

RESOLUTION NO. 06042019-01

RESOLUTION OF THE CITY OF FLORENCE, TEXAS, REGARDING SALE OF DOWNTOWN PROPERTY OWNED BY CITY; DETERMINING SALE OF PROPERTY BY SEALED BID IS IN THE BEST INTEREST OF THE CITY; AUTHORIZING AND DIRECTING CITY SECRETARY TO PUBLISH NOTICE OF THE REQUEST FOR SEALED BIDS AND OTHER NOTICES AS REQUIRED BY LAW; AND CONTAINING OTHER PROVISIONS NECESSARY AND INCIDENTAL TO THE PURPOSES HEREOF.

WHEREAS, the City Council of the City of Florence, Texas owns certain real property and improvements locally as 304 East Main Street, Florence, Texas 76527, which is more particularly described as follows:

See **Exhibit A**, attached hereto, incorporated by reference herein and made a part hereof for all purposes (the "Property").

WHEREAS, the Council finds that it is in the best interest of the City to sell such Property and improvements; and

WHEREAS, the Council further finds it in the best interest of the City to sell the Property by sealed bids pursuant to Sec. 272.001, et seq, of the Texas Local Government Code.

THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FLORENCE, TEXAS:

SECTION 1. The findings and recitations set out in the preamble of this Resolution are found to be true and correct and that they are hereby adopted by the City Council and made a part hereof for all purposes.

SECTION 2. Before the Property may be sold, the Council finds that notice to the general public of the offer of the land for sale or exchange must be published in a newspaper of general circulation in the county in which the land is located. The notice must include a description of the land, including its location, and the procedure by which sealed bids to purchase the land or offers to exchange the land may be submitted. The notice must be published on two separate dates and the sale or exchange may not be made until after the 14th day after the date of the second publication.

SECTION 3. The City Secretary of the City of Florence is hereby authorized and directed to cause notices of the sealed bid and procedure for submission to be published twice in the Williamson County Sun, a newspaper having general circulation in the City on two separate dates as required by law.

SECTION 4. The City Secretary is further authorized and directed to publish and/or post, in the time and manner prescribed by law, all other notices required to be so published and/or posted in connection with such sealed bid process.

SECTION 5. Should any part, section, subsection, paragraph, sentence, clause or phrase contained in this Resolution be held to be unconstitutional or of no force and effect, such holding shall not affect the validity of the remaining portion of this Resolution, but in all respects said remaining portion shall be and remain in full force and effect.

PASSED AND APPROVED by the City Council for the City of Florence, Texas, on the 4 day of June, 2019.

CITY OF FLORENCE, TEXAS

BY: Mary Condon
MARY CONDON, Mayor

ATTEST:

Amyh Crane
AMY CRANE, City Secretary
City of Florence, Texas



EXHIBIT "A"

FIELD NOTES

JOB NO. 190334

DATE: APRIL 16, 2019

PAGE 1 OF 3

Field notes to accompany exhibit.

0.03 ACRES

Being 0.03 of an acre, 1337.07 square feet, out of the M. J. Wells Survey, Abstract No. 646, Williamson County, Texas, and being a part of Back Lot No. 19 in the City of Florence according to the Plat of The Original Town of Florence, and being that tract to The City of Florence as recorded in Volume 287, Page 625 of the Deed Records of Williamson County, Texas, as surveyed on the ground April 8, 2019 by Texas Land Surveying, Inc., and further described as follows:

BEGINNING at a point at the edge of pavement on the south line of Main Street, also known as FM Highway No. 487, as historically occupied, for the most northerly northeast corner of that tract called 0.40 of an acre in that instrument to 101 Story Holdings, LLC as recorded in Document No. 2019008531 of the Official Public Records of Williamson County, Texas, being the northwest corner of said City of Florence tract and the tract described herein, from which a ½ inch iron rod found in the north line of main street marking the the southeast corner of the remainder of that tract to Atkinson as described in Document No. 2001082245 of said official public records bears N 57°58'19" W 51.47 feet, also from said beginning point a TXDOT type one concrete right of way marker found for the northwest corner of that tract called 0.007 acre in that instrument from Atkinson to the State of Texas recorded in Volume 402, Page 410 of said deed records bears N 53°41'50" W 57.26 feet;

THENCE: N 69°38'36" E 38.19 feet generally along said edge of pavement to a point for an interior angle point in the south line of said FM 487 being the northeast corner of said City of Florence tract and the tract described herein;

