



MEMORANDUM

To: Mayor and City Council

From: Andy Quittner, City Attorney

Date: November 23, 2016

Subject: Resolution to acquire three properties including the use of eminent domain proceedings to do so

Earlier this year Council approved using a real estate agent to purchase three properties across from the Police Station on Medlin Street. The property is needed to provide additional parking for the police department, and to allow for eventual expansion of the building on the current grounds.

The agent was only able to get the Mr. James Baker, the owner of the 520 Medlin Street to agree to a sale. Mr. Baker's property, however, was not able to close due to the large number of liens (tax and student loans) on the property. This property is presently listed for foreclosure by the tax office and the company that purchased earlier tax liens. The only way to obtain clear title for this property will be through eminent domain.

The other property owners have been a bit difficult, but the problems may be eased when presented with definitive appraisals and the real potential of eminent domain proceedings.

The Resolution for consideration grants permission to complete the purchase process including the use of eminent domain.