

**TOWN OF MEAD, COLORADO
RESOLUTION NO. 58-R-2021**

A RESOLUTION OF THE TOWN OF MEAD, COLORADO, APPROVING A NON-EXCLUSIVE PUBLIC UTILITY EASEMENT AGREEMENT WITH UNITED POWER, INC. FOR INSTALLATION OF IMPROVEMENTS ON CERTAIN REAL PROPERTY OWNED BY THE TOWN

WHEREAS, the Town of Mead (“Town”) is authorized pursuant to C.R.S. § 31-15-101(1) to acquire, hold, lease and dispose of property, both real and personal, and to exercise such other incidental and implied powers as may be necessary to carry out the property management of Town property; and

WHEREAS, the Town owns certain real property (“Subject Property”) with a legal description and as described and depicted in Exhibit A of the Non-Exclusive Public Utility Easement Agreement between the Town and United Power, Inc. (“Easement Agreement”), a copy of which is attached hereto as **Exhibit 1** and incorporated herein by this reference; and

WHEREAS, the Subject Property is known as Tract B, Liberty Ranch Filing No. 2, 2nd Amendment; and

WHEREAS, United Power, Inc. (“Grantee”) has need to place utility, electrical, and communications facilities on a portion of the Subject Property in order to provide electrical service to developments in the surrounding area and to the Subject Property if it is developed in the future; and

WHEREAS, the easement proposed to be granted across the Subject Property is described in the Easement Agreement; and

WHEREAS, the Board of Trustees desires to approve the Easement Agreement and grant a perpetual, non-exclusive public utility easement to Grantee for the purpose of installing and maintaining utility, electrical, and communications facilities on the Subject Property.

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


Section 1. The Board of Trustees hereby: (a) approves the Non-Exclusive Public Utility Easement Agreement with United Power, Inc. (“Easement Agreement”), in substantially the form attached hereto as **Exhibit 1**, in exchange for consideration in the amount of Nine Thousand Seven Hundred Seventy-Five Dollars and No Cents (\$9,775.00); (b) authorizes the Town Attorney to make such changes as may be necessary to correct any non-material errors or language in the Easement Agreement that do not increase the obligations of the Town; (c) authorizes the Mayor, following the Town’s receipt of the agreed upon compensation, to execute the Easement Agreement when in final form; and (d) authorizes the Mayor to execute any additional documents necessary to facilitate the grant of easement under the Easement Agreement.

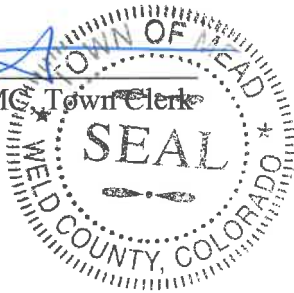
Section 2. Effective Date. This resolution shall become effective immediately upon adoption.

Section 3. 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 25TH DAY OF OCTOBER, 2021.

ATTEST:

By: 
Mary E. Strutt, MMC, Town Clerk



TOWN OF MEAD:


By: 
Colleen G. Whitlow, Mayor

Exhibit 1
Non-Exclusive Public Utility Easement Agreement

[see attached document]