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**RESOLUTION NO.** 130988

**PASSED** \_\_\_\_\_

**A Resolution of the City Commission of the City of Gainesville, Florida finding and declaring as surplus certain real property generally located on Seminary Lane at 1000 block of NW 5<sup>th</sup> Avenue (Tax Parcel No. 13913-001-000), 1007 NW 5<sup>th</sup> Avenue (Tax Parcel No. 13956-000-000), and 1008 NW 5<sup>th</sup> Avenue (Tax Parcel No. 13911-000-000), Gainesville, Florida, as more fully described herein and authorizing the disposition of the surplus property in accordance with the City’s Real Estate Policies; and providing an effective date.**

**WHEREAS**, the City of Gainesville, Florida, adopted Real Estate Policies on April 18, 2013, by Resolution No. 100630 (the “Policies”) that govern the disposition of City-owned real property: and

**WHEREAS**, pursuant to the Policies, prior to disposition of real property, the City Commission must first find and declare that the property is surplus; and

**WHEREAS**, the Policies define surplus as “property which no longer serves a public purpose, or is in excess of the City’s needs, or the sale of which would serve a greater public purpose than the retention of the property;” and

**WHEREAS**, the Policies allow the City to impose conditions on the disposition of surplus property in order to achieve certain objectives.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF GAINESVILLE, FLORIDA, AS FOLLOWS:**

**Section 1.** The City Commission does hereby find and declare as surplus that certain real property generally located at the 1000 block of NW 5<sup>th</sup> Avenue (Tax Parcel No. 13913-001-000), 1007 NW 5<sup>th</sup> Avenue (Tax Parcel No. 13956-000-000), and 1008 NW 5<sup>th</sup> Avenue (Tax Parcel No. 13911-000-000), Gainesville, Florida, more fully described as follows:

**City Parking Lot – 1000 block of NW 5<sup>th</sup> Avenue - Tax Parcel No. 13913-001-000**

1 Lot 20, Block 10 of Brown’s Addition to Gainesville as per plat recorded in Plat Book  
2 “A”, page 64 of the Public Records of Alachua County, Florida

3 **Tot Lot** – 1007 NW 5<sup>th</sup> Avenue - Tax Parcel No. 13956-000-000  
4 Lot Two (2) and the West 33.5 feet of Lot One (1), of Peter Johnson’s Heir Subdivision  
5 of the North half of Block 11, of Brown’s Addition to the City of Gainesville, Florida as  
6 per plat recorded in Plat Book “A”, Page 125, of the Public Records of Alachua County,  
7 Florida

8 **Mom’s Kitchen Lot** – 1008 NW 5<sup>th</sup> Avenue – Tax Parcel No. 13911-000-000  
9 Lot 18 of O.A. Porter’s Subdivision of the South Half (S ½) of Block 10 of Brown’s  
10 Addition to Gainesville, according to the plat thereof, as recorded in Plat Book “A”, Page  
11 74 of the Public Records of Alachua County, Florida

12 The properties are depicted in Exhibit “A” for visual reference. In the event of conflict or  
13 inconsistency, the above described legal description shall prevail over Exhibit “A.”

14 **Section 2.** In accordance with the Policies, the City Commission authorizes the City  
15 Manager to negotiate and execute an Option Agreement with the Community Redevelopment  
16 Agency who will develop and/or dispose of the property in a competitive manner, subject to the  
17 following conditions: the properties will be redeveloped as a mixed-use development with the  
18 potential for commercial business development, and low income workforce, affordable, and  
19 market-rate housing.

20 **Section 3.** In accordance with the Policies, the Mayor (or in his absence the Mayor Pro-  
21 tem) is authorized to execute and the Clerk of the Commission is authorized to attest the Special  
22 Warranty Deed to convey the properties and the City Manager (or in his absence an Assistant  
23 City Manager) is authorized to execute all other closing documents.

24 **Section 4.** This Resolution shall become effective immediately upon adoption.

25 **PASSED AND ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2014.  
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EDWARD B. BRADDY  
MAYOR

Attest:

Approved as to form and legality:

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KURT M. LANNON  
CLERK OF THE COMMISSION

\_\_\_\_\_  
NICOLLE SHALLEY  
CITY ATTORNEY



Exhibit "A" To Resolution No. 130988