

**TOWN OF MEAD, COLORADO
RESOLUTION NO. 06-R-2024**

**A RESOLUTION OF THE TOWN OF MEAD, COLORADO, AUTHORIZING THE
ACQUISITION OF CERTAIN REAL PROPERTY LOCATED SOUTH OF 401 3RD STREET
FROM GREAT WESTERN RAILWAY COMPANY**

WHEREAS, the Town of Mead (the “Town”) desires to acquire from Great Western Railway Company or its successor(s) or assign(s) (“Great Western”) the approximately 0.16 acre parcel of real property, together with improvements, if any, situate, lying and being in the County of Weld, and State of Colorado, described in **Exhibit 1** attached hereto and incorporated herein by this reference (the “Property”); and

WHEREAS, pursuant to C.R.S. § 31-15-101(1)(d), the Town is authorized to acquire, hold, lease and dispose of property, both real and personal; and

WHEREAS, Great Western has agreed to quitclaim the Property to the Town for consideration of One-Hundred Thirty-Six Thousand and No/100 Dollars (\$136,000.00); and

WHEREAS, the parties intend to close on the sale of the Property following the completion of a Phase 1 Environmental Site Assessment (“ESA”) with findings acceptable to the Town; and

WHEREAS, the Board of Trustees (the “Board”) desires to approve the Town’s acquisition of the Property and further desires to authorize the Mayor, Mayor Pro-Tem, Town Manager, and Town Clerk to execute all documents necessary to facilitate or complete the acquisition of the Property from Great Western, following the review and approval of all such documents as to form by the Town Attorney; and

WHEREAS, the Board believes that it is in the best interests of the Town and its inhabitants to purchase the Property; and

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

Section 1. Recitals Incorporated. The recitals contained above are incorporated herein by reference and are adopted as findings and determinations of the Board.

Section 2. Approve Acquisition of Property. The Board hereby approves the acquisition of the Property for the consideration recited above (plus any related costs, fees, and taxes) and following the completion of the ESA with findings acceptable to the Town Manager.

Section 3. Execution of Documents. The Mayor, Mayor Pro-Tem, Town Manager, and Town Clerk are authorized to execute all documents necessary to facilitate or complete the acquisition of the Property, following the review and approval of all such documents as to form by the Town Attorney. Without limiting the foregoing, the Board authorizes the Town Manager to execute an acceptance of the quitclaim deed.

Section 4. Effective Date. This resolution shall become effective immediately upon adoption.

Section 5. 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 6. 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 8TH DAY OF JANUARY 2024.

ATTEST:

TOWN OF MEAD:

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

By: _____
Colleen G. Whitlow, Mayor

Exhibit 1

Legal description of the Property

A PARCEL OF LAND LOCATED IN THE SOUTHEAST QUARTER OF SECTION 9, TOWNSHIP 3 NORTH, RANGE 68 WEST OF THE 6TH P.M., TOWN OF MEAD, COUNTY OF WELD, STATE OF COLORADO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

CONSIDERING THE SOUTH LINE OF VACATED FAIRBARIN AVENUE AS DESCRIBED IN THE RECORDS OF WELD COUNTY ON MAY 7, 2001, AT RECEPTION NO. 2846383, AND ON DECEMBER 21, 2001, AT RECEPTION NO. 2911126 TO BEAR NORTH 89°44'30" EAST, A DISTANCE OF 86.35 FEET, BETWEEN A FOUND #4 REBAR WITH 1" YELLOW PLASTIC CAP "PATTERSON 26971" AT A POINT ON SAID SOUTH LINE AND A FOUND #5 REBAR WITH 1 1/2" ALUMINUM CAP PARTIALLY LEGIBLE "LS 11625" AT THE SOUTHEAST CORNER OF SAID VACATED FAIRBAIRN AVENUE, WITH ALL BEARINGS CONTAINED HEREIN RELATIVE THERETO.

BEGINNING AT A POINT ON THE SAID SOUTH LINE OF FAIRBAIRN AVENUE;
THENCE ALONG SAID SOUTH LINE NORTH 89°44'30" EAST, A DISTANCE OF 86.35 FEET TO SAID SOUTHEAST CORNER;

THENCE DEPARTING SAID SOUTH LINE, SOUTH 20°20'37" WEST, A DISTANCE OF 80.36 FEET TO A POINT ON THE NORTHERLY LINE OF A PARCEL OF LAND DESCRIBED IN THE RECORDS OF WELD COUNTY ON JULY 14, 2008, AT RECEPTION NO. 3566174, EXTENDED EASTERLY;

THENCE ALONG SAID NORTHERLY EXTENDED EASTERLY, SOUTH 89°48'41" WEST, A DISTANCE OF 86.58 FEET TO THE SOUTHEAST CORNER OF THE NORTH 75' OF BLOCK 6, TOWN OF MEAD AS DESCRIBED IN THE RECORDS OF WELD COUNTY ON FEBRUARY 12, 1906, AT RECEPTION NO. 106433;

THENCE ALONG THE EASTERLY LINE OF SAID BLOCK 6, NORTH 20°31'26" EAST, A DISTANCE OF 80.34 FEET, MORE OR LESS, TO THE POINT OF BEGINNING, COUNTY OF WELD, STATE OF COLORADO.