

ORDINANCE NO. 998

AN ORDINANCE OF THE CITY OF BURLINGTON, A HOME RULE CITY, KIT CARSON COUNTY COLORADO, APPROVING THE EXCHANGE OF REAL PROPERTY FOR SERVICES

WHEREAS, on August 26th, 2024 Daniel W. Grinnan submitted a written Real estate contract to exchange, Lot Seven (7), Block Four (4), Carousel Court Subdivision, Burlington, Kit Carson, Colorado, for services from the City of Burlington.

WHEREAS, the Mayor and City Clerk accepted the offer on August 26th, 2024.

NOW, THEREFORE, BE IT RESOLVED AND ORDAINED BY THE COUNCIL OF THE CITY OF BURLINGTON, COLORADO.

RECITALS:

1. Pursuant to the Charter and Code of the City of Burlington, the City of Burlington is authorized to take official action by Ordinance for certain matters where action is prescribed pursuant to the Colorado Revised Statutes as amended.
2. The City of Burlington is in a position to acquire, and has entered into a Real Estate Contract to acquire the following real property; Lot Seven (7), Block Four (4), Carousel Court Subdivision, Burlington, Kit Carson, Colorado, As Shown In That Plat Recorded July 10, 2020 At Document No. 00581296 And In Plat Book 13 At Page 10 Of The Kit Carson County, Colorado Records from Daniel W. Grinnan.
3. The purpose of the acquisition is to add the Property to the City of Burlington for open space or for other purposes deemed fit by the City of Burlington.
4. The property is a vacant lot, zoned residential.
5. The terms and provisions of the purchase are fully set forth in the Real Estate Contract dated August 26th, 2024 and is set for closing on March 4th, 2025.
6. The City of Burlington and Daniel W. Grinnan have negotiated a Real Estate Contract wherein the City agrees to install all curb and gutters on Rose Pony Way, Jasmine Street and Indian Pony Way as platted on the Final Plat of Carousel Court Subdivision to the City of Burlington, as is more fully described in the Real Estate Contract. In exchange, Daniel W. Grinnan will transfer all right, title and interest in the above described property to the City of

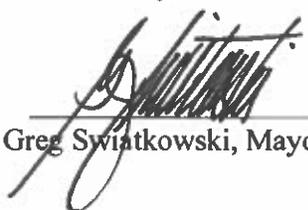
Burlington. Further, it is in the interest of all parties to proceed immediately with the closing of the transaction.

7. The City of Burlington finds that adoption of this ordinance is in the best interest of the citizens of the City of Burlington.
8. The City Council finds and declares that this ordinance is necessary for the immediate preservation of the public health or safety and, therefore, this Ordinance shall become effective five (5) days after publication thereof.

PASSED, ADOPTED and ORDERED PUBLISHED this 24th day of February 2025.

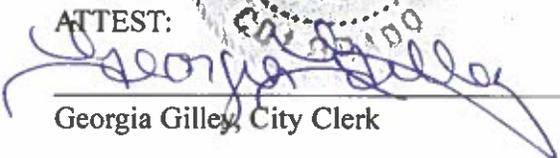
[SEAL]





Greg Swiatkowski, Mayor

ATTEST:



Georgia Gilley, City Clerk

STATE OF COLORADO)

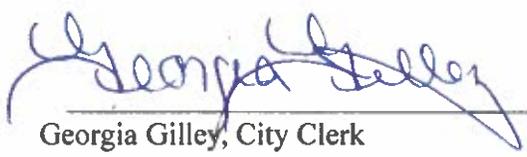
County of Kit Carson) ss.

City of Burlington)

CLERK'S CERTIFICATE

That I, Georgia Gilley, the official City Clerk of the City of Burlington, do by these presents, say that the foregoing Ordinance No. 998 was passed and adopted by the City Council of the City of Burlington on the 24th day of February 2025, and that the foregoing Ordinance is a true, correct and full copy of the Ordinance as shown in Ordinance Book 13 of the records of the City of Burlington, Burlington, Colorado.

