



**CITY OF BOULDER
CITY COUNCIL AGENDA ITEM**

MEETING DATE: June 7, 2022

AGENDA TITLE

Consideration of a motion authorizing the purchase, and for the city manager to enter into and execute a Contract to Buy and Sell Real Estate, of property located at 2061 Tamarack Avenue, Boulder, in the amount of \$2,214,500, to be used as part of the Preflood Property Acquisition Program, and authorizing the city manager to sign all other documents necessary to secure this property.

PRESENTERS

Nuria Rivera-Vandermyde, City Manager
Teresa Tate, City Attorney
Leila Behnampour, Assistant City Attorney
Joe Taddeucci, Public Utilities Director
Chris Douglass, Utilities Engineering Manager
Brandon Coleman, Utilities Engineering Manager (Storm/Flood Program)

BACKGROUND

The city is currently in the final design phase of the 19th Street and Fourmile Canyon Creek Underpass project (“Project”), which the Transportation & Mobility Department is leading in coordination with the Utilities Department. The city’s project manager was approached by the owners of 2061 Tamarack Avenue, a property adjacent to 19th Street known to be in the high hazard flood regulatory zone. The owners understand the floodplain issues and asked if the city was interested in purchasing their property as part of the Preflood Property Acquisition Program that removes existing structures from the floodplain. The program focuses on working with willing sellers.

The Utilities Department administers the city's Preflood Property Acquisition Program, which provides on-going funding for the purchase of properties from willing sellers in areas prone to flooding, especially those in the city's high hazard regulatory area. The funds are derived from the Storm and Flood Capital Improvement Program. In the past, the city has turned these properties into parks or completed flood mitigation projects. The Utilities Department has identified 2061 Tamarack Avenue as a high-risk flood property and is interested in purchasing the property. The property acquisition will allow for future removal of the four existing structures on the property currently located in the conveyance flood zone. The property will also be used in conjunction with the 19th Street Underpass project at Fourmile Canyon Creek.

There is a significant project benefit by the city owning this property. The city can provide better channel design by removing a very large, complicated wall and shift a path alignment. The acquisition will require some redesign of the Project and create some delays; however, the city has determined that it makes sense to purchase 2061 Tamarack Avenue.

Given that the funds to be used to purchase the property are Utilities' funds, Utilities is leading the acquisition of the property and requesting this authorization from council.

STAFF RECOMMENDATION

Suggested Motion Language:

Staff requests council consideration of this matter and action in the form of the following motion:

Motion authorizing the purchase, and for the city manager to enter into and execute a Contract to Buy and Sell Real Estate, of property located at 2061 Tamarack Avenue, Boulder, in the amount of \$2,214,500, to be used as part of the Preflood Property Acquisition Program, and authorizing the city manager to sign all other documents necessary to secure this property.

For more information on the Project, please contact Lindsay Merz, Project Manager, with the city's Transportation and Mobility Department and Brandon Coleman, Utilities Civil Engineering Manager: merzl@bouldercolorado.gov and colemanb@bouldercolorado.gov. Information regarding the Project is available on the city's [website](#).

NEXT STEPS

If this acquisition is approved by council, the manager and staff delegees will finalize negotiated terms and execute the purchase contract and other documents associated with this acquisition.