

**RESOLUTION NO. DRAFT**

**A RESOLUTION OF THE CITY OF BAY CITY, TEXAS, DECLARING CERTAIN REAL PROPERTY OWNED BY THE BAY CITY TO BE SURPLUS AND AUTHORIZING THE MAYOR TO INSTITUTE PROCEEDINGS IN ACCORDANCE WITH TEXAS LOCAL GOVERNMENT CODE SECTION**

**WHEREAS**, the City has ownership of certain lots parcels or tracts of land that is serving no purpose currently or for the foreseeable future; and

**WHEREAS**, Council desires that those lots parcels or tracts of land be put to a productive purpose; and

**WHEREAS**, Section 272.001 of the Texas Local Government Code prescribes the method by which municipalities may sell or exchange land owned by the municipality; and

**WHEREAS**, Council adopts this Resolution to declare the land identified herein as surplus and avail itself to authority prescribed in Section 272.001 for the conveyance of such surplus land so that it can be put to a productive use.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF BAY CITY, TEXAS, THAT:**

**Section one.**

**Land declared surplus:** City Council hereby declares as surplus the lots parcels and tracts of land that follow:

- 1) PID #20172 11.621 acres out of the I&GN AB 274/273 (O'Connell Subdivision), Matagorda County, Texas. This 11.621 acre tract is the same land described in a Deed recorded in Volume 243, Page 213, dated November 21, 1989 of the Deed Records of Matagorda County, Texas.
- 2) PID #25407 Lot 10, 11, 12, Block 121, of the Original Townsite of Bay City, according to the Plat of said Townsite recorded in Volume 20 at Page 377, dated May 5, 1947, Deed Records of Matagorda County, Texas
- 3) PID #48981 Lot 19-20 (E 30'), Block 1 of the Whitson Subdivision of Bay City, according to the Plat of said Townsite recorded in Volume 398 at Page 561, Deed Records of Matagorda County, Texas
- 4) PID #48983 Lots 21, 22 and 23 in Block 1, of the Whitson Subdivision of Bay City, according to the Plat of said Townsite recorded in Volume 334 at Page 49, Deed Records of Matagorda County, Texas **TO BE RE-PLATTED FIRST**
- 5) PID #49019 Block 8 of the Whitson Subdivision of Bay City, according to the Plat of said Townsite recorded in Volume 396 at Page 17, Deed Records of Matagorda County, Texas **TO BE RE-PLATTED FIRST**

**Section two.**

**Commencement of sale or exchange procedures authorized.** The Mayor is hereby authorized to initiate procedures to facilitate the sale or exchange of the properties declared in this resolution to be surplus. Such sale or exchange shall comply with the requirements of Section 272.001 of the Texas Local Government Code; applicable provisions of federal and state statutes and laws; the city charter and ordinances.

**Section three.**

**Closing on Sale.** The Mayor is hereby authorized to execute all required instruments of conveyance and ancillary documents required to complete the close of a sale of any property declared surplus by this resolution; without further action by Council required; provided that such sale complies with all bidding requirements of Section 272.001(a) of the Texas Local Government Code. Any sale or exchange of property declared surplus by this resolution, offered for sale pursuant to Section 272.001(b), (g), (h), (i), (j), or (l) must be approved by Council before such sale may be closed.

**PASSED AND APPROVED AT BAY CITY TEXAS THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2023**

\_\_\_\_\_  
Robert K. Nelson, Mayor  
City of Bay City

**ATTEST:**

**APPROVED AS TO FORM:**

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Jeanna Thompson, City Secretary

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Anne Marie Odefey, City Attorney