



CITY OF HENDERSONVILLE AGENDA ITEM SUMMARY

SUBMITTER: Daniel Heyman

MEETING DATE: April 7, 2022

AGENDA SECTION: CONSENT

DEPARTMENT: Legal

TITLE OF ITEM: Consider Negotiated Offer to Purchase Lot 15, Overlook Subdivision, Plat Cabinet B, Slide 375A

SUGGESTED MOTION(S):

I move City Council to adopt the *Resolution By The City of Hendersonville City Council of Proposed Acceptance of Negotiated Offer* as presented.

SUMMARY: The City has received an Offer to Purchase that property more particularly described as Lot 15, Overlook Subdivision, Plat Cabinet B, Slide 375A from Keith M. Maxwell and Cynthia E. Maxwell, Trustees of the Keith M. Maxwell Living Trust; and Keith M. Maxwell and Cynthia E. Maxwell, Trustees of the Cynthia E. Maxwell Living Trust. A copy of the Offer is attached to this Agenda item. This parcel, owned by the City, has previously been used by the City to house a pump station that is now being abandoned. The Property has an address of 328 North Overlook Terrace, Hendersonville, NC. The Offer is \$10,000.00.

Pursuant to N.C.G.S. § 160A-269, this Offer must be advertised for upset bid before it can be finally accepted by the City Council. Following the procedure outlined in § 160A-269, the Staff Attorney has prepared the attached Resolution for consideration by City Council. If approved the Resolution will issue proposed (not final) acceptance, and authorize the Offer to be advertised for upset bid. An ad will be then be placed in the newspaper, inviting upset bids. Any upset bid received will then be advertised for further upset bids, until a period of 10 days passes without the receipt of upset bids. The highest bid received will be presented back to City Council for consideration. The Council may at that time issue a final acceptance of the highest bid received, or may reject it.

ATTACHMENTS:

Proposed Resolution

Signed Offer to Purchase

Map