

ORDER

AN ORDER AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO CONTRACTUAL NEGOTIATIONS FOR THE PURCHASE OF CERTAIN REAL PROPERTY LOCATED AT 1203 KELLY STREET BY 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 Ann. § 43-37-3 (1972, as amended), governing the acquisition of real property using public funds, the City of Tupelo desires to purchase real property located at **1203 Kelly Street, Parcel #088J-33-010-02**, (hereinafter "Subject Property") from **Lauro Alberto Rodas, Cadena Rodas and Bernardino Popoca**, for the best negotiated price of Forty Thousand Dollars (\$40,000.00) as determined by a licensed real estate appraiser (Exhibit "A"); and

WHEREAS, the Subject Property to be purchased by the City of Tupelo is more particularly described as follows:

Commence 460 feet West of where the Saltillo and Tupelo Road intersects the Tupelo and Fulton Road and run North 200 feet for a beginning point; run thence East 51 feet; run thence North 150 feet; run thence West 51 feet; run thence South 150 feet to the point of beginning. All lying and being in the Northwest Quarter of Section 33, Township 9, Range 6 East, Lee County, City of Tupelo, Mississippi.

Subject to any easements, restrictions, covenants and mineral reservations of record. The source document for the above legal description is the Warranty Deed conveying the subject property unto Joshua D. Rupert dated October 24, 2007 and filed in the land records of the Lee County Chancery Clerk at Instrument Number 2007017538, PPIN: 20404 Parcel: 088J-33-010-02

WHEREAS, the Subject Property is currently in such a state of blight as to be detrimental to the health, safety and welfare of the citizens of the City of Tupelo; and

WHEREAS, the purchase of the Subject Property further serves the best interest of public health, safety and welfare by furthering the blight removal and redevelopment of this area.

NOW, THEREFORE, let it be ordered by the City Council of the City of Tupelo as follows:

1. The prefatory findings of this Order are hereby accepted, incorporated herein and found to be in accordance with the necessary and warranted exercise of the authority of the City of Tupelo to purchase necessary interests in real property for the purpose of blight removal and redevelopment.

2. The City Council authorizes the purchase of the Subject Property for not more than Forty Thousand Dollars (\$40,000.00).
3. The Mayor of the City of Tupelo and the City Clerk are hereby authorized by the City Council to enter into the purchase agreement attached hereto for the purchase of the Subject Property (*see* Exhibit “B”), subject to all terms favorable to the parties, and to execute all documents necessary to effectuate the purchase of the said property. The contract and acceptance of deed will be ratified subsequent to closing.
4. This Order to purchase is made subject to the condition that Grantors possess good and marketable fee simple title to the Subject Property, free of any liens and encumbrances of any kind.

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 Mims voted	_____
Councilmember Bryan voted	_____
Councilmember Beard voted	_____
Councilmember Davis voted	_____
Councilmember Nolan voted	_____
Councilmember Gason voted	_____
Councilmember Jones voted	_____

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

WHEREUPON, the foregoing Order was declared, passed and adopted at a regular meeting of the Council on this the 19th day of August, 2025.

CITY OF TUPELO, MISSISSIPPI

JANET GASTON, City Council President

ATTEST:

SANDRA SHUMAKER
Clerk of Council

APPROVED:

TODD JORDAN, Mayor

DATE