

**CITY OF DELTA, COLORADO
ORDINANCE NO. 7, 2023**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DELTA
AUTHORIZING THE SALE OF 211 WEST 6TH STREET, DELTA

WHEREAS, the City of Delta (“City”) is a home rule municipality duly organized and existing under Article XX of the Colorado Constitution and the Delta Home Rule Charter (“Charter”), as amended, and pursuant to Section 3, Article I of the Charter, the City has all the power of local self-government and home rule and all power possible for a municipality to have under the Constitution and laws of the State of Colorado; and

WHEREAS, Section 141 of the Charter permits the City Council to sell City-owned property that is not presently used or presently needed for any public purpose; and

WHEREAS, the City owns certain real property in Delta County, Colorado described as set forth on Exhibit A attached hereto and incorporated by reference herein (the “Property”); and

WHEREAS, the City Council finds that the Property is not presently used or presently needed for any public purpose; and

WHEREAS, the City Council desires to approve the sale of the Property.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DELTA, COLORADO:

1. Recitals. The foregoing recitals are incorporated herein as findings and determinations of the City Council.
2. Sale Authorization. The City Council hereby authorizes the sale of the Property on the terms set forth in the Intergovernmental Agreement Regarding Purchase and Remodeling of New Property, Relocation of Delta Library and Acquisition of Carnegie Building among the City, Delta County, and Delta County Public Library District, dated April 12, 2022. The Mayor is authorized to execute the deed and such other and further documents as may be necessary to effectuate the closing and conveyance of the Property.
3. Severability. Each section of this Ordinance is an independent section and a holding of any section or part thereof to be unconstitutional, void or ineffective for any cause shall not be deemed to affect the validity or constitutionality of any other section or part thereof.
5. Effective Date. This Ordinance shall become effective thirty (30) days after final passage and publication pursuant to Section 19(c) of the Charter.

INTRODUCED on May 16, 2023, at which time copies were available to the Council and to those persons in attendance at the meeting, read by title, passed on first reading, and ordered published as required by the Charter.

CITY OF DELTA, COLORADO

By: /s/ Kevin Carlson
Mayor

ATTEST:

/s/ Jolene E. Nelson
City Clerk

INTRODUCED a second time at a meeting of the City Council on may 23, 2023, read by title and number, passed, approved, and ordered published as required by the Charter.

CITY OF DELTA, COLORADO

By: /s/ Kevin Carlson
Mayor

ATTEST:

/s/ Jolene E. Nelson
City Clerk

Exhibit A

PART OF BLOCK 20 OF THE ORIGINAL TOWNSITE OF DELTA, COLORADO, ACCORDING TO THE RECORDED PLAT THEREOF, DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHEAST CORNER OF SAID BLOCK 20 WHENCE THE SURVEY MONUMENT IN THE INTERSECTION OF FIFTH AND DODGE STREETS (AN EXISTING REBAR AND 1 1/2" DIA. METAL CAP BY PLS 10738 IN A RANGE BOX) BEARS NORTH 38°34'32" WEST 568.59 FEET, CONSIDERING THE LINE BETWEEN THE SAID MONUMENT IN THE INTERSECTION OF FIFTH AND DODGE STREETS AND THE MONUMENT IN THE INTERSECTION OF FIFTH AND COLUMBIA STREETS (AN EXISTING REBAR IN A RANGE BOX) TO BEAR NORTH 89°02'44" WEST FROM THE CITY OF DELTA CONTROL SYSTEM GRID, AND ALL OTHER BEARINGS TO BE RELATIVE THERETO; THENCE ON THE SOUTH LINE OF SAID BLOCK 20 NORTH 89°04'44" WEST, 105.00 FEET, THENCE PARALLEL WITH THE EAST LINE OF SAID BLOCK 20 NORTH 00°53'58" EAST 80.00 FEET; THENCE PARALLEL WITH THE SAID SOUTH LINE OF BLOCK 20 SOUTH 89°04'44" EAST 105.00 FEET TO THE SAID EAST LINE OF BLOCK 20; THENCE ON THE SAID EAST LINE OF BLOCK 20 SOUTH 00°53'58" WEST 80.00 FEET TO THE POINT OF BEGINNING.

TOGETHER WITH ANOTHER PART OF SAID BLOCK 20 DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHWEST CORNER OF THE AFORE-DESCRIBED PARCEL, BEING A POINT ON THE SAID SOUTH LINE OF BLOCK 20 WHENCE THE SAID SURVEY MONUMENT IN THE INTERSECTION OF FIFTH AND DODGE STREETS BEARS NORTH 29°24'12" WEST 508.31 FEET; THENCE ALONG THE SAID SOUTH LINE OF BLOCK 20 NORTH 89°04'44" WEST, 52.40 FEET; THENCE PERPENDICULAR TO THE SAID SOUTH LINE OF BLOCK 20 NORTH 00°55'16" EAST, 95.00 FEET; THENCE PARALLEL WITH THE SAID SOUTH LINE OF BLOCK 20 SOUTH 89°04'44" EAST, 65.50 FEET; THENCE PERPENDICULAR TO THE SAID SOUTH LINE OF BLOCK 20 SOUTH 00°55'16" WEST, 15.00 FEET TO THE NORTH LINE OF THE AFORE-DESCRIBED PARCEL; THENCE ON THE SAID NORTH AND WEST LINES OF THE AFORE-DESCRIBED PARCEL NORTH 89°04'44" WEST 13.13 FEET; AND SOUTH 00°53'58" WEST 80.00 FEET TO THE POINT OF BEGINNING, COUNTY OF DELTA, STATE OF COLORADO;

also known by street address as: 211 West 6th Street, Delta, Colorado, 81416.