

ORDINANCE 2024-16

AN ORDINANCE AUTHORIZING THE FIVE-YEAR LEASE OF REAL PROPERTY LOCATED AT THE NORTHEAST CORNER OF 16 AND L ROADS IN THE COUNTY OF MESA AND STATE OF COLORADO

WHEREAS the City of Fruita and Mesa County School District #51 are owners of a 40-acre tract of farm/crop land located at the northeast corner of 16 and L Roads in Mesa County and further described as:

Northwest ¼ of the Northwest ¼ of Section 7, Township 1 North, Range 2 West in the County of Mesa and State of Colorado consisting of 40 acres.

WHEREAS the land was acquired jointly by the City of Fruita and Mesa County School District #51 with the intent that said property would eventually be subdivided and be used for construction of a park and/or open space by the City of Fruita and construction of school facilities by the Mesa County School District, and

WHEREAS the Intergovernmental Agreement between the City of Fruita and Mesa County School District #51 dated September 26, 2008, states that the City is responsible for maintaining the property until a subdivision process is completed and that it is the City's intent to enter into a farm/crop lease as the primary means of maintaining the property, and

WHEREAS the property has been leased on a five-year basis to the former owners of the property who now desire to enter into a five-year lease, and

WHEREAS, pursuant to Section 8.25 of the Fruita City Charter, the Fruita City Council must, by ordinance, authorize the long-term lease or conveyance of real property of the City.

WHEREAS it is the intent of this ordinance to authorize the City Manager to execute the necessary documents to enter into a five-year farm/crop lease of the 40-acre parcel owned by the City of Fruita and Mesa County School District #51 with a six-month termination clause in the event the City of Fruita or Mesa County School District decide to pursue construction of facilities on the property.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FRUITA, COLORADO, AS FOLLOWS:

Section 1: The City Manager is hereby authorized to execute the five-year farm/crop lease agreement attached hereto as Exhibit A.

**PASSED AND ORDAINED BY THE FRUITA CITY COUNCIL
THIS 3RD DAY OF SEPTEMBER, 2024**

ATTEST:

City of Fruita

City Clerk

Matthew Breman, Mayor