

RESOLUTION NO. R- 2866

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND AUTHORIZING SALE OF CERTAIN SURPLUS CITY OWNED REAL PROPERTY LOCATED WEST OF WILLOWS ROAD AND NORTH OF NORTHEAST 85TH WITHIN THE CITY OF REDMOND TO ERNEST BUCHMAYER AND HELEN BUCHMAYER.

WHEREAS, the City of Kirkland, by Resolution No. R-2821, adopted May 4, 1981, declared the hereinafter described real property owned by the City of Kirkland to be surplus to its foreseeable needs, and authorized the City Manager to initiate procedure for sale of said real property; and

WHEREAS, thereafter the City Manager solicited in accordance with the bid proposal offers to purchase said property from the City of Kirkland; and

WHEREAS, said invitation to submit offers to purchase real property specifically provided: "The City will sell the property subject to any and all present or future local improvement assessments. The City will provide standard policy of purchaser's title insurance only at offeror's request and expense. Conveyance shall be by Quit Claim Deed."; and

WHEREAS, in response to said invitation for offers, one (1) offer was received from Ernest Buchmayer and Helen Buchmayer, husband and wife, in the amount of \$71,000.00, payable \$25,000.00 down, and the balance of \$46,000.00 on standard form real estate contract, including interest at 12% per annum; and

WHEREAS, said offer was further contingent "On purchaser acquiring access from the west side of subject property."; and

WHEREAS, purchaser has now informed the City that purchaser can acquire such access, but to do so must be willing to convey a portion of the property to be purchased measuring 25' x 300' to a third party to be used by said third party for access to third party's property; and

WHEREAS, such conveyance will require the acquiescence of the City of Kirkland; and

WHEREAS, the City Council finds that sale of said property to Ernest Buchmayer and Helen Buchmayer, husband and wife, in accordance with the terms and conditions set forth hereinabove should be accepted, and is in the public interest; now, therefore, be it

RESOLVED by the City Council of the City of Kirkland as follows:

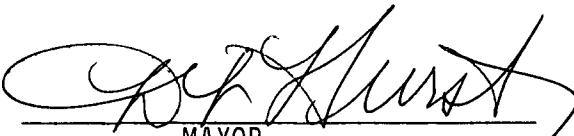
Section 1. The City Manager and the Mayor of the City of Kirkland are authorized and directed to sign such purchase and sale

agreements, documents, contracts and deeds as may be necessary and required to accomplish sale and conveyance of the real property described in Exhibit "A" attached to this Resolution to Ernest Buchmayer and Helen Buchmayer, husband and wife, in accordance with the terms and conditions set forth hereinabove in this Resolution.

Section 2. All monies received by the City of Kirkland in payment of said purchase price, including the down payment and installments payments thereafter received, shall, when received by the Director of Administration & Finance, be deposited (after payment of the City's costs of sale, if any) into the municipal building reserve fund established or to be established by the Director of Administration & Finance.

PASSED BY MAJORITY VOTE of the Kirkland City Council in regular meeting on the 21st day of September, 1981.

SIGNED IN AUTHENTICATION THEREOF on the 21st day of September, 1981.


MAYOR


ATTEST:

Director of Administration & Finance
(ex officio City Clerk)

EXHIBIT "A"

Resolution R-2866

The West half of the Southwest quarter of the Northeast quarter of the southeast quarter of Section 3, Township 25 North, Range 5 East, W. M.; EXCEPT the North 30 feet thereof reserved for road purposes; all situated in King County, Washington.