



## Legislation Details (With Text)

**File #:** 18-0501      **Version:** 1      **Name:**  
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**On agenda:** 10/23/2018      **Final action:** 10/23/2018  
**Title:** A Resolution for Acquisition of Real Property from homeowners affected by the 2015 landslide events to the City of Colorado Springs

**Presenter:**  
Gordon Brenner, City Office of Emergency Management Recovery Coordinator  
Darlene Kennedy, City Real Estate Services Manager  
Jennifer Vance, City Finance Grants Program Manager

### Sponsors:

### Indexes:

### Code sections:

**Attachments:** 1. Resolution for Acquisition, 2. 4860 Broadmoor Bluffs\_Ex A.pdf, 3. 4880 Broadmoor Bluffs\_Ex B.pdf, 4. 4890 Broadmoor Bluffs\_Ex C.pdf, 5. 18-0501\_Landslide\_Acquisition\_HMGP\_20181002, 6. Signed Resolution 112-18

Date	Ver.	Action By	Action	Result
10/23/2018	1	City Council	adopted	Pass
10/8/2018	1	Council Work Session	referred	

A Resolution for Acquisition of Real Property from homeowners affected by the 2015 landslide events to the City of Colorado Springs

### Presenter:

Gordon Brenner, City Office of Emergency Management Recovery Coordinator  
Darlene Kennedy, City Real Estate Services Manager  
Jennifer Vance, City Finance Grants Program Manager

### Summary:

The attached Resolution is to authorize the acquisition of properties affected by landslides in certain areas within the southwest portion of Colorado Springs. The landslides were a result of significant rainfall and flooding in 2013 and 2015, which ultimately led to Presidential Major Disaster Declarations DR-4145 and DR-4229. Funding for the acquisitions is from the Federal Emergency Management Agency (FEMA) Hazard Mitigation Grant Program (HMGP) totaling \$5,940,000.

### Previous Council Action:

Approval of City Ordinance 17-78 on September 12, 2017.

### Background:

City Council approved City Ordinance 17-78 on September 12, 2017, to provide supplemental

appropriations to the Grant Fund in order to authorize the spending of the \$5,940,000 FEMA HMGP funding. The funding was authorized by FEMA at the request of Colorado Department of Homeland Security and Emergency Management to acquire properties affected by landslides.

The attached Resolution is to authorize the acquisition of several of the properties affected by landslides in certain areas within the southwest portion of Colorado Springs. The landslides were a result of significant rainfall and flooding in 2013 and 2015, which ultimately led to Presidential Major Disaster Declarations DR-4145 and DR-4229.

The City has been awarded a grant from the Federal Emergency Management Agency (FEMA) Hazard Mitigation Grant Program (HMGP), which consists of an allocation of \$5,940,000 for the voluntary property acquisitions and demolitions of the existing residential structures. The purpose of the FEMA HMGP is to help communities implement hazard mitigation measures following a Presidential major disaster declaration.

The following properties have been identified for acquisition and demolition by the City of Colorado Springs acting pursuant to the FEMA HMGP administered by the Colorado Division of Homeland Security and Emergency Management (DHSEM):

- 4860 Broadmoor Bluffs Drive (Exhibit A)
- 4880 Broadmoor Bluffs Drive (Exhibit B)
- 4890 Broadmoor Bluffs Drive (Exhibit C)

After the completion of acquisition and demolition, the properties will be converted to open space, administered by City Parks, Recreation, and Cultural Services, pursuant to the FEMA HMGP requirements.

Section 4.1 of *The City of Colorado Springs Procedure Manual for the Acquisition and Disposition of Real Property Interests* ("Real Estate Manual") and City Code Section 7.7.1802 require City Council approval of the acquisition of a real property interest if the total acquisition amount exceeds \$50,000.00. The fair market value for the Properties is estimated to be over \$50,000 for each property and is based on real estate appraisals that were completed by an independent real estate appraiser.

The FEMA HMGP requires a 25% local match; the Property owners have agreed to be responsible for this local match. The City is providing a portion of the match through the hourly wages of City employees who are involved in administering and managing the HMGP. Some additional "soft match" may be provided through voluntary agency efforts to remove building materials that are reusable or recyclable. This will vary from property to property.

The City's Office of Emergency Management requests the approval of City Council to purchase the Properties, contingent on FEMA's and Colorado DHSEM's approval for each acquisition.

#### **Financial Implications:**

There is no impact to the City's General Fund, or other funds with the exception of the added appropriation to the Grants Fund as requested by this action. The Hazard Mitigation Grant Program required local match of 25% or \$1,980,948.75 will be met by in-kind contribution of City staff efforts, soft match through work by voluntary agencies, as well as through a reduction of offer to the affected property owners during acquisition.

**Board/Commission Recommendation:**

N/A

**Stakeholder Process:**

N/A

**Alternatives:**

N/A

**Proposed Motion:**

A Resolution for Acquisition of Real Property from homeowners affected by the 2015 landslide events to the City of Colorado Springs.

N/A