

AGENDA ITEM SUMMARY

FORT COLLINS CITY COUNCIL

ITEM NUMBER: 15

DATE: April 21, 2009

STAFF: Helen Matson
Phil Carpenter

SUBJECT

First Reading of Ordinance No. 039, 2009, Authorizing the Lease of City-owned Property at 149 Grandview Avenue for Up to Five Years.

RECOMMENDATION

Staff recommends the adoption of the Ordinance on First Reading.

FINANCIAL IMPACT

Rent collected from this lease will result in at least \$10,000 in unanticipated revenue to the Cemetery Fund. Tenant will pay gas and electricity expenses and household water expense.

EXECUTIVE SUMMARY

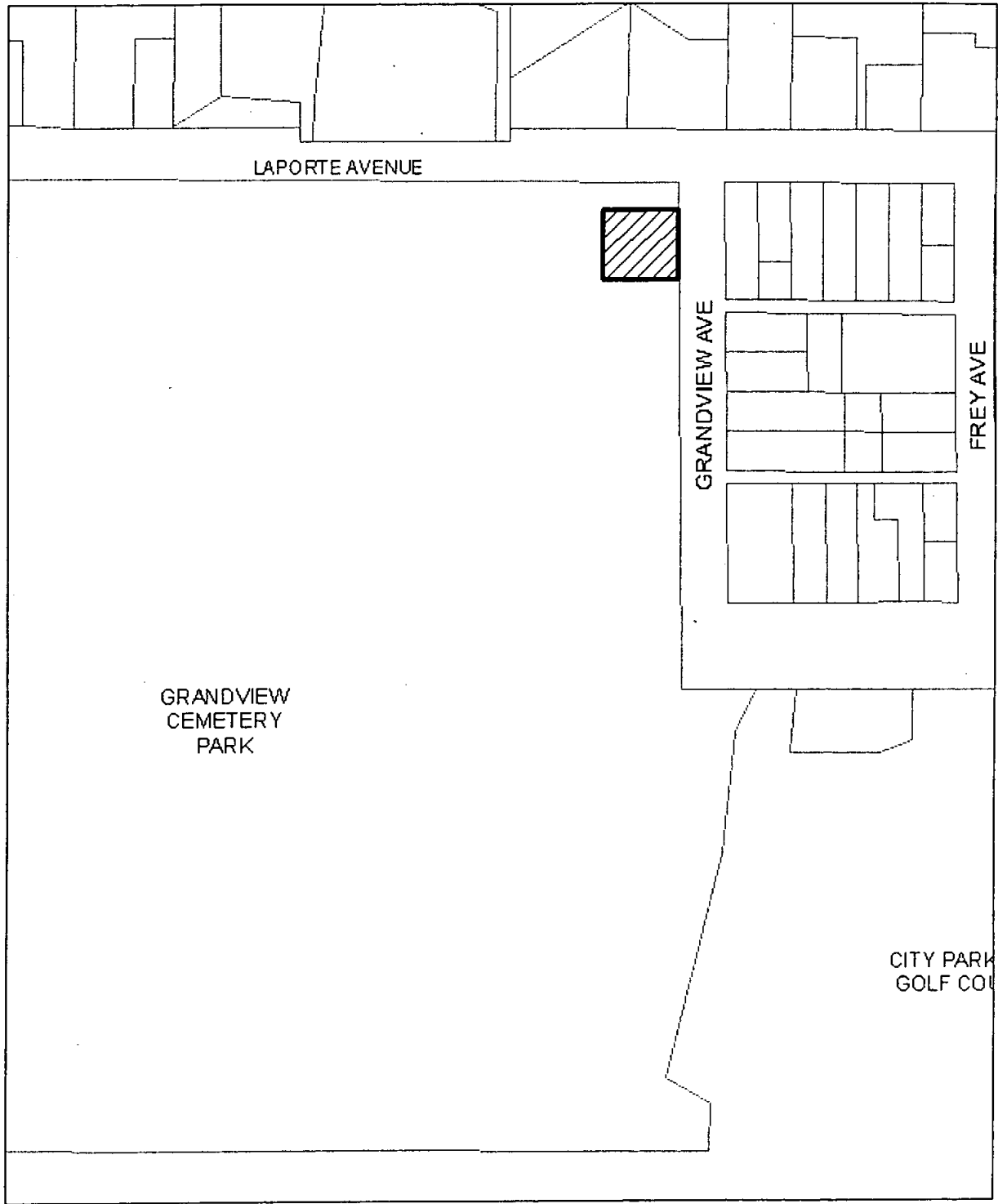
The City built this house for use by the Cemetery Superintendent. Since this position has been eliminated, the City does not need to use this house as a staff residence. This house has been a leased property for Grandview Cemetery since 1999. In the future, the area where the house is located will be needed for more cemetery space. Prior to that time, renting the house will generate income that the Cemetery staff can utilize. Staff also believes vandalism can be discouraged by keeping the house occupied.

This Ordinance will allow City staff to keep the house rented for up to five years.

ATTACHMENTS

1. Location map.

149 GRANDVIEW HOUSE LEASE LOCATION MAP



 149 Grandview Avenue



ORDINANCE NO. 039, 2009
OF THE COUNCIL OF THE CITY OF FORT COLLINS
AUTHORIZING THE LEASE OF CITY-OWNED PROPERTY AT
149 GRANDVIEW AVENUE FOR UP TO FIVE YEARS

WHEREAS, the City is the owner of a residential property located at 149 Grandview Avenue, Fort Collins, Larimer County, Colorado (the "Property"); and

WHEREAS, the Property was formerly the residence of the Cemetery Superintendent; and

WHEREAS, the Superintendent position has been eliminated and the City no longer needs to use this house as a staff residence; and

WHEREAS, City staff desires to lease the Property for a period of up to five years at an annual rate of at least \$10,000; and

WHEREAS, pursuant to Section 23-111(a) of the City Code, the City Council is authorized to sell, convey or otherwise dispose of any and all interests in real property owned in the name of the City, provided that the City Council first finds, by ordinance, that such sale or other disposition is 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 leasing the Property at 149 Grandview Avenue as provided herein is in the best interests of the City.

Section 2. That the City Manager is hereby authorized to execute a lease agreement for the Property, consistent with the terms of this Ordinance, together with such additional terms and conditions as the City Manager, in consultation with the City Attorney, deems necessary and appropriate to protect the interests of the City or to effectuate the purposes of this Ordinance, including, but not limited to, any necessary changes to the legal description of the Property, so long as such changes do not materially increase the size or change the character of the property to be leased.

Introduced, considered favorably on first reading, and ordered published this 21st day of April, A.D. 2009, and to be presented for final passage on the 5th day of May, A.D. 2009.

Mayor

ATTEST:

City Clerk

Passed and adopted on final reading on the 5th day of May, A.D. 2009.

Mayor

ATTEST:

City Clerk