

Resolution #23-0308
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**RESOLUTION AUTHORIZING THE SALE OF CERTAIN CITY-OWNED PROPERTY
ON MERRIMONT DRIVE UNDER THE PROVISIONS OF N.C.G.S. 160A-269**

WHEREAS, the City is the owner of a vacant lot located on Merrimont Drive, further identified as Tax PIN 6816-57-6390 and is surplus to the City's needs; and

WHEREAS, the City has received an offer to purchase the 0.04-acre lot identified in Exhibit A and advertise it for upset bids all in accordance with N.C.G.S. 160A-269; and

WHEREAS, Joseph Harrell, 215 Lancaster Street, Winston-Salem, NC 27106, has submitted an offer of \$1,800 for the 0.04-acre lot and the required five percent deposit has been paid; and

WHEREAS, no warranty of merchantability, fitness for a particular purpose, or condition is made by the City relating to the sale of the property and the property is purchased "As Is/Where Is and With All Faults".

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Winston-Salem, upon the recommendation of the Finance Committee, that the City Council hereby authorizes sale of property herein referenced, and shown in Exhibit A, as a 0.04 acre of Tax PIN 6816-57-6390, to Joseph Harrell under the provisions of N.C.G.S. 160A-269; that the City Clerk shall cause a notice of proposed sale, containing a general description of the property, amount and terms of the offer, and a notice that within ten days any person may raise the bid by not less than ten percent of the first \$1,000 and five percent of the remainder, be published, without further authorization of the City Council, shall re-advertise the offer at the increased bid; and this procedure shall be repeated until no further qualifying bids are received, at which time the City

Council may accept the offer and sell the property to the highest bidder or reject any and all offers.

BE IT FURTHER RESOLVED, in the event that no raised bid is received, the offer set forth above is hereby accepted, and that the appropriate City officials are hereby authorized to execute instruments required to complete the conveyance to Joseph Harrell or his assigns as stated herein. Staff is in support of the disposition sale.

BE IT FURTHER RESOLVED, that as a condition to the sale of the property approved herein, the buyer shall complete the purchase within 180 days from the date of approval of this resolution, and if the buyer fails to do so, approval of the sale shall expire, and the buyer's deposit shall be forfeited to the City.