

RESOLUTION NO. ____-17

A RESOLUTION FINDING A PUBLIC PURPOSE IN A SHORT-TERM LEASE TO RYAN B. ROBERTS OF LESS THAN FAIR MARKET VALUE FOR PROPERTY PURCHASED AS PART OF THE SOUTHERN DELIVERY SYSTEM PROJECT

WHEREAS, Colorado Springs Utilities (“Utilities”) initially funded the design of the Southern Delivery System Project (the “Project”); and

WHEREAS, on behalf of Utilities, the City of Colorado Springs holds title to the real property acquired for the Project; and

WHEREAS, certain property acquisitions have been authorized by the Colorado Springs City Council (“City Council”), including property owned by Ryan B. Roberts and commonly known as 13110 Bradley Road, Colorado Springs, Colorado 80928 (the “Property”); and

WHEREAS, the acquisition of the Property is in the public interest and is needed for the construction of the Project; and

WHEREAS, Ryan B. Roberts has requested to occupy and possess the Property on a temporary basis in order to allow time to relocate to a new home; and

WHEREAS, Colorado Springs Utilities requests approval to enter into a temporary and revocable lease agreement for the Property with Ryan B. Roberts at a rental rate below fair market value for a term ending September 30, 2017; and

WHEREAS, pursuant to The City of Colorado Springs Procedure Manual for the Acquisition and Disposition of Real Property Interests (“RES Manual”) and City Charter §10-100, the City Council shall make certain findings regarding a public purpose for a below-market lease that shall be revocable at any time.

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

Section 1. In accordance with §10.2(d)(iii)(2) of the RES Manual, City Council hereby finds a public purpose in granting a temporary and revocable lease agreement to Ryan B. Roberts for the use of the Property at a rental rate below fair market value for a term ending September 30, 2017.

Section 2. The City's Real Estate Services Manager is authorized to execute all documents necessary to enter into a temporary and revocable lease agreement with Ryan B. Roberts for rental of the Property at a rental rate below fair market value and for a term ending September 30, 2017. Ryan B. Roberts will be responsible for obtaining insurance for all contents of the house and paying all utility bills during the term of the lease agreement.

DATED at Colorado Springs, Colorado, this _____ day of _____, 2017.

Council President

ATTEST:

Sarah B. Johnson, City Clerk