THENCE: S 20°06'15" E crossing a covered concrete walk at 5.3 feet a building corner, continuing along said building at an additional 1.5 feet passing the northwest corner of that tract called 0.012 acre in that instrument from The City of Florence to The State of Texas as recorded in Volume 401, Page 247 of said deed records, continuing along said building an additional 4.5 feet pass 0.5' west of a TXDOT type one concrete right of way marker found for the southwest corner of said 0.012 acre tract being an exterior corner in the south line of said FM 487, also being the northwest corner of another City of Florence Tract, no record information found, continuing along said building **35.13 feet** in all to a building corner, for an exterior corner in the east line of said 101 Holdings, LLC tract being the southeast corner of said City of Florence tract (287/625) and the tract described herein, from which a building corner for a corner of said 101 Story Holdings, LLC tract bears S 20°06'15" E 60.11 feet from which building corner a fence corner post of a 6' tall chain link fence for another corner of said 101 Story Holdings, LLC tract bears N 70°13'04" E 3.90 feet;

EXHIBIT "A"

FIELD NOTES

JOB NO. 190334

DATE: APRIL 16, 2019


PAGE 2 OF 3

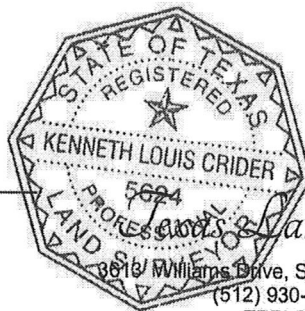
Field notes to accompany exhibit.

THENCE: **S 69°47'39" W 38.04 feet** with the south wall of the building to a building corner for an interior corner of said 101 Story Holdings, LLC tract and the southwest corner of said City of Florence tract (287/625) and the tract described herein;

THENCE: **N 20°20'59" W** with the west wall of the building, at 30.03 feet pass the building corner continuing across said covered walk **35.03 feet** in all to the point of BEGINNING and containing 0.03 acre more or less;

Bearings cited hereon based on Grid North Texas State Plane Coordinate System (Central Zone) NAD83/93


4-16-19
Kenneth Louis Crider, R.P.L.S. No. 5624
Texas Land Surveying, Inc.
3613 Williams Drive, Suite 903
Georgetown, Texas 78628



