

ORDINANCE NO. 100 A

THE BOARD OF TRUSTEES OF THE TOWN OF STRATTON, KIT CARSON COUNTY, COLORADO, DOES HEREBY RESOLVE AND ORDAIN TO DONATE CERTAIN REAL PROPERTY AND ANY IMPROVEMENTS TO THE STRATTON AREA FOUNDATION, INC., A COLORADO NONPROFIT CORPORATION.

**Whereas**, the Town of Stratton, hereinafter referred to as the "Town", in the County of Kit Carson, and the State of Colorado, is the body corporate operating as a statutory town pursuant to the general statutes of the State of Colorado; and

**Whereas**, Colorado Revised Statutes 31-15-101(d) gives to a municipality the authority and power to convey and dispose of real property provided that the governing body of the municipality deems the conveyance to be in the best interest of the citizens of the municipality; and

**Whereas**, the Board has determined that the donation of land to the Stratton Area Foundation, Inc., and the resulting development of the property is in the best interests of the citizens of the Town of Stratton, both short term and long term;

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

**SECTION I. - CONVEYANCE OF REAL PROPERTY**

The Mayor and Town Clerk are authorized to enter into and execute a Quit Claim Deed from the Town to the Stratton Area Foundation, Inc., conveying the following described real property:

All of Block Ten (10), except the Southerly Ninety Six feet (S96') of the Westerly One Hundred Forty Feet (W140') of the said Block Ten (10), Stegman's Addition to Stratton, (formerly Claremont), Kit Carson County, Colorado.

**SECTION II. - SEPARABILITY**

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

**SECTION III. - REPEALER**

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ordinances, or parts thereof, of the Town that are inconsistent or in conflict with this Ordinance are hereby repealed to the extent only of such inconsistency or conflict.

**SECTION IV. - IMMEDIATE PASSAGE - EMERGENCY**

The Board of Trustees of the Town of Stratton has determined that if this Ordinance does not become effective immediately, the timing of the proposed use for the Property may be threatened. Accordingly, the Board finds that an emergency exists and declares that this Ordinance shall take effect immediately upon its passage.

Adopted and Approved this 24<sup>th</sup> day of August, 2017.

Signed Richard O. Mann  
Mayor



Signed Cynthia McCaffrey  
Town Clerk