

RESOLUTION NO. 35-04

**A RESOLUTION AUTHORIZING THE PURCHASE
OF REAL PROPERTY FROM C&K OF MESA COUNTY LLC**

Recitals.

A. The City of Grand Junction has entered into a contract with C&K of Mesa County LLC, a Colorado Limited Liability Company, for the purchase by the City of certain real properties located within the preferred alignment of the Riverside Parkway. The street addresses of the properties are 2505 River Road, 2509 River Road and 2521 River Road and the respective Mesa County Assessor parcel numbers are 2945-103-28-005, 2945-103-28-006 and 2945-103-28-004.

B. The purchase agreement provides that on or before April 7, 2004, the City Council must ratify the purchase and the allocation of funds for all expenses required to effectuate the purchase of said properties.

C. Based on the advice and information provided by the City staff, the City Council finds that it is necessary and proper that the City purchase said properties.

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

1. The above described properties shall be purchased for a price of \$418,156.00. All actions heretofore taken by the officers, employees and agents of the City relating to the purchase of said properties which are consistent with the provisions of the negotiated Contract to Buy and Sell Real Estate and this Resolution are hereby ratified, approved and confirmed.

2. Said \$418,156.00 is authorized to be paid at closing, in exchange for conveyance of the fee simple title to the described parcels.

3. The officers, employees and agents of the City are hereby authorized and directed to take all actions necessary or appropriate to complete the purchase of the described properties. Specifically, City staff is directed to effectuate this Resolution and the existing Contract to Buy and Sell Real Estate, including the execution and delivery of such certificates and documents as may be necessary or desirable to complete the purchase for the stated price.

PASSED and ADOPTED this 21st day of April, 2004.

Attest:

/s/: Harry Butler
President of the Council Pro Tem

/s/: Stephanie Tuin
City Clerk