

ORDINANCE NO. 32

Series 2023

**A BILL FOR AN ORDINANCE APPROVING THE F&D PLACER LEASE
BETWEEN THE TOWN OF BRECKENRIDGE AND THE BRECKENRIDGE
OUTDOOR EDUCATION CENTER.**

**(Approximately 38 acres of land generally described as the F & D Placer,
U.S.M.S. No. 16786)**

WHEREAS, the Town of Breckenridge owns approximately 38 acres of land located in Summit County, Colorado and generally described as the F&D Placer, U.S.M.S. 16786; and

WHEREAS, the Town Council has agreed to renew its long-term lease for the Town's F&D Placer property with the Breckenridge Outdoor Education Center, a Colorado non-profit corporation ("BOEC"); and

WHEREAS, a proposed Lease has been prepared by the Town Attorney and reviewed by the Town Council; and

WHEREAS, Section 15.4 of the Breckenridge Town Charter provides:

The council may lease, for such time as council shall determine, any real or personal property to or from any person, firm, corporation, public and private, governmental or otherwise.

and;

WHEREAS, the term of the proposed Lease with the BOEC exceeds one year in length; and

WHEREAS, Section 1-11-4 of the Breckenridge Town Code requires that any real estate lease entered into by the Town that exceeds one year in length must be approved by ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF BRECKENRIDGE, COLORADO:

Section 1. The F&D Placer Lease attached hereto as **Ex. A-1**, entitled "A Lease between the Town of Breckenridge and the Breckenridge Outdoor Education Center" is hereby approved, and the Town Manager is authorized, empowered, and directed to execute such agreement for and on behalf of the Town of Breckenridge.

Section 2. Minor changes to or amendments of the approved agreement may be made by the Town Attorney if the proposed changes or amendments do not substantially affect the consideration to be received or paid by the Town pursuant to the approved agreement, or the essential elements of the approved agreement.

Section 3. This ordinance shall be published and become effective as provided by Section 5.9 of the Breckenridge Town Charter.

INTRODUCED, READ ON FIRST READING, APPROVED AND ORDERED
PUBLISHED IN FULL this 26th day of September, 2023.

This ordinance was published in full on the Town of Breckenridge website on September 27, September 28, September 29, September 30 and October 1, 2023.

A public hearing on this ordinance was held on October 10, 2023.

READ, ADOPTED ON SECOND READING AND ORDERED PUBLISHED IN FULL ON THE TOWN'S WEBSITE this 10th day of October, 2023. A copy of this Ordinance is available for inspection in the office of the Town Clerk.

ATTEST:

TOWN OF BRECKENRIDGE

Helen Cospolich, CMC, Town Clerk

Eric S. Mamula, Mayor

APPROVED IN FORM

Town Attorney

Date

This Ordinance was published on the Town of Breckenridge website on October 12, October 13, October 14, October 15 and October 16, 2023. This ordinance shall become effective on November 15, 2023.