution No. 38-R-2024

Exhibit 1 – Trail Easement Agreement (GGRV, LLC)

Exhibit 2 – Trail Easement Agreement (KITELEY FARMS, LLLP)