



Legislation Details (With Text)

**File #:** Res. 2017-138R      **Version:** 1      **Name:**

**Type:** Resolution      **Status:** Individual Consideration

**File created:** 8/16/2017      **In control:** City Council

**On agenda:** 9/5/2017      **Final action:**

**Title:** Consider approval of Resolution 2017-138R, approving the sale of a tract of property identified as Lots 14, Block 33, Victory Gardens (Property ID No. R46543), acquired by Hays County for unpaid taxes, to Dean Cherer for \$1,100; authorizing the execution of any deed or instruments necessary to complete the sale; and declaring an effective date.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Resolution-VictoryGardensLot, 2. Letter from Potential Buyer and Map

Date	Ver.	Action By	Action	Result
9/5/2017	1	City Council	denied	Pass

**AGENDA CAPTION:**

Consider approval of Resolution 2017-138R, approving the sale of a tract of property identified as Lots 14, Block 33, Victory Gardens (Property ID No. R46543), acquired by Hays County for unpaid taxes, to Dean Cherer for \$1,100; authorizing the execution of any deed or instruments necessary to complete the sale; and declaring an effective date.

**Meeting date:** September 5, 2017

**Department:** City Manager's Office, Steve Parker, Assistant City Manager

**Funds Required:** N/A  
**Account Number:** N/A  
**Funds Available:** N/A  
**Account Name:** N/A

**CITY COUNCIL GOAL:** Beautify and Enhance the Quality of Place

**COMPREHENSIVE PLAN ELEMENT(s):** *Neighborhoods that are protected and enhanced in order to maintain a high quality of life and stable property values*

**BACKGROUND:**

The property in question was taken off the take rolls in 2001 due to a foreclosure and has been held in public trust by the City, County and School District ever since. Mr. Cherer has put in a bid to purchase the property for \$1100. The property has an estimated value of \$5,760. The County and School District have approved the

bid price due to the benefits of having this property back on the tax rolls and due to the fact the applicant will maintain the property going forward.

The Engineering Department has provided comment that there is the potential for easement and right-of-way needs on this tract with the Victory Gardens Phase II project. The project is currently in the CIP for design in 2021 and construction in 2024. In the Phase I project the easement and right-of-way costs for similar parcels has been \$4 to \$5 per square foot or \$300 on a residential property.

If the City were to decline the sale, the property would remain in the public trust and remain off the tax rolls unless the City made arrangements to purchase the tract from the other taxing entities.

Staff recommends denial of the request.