

RESOLUTION NO. 180491**PASSED _____**

A Resolution of the City Commission of the City of Gainesville, Florida finding and declaring a portion of certain real property as surplus generally located in the northeast corner of Tax Parcel 8198-000-000 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 finds and declares as surplus approximately 6,000 square foot portion of certain real property generally located near the northeast corner of Tax Parcel 8197-000-000, as more fully described in **Exhibit A** attached hereto and incorporated herein by reference. Fee simple title to this property was conveyed to the City by Special Warranty Deed recorded in Official Record Book 2526, Page 560. The property is not platted or dedicated public

right-of-way that is required to be vacated in accordance with Florida Statutes or the City's Land Development Code.

SECTION 2. Because the subject property is not conducive to use or development due to its size, shape, and location, and because it encroached upon by the abutting property where only that abutting property owner could make productive use of this subject property, the City Commission waives the competitive disposal requirement contained in the Policies and authorizes the sale of the subject property to the abutting property owner for \$5,000, subject to retention of any applicable or necessary utility easements.

SECTION 3. In accordance with the Policies, the Mayor (or the Mayor Pro- tem in the absence of the Mayor) is authorized to execute and the Clerk of the Commission is authorized to attest the Special Warranty Deed to convey the subject property, and the City Manager or designee is authorized to execute all other closing documents.

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

PASSED AND ADOPTED this ____ day of _____, 2018.

Lauren Poe, Mayor

ATTEST:

Approved as to form and legality:

Omichele D. Gainey, Clerk of the Commission

Nicolle M. Shalley, City Attorney