

**A RESOLUTION AUTHORIZING THE ACQUISITION OF  
PROPERTY OWNED BY ROBERT W. AND DIANA Y.  
DUNCAN FOR THE WOODMEN ROAD CORRIDOR  
IMPROVEMENTS PROJECT**

**WHEREAS**, the Pike Peak Rural Transportation Authority (PPRTA) approved the Woodmen Road Corridor Improvements Project during 2005-2014; and

**WHEREAS**, in coordination with PPRTA, the City of Colorado Springs will hold title to the real property acquired for the Woodmen Road Corridor Improvements Project; and

**WHEREAS**, certain property acquisitions have been identified for the Woodmen Road Corridor Improvements Project, including the record property owned by Robert W. and Diana Y. Duncan, consisting of a 2.885 acre parcel of land commonly known as 3038 East Woodmen Road and which is shown on Exhibit A, attached hereto and made a part hereof (the "Property"); and

**WHEREAS**, the acquisition of the Property is in the public interest and is needed for the construction of the Woodmen Road Corridor Improvements Project; and

**WHEREAS**, the proposed acquisition is subject to the procedures of The City of Colorado Springs Procedure Manual for the Acquisition and Disposition of Real Property Interests ("Real Estate Manual"), and State and Federal Guidelines; and

**WHEREAS**, pursuant to the Real Estate Manual and City Code §7.7.1802, City Council must approve property acquisitions if the total acquisition amount of the property interest acquired in the transaction exceeds \$50,000; and

**WHEREAS**, the Woodmen Road Corridor Improvements Project is federally funded in part; and

**WHEREAS**, an appraised Fair Market Value of \$175,000 for the proposed purchase price of the Property resulted from the Federal aid review process conducted by the Colorado Department of Transportation (CDOT); and

**WHEREAS**, Robert W. and Diana Y. Duncan desire to accept the City's Fair Market Value amount of \$175,000, as the purchase price for the Property; and

**WHEREAS**, the Public Works Department requests City Council's approval of the purchase of the Property in accordance with an executed Real Estate Purchase Agreement.

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

Section 1. City Council hereby authorizes the acquisition of the Property from Robert W. and Diana Y. Duncan for the purchase price of \$175,000, in accordance with the executed Real Estate Purchase Agreement as described on Exhibit B attached hereto and made a part hereof, and in connection with the PPRTA-approved Woodmen Road Corridor Improvements Project.

Section 2. The City's Real Estate Services Manager is authorized to execute all documents necessary to complete the acquisition of the Property from Robert W. and Diana Y. Duncan, and comply with the Real Estate Manual.

DATED at Colorado Springs, Colorado, this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

ATTEST:

\_\_\_\_\_  
Keith King, Council President

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Sarah B. Johnson, City Clerk