

TOWN OF JOHNSTOWN, COLORADO

ORDINANCE NO. 2021-216

AN ORDINANCE AUTHORIZING THE SALE OF REAL PROPERTY AND THE IMPROVEMENTS THEREON, LOCATED AT LOT 2 OF REPLAT OF BLOCK 2, TOWN OF JOHNSTOWN, COUNTY OF WELD, STATE OF COLORADO, KNOWN BY STREET ADDRESS AS 16 NORTH PARISH AVENUE, TO GROWS, LLC

WHEREAS, the Town of Johnstown, Colorado (“Town”) is a Colorado home rule municipality, duly organized and existing under the laws of the State of Colorado and the Town’s Home Rule Charter; and

WHEREAS, the Town Council is vested with authority to administer the affairs of the Town; and

WHEREAS, the Town owns real property located at Lot 2 of Replat of Block 2, Town of Johnstown, County of Weld, State of Colorado, known by street address as 16 North Parish Avenue, consisting of approximately 7,361 square feet (“Property”); and

WHEREAS, the Property no longer serves a useful public purpose and the Town Council desires to sell the Property; and

WHEREAS, Section 11-7 of the Johnstown Municipal Code provides that the Town may sell or dispose of real property and public buildings, used or held for any purpose, by ordinance upon such terms and conditions as Town Council deems to be in the best interests of the Town; and

WHEREAS, the Town advertised its intent to sell, and received sealed bids for the purchase of, the Property; and

WHEREAS, based on the foregoing, Grows, LLC, a Colorado limited liability company (“Grows, LLC”), submitted an offer to purchase the Property; and

WHEREAS, after due consideration, the Town Council desires to sell the Property to Grows, LLC upon the terms and conditions set forth in the Purchase and Sale Agreement, attached hereto and incorporated herein by reference as Exhibit A (“Purchase and Sale Agreement”); and

WHEREAS, the Town Council finds and determines that the terms and conditions of the Purchase and Sale Agreement are reasonable and it is in the best interests of the Town to sell the Property.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF JOHNSTOWN, COLORADO, AS FOLLOWS:

Section 1. The Town Council hereby authorizes the sale of the real property and the improvements thereon, located at Lot 2 of Replat of Block 2, Town of Johnstown, County of Weld, State of Colorado, known by street address as 16 North Parish Avenue, consisting of approximately 7,361 square feet, to Grows, LLC, in accordance with the terms and conditions of the Purchase and Sale Agreement.

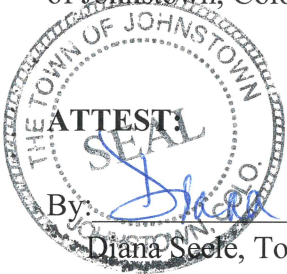
Section 2. Upon the effective date of this Ordinance, the Town Council hereby authorizes the Town Manager to execute the Purchase and Sale Agreement on behalf of the Town.

Section 3. The Town Council hereby authorizes the proceeds of the sale to be placed in the General Fund.

Section 4. This Ordinance shall be interpreted and construed to effectuate its meaning and purpose.

Section 5. This Ordinance, after its passage on final reading, shall be numbered, recorded, published and posted as required by the Home Rule Charter of the Town of Johnstown, Colorado (“Charter”) and the adoption, posting and publication shall be authenticated by the signature of the Mayor and the Town Clerk and by the Certificate of Publication. This Ordinance shall become effective upon final passage as provided by the Charter. Copies of the entire Ordinance are available at the office of the Town Clerk.

INTRODUCED, AND APPROVED on first reading by the Town Council of the Town of Johnstown, Colorado, this 15th day of November, 2021.



By: Diana Seele
Diana Seele, Town Clerk

TOWN OF JOHNSTOWN, COLORADO

By: Gary Lebsack
Gary Lebsack, Mayor

PASSED UPON FINAL APPROVAL AND ADOPTED on second reading by the Town Council of the Town of Johnstown, Colorado, this ___ day of _____, 2021.

TOWN OF JOHNSTOWN, COLORADO

ATTEST:

By: _____
Diana Seele, Town Clerk

By: _____
Gary Lebsack, Mayor