

RESOLUTION NO. 2017-02-01

A RESOLUTION APPOINTING JEFF WELLS AS THE CITY'S DESIGNATED REPRESENTATIVE AND BRENT NATION AS THE CITY'S ALTERNATE REPRESENTATIVE TO THE BOARD OF DIRECTORS AND THE MANAGEMENT COMMITTEE OF THE MUNICIPAL ENERGY AGENCY OF NEBRASKA

WHEREAS, the City Council of the City of Fort Morgan, Colorado, is authorized by Art. IV, Sec. 4(D)(1) of the Charter of the City of Fort Morgan, Colorado, to provide for "the construction, maintenance, operation, and disposition of public improvements, public works, public utilities, public services..."; and,

WHEREAS, the City of Fort Morgan, State of Colorado, is a party to the Electrical Resource Pool Agreement with the Municipal Energy Agency of Nebraska and, pursuant to the terms of such Agreement, it is the responsibility of the City of Fort Morgan to designate a representative and alternate representative to the MEAN Management Committee provided for under the terms of said Agreement; and,

WHEREAS, the Council desires to designate City Manager Jeff Wells as the City of Fort Morgan's representative to the MEAN Management Committee; and,

WHEREAS, the Council desires to designate Water Resources and Utilities Director Brent Nation as the City of Fort Morgan's alternate representative to the MEAN Management Committee; and,

WHEREAS, the Council wishes to designate City Manager Jeff Wells as the Director on the Board of Directors for MEAN; and,

WHEREAS, the Council wishes to designate Water Resources and Utilities Director Brent Nation as the Alternate Director on the Board of Directors for MEAN; and,

WHEREAS, representation of the City on the Board of Directors for MEAN is of long-term benefit to the City.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF FORT MORGAN, COLORADO:

Section 1. The Council hereby designates Jeff Wells, City Manager, as the City of Fort Morgan's Representative to the MEAN Management Committee with Brent Nation, Water Resources and Utilities Director, as the City's Alternate Representative.

Section 2. The Council hereby designates Jeff Wells, City Manager, as Director for the City and Brent Nation, Water Resources and Utilities Director, as Alternate Director to represent the interest of the City on the Board of Directors for MEAN.

Section 3. The City Clerk is hereby directed to give written notice to the Municipal Energy Agency of Nebraska of the appointments.

INTRODUCED, PASSED, APPROVED AND ADOPTED this 7th day of February, 2017, the vote upon roll call being as follows:

Ayes: Mayor Shaver, Councilmembers Anderson, Castoe, Howe, Lindell, Marler and Northrup.

Nays: None.

Absent /Abstain: None.



THE CITY COUNCIL OF THE CITY OF
FORT MORGAN, COLORADO

BY: Ronald Shaver
Ronald Shaver, Mayor

ATTEST:

John Brennan
John Brennan, City Clerk

STATE OF COLORADO)
COUNTY OF MORGAN) ss.
CITY OF FORT MORGAN)

CERTIFICATE

I, John Brennan, City Clerk of the City of Fort Morgan, Colorado, do hereby certify that the above and foregoing **Resolution** is a true, perfect and complete copy of the **Resolution** adopted by the City Council and is identical to the original thereof appearing in the official records of the City of Fort Morgan, Colorado, and that the same has not been, since its adoption, in any respect, rescinded or amended.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of the City of Fort Morgan this 7th day of February, 2017.

John Brennan
John Brennan, City Clerk

Appointments to MEAN Board of Directors

Director and Alternate Director to MEAN Board of Directors

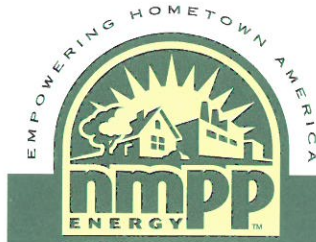
This is to certify that the City Council of the City of FORT MORGAN, State of COLORADO duly appointed JEFF WELLS to serve as director to represent the City of FORT MORGAN on the Board of Directors of the Municipal Energy Agency of Nebraska. The appointment will run for a term of three (3) years with the powers and duties incident to such office. This certificate is issued in compliance with the Municipal Cooperative Financing Act contained in the Nebraska Revised Statutes §18-2401 et seq. (1987).

This is to certify that the City Council of the City of FORT MORGAN, State of COLORADO duly appointed BRENT NATION to serve as alternate director to represent the City of FORT MORGAN on the Board of Directors of the Municipal Energy Agency of Nebraska. The appointment will run for a term of three (3) years with the powers and duties incident to such office. This certificate is issued in compliance with the Municipal Cooperative Financing Act contained in the Nebraska Revised Statutes §18-2401 et seq. (1987).

This is to certify that the appointments set out above were approved by the City Council of the City of FORT MORGAN, State of COLORADO, at their meeting on FEB. 7, 2017.



[Signature]
City Clerk



NMPP • MEAN • NPGA • ACE

NMPP Energy ■ 8377 Glynoaks Drive ■ Lincoln, NE 68516 ■ Phone: 402.474.4759 ■ Fax: 402.474.0473 ■ www.nmppenergy.org

December 19, 2016

John Brennan, Clerk
110 Main Street, P.O. Box 100
Fort Morgan, CO 80701-0100

Dear John:

This letter serves as a courtesy reminder that Jeff Wells's directorship and Brent Nation's alternate directorship on the Municipal Energy Agency of Nebraska (MEAN) Board of Directors will both expire during the second quarter of 2017. For your information, following are excerpts of Sections 18-2408 and 18-2435 of the Municipal Cooperative Financing Act:

"Director shall mean a member of a board and shall include an alternate. The alternate shall be appointed in the same manner as the director and shall serve and exercise all powers of a director in the absence of the director for whom he or she is the alternate."

"A certificate of the appointment or reappointment of any director shall be filed with the clerk of the municipality for which such director acts and such certificate shall be conclusive evidence of the due and proper appointment of such director. Each director shall serve for a term of three (3) years or until his or her successor has been appointed and has qualified in the same manner as the original appointment. A director is eligible for reappointment upon the expiration of his or her term. A vacancy shall be filled for the balance of the unexpired term of the person who has ceased to hold office in the same manner as the original appointment."

Enclosed, in duplicate, is a certificate for the appointment or reappointment of a director and alternate director to the MEAN Board of Directors. Please forward one executed certificate to me as soon as possible after the appointment is made.

Your community may also change your appointments to the MEAN Management Committee, if desired. Enclosed, in duplicate, is a Resolution to make such changes; please return one signed Resolution to me.

If you have any questions or concerns, please feel free to call me at 800.234.2595 ext. 103. Thank you for your prompt attention to this request.

Sincerely yours,

Kim Schafers
Administrative Assistant – MEAN

Enclosures