

**TOWN OF MEAD, COLORADO
RESOLUTION NO. 62-R-2023**

**A RESOLUTION OF THE TOWN OF MEAD, COLORADO APPROVING A SERVICES
AGREEMENT WITH SMITH POWER PRODUCTS, INC.**

WHEREAS, the Town of Mead (the “Town”) is authorized under C.R.S. § 31-15-101 to enter into contracts or agreements for any lawful municipal purpose; and

WHEREAS, the Town desires to obtain certain equipment and services for the benefit of the Town wastewater treatment plant (the “Services”); and

WHEREAS, the Services include: (1) the acquisition of a Rolls Royce 350KW Generator (the “Generator”) as more specifically described in Resolution No. 56-R-2023 dated July 31, 2023 (the “Prior Resolution”), and (2) certain disconnection/removal/installation services to be provided by Smith Power Products, Inc. (the “Contractor”) at the Town’s wastewater treatment plant related to disconnecting and removing the old/existing generator and installing the Generator; and

WHEREAS, the Prior Resolution authorized the Town Manager to effectuate the acquisition of the Generator by purchase order or purchase and sale agreement for a Purchase Price of one hundred thousand five hundred seventy-three dollars (\$100,573.00) (the “Purchase Price”); and

WHEREAS, given that the Contractor will now be providing the disconnection/removal/installation services for the Town, Staff is recommending that the Board of Trustees authorize the Town to enter into a Services Agreement with the Contractor (the “Agreement”), in substantially the form attached to this Resolution as **Exhibit 1**; and

WHEREAS, the not-to-exceed Contractor fee of one hundred sixteen thousand seventy-three dollars (\$116,073.00) set forth in the Agreement includes the: (1) the Purchase Price for the Generator, and (2) the additional fees of fifteen thousand five hundred dollars (\$15,500.00) associated with the disconnection/removal/installation services; and

WHEREAS, the Board of Trustees desires to approve the Agreement; and

WHEREAS, the Board of Trustees further desires to delegate authority to the Town Manager to execute the Agreement on behalf of the Town once 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 Board of Trustees hereby: (a) approves the Agreement in substantially the same form as is attached to this Resolution as **Exhibit 1**; (b) authorizes the Town Attorney, in cooperation with the Town Manager, to make non-material changes to the Agreement as may be necessary that do not increase the Town’s obligations; and (c) authorizes the Town Manager to execute the Agreement on behalf of the Town when in final form.

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

Section 3. Repealer. All resolutions, or parts thereof, in conflicts 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 4. 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 SEPTEMBER, 2023.

ATTEST:

TOWN OF MEAD:

By: 
Mary E. Strutt, MMC, Town Clerk



The seal is circular with a double-line border. The outer ring contains the text "TOWN OF MEAD" at the top and "MEAD COUNTY, COLORADO" at the bottom, separated by a star on the right. The center of the seal features a landscape with a mountain, a river, and a plow, with the word "SEAL" written across the bottom.

By: 
Colleen G. Whitlow, Mayor

Exhibit 1 – Services Agreement (Smith Power Products, Inc.)