

CITY OF CONCORD

In the year of our Lord two thousand and twenty

RESOLUTION APPROVING THE ACQUISITION OF LAND SOUTH OF DISTRICT NO. 5 ROAD FOR CONSERVATION PURPOSES AND AUTHORIZING THE EXPENDITURE OF UP TO TWELVE THOUSAND DOLLARS (\$12,000) FROM THE CONSERVATION FUND FOR THIS PURPOSE, AS RECOMMENDED BY THE CONSERVATION COMMISSION

1 of 2

The City of Concord resolves as follows;

WHEREAS, on April 12, 2004 the City adopted the provisions of RSA 36-A, re-establishing the Concord Conservation Commission with the power to acquire in the name of the city, subject to the approval of the local governing body, by gift, purchase, grant, bequest, devise, lease, or otherwise, the fee in such land or water rights, or any lesser interest, development right, easement, covenant, or other contractual right including conveyances with conditions, limitations or reversions, as may be necessary to acquire, maintain, improve, protect, or limit the future use of or otherwise conserve and properly utilize open spaces and other land and water areas within the city; and

WHEREAS, the Capital Improvement Plan (CIP) included a recommendation to purchase land or easements for the purposes as provided in RSA 36-A noted as CIP # 352; and

WHEREAS, the property is located within the Conservation Focus Area identified as “Beech Hill” in the 2017 Conservation Open Space Plan; and

WHEREAS, the Conservation Commission, under the provision of RSA 36-A, conducted a public hearing on February 12, 2020, after which the Conservation Commission members voted unanimously in the affirmative to exercise their authority with regard to obtaining the parcel legally described as: Tax Map 68Z Lot 1, consisting of approximately 11.1 acres; and

WHEREAS, the Conservation Commission intends to pay \$12,000 for the above-cited parcel using funds available in the Conservation Fund; and

WHEREAS, this appropriation is for a purpose not included in the Fiscal Year 2020 adopted budget; therefore Section 37 of the City Charter requires a two-thirds vote of the City Council.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Concord that:

- 1) The City Manager be authorized to execute the Warranty Deed acquiring the parcel as described above, at a cost to the City not to exceed \$12,000 is hereby approved.
- 2) The sum of\$12,000
be and is hereby appropriated for this purpose as follows:

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General Capital Project Fund
Open Space Protection project (CIP #352)..... \$12,000

3) Revenue to meet said appropriation shall be provided from the following sources:

General Capital Project Fund
Conservation Trust Fund – Purchase of Land.....\$12,000

- 4) Sums as appropriated shall be expended under the direction of the City Manager.
- 5) This resolution shall take effect upon its passage.