

**AN ORDINANCE OF THE GENERAL ASSEMBLY OF THE TOWN OF OPHIR,
COLORADO, AUTHORIZING THE SALE OF PUBLIC WORK VEHICLES AND
AUTHORIZING THE USE OF RESERVES TO PURCHASE OR LEASE A
PUBLIC WOKS VEHICLE FOR SNOW REMOVAL; AND AMENDING THE
2015 BUDGET IN CONNECTION THEREWITH**

WHEREAS, the Town of Ophir currently owns a 1985 John Deere grader and a 1975 International Truck and plow that are used for snow removal; and

WHEREAS, a heavy winter snowfall is forecast and the General Assembly finds that this old equipment should be replaced and sold; and

WHEREAS, a newer, used snow plow with articulating blade can be purchased for approximately \$60,000. Sufficient funds for such purchase are available in the Reserve Fund, to be replenished by proceeds from sale of the current snow removal equipment. The General Assembly also desires to authorize lease-purchase of the new snow plow and blade as an alternative financing mechanism.

**NOW, THEREFORE, BE IT ORDAINED BY THE GENERAL ASSEMBLY OF
TOWN OF OPHIR:**

Section 1. Purchase and Sale Authorized.

The Town Manager and Mayor are authorized and directed to (a) arrange for a purchase, upon recommendation of the Public Works Director, of a used snow removal vehicle and blade in an amount not to exceed \$60,000.00, and to contract with a mechanic or mechanics to inspect and pass such vehicle prior to purchase or lease; and (b) arrange for the sale of the Town's existing snow removal equipment.

Section 2. Budget Amended.

The 2015 Ophir Budget is hereby amended to transfer \$60,000.00 from the Reserve Fund, to a new appropriation line item in the General Fund, Snow Removal Equipment. Expenditure from such line item of up to \$60,000.00 for the purposes stated in Section 1 is hereby authorized. Net proceeds from equipment sale shall be deposited into the Reserve Fund.

Section 3. Lease-Purchase Authorized.

Upon motion and vote of the General Assembly, the Town Manager and Mayor are authorized as an alternative to lease to purchase a used snow removal vehicle, in which

case the unused balance of the Snow Removal Equipment line item shall be transferred back to the Reserve Fund, and adequate provision for lease payments shall be made in the 2016 General Fund Budget.

Section 4. Severability. If any section, paragraph, clause or provision of this Ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall in no manner affect any remaining provisions of this Ordinance.

Section 5. Repealer. All ordinances, resolutions or parts of ordinances or resolutions inconsistent herewith are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any ordinance or resolution or part of any ordinance or resolution heretofore repealed.


Section 6. Publication. After final adoption, public notice shall be served in the manner proscribed by the Town Charter and consistent with the Town's regular notice practices.

Section 7. Effective Date. The effective date of this Ordinance shall be immediately upon adoption.

Introduced, Read and Approved on First Reading by the General Assembly of the Town of Ophir on the _____ day of September, 2015.

Approved and Adopted on Second and Final Reading by the General Assembly of the Town of Ophir on the 20th day of Oct., 2015.

(SEAL)



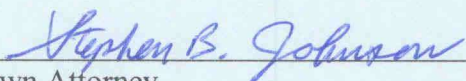
Mayor

ATTEST:



Town Clerk

APPROVED AS TO FORM:



Town Attorney