

RESOLUTION NO. _____

PASSED _____

A Resolution of the City Commission of the City of Gainesville, Florida finding and declaring as surplus certain real property generally located at 1761 SE 4th Street, 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 1761 SE 4th Street, Gainesville, Florida, more fully described as follows: The NE ¼ of Lot 3, Goss 2nd Addition, as per plat thereof recorded in Plat Book A, Page 34, of the Public Records of Alachua County, Florida.

The property is depicted in Exhibit "A" for visual reference. In the event of conflict or inconsistency, the above described legal description shall prevail over Exhibit "A."

Section 2. In accordance with the Policies, the City Commission authorizes the Public Works Director to dispose of the property in a competitive manner, subject to the following conditions: the property shall be offered only to non-profit organizations that will construct an affordable new home for qualified low-income first-time homebuyers within 2 years from the date of closing, retaining the front Twenty feet for future right of way. If a new home is not built within this time period, then this property will revert back to the City for use as determined by the City at that time.

Section 3. In accordance with the Policies, the Mayor (or in his absence the Mayor Pro-tem) is authorized to execute and the Clerk of the Commission is authorized to attest the Special Warranty Deed to convey the property, retaining the front Twenty feet, and the City Manager (or in his absence an Assistant City Manager) is authorized to execute all other closing documents.

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

PASSED AND ADOPTED this _____ day of _____, 2013.

Ed Braddy, Mayor

ATTEST:

Approved as to form and legality:

Kurt Lannon, Clerk of the Commission

Nicolle M. Shalley, City Attorney