

A RESOLUTION AUTHORIZING THE ACQUISITION OF PERMENANT EASEMENTS ON THE PROPERTIES IDENTIFIED BY EL PASO COUNTY TAX SCHEDULE NUMBERS 6420300033 AND 6419100027 TO BE USED FOR THE KELKER TO SOUTH PLANT TRANSMISSION PROJECT

WHEREAS, certain easements on the real property located at South Royer Drive, Colorado Springs, Colorado, also known as El Paso County Tax Schedule Numbers 6420300033 and 6419100027 (the "Property") have been identified as necessary for the Kelker to South Plant Transmission Project ("Project"); and

WHEREAS, the City of Colorado Springs on behalf of its enterprise Colorado Springs Utilities ("Utilities") desires to purchase the permanent easements which are approximately 6.77 acres (the "Easements") and the property owner desires to sell the Easements to the City for a purchase price of \$950,000, which is supported by a real estate appraisal conducted by an independent real estate appraiser; and

WHEREAS, the acquisition of the Easements is in the public interest and is necessary for the Project; and

WHEREAS, pursuant to 9.6 of *The City of Colorado Springs Procedure Manual for the Acquisition and Disposition of Real Property Interests, Revised 2021* ("Real Estate Manual"), City Council approval is required for acquisition of real property interests if the purchase price exceeds \$100,000; and

WHEREAS, Utilities requests the approval of City Council to purchase the Easements for a purchase price of \$950,000.

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

Section 1. That the City Council finds the acquisition of the Easements to be in compliance with the Real Estate Manual, the City Charter, City Code, and all other applicable laws.

Section 2. That in accord with the Real Estate Manual, the City Council hereby authorizes the acquisition of the Easements for the purchase price of \$950,000.

Section 3. That the City's Real Estate Services Manager is authorized to execute all documents necessary to complete the acquisition of the Easements as contemplated herein.

DATED at Colorado Springs, Colorado, this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

ATTEST:

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Randy Helms, Council President

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Sarah B. Johnson, City Clerk