

MUNICIPAL ORDER 46-2021

A MUNICIPAL ORDER AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A REAL ESTATE PURCHASE AGREEMENT FOR THE ACQUISITION OF PROPERTY LOCATED AT 56 WOODFORD AVENUE; DECLARING THE PROPERTY AS SURPLUS; AND FURTHER AUTHORIZING THE MAYOR TO EXECUTE A DEED TRANSFERRING THE PROPERTY IN ACCORDANCE WITH KRS 82.083.

WHEREAS, the City of Owensboro participates in neighborhood redevelopment in qualified census tracts through homeownership; and

WHEREAS, the property owner of 56 Woodford Avenue in Owensboro, Daviess County, Kentucky has agreed to sell such property to the City of Owensboro; and

WHEREAS, the City of Owensboro seeks to acquire said property to perform additional improvements in qualifying census tracts using HOME funds in compliance with National Housing and Urban Development objectives of removing blighted properties; and

WHEREAS, the City desires to declare the property as surplus property so that it can be transferred in accordance with KRS 82.083.

NOW, THEREFORE, BE IT ORDERED BY THE CITY OF OWENSBORO, KENTUCKY, AS FOLLOWS:

Section 1. The Board of Commissioners hereby authorizes and directs the Mayor and other appropriate city officials to execute a real estate purchase agreement which sets forth the terms and conditions for the City's acquisition of the property located at 56 Woodford Avenue, said property is more particularly described in Exhibit "A" and incorporated herein by reference.

Section 2. In accordance with KRS 82.083(3), the Board of Commissioners makes the following determination:

- (1) The surplus real property owned by the City of Owensboro is located at 56 Woodford Avenue.
- (2) The intended use for the property listed above is for purposes of compliance with national Housing and Urban Development objectives of removing blighted properties, which includes, but is not limited to real property transfers for the elimination of blight.
- (3) It is in the public interest to dispose of the property listed above in order that interested parties can purchase and develop or utilize the property in a positive manner for the benefit of the community.
- (4) The property listed in Section 1 above shall have a new single family home developed and conveyed to a qualifying low-to-moderate income individual or family.

Section 3. By and through the Board of Commissioners, the property listed in Section 1 is hereby declared surplus property which may be transferred, sold, or otherwise conveyed for economic development purposes in accordance with the provisions of KRS 82.083(4)(b).

Section 4. The Board of Commissioners hereby authorizes the Mayor, City Manager, Assistant City Manager, City Attorney, City Engineer, and other appropriate city officials to execute the leases, deeds, consolidation plats, agreements and all other documents which are deemed necessary to meet the requirements of this order

including the payment of funds and other actions as required under the Agreement as approved herein.

INTRODUCED, PUBLICLY READ AND FINALLY APPROVED ON ONE READING, this the 14th day of December, 2021.

Thomas H. Watson, Mayor

ATTEST:

Beth Davis, City Clerk

EXHIBIT "A"

Lot No. 18 in Herr's Addition to the City of Owensboro, Kentucky. Said lot fronts fifty (50) feet on the west side of Woodford Avenue, and running back westwardly the same width One Hundred and Fifty-Eight (158) feet to a ten (10) foot alley, and bounded on the south by Herr Avenue, and is described in a plat of the said addition and recorded in the Daviess County Clerk's Office in Deed Book 51, at Page 536.

AND BEING the same property conveyed to Charles Jarboe from Ronald L. Presser, Master Commissioner, by deed dated November 5, 2013, of record in Deed Book 926, page 380, Daviess County Clerk's Office.