

## RESOLUTION 2017 - 22

### AUTHORIZING THE EXECUTION OF A WARRANTY DEED AND PARKING LOT EASEMENT TRANSFERRING REAL PROPERTY AND GRANTING SAID EASEMENT TO THE SEARCY BOARD OF PUBLIC UTILITIES FOR THE DEVELOPMENT AND USE OF SAID PROPERTY AS A PUBLIC PARKING FACILITY

**Whereas**, the City of Searcy, Arkansas, is the owner of certain lots and portions thereof situated in Block 5 of the Original Town of Searcy, Arkansas, which is currently being used for parking by the Searcy Board of Public Utilities and the Searcy Code Enforcement Office, and

**Whereas**, the Searcy Board of Public Utilities desires to acquire said real property for the purpose of improving said real property for a parking facility for the city and water board offices as well as the general public under a design and scheme like the Downtown Beautification Project, and

**Whereas**, in order for the Searcy Board of Public Utilities to make such improvements and expend its funds to do so it needs to be the owner of said lots and portions thereof or otherwise hold an easement allowing for the parking lot improvements and is requesting that the City of Searcy, Arkansas, convey and grant to the Searcy Board of Public Utilities said lots and portions thereof, and

**Whereas**, the City of Searcy, Arkansas, is agreeable to the transfer of said lots and portions thereof upon the condition and restriction that should the Searcy Board of Public Utilities fail to make said improvements within a reasonable period of time not to exceed two years or cease to use said lots and portions thereof as a parking facility for the city and water board offices as well as the general public said real property and the portions thereof say revert to the City of Searcy, Arkansas, with the Searcy Board of Public Utilities re-conveying said property and interest therein to the city.

**NOW THEREFORE**, be it resolved by the Searcy City Council that the Mayor and City Clerk are authorized to execute a Warranty Deed and Parking Lot Easement in favor of the Searcy Board of Public Utilities for said lots and portions thereof upon the condition that such conveyances contain the conditions that in the event the Searcy Board of Public Utilities fails to make said improvements within a reasonable period of time not to exceed two years from the conveyance of said lots and portions thereof or ceases to use said lots and the portions thereof as a parking facility for the city and water board offices as well as the general public said real property and the portions thereof shall revert to the City of Searcy, Arkansas, with the Searcy Board of Public Utilities re-conveying said property and interest therein to the city.

**ADOPTED** on this 9<sup>th</sup> day of May, 2017.

/s/ David Morris  
Mayor of Searcy

**Attest:**

/s/ Jerry Morris  
City Clerk