

RESOLUTION NO. 57-24

A RESOLUTION DETERMINING THE NECESSITY OF AND AUTHORIZING THE ACQUISITION OF CERTAIN PROPERTY AND PROPERTY INTERESTS BY CONDEMNATION FOR IMPROVEMENTS TO THE AREA AT AND NEAR THE INTERSECTION OF UTE AVENUE 1ST AND 2ND STREETS AND FOR PUBLIC FACILITIES OF THE CITY OF GRAND JUNCTION, COLORADO ON THE PROPERTY TO BE ACQUIRED

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION, COLORADO:

1. It is hereby determined that it is necessary to the public health, safety and welfare that the property and property interests described below ("Property") be acquired for public purposes known and generally described as the "mobility hub" ("Project.")
2. The Project will create a "mobility hub" which will provide a centralized place to facilitate travel between certain modes, improve local and regional connectivity, provide greater access, improve safety for all travel modes, improve connectivity between residential areas and employment, extend the transit and multi-modal network, support the stability of local neighborhoods and businesses, and facilitate a visitor experience that does not require a vehicle. The Project also includes CDOT's I-70B Phase 6 and the 2nd Street Promenade all of which will advance the public interest/is for public purposes.
3. The State of Colorado has attempted to acquire the Property, which is necessary for the Project, by negotiation and purchase. The State has made bona fide offers, which the landowner has not accepted, and given that attempts at good faith negotiations have failed, the acquisition of the Property by condemnation of the Property is hereby specifically approved and authorized. The City Council having found that the Property to be acquired is for and to be used for necessary and proper public purposes.
4. In accordance with the prior Resolutions of the City Council the State has agreed to pay the compensation necessary or required to acquire the Property, and with that understanding and agreement the City Council does hereby and herewith authorize and direct the City Attorney to join the State in its filing of the necessary legal action(s) including initiation of a condemnation. Such authorization is according to Article XX of the Colorado Constitution, the City Charter and C.R.S. 38-1-101 *et. seq.*, to acquire and use the public improvement purposes. The City Attorney in consultation with and/or by and through the Attorney General is further authorized as necessary or required to seek immediate possession of the Property.

5. Interests to be acquired: Fee Simple, Permanent Multipurpose Easements, Permanent Sanitary Sewer Easements, Temporary Construction Easements.

Owner of record: AMDM LLC

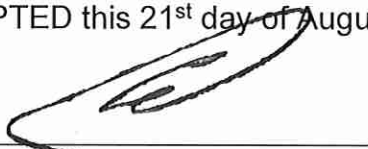
Legal Description: See attached legal descriptions.

6. The City Manager and/or the City Engineering Director, or designee(s) is (are) hereby authorized to amend the legal description(s) of the Property, the parcel(s) to be acquired and the nature of the interest(s) to be acquired, as necessary to accomplish the Project.

7. The Charter authorizes this Resolution, and the actions described. The Resolution shall be effective upon an affirmative vote of a majority of the City Council considering it.

Upon the Resolution becoming effective it shall be self-executing and shall be deemed an official act of the City Council of the City of Grand Junction, Colorado for the purposes stated therein and for all lawful purposes that may be construed thereunder.

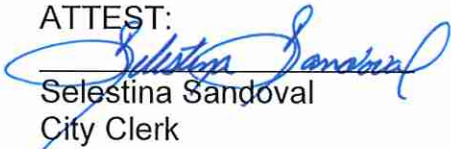
ADOPTED this 21st day of August 2024.



Abram Herman
President of the City Council



ATTEST:



Selestina Sandoval
City Clerk

EXHIBIT "A"

PROJECT CODE: 25460
PROJECT NUMBER: MTF M555-039
ADVANCE OF PLANS NUMBER: AP-12
DATE: JANUARY 4, 2024

LEGAL DESCRIPTION

A tract or parcel of land No. AP-12 of the Department of Transportation, State of Colorado, Project Code 25460, Project Number MTF M555-039, containing 23,815 square feet (0.547 acres), more or less, within GRAND JUNCTION, COLO. Plat of Part of Second Division Resurvey, as Amended. Reception Number 80773, in the SW 1/4 of Section 14, Township 1 South, Range 1 West, of the Ute Principal Meridian, in Mesa County, Colorado, said tract or parcel of land being more particularly described as follows compiled from Reception Numbers 2764254, 2764255, and 2764253 as recorded in the Mesa County Clerk and Records Office respectively:

East 10 feet of Lot 7 and the North 100 feet of Lots 8, 9, 10, 11 and 12 in
Block 143 of
CITY OF GRAND JUNCTION
(2764254)

AND

The South 25 feet of Lots 8 through 12 inclusive, in Block 143, of CITY OF GRAND
JUNCTION
(2764255)

AND

Beginning 56.5 feet East of the Northwest Corner of Lot
1 in Block 143 in the City of Grand Junction, thence
East to the Northeast Corner of the West 15 feet of
Lot 7 in Block 143, thence South to a point 1.2 feet
North of the Southeast corner of said West 15 feet of
Lot 7, thence North 41°09' West 164.9 feet, more or
less to the point of beginning.
(2764253)

The above described parcel contains 23,815 square feet (0.547 acres), more or less.

For and on the behalf of the
Colorado Department of Transportation
Brian K. Bowker, PLS 38122
222 South 6th Street, Room 317
Grand Junction, CO 81501

