

AGENDA ITEM SUMMARY

FORT COLLINS CITY COUNCIL

ITEM NUMBER: 24

DATE: May 18, 1999

STAFF: Comstock/Mills

SUBJECT:

First Reading of Ordinance No. 87, 1999, Authorizing the City of Fort Collins to Grant a Non-Exclusive Easement on Meadow Springs Ranch to Poudre Valley Rural Electric Association.

RECOMMENDATION:

Staff recommends adoption of the Ordinance on First Reading.

FINANCIAL IMPACT:

No consideration since Meadow Springs Ranch property will benefit.

EXECUTIVE SUMMARY:

The proposed easement will provide necessary electrical service to a cattle watering well in the southwestern corner of the City-owned Meadow Springs Ranch and to a portion of the neighboring Diehl Ranch. The proposed easement is 20 feet wide and approximately one mile long (2.42 acres). The City and the Diehl ranch will cooperate on the development of this power line if the easement is approved.

ORDINANCE NO. 87, 1999
OF THE COUNCIL OF THE CITY OF FORT COLLINS
AUTHORIZING THE CITY TO GRANT A NON-EXCLUSIVE
EASEMENT ON MEADOW SPRINGS RANCH TO POUFRE VALLEY
RURAL ELECTRIC ASSOCIATION

WHEREAS, the City of Fort Collins Utility is the owner of the property known as Meadow Springs Ranch in Larimer County, Colorado (the "Ranch"), which was acquired by the City for the City's wastewater utility to be used as part of the utility's sludge disposal program; and

WHEREAS, Poudre Valley Rural Electric Association ("REA") has a request from the Diehl Ranch to provide electrical service to their property and the best way to provide this service is across the Ranch; and

WHEREAS, the City and Diehl Ranch have agreed that electrical service will also be provided to a watering well located on the Ranch; and

WHEREAS, REA has requested a 20-foot wide non-exclusive easement (2.42 acres) for installation and maintenance of a power line across the Ranch as legally described on Exhibit "A", attached hereto and incorporated herein by this reference (the "Easement"); and

WHEREAS, Section 23-111 of the City Code provides that the City Council is authorized to sell, convey or otherwise dispose of real property owned by the City, provided the Council first finds by ordinance that any sale or disposition of real property owned by the City will not materially impair the viability of any City utility system as a whole of which the property is a part, will be for the benefit of the City's citizens, and will be in the best interests of the City.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FORT COLLINS as follows:

Section 1. That the above described conveyance of the Easement will not materially impair the viability of the City's wastewater utility as a whole, will be for the benefit of the City's citizens, and that it is in the best interests of the City.

Section 2. That the Mayor is authorized to execute such documents of conveyance as are necessary to convey the Easement to REA upon the term and conditions described above, and subject to such other terms and conditions as the City Manager determines are in the best interest of the City.

Introduced, considered favorably on first reading, and ordered published this 18th day of May, A.D. 1999, and to be presented for final passage on the 1st day of June, A.D. 1999.

Mayor

ATTEST:

City Clerk

Passed and adopted on final reading this 1st day of June, A.D. 1999.

Mayor

ATTEST:

