CITY OF LAFAYETTE
RESOLUTION NO. 2014-26

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAFAYETTE, COLORADO, AUTHORIZING THE ACQUISITION OF AN OPEN SPACE PARCEL ALONG COAL CREEK FROM THE INTERNATIONAL FAMILY MISSION

WHEREAS, the City of Lafayette owns and operates a recreational path that runs parallel to Coal Creek in Lafayette; and

WHEREAS, International Family Missions, a Colorado non-profit corporation, owns property through which Coal Creek traverses between 120th Street and the BNSF Railroad right-of-way south of South Boulder Road, consisting of approximately 2.5 acres ("Coal Creek Parcel"), which it has offered to sell to the City for open space purposes for $33,000 per acre; and

WHEREAS, the Lafayette Open Space Advisory Committee has considered the acquisition of the Coal Creek Parcel and believes it would be a good addition to the City's open space inventory; and has recommended that City Council acquire said parcel; and

WHEREAS, the proposed agreement for the acquisition of the Coal Creek Parcel would require the City to secure a survey to determine the exact acreage and, thus, the acquisition price for the Coal Creek Parcel; and

WHEREAS, City Council wishes to move forward with the acquisition of the Coal Creek Parcel based upon a purchase price of $33,000 per acre.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lafayette, Colorado as follows:

1. City Council authorizes the acquisition of the Coal Creek Parcel from International Family Missions for the purchase price based upon $33,000 per acre, provided the actual purchase price does not exceed $115,500.

2. The Mayor is authorized to execute on behalf of the City the Purchase and Sale Contract with International Family Missions in a form that is consistent with the terms of acquisition described in paragraph 1 above and is approved by the City Attorney. The Mayor is authorized to execute all documents as are necessary to complete the acquisition of the Coal Creek Parcel.

3. In addition, to the payment of the purchase price, City Council authorizes the payment of the usual and customary closing costs associated with the acquisition, including the cost of obtaining a survey to ascertain exact acreage.

RESOLVED AND PASSED THIS 3rd DAY OF JUNE, 2014.

CITY OF LAFAYETTE, COLORADO

ATTEST:

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Christine Berg, Mayor

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Susan Koster, CMC, City Clerk

APPROVED AS TO FORM:

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David S. Williamson, City Attorney