

ORDINANCE NUMBER 220

AN ORDINANCE AUTHORIZING THE TOWN OF HUGO, COLORADO TO SELL REAL ESTATE OWNED BY THE TOWN OF HUGO, COLORADO.

WHEREAS, the Town of Hugo, Colorado (hereinafter “the Town”) owns real estate described as a parcel of land located in the northwest quarter of Section 31, Township 10 South, Range 54 West of the Sixth Principal Meridian, Lincoln County, Colorado, being more particularly described as follows: Beginning at a point from whence the northeast corner of the northeast quarter of Section 31, Township 10 South, Range 54 West bears N87°14’24”E a distance of 3037.95 feet; thence S27°44’55”W a distance of 549.43 feet; thence N32°15’05”W a distance of 549.43 feet; thence N87°44’55”E a distance of 549.43 feet to the point of beginning containing in all 3.00 acres more or less, (hereinafter the “Subject Property”), this Subject Property is contained within the West Addition to the Town; and

WHEREAS, Colorado Revised Statutes 31-15-101(d) allows the Town to acquire, hold, lease and dispose of property, both real and personal; and

WHEREAS, Colorado Revised Statutes 31-15-713(b) allows the Town to dispose of, by ordinance, any real estate owned by the municipality upon such terms and conditions as the governing body may determine at a regular or special meeting; and

WHEREAS, the Town has entered into a contract to buy and sell real estate with NE Colorado Cellular, Incorporated, 1224 West Platte Avenue, Fort Morgan, Colorado 80701, dated August 14, 2006 for the sale of the Subject Property; and

WHEREAS, it would be in the best interests of the Town that said real estate be sold.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF HUGO, COLORADO:

Section 1. That the Mayor of the Town be and she is hereby authorized and empowered to make, execute and deliver a good and sufficient deed of conveyance for the Subject Property unto NE Colorado Cellular, Incorporated, such deed to be duly attested to by the Town Clerk, who shall affix the Official Seal of the Town thereon upon receipt by the Town of said cash purchase price in said sum of Nine Thousand Six Hundred and 00/100 Dollars.

Section 2. If any one or more sections of this ordinance shall be adjudged unenforceable or invalid, such judgment shall affect and invalidate the remaining provisions of this ordinance, it being the intention that the various provisions hereof are not severable.

Section 3. All acts, orders, resolutions, ordinances, or parts thereof, of the Town, that is inconsistent or in conflict with this ordinance is hereby repealed to the extent only of such inconsistency or conflict.

Section 4. The Town Clerk shall certify to the passage of this ordinance and make a copy of said ordinance, as adopted, available for inspection by the public during regular business hours.

ORDINANCE NUMBER 220
Page 2

INTRODUCED, READ, ADOPTED AND ORDERED PUBLISHED by the Board of Trustees of the Town of Hugo, Colorado, at a regular meeting held at the Town of Hugo, Colorado on the ninth day of October, 2006.

Terry W. Blevins; MAYOR PRO TEMPORE

ATTEST:

Garald L. Ensign; TOWN CLERK

Published October 19, 2006 in the Eastern Colorado Plainsman.