

**A RESOLUTION
TO FILE AND ACCEPT A CONSERVATION GRANT WITH AND FROM
THE COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS FOR THE ACQUISITION OF
LAND FOR THE ANNIVERSARY HILL PARK a/k/a CRAFTS HILL/SCOTT TOWER PROJECT**

WHEREAS, the Massachusetts General Laws, Chapter 21, authorizes the EOEEA- Division of Conservation Services to administer state and federal assistance to municipalities for acquiring and/or developing outdoor recreation facilities, and

WHEREAS, the EOEEA- Division of Conservation Services has the authority to award grants in accordance with the Land and Water Conservation Fund Act, [i.e. P.L. 88-578, 78 Stat 897]; which Act governs and/or regulates the procedures for the grant program; and

WHEREAS, the City of Holyoke is desirous of seeking said financial assistance for the acquisition of 14.192 acres of land [hereinafter referred to as “the Parcel”] which will be made part of an existing public park known as Anniversary Hill Park a/k/a Crafts Hill/Scott Tower. Such land acquisition will improve the public park known as Anniversary Hill Park a/k/a Crafts Hill/Scott Tower; a community wide asset; and

WHEREAS, the City of Holyoke is purchasing the Parcel from Kestrel Land Trust. The Parcel that the City of Holyoke is purchasing is described in a deed to Kestrel Land Trust recorded in Book 23617, Page 169 in the Hampden County Registry of Deeds on December 29, 2020. The Parcel is also depicted in a Plan entitled “Plan of Land in Holyoke, Massachusetts, made by R. Levesque Associates and recorded with the Hampden County Registry of Deeds in Book of Plans 388, Page 2. The Parcel is also known as Map, Block and Lot Nos. 144-00-0046; 145-00-088; 145-00-089; and 145-00-090; and

WHEREAS, the purchase price of the Parcel is Three Hundred Thousand (\$300,000) Dollars.

WHEREAS, on December 15, 2020, the City of Holyoke approved the amount of One Hundred Fifty Thousand (\$150,000) Dollars to be transferred from the Community Preservation Account No. 3380; and

WHEREAS, on June 7, 2022, the City of Holyoke has available for appropriation of One Hundred Fifty Thousand (\$150,000) from the Sale of Real Estate Fund Number 0430; and

WHEREAS, the City of Holyoke Parks and Recreation Department has been awarded One Hundred Fifty Thousand (\$150,000.00) Dollars in reimbursable grant funds by the Commonwealth of Massachusetts EOEEA-Division of Conservation Services for the acquisition of the Parcel.

NOW THEREFORE, be it resolved by the City Council of the City of Holyoke, as follows:

1. That the Parcel is being purchased to be dedicated and used for park purposes in accordance with M.G.L. c. 45, §3, as amended, and will be managed and maintained by the City of Holyoke Parks and Recreation Department.
2. That the Mayor be authorized to execute a contract with and accept grant funds from the Executive Office of Energy and Environmental Affairs for the acquisition costs up to \$150,000.
3. That the City of Holyoke has available for appropriation the entire purchase price of Three Hundred Thousand (\$300,000).
4. That the Mayor be authorized to enter into any agreements and execute any contracts or instruments necessary to effectuate the acquisition of the Parcel.
5. That the Mayor be authorized to take other actions as necessary to carry out the terms, purposes, and conditions of the grant to be administered by the Parks and Recreation Department, including the authority to file on behalf

of the City of Holyoke any and all applications necessary for the grants and/or reimbursements from the Commonwealth of Massachusetts that are deemed necessary pursuant to both the Land and Water Conservation Fund Act as well as any other statutes related to or connected with the acquisition of the Parcel.

6. That the Holyoke Park and Recreation Department is authorized, as they deem necessary, to convey a perpetual conservation restriction in accordance with M.G.L. c. 184, §§31-33 as required by M.G.L. c. 44B, §12(a). The conservation restriction may be granted to the Kestrel Land Trust. Such conservation restriction must be recorded with the Hampden County Registry of Deeds.
7. That, upon receipt of the grant agreement/contract signed by the grantor and grantee, the revenues connected therewith be deposited in the appropriate fund, to be established.

In City Council _____, 2022

Adopted on a call of the roll yeas and nays.

Yeas _____

Nays _____

Absent _____

Brenna M. McGee, City Clerk

**PRESENTED TO THE MAYOR FOR APPROVAL ON _____, 2022
MAYOR'S OFFICE, HOLYOKE, MA**

Joshua A. Garcia, Mayor

Attest