



FRUITA
COLORADO

AGENDA ITEM COVER SHEET

TO: FRUITA CITY COUNCIL AND MAYOR

FROM: DEBRA WOODS, DEPUTY CITY CLERK

DATE: FEBRUARY 7, 2023

AGENDA TEXT: EXECUTIVE SESSION – To convene in Executive Session with the City Attorney for the following purposes:

- To discuss the consideration of possible purchase of real property pursuant to C.R.S. Section 24-6-402(4)(a)
- To discuss the consideration of and the process of a possible sale of real property owned by the City, specifically Enochs Lake and its water rights pursuant to C.R.S. Section 24-6-402(4)(a)
- To discuss the consideration of and the process of a possible sale of real property owned by the City, specifically property located at the lagoon properties pursuant to C.R.S. Section 24-6-402(4)(a)
- To receive legal advice from the City Attorney regarding specific legal questions concerning water rights and the lagoon properties pursuant to C.R.S. Section 24-6-402(4)(b)

BACKGROUND

The City Council has reason to convene in Executive Session to discuss the purchase and sale of real property and to receive legal advice. To convene in executive session, state law requires that a motion with specific language requesting the executive session be passed with 2/3 of the governing body voting in the affirmative for said motion.

FISCAL IMPACT

N/A

APPLICABILITY TO CITY GOALS AND OBJECTIVES

N/A

OPTIONS AVAILABLE TO THE COUNCIL

N/A

RECOMMENDATION

It is the recommendation of the Fruita City Staff that the Council:

- **MOVE TO MEET IN EXECUTIVE SESSION WITH THE CITY ATTORNEY FOR THE FOLLOWING PURPOSES:**
 - 1. TO DISCUSS THE CONSIDERATION OF POSSIBLE PURCHASE OF REAL PROPERTY PURSUANT TO C.R.S. 24-6-402(4)(A)**
 - 2. TO DISCUSS THE CONSIDERATION OF AND THE PROCESS OF A POSSIBLE SALE OF REAL PROPERTY OWNED BY THE CITY, SPECIFICALLY, ENOCHS LAKE AND ITS WATER RIGHTS PURSUANT TO C.R.S. 24-6-402(4)(A)**
 - 3. TO DISCUSS THE CONSIDERATION OF AND THE PROCESS OF A POSSIBLE SALE OF REAL PROPERTY OWNED BY THE CITY, SPECIFICALLY PROPERTY LOCATED AT THE LAGOON PROPERTIES PURSUANT TO C.R.S. SECTION 24-6-402(4)(A)**
 - 4. TO RECEIVE LEGAL ADVICE FROM THE CITY ATTORNEY REGARDING SPECIFIC LEGAL QUESTIONS CONCERNING WATER RIGHTS AND THE LAGOON PROPERTIES PURSUANT TO C.R.S. 24-6-402(4)(B)**