

**TOWN OF MEAD, COLORADO  
RESOLUTION NO. 69-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 FOR THE TOWN'S FUTURE PUBLIC WORKS  
FACILITY 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 Parcel 120708000051 and Parcel 120708000040 and is the property on which the Town plans to construct a new public works facility; 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 the Town's future public works facility; 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**; (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 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 8TH DAY OF NOVEMBER, 2021.

ATTEST:

By:   
Mary E. Strutt, MMGC, Town Clerk



TOWN OF MEAD

By:   
Colleen G. Whitlow, Mayor

**Exhibit 1**  
**Non-Exclusive Public Utility Easement Agreement**

*[see attached document]*