



TO: Fruita City Council and Mayor

FROM: Kimberly Bullen, Public Works Director
Mary Elizabeth Geiger, City Attorney

DATE: JUNE 20, 2023

AGENDA TEXT: ORDINANCE 2023-08, FIRST READING, Introduction of an Ordinance authorizing the conveyance of real property of the City referred to as 2-Acre Parcel located on Pinon Mesa for publication of public hearing on July 18, 2023.

BACKGROUND

In December of 1956 Irving C. Beard and Dorothy R. Beard of the County of Mesa, and State of Colorado sold and conveyed to the Town of Fruita, a Municipal Corporation, of the County of Mesa, and State of Colorado real property for the consideration of one dollar and other valuable consideration. As listed on the Warranty Deed, Tract 3 is described as the following:

Beginning at a point whence the Northwest Corner of Section 5, Township 14 South, Range 101 West, 6th P.M. bears North 15 degrees 45 minutes West 3070.7 feet; Thence North 435.6 feet; thence West 200.0 feet; thence South 435.6 feet; Thence East 200.0 feet to point of beginning, containing approximately 2.0 acres.

This real property is listed as parcel number: 3223-053-00-002 with the Mesa County Assessor with the same legal description as above.

This parcel is adjacent to property owned by the Power Family Pinon Mesa, LLLP who has made an offer to purchase the two-acre parcel from the City of Fruita. The property is vacant and the City does not use it for any purpose. It is burdened by an easement for a waterline from Enochs Lake as described in the 1956 deed set forth above.

FISCAL IMPACT

The conveyance of real property will result in a cash payment of \$16,000 to the City of Fruita.

APPLICABILITY TO CITY GOALS AND OBJECTIVE

The City of Fruita's number one goal is to provide necessary core services to residents and businesses in the community. As an organization, the city is focused on aligning resources, time, and talent to provide high-quality services while impacting and increasing the quality of place, economic health, and lifestyle of the Fruita community.

OPTIONS AVAILABLE TO THE COUNCIL

1. Publish a synopsis of Ordinance 2023-08, FIRST READING, Introduction of an Ordinance authorizing the conveyance of real property of the City referred to as 2-Acre Parcel located on Pinon Mesa for publication of public hearing on July 18, 2023.
2. Deny Ordinance 2023-08.

RECOMMENDATION

It is the recommendation of Staff that the Council by motion:

PUBLISH A SYNOPSIS OF ORDINANCE 2023-07, FIRST READING, Introduction of an Ordinance authorizing the conveyance of real property of the City referred to as 2-Acre Parcel located on Pinon Mesa for publication of public hearing on July 18, 2023.