

RESOLUTION 24 – SERIES 2012

**A RESOLUTION AUTHORIZING MAYOR TO SIGN
MEMORANDUM OF UNDERSTANDING WITH SKI AND
SNOWBOARD CLUB VAIL**

WHEREAS, the Town of Minturn, in the County of Eagle and State of Colorado is a home rule municipal corporation duly organized and existing under the laws of the State of Colorado and the Town Charter; and

WHEREAS, the Ski and Snowboard Academy desires to construct a premier fitness center to provide an environment for increasing athletic performance where professional and amateur athletes are able to train; and

WHEREAS, Minturn desires to construct a recreation center where the general population of Minturn is able to participate in exercise for general fitness, recreation athletics and improving quality of life; and

WHEREAS, Minturn and the Ski and Snowboard Club have been in negotiations to plan and construct a facility at the Maloit Park campus on property owned by the Ski and Snowboard Club of Vail; and

WHEREAS, the Parties desire to enter into a memorandum of understanding to set forth an informal statement of intent for the design, operation, construction and financial contribution of the parties for a jointly owned facility that will serve as the Minturn Recreation Center.

NOW THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF MINTURN, COLORADO:

SECTION 1. The Mayor is authorized to sign the Memorandum of Understanding with the Ski and Snowboard Club of Vail and the Town and its officers and employees are authorized to perform under it on behalf of the Town of Minturn, according to its terms.

SECTION 2. If any part, section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this resolution; and the Town Council hereby declares it would have passed this resolution, and each part, section, subsection, sentence, clause or phrase thereof, regardless of the fact that any one or more parts, sections, subsections, sentences, clauses or phrases be declared invalid.

SECTION 3. The Town Council hereby finds, determines and declares that this Resolution is necessary and proper for the health, safety and welfare of the Town of Minturn and the inhabitants thereof.

SECTION 4. This Resolution shall not be effective until the Memorandum of Understanding is signed by the representatives of all the necessary parties thereto.

INTRODUCED, READ, APPROVED, ADOPTED AND RESOLVED THIS 19th DAY OF DECEMBER, 2012.

TOWN OF MINTURN, COLORADO

Harvey Fleharty
Mayor

ATTEST:

[Signature]
Town Clerk

