1 CITY OF GRAND JUNCTION, COLORADO 2 ORDINANCE NO. 4992 3 AN ORDINANCE AUTHORIZING AND CONFIRMING THE SALE OF REAL PROPERTY LOCATED IN THE RIVERFRONT AT DOS RIOS SUBDIVISIONS IN THE 4 5 CITY OF GRAND JUNCTION, COLORADO AND RATIFYING ACTIONS 6 HERETOFORE TAKEN IN CONNECTION THEREWITH RECITALS: 7 All property in all filings of the Riverfront at Dos Rios subdivisions including Lot 16 Filing 8 One, the Inholding Parcels (as the same will be finally described in the re-plat of Lot 6 of 9 Filing Three of the Dos Rios subdivision as called for in the Third Amendment to the 10 Purchase and Sale Agreement dated September 30, 2020, which amendment was 11 ratified by City Council on March 3, 2021, shall together with First and Second 12 13 Amendments be referred to as the "Agreement") and Lots 1,3,4,5,7,8 and 9 designated in the Agreement are neither used for nor held as park or for governmental purposes. 14 Therefore, the sale of the property and all interests therein is within the discretion of the 15 City Council. 16 The City Charter provides that the City Council has the power to sell certain real estate 17 by ordinance or resolution; with this ordinance the City Council ratifies and confirms the 18 19 authority of the City acting through the City Manager, consistent with the Charter and applicable law to sell and dispose of the Dos Rios property as provided in the 20 Agreement and prior City Council motion(s), resolution(s) and action(s) taken by the 21 City in furtherance of the sale of the property comprising the Riverfront at Dos Rios 22 subdivisions ("Dos Rios.") 23 24 The City Council has considered all matters relating to the sales of the Dos Rios properties and deems the sales necessary and proper as stated herein, and 25 furthermore, allows that the deed(s) of conveyance executed and acknowledged by the 26 proper officers of the City for the property(ies) shall be deemed prima facie evidence of 27 28 compliance with the Charter, the laws of the City and State and the acts hereby and herewith ordained. 29 To the extent necessary or required the City Council consents to an 30 amendment/extension of the Initial Closing date stated in the Agreement to the effective 31 date of this Ordinance or no later than May 12, 2021. 32 NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF 33 GRAND JUNCTION, COLORADO THAT: 34

- 1. The foregoing Recitals are incorporated and adopted and in accordance with and 36 pursuant to this Ordinance the City Council of the City of Grand Junction hereby 37 authorizes, confirms and ratifies the sale of Lots 1,3,4,5 and 6 as will be re-platted and 38 described to include the Inholdings Parcels, and Lots 7, 8 and 9 of the Riverfront at Dos 39 40 Rios Filing Three on the terms stated in the Agreement, which terms include but are not limited to the payment of \$4,295,982.00 to the City all as provided in the Agreement. 41
 - 2. Lines 8-29 of the foregoing Recitals are incorporated and adopted and in accordance with and pursuant to this Ordinance the City Council of the City of Grand Junction confirms and ratifies the sale of Lot 16 of the Riverfront at Dos Rios Filing One as provided in Resolution 34-19 and Mesa County Reception #2885042.
 - 3. All actions heretofore taken by the officers, employees and agents of the City relating to the sale of the property(ies) described or referred to herein and which actions are consistent with the provisions hereof are hereby ratified, approved and confirmed.
- The officers, employees and agents of the City are hereby authorized and 49 50 directed to take all actions necessary or appropriate to effectuate the provisions hereof. including, without limitation, the execution and delivery of deeds and such certificate(s) 51 52 and documents as may be necessary or required to affect the intent and purposes hereof. 53

INTRODUCED ON FIRST READING, PASSED for publication in pamphlet form and 55 setting a hearing for April 7, 2021 this 17th day of March 2021. 56

57 HEARD, PASSED and ADOPTED ON SECOND READING and ordered published in pamphlet form this 7th day of April 2021. 58

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Wanda Winkelmann

City Clerk 66

C.E. "Duke" Wortmann

President of the Council



I HEREBY CERTIFY THAT the foregoing Ordinance, being Ordinance No. 4992 was introduced by the City Council of the City of Grand Junction, Colorado at a regular meeting of said body held on the 17th day of March 2021 and the same was published in The Daily Sentinel, a newspaper published and in general circulation in said City, in pamphlet form, at least ten days before its final passage.

I FURTHER CERTIFY THAT a Public Hearing was held on the 7th day of April 2021, at which Ordinance No. 4992 was read, considered, adopted and ordered published in pamphlet form by the Grand Junction City Council.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of said City this 9th day of April 2021.

Published: March 19, 2021

Published: April 09, 2021

Effective: May 09, 2021

