

**ORDINANCE NO. 2016-005**

**AN ORDINANCE APPROVING A LEASE-PURCHASE AGREEMENT BETWEEN THE TOWN OF CASTLE ROCK AND WELLS FARGO FINANCIAL LEASING INC. FOR GOLF COURSE EQUIPMENT**

**WHEREAS**, the Town of Castle Rock entered into a Master Equipment Lease-Purchase Agreement, in the form attached as *Exhibit 1*, with Wells Fargo Financial Leasing, Inc., and

**WHEREAS**, the Town of Castle Rock is in need of equipment as more fully identified in the Schedule to Master Equipment Lease-Purchase Agreement, attached as *Exhibit 2*, related to the operations of Red Hawk Golf Course; and

**WHEREAS**, L.L. Johnson Distributing Company (Toro) provided the lowest responsible bid for \$300,149; and

**WHEREAS**, the Town of Castle Rock and Wells Fargo Financial Leasing, Inc. have agreed to the terms and conditions of the Wells Fargo Lease-Purchase Agreement for the golf course maintenance equipment.

**NOW, THEREFORE, IT IS ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF CASTLE ROCK, COLORADO AS FOLLOWS:**

**Section 1. Approval.** The Lease-Purchase Agreement between the Town of Castle Rock and Wells Fargo Financial Leasing, Inc., *Exhibit 2*, is hereby approved. The Mayor and other proper Town officials are hereby authorized to execute the agreement by and on behalf of the Town of Castle Rock, Colorado.

**Section 2. Severability.** If any part or provision of this Ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of this Ordinance which can be given effect without the invalid provisions or application, and to this end the provisions of this Ordinance are declared to be severable.

**Section 3. Safety Clause.** The Town Council finds and declares that this Ordinance is promulgated and adopted for the public health, safety and welfare and this Ordinance bears a rational relation to the legislative object sought to be obtained.

**APPROVED ON FIRST READING** this 16<sup>th</sup> day of February, 2016 by a vote of - 6 - for and - 0 - against, after publication in compliance with Section 2.02.100.C of the Castle Rock Municipal Code; and

**PASSED, APPROVED AND ADOPTED ON SECOND AND FINAL READING** this 8<sup>th</sup> day of March, 2016, by the Town Council of the Town of Castle Rock by a vote of     for and     against.

**ATTEST:**

**TOWN OF CASTLE ROCK**

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Sally Misare, Town Clerk

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Paul Donahue, Mayor

**Approved as to form:**

**Approved as to content:**

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Robert J. Slentz, Town Attorney

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Jeff Brauer, Director of Parks & Recreation

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