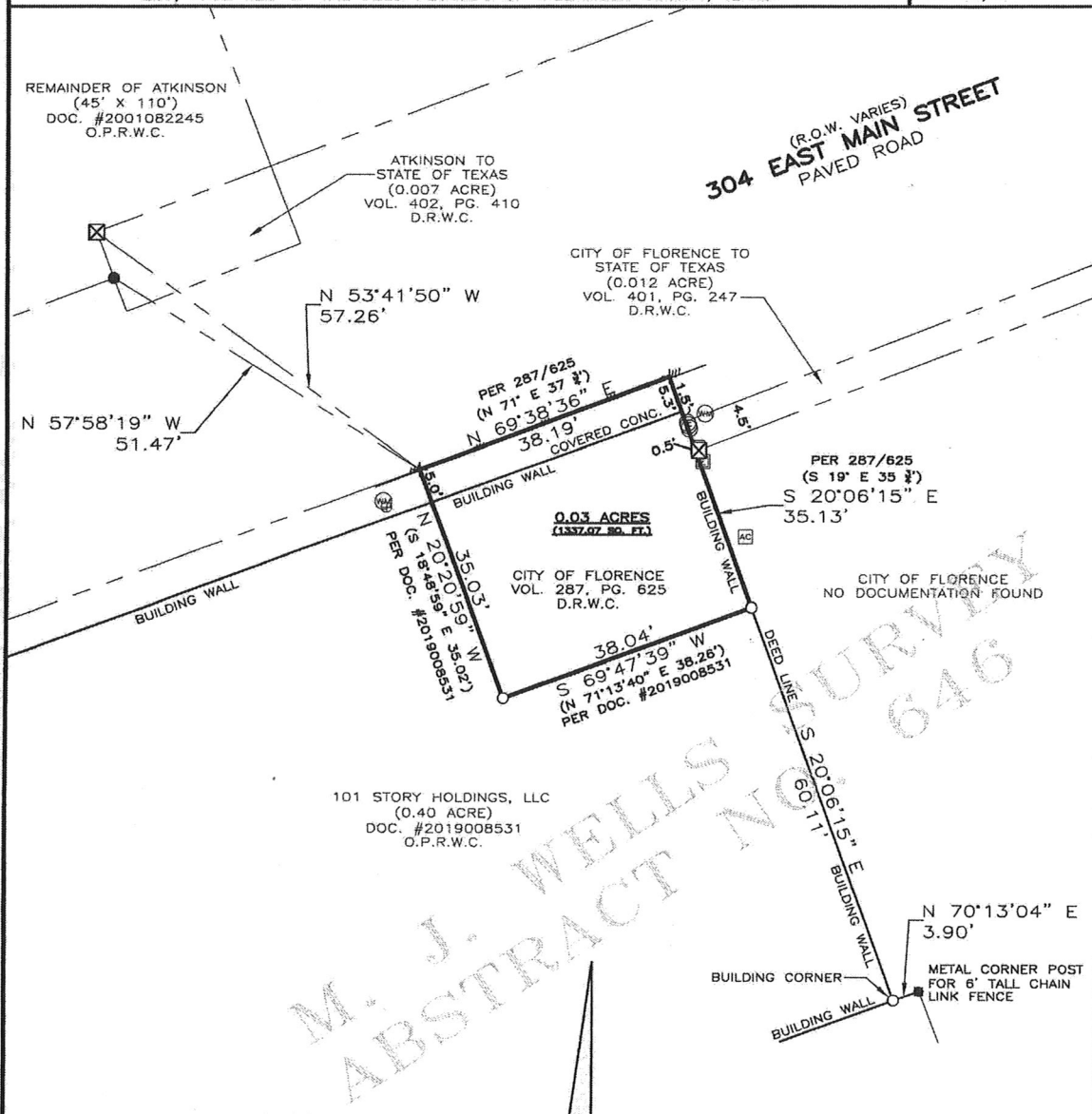
Texas Land Surveying, Inc.
3613 Williams Drive, Suite 903 – Georgetown, Texas 78628
(512) 930-1600 www.texas-ls.com
TBPLS FIRM No. 10056200

BEING 0.03 OF AN ACRE, 1337.07 SQUARE FEET, OUT OF THE M. J. WELLS SURVEY, ABSTRACT NO. 646, WILLIAMSON COUNTY, TEXAS, AND BEING A PART OF BACK LOT NO. 19 IN THE CITY OF FLORENCE ACCORDING TO THE PLAT OF THE ORIGINAL TOWN OF FLORENCE, AND BEING THAT TRACT TO THE CITY OF FLORENCE AS RECORDED IN VOLUME 287, PAGE 625 OF THE DEED RECORDS OF WILLIAMSON COUNTY, TEXAS.

JOB NO: 190334

DRAWN: RCG

F.C.: CC/AP



LEGEND	
●	1/2" IRON ROD FOUND
○	BUILDING CORNER FOUND
+	CALCULATED POINT
⊠	CONCRETE MONUMENT FOUND
■	FENCE CORNER POST FOUND
///	PAVEMENT
⊞	AIR CONDITIONER
⊞	ELECTRIC
⊞	TELEPHONE
⊞	WATER METER
⊞	WATER VALVE
()	RECORD INFORMATION
CONC.	CONCRETE
R.O.W.	RIGHT-OF-WAY
D.R.W.C.	DEED RECORDS OF WILLIAMSON COUNTY, TEXAS
O.P.R.W.C.	OFFICIAL PUBLIC RECORDS OF WILLIAMSON COUNTY, TEXAS



Scale: 1" = 20'
 BEARINGS CITED HEREON BASED ON TEXAS STATE PLANE COORDINATE SYSTEM, NORTH AMERICAN DATUM 1983/93, TEXAS CENTRAL ZONE.

PAGE 3 OF 3
 EXHIBIT TO ACCOMPANY FIELD NOTES

SURVEY PERFORMED WITHOUT THE BENEFIT OF A TITLE COMMITMENT. OTHER EASEMENTS AND/OR RESTRICTIONS NOT SHOWN HEREON MAY AFFECT.
 STATE OF TEXAS §
 COUNTY OF WILLIAMSON § KNOW ALL MEN BY THESE PRESENTS
 THAT SURVEYOR FOR TEXAS LAND SURVEYING, INC., HAVE THIS DATE CAUSED TO BE PERFORMED AN ON-THE-GROUND SURVEY UNDER MY SUPERVISION OF THE FOREGOING TRACT OF LAND AND TO THE BEST OF MY KNOWLEDGE AND BELIEF THERE ARE NO DISCREPANCIES, CONFLICTS, SHORTAGES IN AREA, ENCROACHMENTS, VISIBLE UTILITY LINES OR ROADS IN PLACE, AND THAT SAID PROPERTY HAS ACCESS TO AND FROM A DEDICATED ROADWAY, EXCEPT AS SHOWN HEREON.

