

**RESOLUTION NO. \_\_\_\_\_, SERIES 2019**

**A RESOLUTION DETERMINING A PARCEL OF REAL PROPERTY LOCATED AT 247 ALPHA AVENUE, LOUISVILLE, KENTUCKY AND BEING A .393 ACRE PORTION THEREOF AND OWNED BY LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT (“METRO GOVERNMENT”) AS SURPLUS AND NOT NEEDED FOR A GOVERNMENTAL PURPOSE AND AUTHORIZING ITS TRANSFER (AS AMENDED).**

**SPONSORED BY: COUNCIL MEMBER PAT MULVIHILL AND  
COUNCIL MEMBER DAVID YATES**

**WHEREAS**, according to KRS Chapter 67C.101, Metro Government may sell any real property belonging to Metro Government;

**WHEREAS**, Section 1(A) of Executive Order No. 2, Series 2011, of the Mayor, which adopts Section 2(C) of Executive Order No. 3, Series 2007, provides that Metro Government may sell and convey surplus real estate upon declaration by the Legislative Council of Louisville/Jefferson County Metro Government (“the Council”) that such property is no longer needed for the governmental purposes of Metro Government;

**WHEREAS**, the real property which is the subject of this Resolution has never been dedicated by virtue of use, deed, ordinance or any other manner for a public or governmental purpose;

**WHEREAS**, Metro Government, as the governmental successor of Jefferson County, Kentucky, has contracted with Norfolk Southern Railway Corporation to sell the real property which is the subject of this Resolution to Norfolk Southern Railway Company for the sale price of \$18,000.00; and

**WHEREAS**, the Director of Develop Louisville has declared and certified to the Council that the real property which is the subject of this Resolution is surplus to the needs of Metro Government.

**NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT (“THE COUNCIL”) AS FOLLOWS:**

**SECTION I:** The Council hereby declares the real property designated as Tract B on the survey attached hereto as “SURPLUS” and determines that it is not needed to carry out the governmental functions of Metro Government.

**SECTION II:** The Mayor is hereby authorized to transfer the property named herein for the purchase price of \$18,000.00 in the manner provided according to Section 2 of the Executive Order No. 3, Series 2007, without further action by the Council.

**SECTION III:** \$8,000 of the purchase price shall be used by the Louisville Metro Parks Department to install a landscape barrier along the pedestrian walkway on Metro Government’s property next to the property named herein.

**SECTION IV:** This Resolution shall take effect upon its passage and approval.

\_\_\_\_\_  
H. Stephen Ott  
Metro Council Clerk

\_\_\_\_\_  
David James  
President of the Council

\_\_\_\_\_  
Greg Fisher  
Mayor

\_\_\_\_\_  
Approval Date

**APPROVED AS TO FORM AND LEGALITY:**

Michael J. O'Connell  
Jefferson County Attorney

BY: \_\_\_\_\_  
John A. Wilmes  
Assistant Jefferson County Attorney

## CERTIFICATION OF SURPLUS PROPERTY

Develop Louisville has carefully reviewed the Louisville/Jefferson County Metro Government's needs for land use used in the administration of Metro programs and to conduct municipal business. This office has determined that the parcel of land listed below, and which is scheduled for action by the Legislative Council of the Louisville/Jefferson County Metro Government is not needed or suitable for any specific municipal use.

Being Tract B as shown on the survey attached hereto and being a part hereof and containing .393 acres and being a portion of the property conveyed to Jefferson County, Kentucky by a Deed dated September 27, 1973 and recorded in Deed Book 4668, Page 440 in the Office of the Clerk of Jefferson County, Kentucky.

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Jeff O'Brien  
Director  
The Department of Develop Louisville