

RESOLUTION BY THE CITY OF HENDERSONVILLE CITY COUNCIL APPROVING A PROPERTY PURCHASE FOR THE LOWER MUD CREEK RESTORATION PROJECT

WHEREAS, the City of Hendersonville was awarded a grant of \$1,120,929 by the North Carolina Land and Water Fund (the “Fund”), a division of the Department of Natural and Cultural Resources for the lower Mud Creek Restoration Project (the “Project”); and

WHEREAS, a purpose of the grant is the acquisition of properties required for the Project; and

WHEREAS, staff has negotiated a contract for the purchase of a +/- 22.05 acre parcel off of South Grove Street, said parcel being shown as Lot 1 on Exhibit A, attached hereto and incorporated herein by reference, said Lot 1 being hereinafter referred to as the “Subject Property”) in the amount of \$615,000; and

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Hendersonville, North Carolina that:

1. The Contract for Purchase and Sale of Real Property between the City of Hendersonville, Jack M. Scott, and Geroge R. Scott for the Subject Project, in the amount of \$615,000.00 is approved as presented.
2. The City Manager is authorized to enter execute the contract, with such changes as he deems appropriate, in consultation with the City Attorney, provided such changes do not place any financial obligation on the City beyond that contemplated by the terms of the Contract as presented.
3. The Mayor, City Manager, City Attorney, and City Clerk are authorized to execute such other contracts, and deeds and any and all other documents, and to take any and all actions, reasonably necessary to carry out the terms of the approved Contract, including but not limited to making conveyances and reasonable expenditures for costs and expenses, including reasonable closing costs, title policy costs and reasonable due diligence costs, for the purposes stated herein.

Adopted by the City Council of the City of Hendersonville, North Carolina on this 2nd day of May, 2024.

Attest:

Barbara G. Volk, Mayor, City of Hendersonville

Jill Murray, City Clerk

Approved as to form: _____Angela S. Beeker, City Attorney