

## **ORDER**

### **AN ORDER AUTHORIZING THE PURCHASE OF CERTAIN REAL PROPERTY TO THE CITY OF TUPELO**

**WHEREAS**, the governing authorities of the City of Tupelo are empowered to act with respect to the care, management and control of municipal affairs and its properties for which no provision has been made by general law and which is not inconsistent with existing law pursuant to Section 21-17-1, et seq. of the Mississippi Code Annotated (1972), as amended, including the authority to sell, convey or lease real property on such terms as it may elect that are consistent with statutory authority and

**WHEREAS**, in compliance with the provision of Miss. Code Anno. Sec. 43-37-3 (1972 as amended) governing acquisition of real property using public funds, the City of Tupelo has negotiated a contract for the purchase of property located at 427 Walker Street from Craig Shannon, for the negotiated price of, Thirty-Five Thousand Dollars (\$35,000.00) for the property having a physical address of 427 Walker Street, Tupelo, Mississippi and described as follows:

The West half of the North lot in Block 10 in the City of Tupelo as shown by the City Map and described as follow: Beginning at a point 244 ½ feet West of the Northeast corner of Block 10 and running West 244 ½ feet to the East side of Church Street; thence South along the East side of Church Street 113 feet, more or less, thence East 244 ½ feet; thence North 113 feet more or less to the beginning point. In the SE ¼ of Sec. 30, Township 9 South, Range 6 East in the City of Tupelo, Lee County, Mississippi. Except a strip of land 100 feet wide East and West off of the West end of said North 10t in Block 10 which was Deeded to M.E. Leake on October 16, 1939, deed recorded in Deed book #274 Page 298 of the records of Lee County, Mississippi. It is intended hereby to describe and convey what is known as the Old Harriet Wilson home place and the lands, which were taken possession of by Tim Ezell and wife when they purchased the same.

**WHEREAS**, the City of Tupelo desires to purchase said property pursuant to its policy for acquisition, the City obtained an appraisal from Deaton Appraisal Company, Inc., who found the value of the real property located at 427 Walker Street to be above the purchase amount of \$35,000.00. Said appraisal is attached hereto as Exhibit "A"; and

**WHEREAS**, the City of Tupelo desires said property be acquired for the purpose of blight elimination and the addition of green space; and

**WHEREAS**, the Mayor and City Clerk are hereby authorized to enter into the Purchase Agreement attached hereto as Exhibit "B".

**NOW THEREFORE**, it is hereby resolved and ordered by the City Council of Tupelo as follows:

1. The prefatory paragraphs of this Resolution are hereby found and determined to be in accordance with the necessary and warranted exercise of the authority of the City of Tupelo by securing necessary interests in real property for the purpose of elimination of a blighted area.
2. The Mayor and City Clerk are hereby authorized to execute the purchase contract and purchase from Craig Shannon, the real property located at 427 Walker Street, as more particularly described in the above legal description, for the amount of Thirty-Five Thousand Dollars (\$35,000.00). The contract and acceptance of deed will be ratified subsequent to closing.

After a full discussion of this matter, Council Member \_\_\_\_\_ moved that the foregoing Order be adopted and said motion was seconded by Council Member \_\_\_\_\_ and upon the question being put to a vote, the results were as follows:

Councilmember Whittington voted	_____
Councilmember L. Bryan voted	_____
Councilmember Beard voted	_____
Councilmember Davis voted	_____
Councilmember Palmer voted	_____
Councilmember M. Bryan voted	_____
Councilmember Jennings voted	_____

The motion having received the affirmative vote of a majority of the members present, the President declared the motion carried and the resolution adopted.

**WHEREUPON**, the foregoing Resolution was declared, passed and adopted at a regular meeting of the Council on this the \_\_\_\_\_ day of \_\_\_\_\_, 2020.

CITY OF TUPELO, MISSISSIPPI

By: \_\_\_\_\_  
NETTIE Y. DAVIS  
Council President

ATTEST:

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MISSY SHELTON  
Clerk of the Council

APPROVED:

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JASON L. SHELTON, Mayor

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DATE