

RESOLUTION 2017-52

A RESOLUTION DESIGNATING A TOWN OF LYONS ALTERNATE REPRESENTATIVE TO THE MUNICIPAL ENERGY AGENCY OF NEBRASKA MANAGEMENT COMMITTEE/ALTERNATE DIRECTOR TO MEAN BOARD OF DIRECTORS, AUTHORIZING THE ALTERNATE TO VOTE ON THE TOWN'S BEHALF, AND GENERALLY AUTHORIZING THE ALTERNATE TO VOTE WHENEVER THE PRIMARY REPRESENTATIVE IS ABSENT

WHEREAS, the Town of Lyons, State of Colorado, is a party to the Municipal Energy Agency of Nebraska's Electrical Resource Pool Agreement; and

WHEREAS, pursuant to the terms of such Agreement, it is the responsibility of the Town of Lyons to designate a representative and alternate representative to the Municipal Energy Agency of Nebraska ("MEAN") Management Committee and Alternate Director to the MEAN Board of Directors, provided for under the terms of said Agreement; and

WHEREAS, the Town has appointed both a primary representative and an alternate representative, but the person currently designated to serve as the Town's alternate representative is no longer willing to serve as the Town's representative; and

WHEREAS, the Town needs to appoint another alternate to serve in that capacity and to attend MEAN meetings, and to authorize the designated alternate to vote on the Town's behalf at such meetings; and

WHEREAS, to avoid having to specifically authorize an alternate to exercise the Town's voting power at future meetings, the Town's Board of Trustees would like this resolution to grant the authority to alternates attending future Management Committee meetings and MEAN Board of Directors meetings to vote on the Town's behalf when attending in the place of the primary representative.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF LYONS:

Section 1. The Board of Trustees hereby appoints Joseph Kubala, Director of Engineering for the Town of Lyons, to serve as an alternate representative to represent the Town on the MEAN Management Committee and to serve as Alternate Director to the MEAN Board of Directors. The Town Clerk is hereby directed to give written notice to the Municipal Energy Agency of Nebraska of the appointment of Joseph Kubala, Director of Engineering for the Town of Lyons, as alternate representative to said MEAN Management Committee and Alternate Director to the MEAN Board of Directors.

Section 2. The Board further declares that any person duly appointed as an alternate representative to the MEAN Management Committee and Alternate Director to the MEAN Board of Directors shall, by virtue of this resolution, be expressly authorized to exercise the Town's voting rights when said alternate attends a Management Committee meeting and a MEAN Board of Directors meeting in place of the primary representative.

Section 3. The appointment of Director of Engineering, Joseph Kubala, shall run until the Town duly appoints a different alternate representative, and shall be vested with the powers and duties incident to such office. This Resolution shall be deemed a certificate issued in compliance with the Municipal Cooperative Financing Act contained in the Nebraska Revised Statutes §18-2401 et. seq. (1987).

ADOPTED THIS 1st DAY OF MAY 2017.

TOWN OF LYONS, COLORADO

Connie Sullivan, Mayor

ATTEST:

Debra K. Anthony, Town Clerk