

TOWN OF TIMNATH, COLORADO

ORDINANCE NO. 4 - 2007

**AN ORDINANCE APPROVING NEGOTIATION AND EXECUTION OF
A CONTRACT TO PURCHASE REAL PROPERTY FOR USE AS A
PUBLIC WORKS MAINTENANCE FACILITY AND TEMPORARY USE
AS TIMNATH TOWN HALL**

WHEREAS, the Town Council (the "Council") of the Town of Timnath (the "Town") is empowered by Section 15.4 of the Timnath Home Rule Charter to purchase real property; and

WHEREAS, the Town is in need of a site for construction and operation of a public works maintenance facility; and

WHEREAS, such site will also be suitable for temporary use as Town Hall facilities; and

WHEREAS, an appropriate site has been located, and the owner thereof is willing to sell the site to the Town under certain terms and conditions; and

WHEREAS, the Council finds that it is in the best interests of the Town that the site be purchased by the Town.

**NOW, THEREFORE, THE COUNCIL OF THE TOWN OF TIMNATH,
COLORADO, ORDAINS:**

Section 1. Purchase of real property approved. The Council hereby approves the purchase of the following real property:

Lot 4 , Block 1, according to the plat of the **Timnath Ranch Filing 3** Subdivision recorded **April 2, 2007** under **Reception Number 20070023850**, Town of Timnath, County of Larimer, State of Colorado (the "Property").

Section 2. Purchase contract approved. The Town Manager and Town Attorney are hereby directed to prepare, and the Mayor and Town Clerk are hereby directed to execute, an agreement for purchase of the Property for a total purchase price not to exceed \$ 250,000.00, which said agreement may permit to be paid in a combination of cash and credit for impact fees and/or other Town charges and services, as recommended by the Town Manager.

Section 3. Severability. If any article, section, paragraph, sentence, clause, or phrase of this Ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Council hereby declares that it would have passed this Ordinance and

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Town of Timnath
Town Clerk
4800 Goodman Street
Timnath, CO 80547

each part or parts hereof irrespective of the fact that any one or parts be declared unconstitutional or invalid.

Section 4. Repealer. All ordinances or resolutions, or parts thereof, in conflict with this Ordinance are hereby repealed, provided that such repealer shall not repeal the repealer clauses of such ordinance nor revive any ordinance thereby.


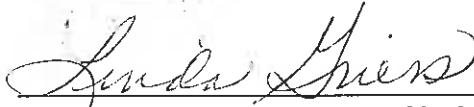
Section 5. Effective Date. This Ordinance shall take effect upon adoption at second reading, as provided by Section 3.5.5 of the Charter.

INTRODUCED, MOVED, AND ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF TIMNATH ON FIRST READING, SET FOR PUBLIC HEARING AND SECOND READING AT 7:00 P.M. ON MARCH 21, 2007 AT THE TIMNATH TOWN HALL, 4100 MAIN STREET, TIMNATH COLORADO AND ORDERED PUBLISHED BY TITLE THIS 21ST DAY OF MARCH, 2007.

MOVED, SECONDED AND FINALLY ADOPTED ON SECOND READING FOLLOWING PUBLIC HEARING BY THE TIMNATH TOWN COUNCIL ON MARCH 21, 2007.

TOWN OF TIMNATH, COLORADO

ATTEST:



Linda Griess, Acting Town Clerk




Donna Benson, Mayor