

RESOLUTION NO. 38

OF THE MONROSE COUNTY BOARD OF COUNTY COMMISSIONERS

CONCERNING: SURPLUS COUNTY PROPERTY in THE CITY OF MONTROSE

WHEREAS, the Board of County Commissioners considered the Surplus County Property in the City of Montrose at their regularly scheduled meeting on 7 June 2010.

WHEREAS, the Board of County Commissioners APPROVED the Surplus County Property in Olathe.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of the County of Montrose, State of Colorado that the Lots 3 and 4 of the Tri-State Subdivision, at E. Niagara and St. Mary's Drive, located within the City of Montrose is surplus County property and direct staff to take the necessary actions to dispose of the property is hereby APPROVED based on the following:

Findings of fact:

1. That the County has no practical, efficient or appropriate use for the property. (1998 Purchasing Policy, Disposal of Surplus Property, Section 2 A., at page 9)
2. That the BOCC declares the property to be surplus and that it is in the best interest of the County and its inhabitants to sell such property.
3. That the BOCC authorizes the sale of the property.
4. That the sale of the property to the Vista Charter School is authorized for the amount of \$595,000, which is the fair market value of the property as determined by appraisal performed by B&B Appraisal, Inc of Grand Junction, CO and dated 1 January 2010.
5. That Vista Charter School provides a broad public purpose in facilitating the education of children in Montrose County and that it is thus in the best interest of the County to sell the property to Vista Charter School for the agreed amount of \$595,000. (1998 Purchasing Policy, Disposal of Surplus Property, Section 3F, at page 9(a) and Section 6, page 9(b))
6. That the BOCC hereby approves the Contract to Buy and Sell Real Estate in the amount of \$595,000 by and between Vista Charter School and Montrose County, dated March 24, 2010, and the BOCC hereby approves the Closing Instruction Agreement, engaging Land Title Guarantee Company, dated March 24, 2010, for this real estate transaction, and that the BOCC hereby authorizes the Chair to sign both the Contract to Buy and Sell Real Estate and the Closing Instructions agreement on behalf of the BOCC.

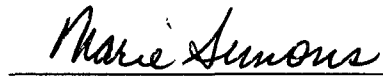
APPROVED AND ACCEPTED this 7th day of June, 2010

BOARD OF COUNTY COMMISSIONERS:



Chairman

ATTEST:



Deputy County Clerk

Cc: Applicant, File

