

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING THE ACQUISITION OF
TEMPORARY AND PERMANENT EASEMENTS ON
PROPERTY OWNED BY CLOUD FAMILY PARTNERSHIP,
LLLP FOR THE HIGHLINE TRANSMISSION MAIN
PROJECT IMPROVEMENTS**

WHEREAS, the Cloud Family Partnership, LLLP is the record owner of certain property located at 5175 E. Platte Avenue in Colorado Springs, which consists of undeveloped land, currently being used as a flea market (the "Property"); and

WHEREAS, Colorado Springs Utilities has identified certain temporary construction and permanent easement corridors, consisting of 4.95 and 9.69 acres, respectively, through the Property as needed for the construction of its Highline Transmission Main 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

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 proposed purchase price of the temporary construction and permanent easements through the Property is \$307,190; and

WHEREAS, Colorado Springs Utilities requests City Council's approval of the purchase of the temporary construction and permanent easements on the Property in accordance with the Memorandum of Agreement, attached hereto as Exhibit A and made a part hereof (the "Memorandum of 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 temporary construction and permanent easements on the Property from Cloud Family Partnership, LLLP, for the purchase price of \$307,190, in accordance with the Memorandum of Agreement.

Section 2. The City's Real Estate Services Manager is authorized to execute all documents necessary to complete the acquisition of the Property and comply with the Real Estate Manual.

DATED at Colorado Springs, Colorado, this _____ day of _____,
2014.

ATTEST:

Keith King, Council President

Sarah B. Johnson, City Clerk