



## Legislation Details (With Text)

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**File #:** 18-0196      **Version:** 2      **Name:**  
**Type:** Ordinance      **Status:** Mayor's Office  
**File created:** 4/9/2018      **In control:** City Council  
**On agenda:** 5/22/2018      **Final action:** 5/22/2018  
**Title:** Ordinance No. 18-45 amending Ordinance No. 17-116 (2018 Appropriation Ordinance) for a supplemental appropriation to the Trails, Open Space and Parks (TOPS) Fund in the amount of \$139,000 for acquisition of approximately 31.918 acres owned by Jacob Snell and Shantell Snell for the purpose of public open space and trails as an extension of Cheyenne Mountain State Park

**Presenter:**  
Britt Haley, Design and Development Manager / TOPS Program Manager  
David Deitemeyer, Senior Landscape Architect

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. 4-23-18 - Snell Appropriation Ordinance - FINAL, 2. Signed Ordinance 18-45

Date	Ver.	Action By	Action	Result
5/22/2018	1	City Council	finally passed	Pass
5/8/2018	1	City Council	approved on first reading	Pass
4/23/2018	1	Council Work Session	referred	

Ordinance No. 18-45 amending Ordinance No. 17-116 (2018 Appropriation Ordinance) for a supplemental appropriation to the Trails, Open Space and Parks (TOPS) Fund in the amount of \$139,000 for acquisition of approximately 31.918 acres owned by Jacob Snell and Shantell Snell for the purpose of public open space and trails as an extension of Cheyenne Mountain State Park

**Presenter:**

Britt Haley, Design and Development Manager / TOPS Program Manager  
David Deitemeyer, Senior Landscape Architect

**Summary:**

The attached ordinance is a supplemental appropriation for the Trails, Open Space and Parks (TOPS) Fund in the amount of \$135,500, plus \$3,500 in real estate transaction costs for acquisition of approximately 31.918 acres and associated permanent access easement owned by Jacob Snell and Shantell Snell for the purpose of public open space and trails as an extension of Cheyenne Mountain State Park.

**Previous Council Action:**

N/A

**Background:**

The Snell parcel, more specifically known as Tax Schedule Number 75000-00-244, consists of approximately 40.25 acres. The Snell's desire is to sell 31.918 acre while retaining 8.33 acres and a home site for their private ownership. The property is located west of Highway 115 at the terminus of Rock Creek Canyon Road and adjacent to Cheyenne Mountain State Park.

The 2014 Park System Master Plan identifies this area as an open space candidate. This area has some of the highest natural resource values in our community including unique geology, wildlife habitat and forests. The TOPS Program partnered with Colorado State Parks in 2001 to acquire the original 1,600-acre Cheyenne Mountain State Park. Between 2008-2011 and in 2016, the City purchased additional property to the west of the Park to provide trail connections to the top of Cheyenne Mountain. The property provides an opportunity to advance the future development of the Cheyenne Mountain Heritage Trail, offering a truly unique trail experience circumnavigating the base of Cheyenne Mountain.

Colorado Parks and Wildlife has agreed to manage, maintain and operate the property. This management responsibility is consistent with other City owned property that comprises Cheyenne Mountain State Park. Public access to the property would be provided through Cheyenne Mountain State Park, via the existing trail system within the Park.

Acquisition of the Snell property would include a permanent access easement through the 8.33-acres of property to remain in private ownership by the Snell's. The easement will serve as ingress/egress for management and maintenance purposes

The Snell's have agreed to sell the property and associated permanent access easement for \$135,500, contingent on City Council approval. The acquisition will be purchased with TOPS Open Space funds.

This item supports the City's strategic goal relating to investing in infrastructure by expanding the green infrastructure of the community through the addition of park land.

#### **Financial Implications:**

Acquisition of the Property will require funding of \$135,500, plus \$3,500 in real estate transaction costs from the TOPS Open Space Category.

Colorado State Parks will be responsible for management, operations and maintenance the Property. The City will amend the current Cheyenne Mountain Management Agreement between the City of Colorado Springs and Colorado State Parks to include the property.

#### **Board/Commission Recommendation:**

On April 4th, 2018 the TOPS Working Committee voted unanimously to support the acquisition of the property for the amount of \$135,500 with the TOPS Open Space funds. On April 12th, 2018, the Parks and Recreation Advisory Board voted unanimously to support the acquisition of the property for the amount of \$135,500 with the TOPS Open Space funds.

#### **Stakeholder Process:**

The TOPS Working Committee meetings and Parks and Recreation Advisory Board meetings provide opportunities for public comment. In addition, TOPS staff has met with the manager of the Cheyenne Mountain State Park who supports the acquisition of the property.

**Alternatives:**

City Council could decline to approve the acquisition of the property.

**Proposed Motion:**

Move approval of the attached ordinance approving a supplemental appropriation to the Trails, Open Space and Parks (TOPS) Fund in the amount of \$135,500, plus \$3,500 in real estate transaction costs for the acquisition of approximately 31.918 acres and associated permanent access easement, owned by Jacob Snell and Shantell Snell for the purpose of public open space and trails as an extension of Cheyenne Mountain State Park.

An Ordinance Amending Ordinance No. 17-116 (2018 Appropriation Ordinance) for a Supplemental Appropriation to the Trails, Open Space and Parks (TOPS) Fund in the Amount of \$139,000 for Acquisition of Approximately 31.918 acres Owned by Jacob Snell and Shantell Snell for the Purpose of Public Open space and Trails as an Extension of Cheyenne Mountain State Park.