

TOWN OF NEDERLAND, COLORADO

ORDINANCE NO. 735

AN ORDINANCE APPROVING THE LEASE OF CERTAIN TOWN-OWNED REAL PROPERTY KNOWN AS A PORTION OF THE VISITOR CENTER PARKING LOT AREA TO NEDERLAND MIDDLE SENIOR HIGH SCHOOL

WHEREAS, pursuant to C.R.S. § 31-15-713(1)(c), the Board of Trustees (“Board”) for the Town of Nederland, Colorado (“Town”) possesses the authority to enter into lease agreements for real property and improvements owned by the Town when deemed by the Board to be in the best interest of the Town; and

WHEREAS, the Town owns certain real property and improvements known as the Visitor Center parking lot located at 66 W. 1st St. (the “Property”); and

WHEREAS, the Board finds and determines that it is in the best interest of the Town to enter into an agreement with the Nederland Middle Senior High School to erect a sign, under those terms and conditions set forth in the attached Lease Agreement; and

WHEREAS, because the Agreement constitutes a lease of Town-owned real property for a term greater than one (1) year, the Board must act by ordinance to approve the same pursuant to C.R.S. § 31-15-713(1)(c).

NOW THEREFORE, BE IT ORDAINED by the Board of Trustees of the Town of Nederland, Colorado as follows:

Section 1. The above and foregoing recitals are hereby adopted as findings and determinations of the Board and are incorporated herein by reference.

Section 2. The Board hereby approves the Lease Agreement between the Town of Nederland and the Nederland Middle Senior High School, concerning the Property, attached hereto and incorporated herein by this reference (the “Lease Agreement”).

Section 3. The Mayor and Town Clerk are hereby authorized on behalf of the Town to execute and deliver the Lease Agreement and to execute and deliver any and all other documents reasonably necessary or convenient to effectuate the intent of the Agreement, in accordance with the terms of this Ordinance.

Section 4. Should any one or more sections or provisions of this Ordinance be judicially determined invalid or unenforceable, such judgment shall not affect, impair or invalidate the remaining provisions of this Ordinance, the intention being that the various sections and provisions are severable.

INTRODUCED, ADOPTED AND ORDERED PUBLISHED THIS 2nd DAY OF DECEMBER, 2014.

TOWN OF NEDERLAND, COLORADO




Joe Gierlach, Mayor

ATTEST:



Laura Jane Baur, Town Clerk

APPROVED AS TO FORM:



Carmen Beery, Town Attorney

