

**TOWN OF MEAD, COLORADO
RESOLUTION NO. 72-R-2023**

**A RESOLUTION OF THE TOWN OF MEAD, COLORADO,
DELEGATING AUTHORITY TO THE TOWN MANAGER TO EXECUTE OR ACCEPT
LICENSE AGREEMENTS FROM PROPERTY OWNERS IN THE VICINITY OF I-25
AND CR 38 TO FACILITATE SURVEY AND OTHER INVESTIGATORY WORK BY
THE TOWN**

WHEREAS, the Town of Mead is in the process of evaluating the need for a future interchange at the intersection of I-25 and CR 38 (the “1601 Project” or “Project”); and

WHEREAS, the Town intends to acquire a “License to Enter Private Property” or similar right to enter property from certain property owners in the vicinity of the Project (together, the “License Agreements”) in order to support certain surveying and investigatory work related to the Project, including but not limited to:

- Access for survey crews to survey existing property features including, but not limited to, buildings, vegetation, property corners, structures and fence lines;
- Access for consultants/contractors to observe environmental and geotechnical features;
- Access for independent appraisers to photograph and assess property values;
- Access for Town personnel or consultants/contractors performing work on behalf of the Town as it relates to the Project; and,
- Access for various utility companies or their representatives to perform utility location services on behalf of the Town

(collectively, the “Project Work”); and

WHEREAS, a list of property owners in the vicinity of the 1601 Project is attached to this Resolution as **Exhibit A** and is incorporated herein by reference (collectively, the “Property Owners”); and

WHEREAS, Western States Land Services, LLC (“Western States”) has been retained to act as the Town’s representative to assist with the acquisition of the License Agreements; and

WHEREAS, the Board of Trustees desires to delegate authority to the Town Manager (or her designee, as applicable) to coordinate with Western States regarding the acquisition of the License Agreements from the Property Owners; 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 License Agreements on behalf of the Town; 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 acquisition of License Agreements from the Property Owners identified in **Exhibit A** is required to permit the Project Work.

Section 3. The Town Manager, or her designee, and Western States shall be authorized to continue to conduct good faith negotiations with the Property Owners to secure the License Agreements.

Section 4. The Town Manager (or the Town Manager's designee, which designation shall be in writing) shall be authorized to review, accept or execute (as necessary) any of the License Agreements from the Property Owners identified in **Exhibit A**.

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 27TH DAY OF NOVEMBER, 2023.

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 1601 Project]

Attached – one (1) sheet