

**TOWN OF MEAD, COLORADO
RESOLUTION NO. 102-R-2020**

**A RESOLUTION OF THE TOWN OF MEAD, COLORADO, APPROVING THE FORM OF
THE GOVERNMENT OBLIGATION CONTRACT WITH KS STATEBANK, A KANSAS
BANKING CORPORATION, AND AUTHORIZING THE EXECUTION AND DELIVERY
THEREOF**

WHEREAS, the Town of Mead (“Town”) has the authority to enter into contracts for any lawful municipal purpose pursuant to § 31-15-101, C.R.S.; and

WHEREAS, the Town has determined that the leasing of the property described in that certain Government Obligation Contract (the “Contract”), a copy of which is attached to this Resolution as **Exhibit 1** is for a valid public purpose and is essential to the operations of the Town; and

WHEREAS, specifically, the Town intends to acquire a 2022 HV507 SFA International Truck as more particularly described in that certain McCandless Truck Center, LLC proposal dated December 2, 2020 and supporting documentation (Proposal 22817-01) (together, the “McCandless Proposal”) for snow plowing and other public works-related purposes (the “Equipment”); and

WHEREAS, KS StateBank (the “Obligee”) duly organized, existing and in good standing under the laws of the State of Kansas, shall act as Obligee under the Contract; and

WHEREAS, the Board of Trustees has reviewed the form of the Contract and has found the terms and conditions thereof acceptable to the Town (as “Obligor”); and

WHEREAS, the obligation of the Obligor to pay Contract Payments (as defined in the Government Obligation Contract) shall be from year to year only, shall constitute currently budgeted expenditures of the Town, shall not constitute a mandatory charge or requirements in any ensuing budget year, and shall not constitute a general obligation or a multiple fiscal year direct or indirect debt or other financial obligation whatsoever of the Town within the meaning of any constitutional or statutory limitation or requirements concerning the creation of indebtedness, nor a mandatory payment obligation of the Town in any ensuing fiscal year beyond any fiscal year during which the Contract shall be in effect.

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

Section 1. Determination of Need. The Board of Trustees of the Town has determined that a true and very real need exists for the acquisition of the Equipment described on Exhibit A of the Government Obligation Contract dated as of December 14, 2020, between the Town of Mead, Colorado (as Obligor) and KS StateBank (as Obligee), being that same equipment as described in the McCandless Proposal.

Section 2. Approval and Authorization. The Board of Trustees has determined that the approval of the Contract, in substantially the form attached to this Resolution as **Exhibit 1**, is in the best interests of the Town to secure the acquisition of such Equipment, and the Board of Trustees hereby approves the entering into of the Contract by the Town (as Obligor) and hereby designates and authorizes the following persons to execute and deliver the Contract on Obligor’s behalf with such changes thereto

as such persons deem appropriate, following confirming the changes with the Town Attorney. The persons identified below shall also be authorized to execute and any related documents related to the acquisition of the Equipment, including the McCandless Proposal, necessary to the consummation of the transaction contemplated by the Contract.

Authorized individuals: Mayor Colleen Whitlow
Town Manager Helen Migchelbrink
Town Clerk/Town Treasurer Mary Strutt

Section 3. Effective Date. This resolution shall become effective immediately upon adoption.

Section 4. 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 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 14TH DAY OF DECEMBER, 2020.

ATTEST:

By 
Mary E. Strutt, MMC, Town Clerk



TOWN OF MEAD:

By 
Colleen G. Whitlow, Mayor

Exhibit 1

Government Obligation Contract
(KS StateBank)

(see attached)