

**TOWN OF BASALT, COLORADO  
ORDINANCE NO. 09  
SERIES OF 2009**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF BASALT,  
COLORADO, APPROVING A REAL PROPERTY LEASE AND PURCHASE  
AGREEMENT FOR PROPERTY LOCATED IN THE RIVER VIEW PLAZA  
CONDOMINIUM BUILDING, 100 ELK RUN DRIVE, BASALT, COLORADO**

RECITALS

1. The Police Department of the Town of Basalt presently leases office space at Basalt Fire Station 41, Lot 1 of the Basalt and Rural Fire Protection Subdivision Exemption.

2. The Basalt and Rural Fire Protection District plans to expand their existing facilities and needs the space presently occupied by the Police Department. The Town's lease of this space is due to expire on July 1, 2009.

3. There is an immediate need for office space for the Basalt Police Department.

4. Roaring Fork Professional Center, LLC ("RFPC") is the owner of units 102, 109, 111 and 115 in the River View Plaza Condominium Building, 100 Elk Run Drive, Basalt, CO, which it is willing to lease and sell to the Town of Basalt on the terms and conditions of the Real Property Lease and Purchase Agreement attached hereto as Exhibit A.

5. Pursuant to Article I, Section 1.3(E) of the Home Rule Charter, the Town Council is authorized to enter into lease-purchase agreements.

6. Pursuant to Article I, Section 1.3(G), the Town Council is authorized to acquire and lease real property by ordinance.

7. Pursuant to Article IV, Section 4.1 of the Home Rule Charter, the Town Council is authorized to make appropriations and to create indebtedness by ordinance.

8. The Town Council finds that it is in the best interests of the health, safety, and welfare of the Town of Basalt to acquire office space for the Town of Basalt Police Department, and that the Real Property Lease and Purchase Agreement attached hereto as Exhibit A satisfies this need on terms and conditions which are advantageous

Please return to:

TOWN OF BASALT  
101 Midland Avenue  
Basalt, CO 81621

to the Town of Basalt. The Town Council also finds that it is in the best interests of the Town to acquire this office space for the future needs of the Town in the event that the Police Department vacates this space.

NOW THEREFORE BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF BASALT, COLORADO, that the Real Property Lease and Purchase Agreement attached hereto as Exhibit A is hereby approved and the Mayor of the Town of Basalt is hereby authorized to execute such Agreement on behalf of the Town Council and to execute such ancillary documents as are necessary to fulfill the terms and conditions of the Agreement. Acquisition of the property is authorized for any public purpose. The Town Council hereby appropriates the funds necessary to fulfill the terms and conditions of the Agreement.

READ ON FIRST READING, ORDERED PUBLISHED, AND SET FOR PUBLIC HEARING TO BE HELD ON TUESDAY, JUNE 23, 2009, by a vote of 7 to 0, on June 9, 2009.

READ ON SECOND READING AND ADOPTED by a vote of 6 to 0 on June 23, 2009.

TOWN OF BASALT, COLORADO

By: \_\_\_\_\_  
Leroy Duroux, Mayor

ATTEST:

\_\_\_\_\_  
Pamela K Schilling, Town Clerk

Ord09-LeasePurchase-PoliceStation.doc

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