

RESOLUTION NO. 76-20

A RESOLUTION AUTHORIZING THE ACQUISITION OF A  
0.789-ACRE PROPERTY CONTAINING A PORTION OF  
THE SAND CREEK TRAIL THROUGH THE TRAILS, OPEN  
SPACE, AND PARKS (TOPS) PROGRAM

WHEREAS, the City of Colorado Springs ("City") Parks, Recreation and Cultural Services Department, through its Trails, Open Space and Parks Program ("TOPS"), has identified a privately-owned parcel containing an existing portion of the Sand Creek Trail for acquisition; and

WHEREAS, the Parks, Recreation, and Cultural Services Department has negotiated the acquisition of approximately 0.789 acres of property (the "Property"), legally described in Exhibit A, which is currently owned by Ridgeview Development LLC, Swat I LLC, and Rocolo I LLC (the "Sellers"); and

WHEREAS, on August 5, 2020, the TOPS Working Committee voted unanimously to recommend acquisition of the Property; and

WHEREAS, on August 13, 2020, the Parks, Recreation, and Cultural Services Advisory Board voted unanimously to recommend acquisition of the Property; and

WHEREAS, action now to acquire this property would provide legal public access through this section of trail and provide the safest route for trail users; and

WHEREAS, the City has obtained appraisals for the Property that support the purchase price of eighty-one thousand dollars (\$81,000) from the fund balance in the Trails, Open Space, and Parks (TOPS) Trails category as authorized by the City Code of the City of Colorado Springs, § 4.6.101, et seq. and § 4.6.201, et seq. to complete the real estate transaction.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COLORADO SPRINGS:**

Section 1. City Council finds the acquisition of the Property to provide safe, legal, public access to the Sand Creek Trail to be in the best interest of the citizens of Colorado Springs.

Section 2. Pursuant to the City of Colorado Springs Procedural Manual for the Acquisition and Disposition of Real Property Interests ("Real Estate Manual"), Section 4.1, City Council hereby authorizes the acquisition of the Property for a purchase price of eighty-one thousand dollars (\$81,000) which represents the fair market value of the Property.

Section 3. The City of Colorado Springs Real Estate Manager and the Parks, Recreation, and Cultural Services Director are authorized to execute any and all documents necessary to complete the acquisition, in accord and compliance with the Real Estate Manual.

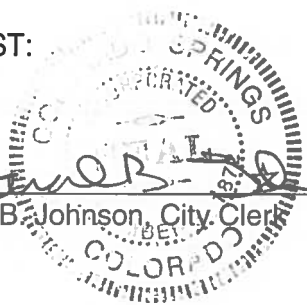
Section 4. This Resolution shall be in full force and effect immediately upon its adoption.

Dated at Colorado Springs, Colorado this 8<sup>th</sup> day of September 2020.



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Council President

ATTEST:



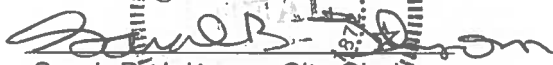
  
Sarah B. Johnson, City Clerk

Exhibit A: Legal Description

PT OF NE4NW4 SEC 17-13-65 LY NLY OF TRS CONV BY REC# 202132906 & 202132907,  
EX THAT PT CONV BY REC# 204142950, TOG W/THAT PT CONV BY REC# 204142953, EX  
PT PLATTED TO DUBLIN BOULEVARD FIL NO 4 & PETERSON ROAD AT INDIGO RANCH  
FIL NO 1, EX THAT PT CONV BY REC #208010540

El Paso County Tax Schedule Number

53172-00-023