

RESOLUTION NO. 3410-17

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WINDSOR APPROVING THE PURCHASE OF A PERPETUAL PUBLIC SIDEWALK AND PUBLIC UTILITY EASEMENT AND A TEMPORARY CONSTRUCTION EASEMENT FROM THE HUGO ETTLIN AND JULIA IRENE ETTLIN FAMILY TRUST FOR THE STARR ROAD SIDEWALK GAP CLOSURE PROJECT, AND AUTHORIZING THE TOWN MANAGER TO SIGN AN AGREEMENT FOR THE PURCHASE, EXECUTE AND RECORD A CERTIFICATE OF ACCEPTANCE, AND TAKE OTHER NECESSARY ACTIONS IN CONNECTION THEREWITH

WHEREAS, on September 1, 2015, the Town Council awarded a contract to Coastland Civil Engineering for design of the Starr Road Sidewalk Gap Closure Project, Phase 2 (“Project”); and

WHEREAS, Coastland Civil Engineering has determined that a roadway easement on the property located at 9520 Starr Road (“Property”) and a temporary construction easement are required in order to complete the Project improvements; and

WHEREAS, Ward/Levy Appraisal Services determined that the fair market value of a perpetual public sidewalk and public utility easement as well as a temporary construction easement is \$2,800; and

WHEREAS, Town staff has met with the owners of the Property and negotiated the Town’s ability to purchase the perpetual and temporary easements for \$2,800; and

WHEREAS, appropriations for the project are included in the Town’s Community Block Grant Fund and the General Fund, and funds for the purchase are available.

NOW, THEREFORE BE IT RESOLVED that the Town Council of the Town of Windsor approves an Agreement for the Purchase and Sale of a Perpetual Public Sidewalk and Public Utility Easement and a Temporary Construction Agreement, substantially in the form attached hereto, and authorizes its execution by the Town Manager; and

BE IT FURTHER RESOLVED that the Town Council of the Town of Windsor accepts the Grant of said easements and authorizes the Town Manager to execute and record a Certificate of Acceptance and take such other and further actions as may be necessary to implement the intent of this Resolution.

PASSED, APPROVED AND ADOPTED this 15th day of November 2017, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:



DEBORA FUDGE, MAYOR

ATTEST:



MARIA DE LA O, TOWN CLERK