

ORDINANCE NO. 1335

SERIES 2025

**AN ORDINANCE AUTHORIZING AND APPROVING AN ASSIGNMENT OF AN
AIRPORT LAND LEASE AND HANGAR DEVELOPMENT AGREEMENT
AT THE CORTEZ MUNICIPAL AIRPORT**

WHEREAS, the City of Cortez, Colorado (the “City”) is the owner and operator of the airport facility known as the Cortez Municipal Airport, located at 22874 County Road F, Cortez, Colorado 81321 (the “Airport”); and

WHEREAS, the City and Eli Tomac (“Assignor”) entered into an Airport Land Lease and Hangar Development Agreement on the 1st day of October, 2024 (the “Lease Agreement”), by which Assignor leases from the city at the Airport a tract of land in the East half of Section 8, T.35 N., R. 16 W., of New Mexico Principal Meridian, Montezuma County, Colorado, being more particularly described as follows:

North Hangar Lot #8

Measuring 95 feet wide by 80 feet deep

Totaling 7,600 square feet of land leased.

Together with access on, over, and across City's property for access to the leased land

(the “Leased Premises”); and

WHEREAS, Assignor desires to assign his interest in the Lease Agreement, including all of his right, title, interest and obligations thereunder, to EchoTango3 LLC, a Colorado limited liability company (“Assignee”); and

WHEREAS, the City desires to accept and approve the assignment by Assignor of his interest in the Airport Land Lease and Hangar Development Agreement to the Assignee pursuant to the Assignment of Airport Land Lease and Hangar Agreement that is attached hereto and incorporated herein as Exhibit 1.

NOW THEREFORE, BE IT ORDAINED BY THE CORTEZ CITY COUNCIL THAT this Ordinance No. 1335, Series 2025, an ordinance authorizing and approving an Assignment of Airport Land Lease and Hangar Development Agreement that is attached Exhibit 1, is hereby presented and adopted on First Reading this 12th day of August, 2025, and that the public hearing for the Second and Final Reading of this Ordinance is set for the 26th day of August, 2025, at the hour of 7:30 p.m.,

in the City Council Chambers in City Hall, Cortez, Colorado, at which time and place all persons may appear and be heard concerning the same.

REPEALER. All orders, bylaws, ordinances, and resolutions of the City, or parts thereof, inconsistent or in conflict with this Ordinance, are hereby repealed to the extent only of such inconsistency or conflict.

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 not affect any of the remaining provisions of this Ordinance, the intent being that the same are severable.

RECORDING AND AUTHENTICATION. Upon adoption hereof, this Ordinance shall be recorded in a book kept for that purpose and shall be authenticated by the signatures of the Mayor and the City Clerk.

EFFECTIVE DATE. This ordinance shall be effective upon publication after final passage on Second Reading.

PASSED, ADOPTED AND APPROVED ON FIRST READING THIS 12th DAY OF AUGUST, 2025.

CITY OF CORTEZ

ATTEST:


DANIELLE WELLS, CITY CLERK


RACHEL MEDINA, MAYOR

PASSED, ADOPTED AND APPROVED ON SECOND AND FINAL READING THIS 26th DAY OF AUGUST, 2025.

CITY OF CORTEZ

ATTEST:


DANIELLE WELLS, CITY CLERK


RACHEL MEDINA, MAYOR

APPROVED AS TO FORM:


J. PATRICK COLEMAN, CITY ATTORNEY