RESOLUTION NO. 65-94

AUTHORIZING THE CONVEYANCE OF RIGHTS-OF-WAYS AND EASEMENTS
BY THE CITY OF GRAND JUNCTION
FOR THE UNITED STATES ARMY CORPS OF ENGINEERS
COLORADO RIVER FLOOD CONTROL LEVEE PROJECT

WHEREAS, the Colorado River in Grand Junction has a history of flooding and causing property damage; the Colorado River flood of 1984 required evacuations of homes and businesses and resulted in the declaration of a Presidential Disaster Area; and

WHEREAS, in accordance with Section 205 of the 1948 Flood Control Act, as amended, the City of Grand Junction has entered into a Local Cooperation Agreement with the United States Army Corps of Engineers for the construction of a flood control levee along the Colorado River between the Denver & Rio Grand Railroad Bridge and the Climax uranium mill tailings site at South 9th Street to avoid flood damage for approximately 100 acres of improved property in downtown Grand Junction; and

WHEREAS, in accordance with the Water Resources Development Act of 1986, the City must provide all lands, easements and rights-of-way necessary to construct, operate and maintain the levee; and

WHEREAS, the levee will cross certain real property owned by the City of Grand Junction; and

WHEREAS, the City Council has determined that the Colorado River Flood Control Levee Project and the conveyance of rights-of-ways and easements across City lands is necessary to preserve and protect the health, safety and welfare of the inhabitants of the City of Grand Junction.

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

1.   That the City Council hereby authorizes the City Manager to execute all documents necessary and appropriate to convey, unto the City of Grand Junction, all rights-of-ways and easements required across City lands to comply with the Water Resources Development Act of 1986 and to effectuate the construction, operation, maintenance and repair of the Colorado River Flood Control Levee Project.

PASSED and ADOPTED this 3rd day of August 1994.

Attest:

                                                              /s/ R.T. Mantlo
/s/ Stephanie Nye   President of the City Council
City Clerk