

STAFF MEMO

DATE OF COUNCIL MEETING: NOVEMBER 23, 2020/ AGENDA ITEM NO. 6

To: Mayor and City Council

From: Kit Newland, Director of Community Resources, 303-987-7822

Subject: **DECLARATION OF THE USE OF TRACT G OF THE TAMARISK SUBDIVISION FILING NO. 1**

SUMMARY STATEMENT: A resolution declaring the intended use of Tract G of the Tamarisk Subdivision Filing No. 1 held by the City to be open space and park uses.

BACKGROUND INFORMATION: The City of Lakewood obtained ownership of Tract G of the Tamarisk Subdivision Filing No. 1 (Tract G) in 1998 through a dedication on the plat.

The 10.09-acre tract was dedicated to the City for municipal purposes. The dedication statement also indicated that the site could be transferred to the Jefferson County R-1 School District to be used for school purposes, with the restriction that if the School District did not construct a school building on the site within fifteen years of the recording of the official development plan for the area covered by the plat, the property would revert to the City of Lakewood to decide how to use the parcel. The Patridge Official Development Plan, which regulated the area, was recorded April 11, 1997. The City has never transferred the property to the School District.

Article 14 of the City Charter sets forth parameters for the sale, lease, and disposal of City property. It specifically states that the City Council may only lease, sell, or otherwise dispose of real property used or held for open space or park purposes without the question of such lease or sale, and the terms and consideration therefore being submitted to a vote of the registered electors of the City at a special or regular municipal election and a favorable vote by a majority of those registered electors voting thereon. Property held for municipal purposes may be disposed of, only by a vote of the City Council.

The Department of Community Resources recommends preservation of Tract G as an open space parcel. It is anticipated the Lakewood community would support the open space and park protections of the City Charter to this property. The School District has indicated they no longer have a need for Tract G. There are no specific plans at this time to make improvements to Tract G.

BUDGETARY IMPACTS: The City currently maintains Tract G to include perimeter mowing and trash removal. The only budgetary impact would be moving the expense from the Department of Public Works to the Department of Community Resources.

STAFF RECOMMENDATIONS: The Department of Community Resources recommends the adoption of the resolution declaring Tract G an open space or park property of the City.

ALTERNATIVES: There are two alternatives to this proposal. The first would be status quo, leaving the disposition of Tract G to a future City Council. The second would be for Council to dispose of the property at this time.

PUBLIC OUTREACH: No public outreach has been specifically conducted regarding the disposition of Tract G.

NEXT STEPS: Upon adoption of the resolution, the property would be added to the City's inventory of open space and park properties. Signs stating potential use as a school would be removed from the site. Maintenance and administration of the site would be taken over by the Department of Community Resources.

ATTACHMENTS: Resolution 2020-44
Exhibit A

REVIEWED BY: Kathleen E. Hodgson, City Manager
Benjamin B. Goldstein, Deputy City Manager
Timothy P. Cox, City Attorney