

**TOWN OF MEAD, COLORADO
RESOLUTION NO. 64-R-2024**

**A RESOLUTION OF THE TOWN OF MEAD, COLORADO,
APPROVING AN AGREEMENT BY AND BETWEEN THE TOWN OF MEAD,
COLORADO, AND LONGS PEAK WATER DISTRICT FOR THE GRANT OF A
LICENSE FOR A CONCRETE PEDESTRIAN TRAIL AND DITCH CROSSING**

WHEREAS, the Town of Mead (the “Town”) intends to construct an underpass under SH 66 and a concrete pedestrian trail on the west side of CR 7 both North and South of the underpass (the “SH66 Pedestrian Crossing Project”); and

WHEREAS, on the South side of SH 66, the concrete trail will be constructed within three (3) overlapping easements, including a 25’ water line easement owned by Longs Peak Water District (“LPWD”); and

WHEREAS, the Town and LPWD have negotiated a revocable license agreement (the “Agreement”) that will allow the Town to construct, install, operate, use, inspect, maintain, repair, survey, and replace the trail as needed; and

WHEREAS, a copy of the Agreement is attached to this Resolution as **Exhibit 1** and is incorporated herein by reference; and

WHEREAS, the LPWD Board is scheduled to approve the Agreement at its August 22, 2024 regular meeting; and

WHEREAS, the Town anticipates entering into similar revocable license agreements with the other two (2) easement holders at a later date, in order to facilitate the completion of the SH66 Pedestrian Crossing Project; and

WHEREAS, the Board of Trustees desires to approve the Agreement and desires to further delegate authority to the Town Manager to execute the Agreement on behalf of the Town when in final form.

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 Board of Trustees hereby: (a) approves the Agreement in the form attached hereto as **Exhibit 1**; (b) authorizes the Town Attorney in cooperation with the Town Manager to make non-material changes to the Agreement that do not materially increase the Town’s obligations; (c) authorizes the Town Manager to execute the Agreement on behalf of the Town when in final form; and (d) delegates all necessary authority to the Town Clerk to record the Agreement with the Weld County Clerk and Recorder.

Section 3. Following the recording of the Agreement in the Weld County real property records,

the Town Clerk shall retain a copy of the recorded Agreement in the Town records and shall provide a courtesy copy of the recorded Agreement to LPWD.

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

Section 5. 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 26TH DAY OF AUGUST, 2024.

ATTEST:

TOWN OF MEAD:

By: _____
Marisol Herman, Deputy Town Clerk

By: _____
Colleen G. Whitlow, Mayor

EXHIBIT 1

[Attached]