

RESOLUTION NO. 43-19

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AUTHORIZING THE CITY TO TRANSFER REAL PROPERTY IN PALM BEACH COUNTY, FLORIDA, AS DESCRIBED HEREIN, HEREBY INCORPORATING AND ACCEPTING THE CONTRACT STATING THE TERMS AND CONDITIONS FOR THE SALE AND PURCHASE BETWEEN THE BUYER AND THE CITY OF DELRAY BEACH, FLORIDA; AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE SUCH SALE; PROVIDING AN EFFECTIVE DATE AND FOR OTHER PURPOSES..

WHEREAS, it is in the best interest of the City of Delray Beach, Florida, to stimulate the growth of affordable housing within the City; and

WHEREAS, the City of Delray Beach, Florida, entered into an Interlocal Agreement and Multiparty Agreement for the Eagle Nest Program Project #3 at Atlantic High School Career Academy ("Interlocal Agreement") between the City of Delray Beach, the Delray Beach Community Redevelopment Agency ("CRA"), and the School Board of Palm Beach County, to build a single-family residence on property located at 108 NW 12th Avenue in an effort to stimulate the growth of affordable housing; and

WHEREAS, the Buyer hereinafter named desires to buy the property hereinafter described from the City of Delray Beach, Florida, in furtherance of the Interlocal Agreement; and

WHEREAS, it is in the best interest of the City of Delray Beach, Florida, to transfer said property to be used for affordable housing purposes.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AS FOLLOWS:

Section 1. That the foregoing recitals are hereby incorporated by this reference.

Section 2. That the City Commission of the City of Delray Beach, Florida, as Seller, hereby agrees to transfer to Delray Beach Community Land Trust, as Buyer, for the purchase price of Ten Dollars and 00/100 cents (\$10.00), said property being described as follows:

Commencing at the Southeast corner of the East half (1/2) of the Southeast quarter (1/4) of Lot 2, Subdivision of Section 17, Township 46 South, Range 43, East, as recorded in Plat Book 1, Page 4, of the Public Records of Palm Beach County, Florida; thence run Northerly along the East line of Lot 2, a distance of 100.0 feet to a point; thence run Westerly along a line parallel with the South line of said Lot 2 a distance of 25.0 feet to the Point of Beginning; thence continue Westerly along the same course a distance of 99.55 feet to a point; thence run Northerly along a line parallel with the West line of said East half (1/2) of the Southeast

quarter (1/4) of Lot 2, a distance of 75.3 feet to a point; thence run Easterly along a line parallel with the South line of said Lot 2, a distance of 99.41 feet to a point; thence run Southerly along a line parallel with and 25.0 feet West of the East line of said Lot 2 a distance of 75.0 feet to the Point of Beginning. PCN 12-43-46-17-42-002-0021

Section 3. That the terms and conditions contained in the As Is Contract for Sale and Purchase and addenda thereto between the City of Delray Beach, Florida, and the Buyer as hereinabove named are incorporated herein as Exhibit "A".

Section 4. That the terms and conditions contained in the Deed between the City of Delray Beach, Florida, and Buyer are incorporated herein as Exhibit "B".

Section 5. That the City Manager, acting on behalf of the City of Delray Beach, is hereby specifically authorized to negotiate, enter into, execute, and deliver such other documents relating to the sale of the subject Property as the City Manager deems necessary and appropriate to effectuate such conveyance.

Section 6. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED in regular session on the _____ day of _____, 2019.

ATTEST:

Shelly Petrolia, M A Y O R

Katerri Johnson, City Clerk

Approved as to form and legal sufficiency:

Lynn Gelin, City Attorney