RESOLUTION NO. 10
SERIES OF 2013

INTRODUCED BY: RUSSELL STEWART
SECONDED BY: SCOTT ROSWELL

A
RESOLUTION
OF THE CITY COUNCIL
OF THE CITY OF CHERRY HILLS VILLAGE
APPROVING THE ACQUISITION OF 115 MEADE LANE CONSISTING OF APPROXIMATELY 2.12 ACRES MORE OR LESS

WHEREAS, pursuant to Section 1.3 of its Home Rule Charter and C.R.S. § 31-15-101(1)(d), the City of Cherry Hills Village ("Village") is authorized to acquire and sell real property; and

WHEREAS, the Village and HN Partners, LLC, a Colorado limited liability company ("HN Partners") entered into that certain Contract to Buy and Sell Real Estate dated May 7, 2013 (the "Purchase Contract"); and

WHEREAS, the Purchase Contract concerns that certain property generally known as 115 Meade Lane (the "Subject Property"); and

WHEREAS, the legal description of the Subject Property is attached to this Resolution as **Exhibit A** and is incorporated herein by reference; and

WHEREAS, HN Partners desires to sell the Subject Property to the Village for One Hundred Thousand Dollars ($100,000.00); and

WHEREAS, the Village desires to acquire the Subject Property on the terms and conditions set forth in the Purchase Contract; and

WHEREAS, the Purchase Contract contemplates a closing date of July 3, 2013; and

WHEREAS, the City Council declares the acquisition of the Subject Property as provided by this Resolution to be an exercise of its administrative power as provided by Colorado law.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHERRY HILLS VILLAGE, COLORADO THAT:

Section 1. Acceptance of Subject Property. The City Council hereby approves the acquisition of the Subject Property in accordance with the terms and conditions of the Purchase Contract, with the Village's acceptance of title to the Subject Property being contingent upon the General Warranty Deed to the Subject Property being recorded in the real property records of the Clerk and Recorder of Arapahoe County, Colorado at or following the closing scheduled for July 3, 2013.

Section 2. Execution of Documents. The Mayor, Mayor Pro-Tem, City Manager and City Clerk are authorized to execute all documents necessary to facilitate or complete the acquisition of the Subject Property, following the review and approval of all such documents as to form by the City Attorney.

Section 3. Effective Date. This Resolution shall be effective immediately.

Introduced, passed and adopted at the
regular meeting of the City Council this 18th day
of June, 2013, by a vote of 6 yes and 0 no.

(SEAL)

Douglas M. Tisdale, Mayor

ATTEST:

Laura Smith, City Clerk

Approved as to form:

Linda C. Michow, City Attorney

Exhibit A

LOT 2, BLOCK 2, CHERRY HILLS VILLAGE CENTER, TOGETHER WITH THE EAST 30 FEET OF VACATED MEADE LANE ADJACENT TO AND ABUTTING THE WESTERLY BOUNDARY OF LOT 2, AS DEPICTED AND DESCRIBED IN ORDINANCE NO. 1, SERIES 2012, AND RECORDED MAY 11, 2012 AT RECEPTION NO. D2051188, COUNTY OF ARAPAHOE, STATE OF COLORADO,

TOGETHER WITH ALL WATER AND WATER RIGHTS APPURTENANT TO THE PROPERTY DESCRIBED ABOVE, INCLUDING ALL DITCHES AND DITCH RIGHTS, WATER WELLS AND WELL RIGHTS,

AND TOGETHER WITH ALL ITS APPURTENANCES.

Also known by street and number as: 115 Meade Lane, Cherry Hills Village, Colorado, and by Arapahoe County Assessor Identification Number (AIN) 2077-12-2-09-004.