

**MUNICIPAL ORDER 1-2024**

**A MUNICIPAL ORDER AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A REAL ESTATE PURCHASE AGREEMENT AND DEED FOR THE ACQUISITION OF PROPERTY LOCATED AT 2008 MCCULLOCH AVENUE; DECLARING THE PROPERTY AS SURPLUS; AND FURTHER AUTHORIZING THE MAYOR TO EXECUTE A DEED TRANSFERRING THE PROPERTY IN ACCORDANCE WITH KRS 82.083 TO HABITAT FOR HUMANITY OF OWENSBORO-DAVIESS COUNTY, INC.**

**WHEREAS**, the City of Owensboro (“City”) participates in neighborhood redevelopment in HUD Qualified Census Tracts through homeownership, which provides an economic development benefit for the community; and

**WHEREAS**, the property owner of 2008 McCulloch Avenue in Owensboro, Daviess County, Kentucky has agreed to sell such property to the City of Owensboro; and

**WHEREAS**, the City desires to acquire the Property and then transfer it to Habitat for Humanity of Owensboro-Daviess County, Inc. (“Habitat for Humanity”) for nominal consideration, pursuant to KRS 82.083, so that Habitat for Humanity can construct a new residence on the Property.

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

**Section 1.** In accordance with KRS 82.083(3), the Board of Commissioners makes the following determination:

- (1) The Property to be disposed of is located at 2008 McCulloch Avenue, and is more particularly described in the attached Exhibit “A.”

(2) At the time of its acquisition, the intended use for the Property was neighborhood redevelopment.

(3) It is in the public interest to dispose of the Property so that Habitat for Humanity can construct a new residence there. As a part of neighborhood redevelopment, this will provide an economic development benefit to the community.

(4) The method of disposition to be used for the Property is set forth in KRS 82.083(4)(b), as it will be transferred, with nominal compensation, for economic development purposes.

**Section 2.** By and through the Board of Commissioners, the property located at 2008 McCulloch Avenue is hereby declared surplus property which may be transferred, sold, or otherwise conveyed in accordance with KRS 82.083.

**Section 3.** That the Mayor, City Manager and appropriate staff members are hereby authorized to sign the real estate purchase agreement, deeds and all other documents deemed necessary to the furtherance of the authority outlined herein.

**INTRODUCED, PUBLICLY READ AND FINALLY APPROVED ON ONE READING,** this the 16<sup>th</sup> day of January, 2024.

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Thomas H. Watson, Mayor

ATTEST:

\_\_\_\_\_  
Beth Davis, City Clerk

## **EXHIBIT A**

**2008 McCulloch Avenue, Owensboro, KY:  
PVA Parcel No. 062-B0-00-075-00-000**

Lot No. 3 in Block H in Birkhead East View Addition, a plat of said Addition being of record in Deed Book 118, at page 34 in the Daviess County Clerk's Office. Said lot fronts 50 feet North on East 8th Street extended, or McCulloch Avenue, and runs back parallel lines 155 feet to a 10 foot alley.

AND BEING the same property conveyed to Jerry Cole, single, by Deed from Sandra Priest, single, dated June 27, 2019, of record in Deed Book 1015, Page 28, in the Office of the Daviess County Clerk. Jerry Cole (a/k/a Jerry L. Cole) died testate on December 5, 2019, a resident of Daviess County, Kentucky, and pursuant to his Last Will and Testament and Order Probating Will, of record in Will Book 86, Page 172, in the aforesaid office, the court appointed Sarah M. Cisneros and Shawn M. Cole Co-Executors with the power to sell said real estate.