

**TOWN OF RED CLIFF, COLORADO
ORDINANCE 5, SERIES 2014**

AN ORDINANCE APPROVING THE LEASE OF TOWN-OWNED REAL ESTATE DESCRIBED AS THE RED CLIFF MAINTENANCE BUILDING AT 255 WATER STREET, RED CLIFF, COLORADO.

WHEREAS, the Town of Red Cliff (“Town”) is a municipal corporation and body politic organized under the laws of the State of Colorado and possessing the maximum powers, authority and privileges to which it is entitled under Colorado law;

WHEREAS, pursuant to C.R.S. § 31-15-713(1)(c), the Town is authorized to lease any real estate it owns when deemed by the Town’s Board of Trustees to be in the best interest of the Town;

WHEREAS, the Town owns a parcel of real estate described as 255 Water Street, the Red Cliff Maintenance Building.

WHEREAS, the Town has the opportunity to lease a portion of the Town-owned real estate described as Red Cliff Maintenance Building, Bay #4 for a two-year term;

WHEREAS, the Town’s Board of Trustees finds, determines and concludes that it would be in the best interest of the Town to enter into a two-year lease of a portion of the Town-owned real estate described as the Red Cliff Maintenance Building pursuant to the terms and conditions set forth in the Commercial Lease attached hereto.

NOW, THEREFORE, THE TOWN OF RED CLIFF ORDAINS:

Section 1: The Town shall lease the Town-owned real estate described as as the Red Cliff Fire Station and Maintenance Building, Bay #4 for a two-year term pursuant to the terms and conditions set forth in the Commercial Lease attached hereto to the tenant identified therein.

Section 2: The Town Administrator is authorized to execute the Commercial Lease attached hereto on behalf of the Town and thereafter take all reasonable, necessary and appropriate actions to ensure that the tenant identified therein fully, completely and faithfully performs all of the obligations imposed on it by the Commercial Lease.

Section 3: The Board of Trustees hereby finds, determines and declares that this Ordinance is in the best interests of the Town.

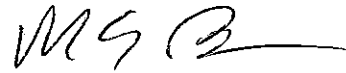
Section 4: If any section, paragraph, clause, provision or part of this Ordinance is for any reason held to be invalid or unenforceable, the remainder of this Ordinance will continue in full force and effect, it being the intent of the Board of Trustees that this Ordinance would have been adopted even if such invalid or unenforceable matter had not been included therein. It is further declared that if any section, provision or part of this Ordinance, or the application thereof to any

person or circumstance, is held invalid, the remainder of the Ordinance and the application thereof to other persons will not be affected thereby.

Section 5: This Ordinance will become effective thirty (30) days after publication following final passage.

INTRODUCED, TITLE READ IN FULL, APPROVED ON THE FIRST READING, APPROVED AND ORDERED POSTED IN FULL THIS 2ND DAY OF SEPTEMBER 2014. A public hearing on the SECOND READING of this Ordinance will be held at the regular meeting of the Board of Trustees of the Town of Red Cliff, Colorado, on the 16th day of September 2014 at 7:00 p.m. in the Town Hall of the Town of Red Cliff, Colorado.

TOWN OF RED CLIFF, COLORADO



Scott Burgess, Mayor

ATTEST:



Barb Smith, Town Administrator/Clerk

ADOPTED AND ORDERED PUBLISHED on this 16th day of September 2014.

TOWN OF RED CLIFF, COLORADO



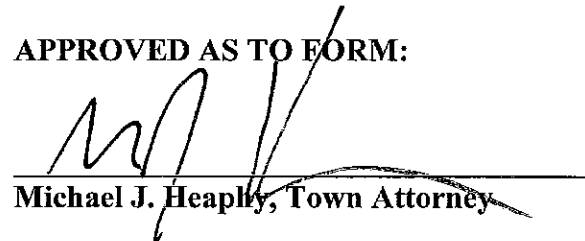
Scott Burgess, Mayor

ATTEST:



Barb Smith, Town Administrator/Clerk

APPROVED AS TO FORM:



Michael J. Heaply, Town Attorney