

RESOLUTION NO. 2017 - 58

A RESOLUTION AUTHORIZING AND DIRECTING THE SALE OF CERTAIN REAL PROPERTY DESCRIBED AS LOT 23, BLOCK 8, OF THE STONEYBROOK ADDITION; DIRECTING A RESERVATION OF A RIGHT OF WAY; AND FOR OTHER PURPOSES

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEARCY, TO-WIT:

WHEREAS, the Searcy City Council is the owner of certain real property located and being situated in White County, Arkansas, , more particularly described, to-wit:

Lot Twenty-Three (23), Block Eight (8) Stoneybrook Addition to the City of Searcy

(the "Property"); and

WHEREAS, the Property is subject to an easement and right-of-way for the flow of water over and across the Property as reflected upon the plat of the Stoneybrook addition to the City of Searcy; and

WHEREAS, the easement granted to the City of Searcy should be expanded to reflect the actual location of the flow of water across the Property; and

WHEREAS, the Property, less and except the easement, is not necessary for the operation of the City of Searcy and is, instead, merely property for which the City is otherwise obligated to maintain; and

WHEREAS, the Property has a minimal value and cannot be used by the City of Searcy in any meaningful way.

NOW, THEREFORE, be it resolved by the City Council of the City of Searcy, Arkansas, to-wit:

Section 1. That the Property is declared by the Searcy City Council to be of no meaningful value to the City of Searcy and the Mayor and City Clerk-Treasurer are authorized and directed to take all actions determined by them, in their sole and exclusive discretion, to transfer, sell and assign to Brian D. Green the Property for and in return for the payment of \$1,500.00, along with the said buyer's agreement to pay any and all costs of closing, and including the delivery of a special warranty deed, reserving to the City an easement and right-of-way for flow and for access and for maintenance and for any other purposes, in the City of Searcy, over and across the South Thirty-five (35) feet and the East Thirty-five (35) feet of the Property.

PASSED AND ADOPTED this 12th day of December, 2017.

/s/ David Morris
Mayor of Searcy

ATTEST:

/s/ Jerry Morris
City Clerk