

AN ORDINANCE ADDING SECTION 115.165 OF THE CODE OF ORDINANCES OF THE CITY OF BLUE SPRINGS RELATING TO CITY PROPERTY

WHEREAS, City staff recognizes the need to outline the process for sale of City owned property; and

WHEREAS, City staff recommends the addition of Section 115.165 to the Code of Ordinances of the City of Blue Springs relating to City Property.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BLUE SPRINGS, MISSOURI, AS FOLLOWS:

Section 1. That the Code of Ordinances, City of Blue Springs, Missouri, is hereby amended by adding a new section as follows:

Section 115.165 City Property

- A.** Declaration of surplus property. City Council may determine it is in the best interest of the City to dispose of City owned real property by first declaring the property as surplus property. City owned real estate shall be declared surplus, and the procedure spelled out for the disposal of that surplus property, by an ordinance passed by the City Council. This ordinance shall include establishment of a minimum sale price, which shall be used in the advertisement of the sale.
- B.** The City Administrator shall be authorized by the ordinance to proceed with a competitive bid process. The process shall include the following:
 - 1.** The sale shall be advertised in the local newspaper and on the City's website.
 - 2.** The sealed bids shall be considered within 30 days of the first date of advertisement.
 - 3.** If no acceptable bids are received, offers to purchase the property will be received. Offers exceeding the minimum bid and any other offers deemed in the best interest of the City shall be forwarded to the City Council within a recommendation.
- C.** Any tract with an estimated value of greater than \$50,000 shall be appraised by a competent real estate appraiser.
- D.** Federally funded surplus property. The surplus and disposal of any real estate acquired with participating Federal funding shall be in conformance with the rules and regulations of the government agency which provided the funding.
- E.** No competitive bid process required for the sale of land in the following circumstances:
 - 1.** To any person to whom the property has a unique or enhanced value because of its accessibility, configuration, location, size or use, as determined by the City Council;
 - 2.** To any adjacent property owner at fair market value, as determined by an appraisal;
 - 3.** When use of the property is limited to public purposes specified by the City Council;

4. When the sale, trade or lease is part of a settlement in a condemnation proceeding;
or
5. When the City Council determines that it is in the public interest to sell, trade or lease the property to a particular person.

F. These provisions do not apply to disposal of property pursuant to the Unified Development Code relating to vacating public ways.

Section 2. Scrivener's Errors. Typographical errors and other matters of a similar nature that do not affect the intent of this Ordinance, as determined by the City Clerk and City Attorney, may be corrected with the endorsement of the City Administrator without the need to come before the City Council.

Section 3. That this Ordinance shall be in full force and effect from and after its passage and approval.

PASSED by the City Council of the City of Blue Springs, Missouri, and approved by the Mayor of Blue Springs, this 21st day of August 2023.

CITY OF BLUE SPRINGS



Carson Ross, Mayor

ATTEST:



Sheryl Morgan, City Clerk

1st Reading: August 21, 2023
2nd Reading: August 21, 2023

**CITY OF BLUE SPRINGS
CITY COUNCIL INFORMATION FORM**

DATE SUBMITTED: August 7, 2023

SUBMITTED BY: Sarah E. Carnes

DEPARTMENT: Law

<input checked="" type="checkbox"/> Ordinance	<input type="checkbox"/> Resolution	<input type="checkbox"/> Presentation	<input type="checkbox"/> Public Hearing
<input type="checkbox"/> Contract	<input type="checkbox"/> Discussion	<input type="checkbox"/> Economic Dev.	<input type="checkbox"/> Other

ISSUE/REQUEST

Passage of a Bill approving new Section 115.165 of the City of Blue Springs Code of Ordinances relating to City Property.

BACKGROUND/JUSTIFICATION

City staff recognizes it is in the best interest of the City to clarify the process for disposition of real property by designating the property as surplus and allowing the City Administrator to market and seek competitive bids for surplus property.

There are circumstances where a competitive bid process is not required for the sale of land and the City Administrator shall notify City Council which circumstance applies prior to City Council designating the property as surplus.

FINANCIAL IMPACT

Contractor: N/A

PROJECT TIMELINE

Estimated Start Date	Estimated End Date
August 22, 2023	N/A

STAFF RECOMMENDATION

Staff recommends approval.

OTHER BOARDS & COMMISSIONS ASSIGNED

Name of Board or Commission: N/A

ECONOMIC DEVELOPMENT PROJECT

N/A

LIST OF REFERENCE DOCUMENTS ATTACHED

1. Bill

REVIEWED BY

Requesting Director: Sarah E. Carnes	Budget: N/A
Legal: Sarah E. Carnes	Interim City Administrator: Christine Cates