

**A RESOLUTION AUTHORIZING THE ACCEPTANCE OF A
DONATION TO THE CITY OF COLORADO SPRINGS OF
A 9.46 ACRE PARCEL OF PROPERTY FROM
FIRSTBANK**

WHEREAS, FirstBank owns approximately 9.46 acres of vacant land and known as Tax Schedule Number 6206100002 (the "Property"); and

WHEREAS, the City of Colorado Springs ("City") is the fee owner of that certain adjacent real property consisting of approximately 89 acres and known as Tax Schedule Number 6200000498, and identified as the Northgate Open Space; and

WHEREAS, on November 10, 2010, FirstBank conveyed to the Board of County Commissioners of El Paso County, Colorado ("El Paso County") a Deed of Conservation Easement, recorded as Instrument Number 210114261 in the El Paso County Office of the Clerk & Recorder, for the purpose of perpetual stewardship of the conservation values of the Property; and

WHEREAS, FirstBank desires to donate the Property to the City to enhance and extend the open space values of the existing Northgate Open Space; and

WHEREAS, the Property possesses natural, scenic, open space, aesthetic, ecological, and environmental values of great importance to the citizens of the City, El Paso County, and the State of Colorado which are worthy of preservation and protection; and

WHEREAS, the City's Trails, Open Space and Parks Advisory Committee and the City's Parks and Recreation Advisory Board both support the continued preservation of the Property and the acceptance of the Property into City ownership; and

WHEREAS, Pursuant to Section 4.4 of Chapter 4 of *The City of Colorado Springs Procedure Manual for the Acquisition and Disposition of Real Property Interests* requires City Council authorization and acceptance of a donation of property if the donor elects to report the donation to the Internal Revenue Service; and

WHEREAS, the City's Parks, Recreation and Cultural Services Department recommends to City Council authorization and approval for the City's Real Estate Services Manager to enter into a contract, subject to the terms, conditions and restrictions listed below, for donation of the Property to the City.

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

Section 1. City Council finds that the Property has important natural, scenic, open space, aesthetic, ecological, and environmental values that will enhance and extend the open space values of the existing City owned-Northgate Open Space.

Section 2. In accord 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 authorizes and accepts the donation of the Property to the City.

Section 3. The City's Real Estate Services Manager is authorized to execute all documents necessary to complete the Real Estate Donation of Property Agreement with FirstBank, and for City staff to prepare and execute any documentation required by the Internal Revenue Service in acknowledgement of the charitable contribution.

DATED at Colorado Springs, Colorado, this ____ day of _____, 2015.

Council President

ATTEST:

Sarah B. Johnson, City Clerk