

ORDINANCE 11-05

INTRODUCED BY:

**AN ORDINANCE OF THE CITY COUNCIL OF
THE CITY OF CASTLE PINES APPROVING A LONG TERM LEASE WITH
CPN INVESTMENTS, LLC FOR MUNICIPAL PURPOSES AND
DECLARING AN EMERGENCY**

WHEREAS, C.R.S., Sections 31-15-801 and 31-15-713, authorize municipalities to enter into long term leasehold agreements subject to approval by ordinance; and

WHEREAS, by Ordinance No. 09-20, the City Council previously entered into a lease of certain real property with a street address of 7501 Village Square Drive, Suite 100, Castle Pines, Colorado 80108 (the "Premises") in excess of one year for purposes of securing municipal office space; and

WHEREAS, the City desires to lease additional space on the Premises and CPN Investments, LLC ("Landlord"), as the owner of the Premises, is willing to lease additional space on the Premises to the City for the municipal purposes stated herein; and

WHEREAS, the City is in immediate need of such additional office space, as additional employees are needed to perform municipal functions on behalf of the City.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CASTLE PINES, COLORADO:

Section 1. **Approval.** In accordance with C.R.S., Section 31-15-801, the City Council hereby approves a lease agreement by and between CPN Investments, LLC and the City of Castle Pines, in substantially the same form as is on file in the City office, 7501 Village Square Drive, Suite 100, Castle Pines, Colorado 80108.

Section 2. **Purpose.** The purpose of the lease agreement is for municipal purposes including municipal office space.

Section 3. **Severability.** Should any one or more sections or provisions of this Ordinance enacted hereby be judicially determined invalid or unenforceable, such judgment shall not affect, impair or invalidate the remaining provisions of this Ordinance, the intention being that the various sections and provisions are severable.

Section 4. **Repeal.** Any and all ordinances, resolutions, or codes or parts thereof in conflict or inconsistent herewith are, to the extent of such conflict or inconsistency, hereby

repealed; provided, however, that the repeal of any such ordinance, resolution, or code or part thereof shall not revive any other section or part of any ordinance, resolution, or code provision heretofore repealed or superseded and this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any ordinance or code hereby repealed prior to the taking effect of this ordinance.

Section 5. Emergency Declared. The City Council finds and determines that an emergency exists in that the City must secure additional office space for personnel on or before May 1, 2011, which date is in advance of the effective date of this Ordinance unless it becomes immediately effective upon adoption of City Council. Therefore, the City Council finds an emergency exists and this Ordinance is declared necessary for the immediate preservation of the public peace, health, and safety. This Ordinance shall therefore take effect immediately upon adoption as provided by law.

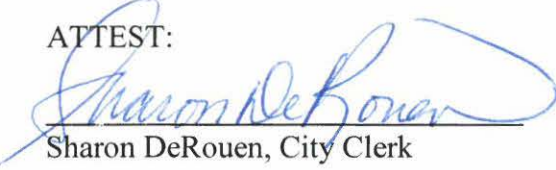
INTRODUCED, READ, AND PASSED, ON FIRST READING, AT A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF CASTLE PINES, COLORADO the 12th day April, 2011.

READ, AND PASSED, AND ADOPTED ON SECOND READING, AS AMENDED, AS AN EMERGENCY ORDINANCE AT A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF CASTLE PINES, COLORADO the 26th day April, 2011.

CITY OF CASTLE PINES:


Jeffrey T. Huff, Mayor

ATTEST:


Sharon DeRouen, City Clerk

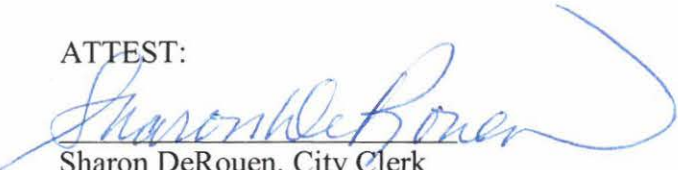
Approved as to form:


Linda C. Michow, City Attorney

CERTIFICATION OF PUBLICATION

I hereby attest and certify that the within and foregoing Ordinance was introduced and read on first reading as a emergency measure at a regular meeting of the Castle Pines City Council on April 12, 2011; published in full in the *Douglas County News-Press*; and finally passed and adopted by the City Council on April 26, 2011 following a duly noticed public meeting and ordered published by title only, with amendments if any, one time in the *Douglas County News-Press* on May 5, 2011.

ATTEST:


Sharon DeRouen, City Clerk