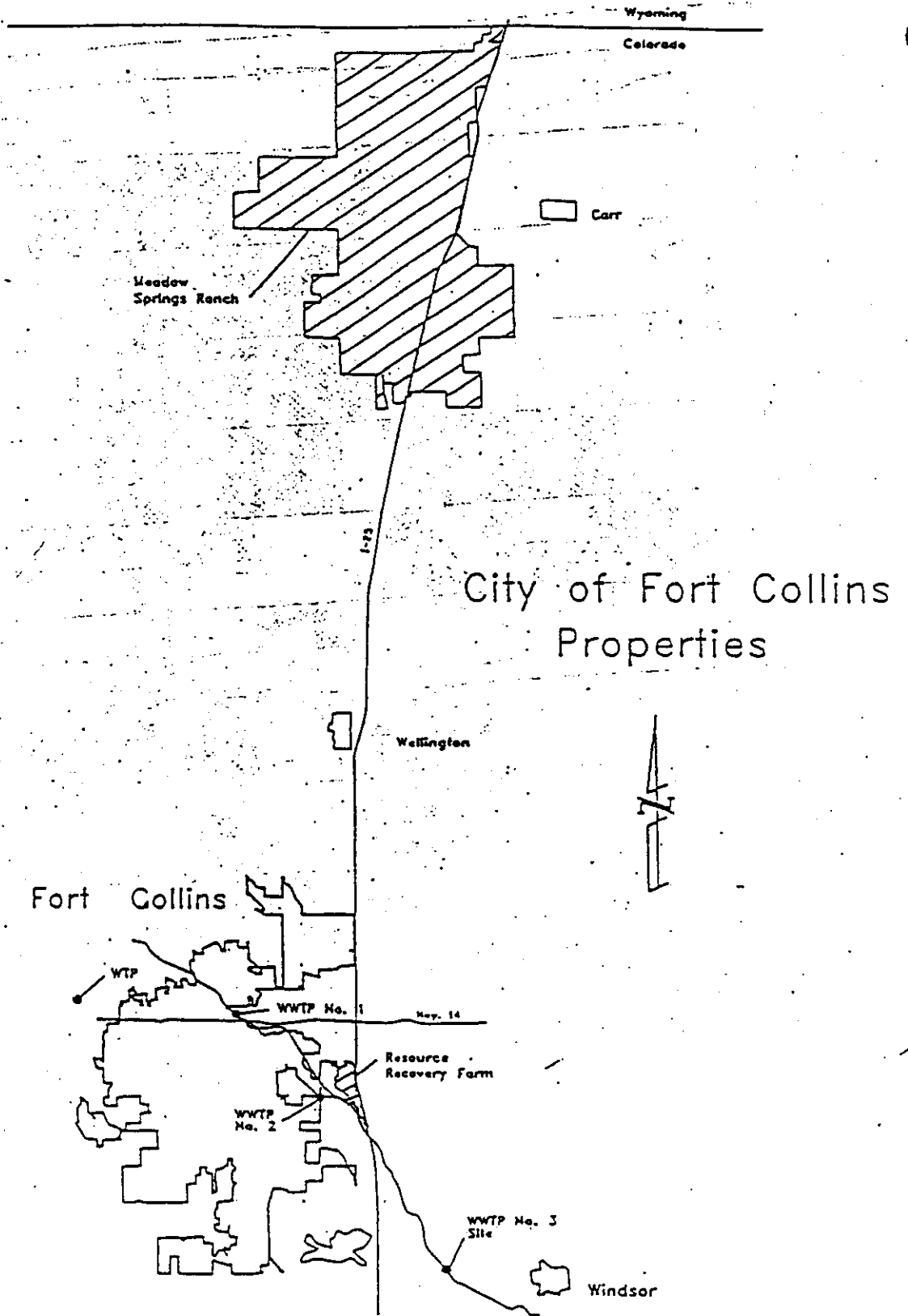
City Clerk

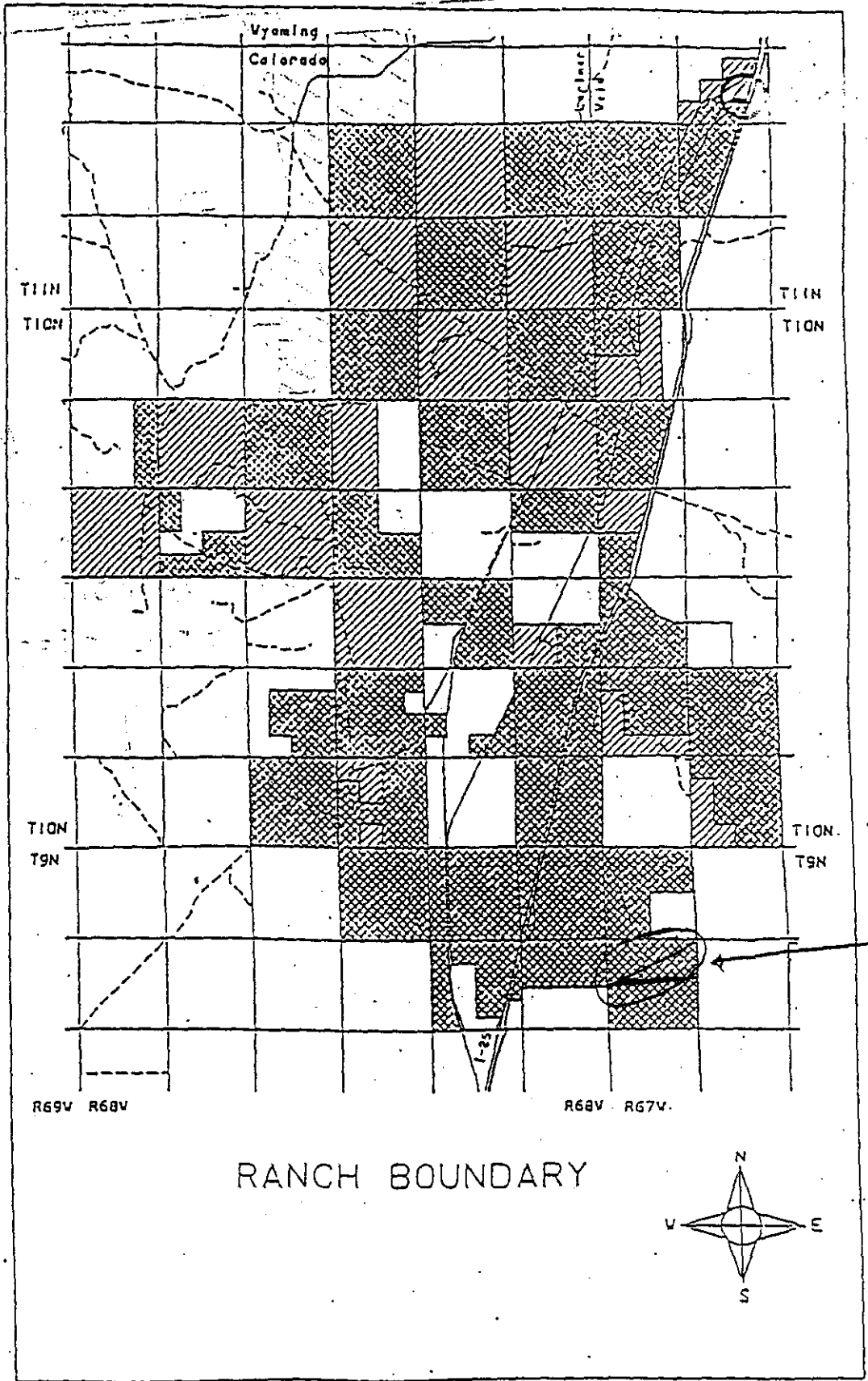
EXHIBIT "A"

UTILITY EASEMENT DESCRIPTION

A 20.00 foot wide utility easement situate in Section 7, Township 10 North, Range 67 West of the 6th P.M., Weld County, Colorado which considering the West line of the Southwest 1/4 of said Section 7 as bearing S°0030'52" E and with all bearings contained herein relative thereto and the easement is 10.00 feet on either side of the East-West centerline of said Section 7 which begins at the East 1/4 corner of said Section 7 and runs thence N°8938'42" W 5152.54 feet to the West 1/4 corner of said Section 7.

Location Map





RANCH BOUNDARY