Dated this 24th day of February 2025.



Georgia Gilley, City Clerk

Proof of Publication

STATE OF COLORADO)
) ss.
County of Kit Carson)

Thomas E. Bredehoff being duly sworn, deposes and says:

1. That he is publisher of The Record, a weekly newspaper printed and published in the town of Burlington, County of Kit Carson and State of Colorado.

2. That the said The Record is printed and published at regular intervals, one time each week on Thursday, and that it has a general circulation in the County of Kit Carson and elsewhere.

3. That the said The Record was established and has been printed and published in said County uninterruptedly and continuously during a period of at least fifty-two consecutive weeks next prior to the first issue thereof in which was published a legal notice entitled

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a copy of which is hereto attached.

4. That the said The Record is a weekly newspaper of general circulation, and is printed and published in whole or in part in the said County of Kit Carson in which said notice is required by law to be published, a copy of which is hereunto attached.

5. That the said The Record is a weekly newspaper within the meaning of "An Act Concerning Legal Notices, Advertisements and Publications and Fees of Printers and Publishers Thereof and to Repeal all Acts and Parts of Acts in Conflict with the Provisions of this Act," being Chapter 139 of the Session Laws of Colorado of 1923 as amended by Chapter 113 of the Session Laws of Colorado of 1931. The act amended and repealed by Chapter 139 of the Session Laws of Colorado of 1923 is Chapter 169 of the Session Laws of the State of Colorado of 1921, the same being sections 5392 to 5400, both inclusive, of the Compiled Laws of the State of Colorado of 1921.

6. That the said annexed notice was published in the regular and entire edition of The Record, a duly qualified weekly newspaper for that purpose, within the terms and meanings of the above named Acts.

7. That the said annexed notice is a full, true and correct copy of the original which was regularly published in each of the regular and entire issues of said newspaper, a legally qualified paper for that purpose,

for one (1) insertion and that the publication thereof was March 6, 2025.

Thomas E. Bredehoff Publisher

Subscribed and sworn to before me this 12th day of March, 2025.

Cynthia Hawks Notary Public

My commission expires 12/29/2026

CYNTHIA HAWKS
NOTARY PUBLIC - STATE OF COLORADO
NOTARY ID 20184038648
MY COMMISSION EXPIRES DEC 29, 2026

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WHEREAS, on August 26th, 2024, Daniel W. Grinnan submitted a written Real Estate Contract to exchange, Lot Seven (7), Block Four (4), Carousel Court Subdivision, Burlington, Kit Carson, Colorado, for services from the City of Burlington.

WHEREAS, the Mayor and City Clerk accepted the offer on August 26th, 2024.

NOW, THEREFORE, BE IT RESOLVED AND ORDAINED BY THE COUNCIL OF THE CITY OF BURLINGTON, COLORADO.

RECITALS:

1. Pursuant to the Charter and Code of the City of Burlington, the City of Burlington is authorized to take official action by Ordinance for certain matters where action is prescribed pursuant to the Colorado Revised Statutes as amended.

2. The City of Burlington is in a position to acquire, and has entered into a Real Estate Contract to acquire the following real property; Lot Seven (7), Block Four (4), Carousel Court Subdivision, Burlington, Kit Carson, Colorado, As Shown In That Plat Recorded July 10, 2020 At Document No. 00581296 And In Plat Book 13 At Page 10 Of The Kit Carson County, Colorado Records from Daniel W. Grinnan.

3. The purpose of the acquisition is to add the Property to the City of Burlington for open space

CLERK'S CERTIFICATE City of Burlington)

That I, Georgia Gilley, the official City Clerk of the City of Burlington, do by these presents, say that the foregoing Ordinance No. 998 was passed and adopted by the City Council of the City of Burlington on the 24th day of February 2025, and that the foregoing Ordinance is a true, correct and full copy of the Ordinance as shown in Ordinance Book 13 of the records of the City of Burlington, Burlington, Colorado.

Dated this 25th day of February 2025.

Georgia Gilley,
City Clerk
Published in The Record
Date published: March 6,
2025