

ORDINANCE NO. _____

Synopsis: Adoption of this ordinance would establish a procedure for sale of surplus public real estate known as 1851 Constitution Street.

**AN ORDINANCE ESTABLISHING A PROCEDURE FOR SALE OF
SURPLUS PUBLIC REAL ESTATE**

WHEREAS, the City of Washington is a home-rule municipality in accordance with the Constitution of the State of Illinois of 1970; and

WHEREAS, the City of Washington has the authority, in accordance with its police powers, to adopt ordinances to protect the health, safety, and welfare of its citizens; and

WHEREAS, the City of Washington owns property commonly known as 1851 Constitution Street, Washington, IL 61571 (the "Property"); and

WHEREAS, it has been determined that the Property constitutes surplus public real estate ("Surplus Real Estate") and has been designated as such by a prior resolution of the Corporate Authorities (Resolution No. R-_____) a copy of which is attached hereto and by reference expressly made a part hereof; and

WHEREAS, the City has determined that it is in the City's best interest to offer the Surplus Real Estate to the private sector for sale; and

WHEREAS, it is necessary that the City adopt a procedure for the sale of the Surplus Real Estate.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WASHINGTON, TAZEWELL COUNTY, ILLINOIS, as follows:

Section 1. The facts and statements contained in the preamble to this ordinance are found to be true and correct and are hereby adopted as part of this ordinance.

Section 2. The corporate authorities shall determine the method by which the Surplus Real Estate shall be offered to the private sector for sale, and in so doing, the corporate authorities shall specify the location of the Surplus Real Estate, the use thereof, and such conditions with respect to the development or use of the Surplus Real Estate as the corporate authorities may deem necessary and desirable to the public interest.

Section 3. The corporate authorities may negotiate, through the Mayor, or his designated representatives, the price and terms for the sale of Surplus Real Estate, in whole or in part, that the corporate authorities deem to be in the best interests of the City.

Section 4. The corporate authorities may select any proposal for the sale of Surplus Real Estate, in whole or in part, that the corporate authorities determine to be in the best interest of the City.

Section 5. The corporate authorities may authorize the execution of a purchase and sale agreement of Surplus Real Estate, in whole or in part, by resolution passed by an affirmative vote of three quarters (3/4) of the corporate authorities.

Section 6. That all ordinances or parts thereof in conflict with the Ordinance are hereby expressly repealed.

Section 7. If any part or parts of this Ordinance shall be held to be unconstitutional or otherwise invalid, such unconstitutionality or invalidity shall not affect the validity of the remining provision of this Ordinance.

Section 8. That this Ordinance shall be in full force and effect from and after its passage and approval as provided by law.

PASSED AND APPROVED this _____ day of May, 2018.

AYES _____

NAYS _____

Mayor

ATTEST:

City Clerk