

2021-9

A RESOLUTION

AUTHORIZING THE PURCHASE OF REAL PROPERTY FROM QUANTOVATIONS, L.L.C., FOR OPEN SPACE AND PARK PURPOSES, INCLUDING ACCEPTANCE OF A DEED THEREFOR

WHEREAS, the City of Lakewood (the "City") desires to purchase approximately 6.92 acres of land generally located in the southeast quarter of the northwest quarter of Section 34, Township 4 South, Range 69 West of the 6th P.M., County of Jefferson, State of Colorado, and as generally depicted in Exhibit "A" attached hereto (the "Property"), for the purpose of preserving the Property for open space and park purposes;

WHEREAS, the City will acquire the Property in accordance with the terms of that certain Purchase and Sale Agreement between the City and Quantovations, L.L.C. (the "Purchase Agreement");

WHEREAS, the City has unallocated balances in the TABOR Fund for park and open space acquisition, and the City Council desires to authorize expenditures therefrom to purchase the Property;

WHEREAS, the purchase price for the Property is not to exceed One Million Seven Hundred Forty-five Thousand dollars (\$1,745,000);

WHEREAS, City staff has performed a "due diligence" inspection of the Property that includes a title commitment, survey, environmental reports and an appraisal, and the City Attorney's Office will review and approve the Purchase Agreement as to form; and

WHEREAS, the City Council hereby finds and determines that authorizing the purchase of the Property using funds from the TABOR Fund for park and open space acquisition is and shall be in the best interest of the residents of the City.

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Lakewood, Colorado, that:

SECTION 1. The City Council of the City of Lakewood hereby declares its intent to purchase the Property in fee simple for open space and park purposes.

SECTION 2. The City Council hereby finds that the purchase of the Property will serve a public purpose and further the health and welfare of the citizens of Lakewood.

SECTION 3. The City Council hereby authorizes the City Manager or designee to execute the Purchase Agreement and all other documents necessary to facilitate or complete the acquisition of the Property, following the review and approval of all such documents by the City Attorney.

SECTION 4. The City Council hereby authorizes the expenditure of up to One Million Seven Hundred Forty-five Thousand dollars (\$1,745,000) from the TABOR Fund for fiscal year 2021 for the purchase of the Property.

SECTION 5. The City's Chief Financial Officer is hereby authorized and directed to pay amounts not to exceed One Million Seven Hundred Forty-five Thousand dollars (\$1,745,000) for the acquisition of the Property upon receipt of appropriate documentation.

SECTION 6. This Resolution shall become effective immediately upon adoption.

INTRODUCED, READ AND ADOPTED, by a vote of \_\_ for and \_\_ against, at a virtual regular meeting of the Lakewood City Council held on \_\_\_\_\_, 2021, at 7 o'clock p.m.

\_\_\_\_\_  
Adam Paul, Mayor

ATTEST:

\_\_\_\_\_  
Bruce Roome, City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Allison McKenney Brown, City Attorney