



## Legislation Details (With Text)

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**File #:** 19-090      **Version:** 1      **Name:**  
**Type:** Resolution      **Status:** Mayor's Office  
**File created:** 1/31/2019      **In control:** City Council  
**On agenda:** 3/12/2019      **Final action:** 3/12/2019  
**Title:** A resolution acknowledging acceptance of a donation of a 4.213-acre parcel near Cowpoke Road from David D. Jenkins to the City of Colorado Springs.

**Presenter:**  
Jeff Dunn, City Water Resources Engineering Project Manager.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Exhibit A, 2. Norwood Donation for Council.pdf, 3. Resolution.pdf, 4. Signed Resolution 33-19

Date	Ver.	Action By	Action	Result
3/12/2019	1	City Council	adopted	Pass
2/25/2019	1	Council Work Session	referred	

A resolution acknowledging acceptance of a donation of a 4.213-acre parcel near Cowpoke Road from David D. Jenkins to the City of Colorado Springs.

**Presenter:**

Jeff Dunn, City Water Resources Engineering Project Manager.

**Summary:**

In connection with its obligation under the Intergovernmental Agreement ("IGA") between the City of Colorado Springs ("City") and Pueblo County, the City seeks to acquire a 4.213-acre parcel for the purpose of constructing a Regional Flood Control ("Pond PR-2") Stormwater Impoundment in Cottonwood Creek. The property owner, David D. Jenkins, has agreed to donate the 4.213 acres in-fee simple interest ("Property") to the City which is located along a portion of the most southerly boundary line of the owner's parcel of land (TSN 5200000406, 113.8 acres). Please see attached exhibit A, the legal description of the Property being donated.

**Previous Council Action:**

N/A

**Background:**

As part of the IGA, the City is required to complete defined stormwater projects. Pond PR-2 is one of several of the detailed flood control facilities located within the Cottonwood Creek drainage basin. The Property is required in order to construct the Pond PR-2 project and will provide storm water flood control for a six (6) square mile watershed which is approximately 85% developed. The Pond

will impound storm water runoff to reduce discharge rates during a 100-year storm event. The functionality of this facility requires that a significant portion of the pond be constructed on the Property in order to attenuate storm water runoff and mitigate further channel erosion. The existing channel contained within the property is incised with vertical embankments. The channel will be regraded and reconstructed with three grade control structures, channel bed widening and reduction of channel side slopes to reduce the erosive potential of stormwater runoff within the channel. The Water Resources Engineering Division of the Public Works Department requests that City Council adopt the attached resolution for acquisition of the Property. The attached resolution authorizes the City's Real Estate Services Manager to execute all documents necessary to complete the acquisition of the property to the City. This item supports the City's strategic goal of investing in infrastructure.

**Financial Implications:**

Should the donated land not be accepted by City Council, the City will have to identify and purchase other property which will unnecessarily delay project completion and increase project expenditures.

**Board/Commission Recommendation:**

N/A

**Stakeholder Process:**

N/A

**Alternatives:**

City Council could decline to adopt the resolution.

**Proposed Motion:**

Staff recommends a motion to approve acceptance of the donation of approximately 4.213 acres of property from David D Jenkins for future construction of Pond PR-2 as required by the IGA between the City of Colorado Springs and Pueblo County.

N/A