

RESOLUTION R- 3142

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND FINDING CERTAIN REAL PROPERTY ACQUIRED BY THE CITY OF KIRKLAND AS A POTENTIAL PROJECT FOR FEDERALLY FINANCED SENIOR CITIZEN LOW INCOME HOUSING, TO BE SURPLUS TO THE FORESEEABLE NEEDS OF THE CITY OF KIRKLAND AND AUTHORIZING SALE OF SAID REAL PROPERTY.

Whereas, the City of Kirkland heretofore with federal housing and community development grant assistance toward the purchase price, acquired the real property hereinafter described to be used as a site for construction of federally-assisted senior low income housing; and

Whereas, thereafter applications were made and denied for such federal assistance construction grants; and

Whereas, the City Council has determined that without such federal assistance, construction of a senior citizens' low income housing project on said site is economically infeasible; and

Whereas, the King County Department of Housing and Community Development as the local housing and community development grant agency has taken action to require return of the housing and community development grant funds awarded to assist in the purchase of said site, all as provided in the housing and community development grant contract between Kirkland and King County; and

Whereas, it appears to the City Council that sale of said site is necessary in order to return said housing and community development site grant funds, now, therefore,

Be it resolved by the City Council of the City of Kirkland as follows:

Section 1. The real property described in Appendix A to this resolution and by this reference incorporated herein is hereby declared to be surplus to the foreseeable needs of the City of Kirkland and sale of said real property is hereby authorized.

Section 2. The City Manager is hereby authorized and directed, upon the basis of appraisals of said property available or to be made, to determine the fair market value of the real property described in Section 1 above. The City Manager is further authorized and directed to

seek offers to purchase said real property. Such offers, which shall be in an amount not less than the fair market value, may be obtained by the City Manager on either a sealed bid or direct negotiation basis, and upon receipt shall be submitted to the City Council for their consideration, rejection or acceptance.

Section 3. Following receipt by the City Manager of all such offers as may be submitted, consideration of such offers by the City Council and their acceptance of the offer which, in the City Council's sole discretion, is most advantageous to the City of Kirkland; the City Manager and the Mayor and the Director of Administration and Finance (ex officio City Clerk) are authorized and directed to sign such purchase and sale agreements, documents and deeds as may then be necessary and required to accomplish such sale and conveyance by quit claim deed of the real property described in Section 1, above, to the successful offeror in accordance with the offer as accepted by the City Council.

Section 4. At such time as said real property described in Section 1 above, may be sold and the purchase price received by the City, the Director of Administration and Finance is hereby directed to disburse out of the net proceeds received after payment of the City's costs of sale, an amount equal to the greater of \$149,614 or 85 percent of the net sale proceeds to the King County Community Development Block Grant Program. The remainder of said sale proceeds shall be disbursed to the treasury of the City of Kirkland.

Passed by majority vote of the Kirkland City Council in regular, open meeting this 4th day of February, 1985.

Signed in authentication thereof this 4th day of February, 1985.

*Loris Cooper*  
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 MAYOR

ATTEST:

*Janice Perry* **DEPUTY CLERK**  
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 Director of Administration & Finance  
 (ex officio City Clerk)

## APPENDIX A

The East 207.9 feet of that portion of the North 330 feet of the Southwest quarter of the Southeast quarter of Section 5, Township 25 North, Range 5 East, W.M., lying South of the South line of the Northeast 85th Street;

EXCEPT that portion condemned for Secondary State Highway No. 2-D in King County Superior Court Case No. 604243;

AND EXCEPT that portion conveyed to the City of Kirkland for 84th street by right of ways recorded under Recording Numbers 8106301152 through 8106301158;

AND EXCEPT that portion conveyed to the City of Kirkland for 112th Avenue Northeast by right of ways recorded under Recording Numbers 8106301159 through 8106301165.

AND FURTHER RESERVING unto the City of Kirkland an easement over, under and across the south 20 feet thereof for public pedestrian right of way and future stream bed relocation.