

31ST BOARD OF REPRESENTATIVES CITY OF STAMFORD

President
JEFF CURTIS

Clerk of the Board
MEGAN COTTRELL

Majority Leader
NINA SHERWOOD

Minority Leader
MARY L. FEDELI

RESOLUTION NO. 4322 APPROVAL OF DIRECTOR OF ADMINISTRATION'S FINAL REPORT DATED SEPTEMBER 4, 2024, CONCERNING THE DISCONTINUANCE OF A PORTION OF GARDEN STREET, STAMFORD, CONNECTICUT, BETWEEN DOCK STREET AND MANHATTAN STREET AND DIRECTING THAT SUCH DISCONTINUANCE BE CARRIED OUT

WHEREAS, at its meeting held March 4, 2024, the Board of Representatives of the City of Stamford adopted Resolution No. 4268 entitled "Notice Of Intent To Discontinue a Portion of Garden Street, Stamford, Connecticut" (the "Preliminary Resolution"); and

WHEREAS, pursuant to such Resolution and in accordance with City of Stamford Charter Sec. 8-60-3 and Stamford Code Sec 214-41, the Mayor has caused a report to be made on the contemplated discontinuance as described therein (the "Mayor's Report"); and

WHEREAS, the Director of Administration, following hearings as prescribed by Sections 8-60-4 of the Stamford Charter and 214-42 of the Stamford Code, has, pursuant to Charter Sec. 8-60-5 and Code Sec. 214-43 prepared and submitted to the Board of Representatives his Final Report dated September 4, 2024 on the probable cost of the discontinuance of Garden Street, as more particularly described in the Preliminary Resolution, and the damages and benefits which should be assessed in favor of or against each property (the "Final Report").

NOW THEREFORE BE IT RESOLVED BY THE 31ST BOARD OF REPRESENTATIVES OF THE CITY OF STAMFORD:

The Final Report is hereby accepted with the following modification:

It is recommended that the Office of Legal Affairs negotiate an agreement with SMTG that will levy a benefit assessment of \$1,036,000 in consideration of the discontinuance of Garden Street. In addition, such an agreement should require a payment at such time as the existing property owners close on a sale of the property. Such payment shall be calculated to constitute the difference between \$1,036,000 and the pro-rata share of the sales price of the full development site, less expenses incurred by the adjoining owners (or SMTG) to satisfy the utility relocation requirements set forth in the Operations Report. For the purposes of the agreement, the term "pro-rata" share shall mean the square footage of the abandoned roadway easement divided by the combined square footage of the development site that is ultimately sold. This formula may result in a payment to the City if the sale price less utility relocation costs of the development parcel is higher than expected, or a payment from the City to the adjoining property owners if the price is lower.

It is noted that by deducting the utility costs from the purchase price before calculating the aforementioned pro-rata share, the City will absorb its pro-rata share of those utility costs.

The Board of Representatives directs the proposed discontinuance of a portion of Garden Street be carried out in accordance with the Mayor's Report and the Final Report.

This resolution was approved on the Consent Agenda at the regular monthly meeting of the 31st Board of Representatives held on October 7, 2024



Jeff Curtis, President
31st Board of Representatives



Megan Cottrell, Clerk
31st Board of Representatives

cc: Mayor Caroline Simmons
Thomas Cassone, Esq., Law Department
Lyda Ruijter, Town & City Clerk
Elda Sinani, Director of OPM
Benjamin Barnes, Director of Administration
Matthew Quiñones, Director of Operations
Bridget Fox, Chief of Staff
Leah Kagen, Director of Economic Development
Lou DeRubeis, Director of Public Safety, Health & Welfare
Anita Carpenter, Grants Officer
Frank Petise, Transportation Bureau Chief