

RESOLUTION NO. _____ - 17

A RESOLUTION ACCEPTING A DONATION OF APPROXIMATELY 12.867 ACRES OF REAL PROPERTY FROM CLOUD FAMILY PARTNERSHIP, LLLP TO THE CITY OF COLORADO SPRINGS

WHEREAS, Cloud Family Partnership, LLLP (“Cloud”), is the owner of a parcel of real property that consists of approximately 12.867 acres, and is a portion of El Paso County Tax Schedule Number 64130-00-116 (the “Property”); and

WHEREAS, the Flood Control – Colorado Springs Sand Creek/Platte Avenue Bridge Stabilization Project (“Project”) is of great benefit to the citizens of the City of Colorado Springs, El Paso County and the State of Colorado and will enhance the safety and quality of life of the citizens of the City of Colorado Springs (“City”); and

WHEREAS, Cloud desires to convey the Property to the City without consideration, for the benefit of the City, to be used for the Project; and

WHEREAS, Cloud desires the conveyance to be acknowledged as a donation in accordance with Section 4.4 of Chapter 4 of *The City of Colorado Springs Procedure Manual for the Acquisition and Disposition of Real Property Interests* (the “RES Manual”); and

WHEREAS, pursuant to said Section 4.4 of the RES Manual, City Council must accept donations of real property by resolution; and

WHEREAS, City staff recommends that the City Council accept the donation of the Property for use as part of the Project.

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

Section 1. City Council hereby finds that acceptance of the donation of the Property as described in Exhibit A and depicted in Exhibit B, both of which are attached hereto and incorporated herein, for the use of its Water Resources Engineering Division, as a part of the Flood Control – Colorado Springs Sand Creek/Platte Avenue Bridge Stabilization Project, is in the best interest of the City of Colorado Springs.

Section 2. In accordance with Chapter 4, Section 4.4 of *The City of Colorado Springs Procedure Manual for the Acquisition and Disposition of Real Property Interests*, City Council hereby accepts the donation of the Property to the City.

Section 3. The City's Real Estate Services Manager is hereby authorized to execute all documents necessary to effectuate Closing and, following Closing, the donation of the Property from Cloud Family Partnership, LLLP to the City.

Dated at Colorado Springs, Colorado this ____ day of October, 2017.

Council President

ATTEST:

Sarah B. Johnson, City Clerk

Attachments:

Exhibit C – Property Map
Legal Description – Cloud Parcel – Exhibit A and B