THIS AREA DOES NOT APPEAR TO BE IN SPECIAL FLOOD HAZARD AREAS PER FEMA'S FLOOD INSURANCE RATE MAP #48491C0100E, DATED SEPT. 26, 2008. THIS STATEMENT IS NOT MADE IN LIEU OF AN ELEVATION CERTIFICATE.

Texas Land Surveying, Inc.

—A Land Surveying and Geoscience Firm—
 3613 Williams Drive, Suite 903 — Georgetown, Texas 78628
 (512) 930-1600/(512) 930-9389 fax www.texas-ls.com
 TBPLS FIRM NO.10056200 GEOSCIENCE FIRM NO.50538

IF THIS DOCUMENT DOES NOT CONTAIN THE RED STAMPED SEAL OF THE UNDERSIGNED SURVEYOR, IT IS AN UNAUTHORIZED/ILLEGAL COPY. TEXAS LAND SURVEYING, INC. ASSUMES NO LIABILITY FROM THE USE OF ANY UNAUTHORIZED/ILLEGAL DOCUMENT.



Witness my hand and seal this the 8th Day of April, 2019 A.D.

RESOLUTION NO. 06042019-01

RESOLUTION OF THE CITY OF FLORENCE, TEXAS, FINDING VOTER APPROVAL FOR SALE OF PARK OR POOL PROPERTY OWNED BY CITY; DETERMINING SALE OF PROPERTY BY SEALED BID IS IN THE BEST INTEREST OF THE CITY; AUTHORIZING AND DIRECTING CITY SECRETARY TO PUBLISH NOTICE OF THE REQUEST FOR SEALED BIDS AND OTHER NOTICES AS REQUIRED BY LAW; AND CONTAINING OTHER PROVISIONS NECESSARY AND INCIDENTAL TO THE PURPOSES HEREOF.

WHEREAS, Section 253.001(b) of the Texas Local Government Code authorizes the sale of parkland property by a city upon the submittal of the issue of the sale to the qualified voters of the City at an election and the approval of the issue by a majority of the votes received at the election; and

WHEREAS, the City Council of the City of Florence, Texas enacted Ordinance No. 003052019-03 on March 5, 2019, ordering an election of qualified voters of the City to approve or reject a proposition to authorize the sale of certain park/swimming pool property as described locally as 104 Church Street, Florence, Texas 76527, which is more particularly described as follows:

Lot 2 and Lot 3, Block 5, of the O.B. Atkinson (New) Addition to the City of Florence, Williamson County, Texas, according to the map or plat thereof recorded in the Office of the County Clerk of Williamson County, Texas; SAVE AND EXCEPT attract of 0.03 acres conveyed by Deed dated September 5, 1984 of record in Vol. 1069, Page 347, of the Official Records of Williamson County, Texas (the "Property"); and

WHEREAS, upon the giving of proper notice and pursuant to the procedures set forth in Ordinance No. 003052019-03 and in accordance with provisions of the Texas Election Code, the City held an election on May 4, 2019 at which qualified voters of the City voted to approve or reject the proposal to authorize the sale of parkland/swimming pool property as described herein; and

WHEREAS, at said election, the Council finds that the majority of votes received did approve the sale of the parkland/swimming pool property; and

WHEREAS, the Council further finds it in the best interest of the City to proceed to sell the Property by sealed bids pursuant to Sec. 272.001, et seq, of the Texas Local Government Code.

THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FLORENCE, TEXAS:

SECTION 1. The findings and recitations set out in the preamble of this Resolution are found to be true and correct and that they are hereby adopted by the City Council and made a part hereof for all purposes.

SECTION 2. Before the Property may be sold, the Council finds that notice to the general public of the offer of the land for sale or exchange must be published in a newspaper of general circulation in the county in which the land is located. The notice must include a description of the land, including its location, and the procedure by which sealed bids to purchase the land or offers to exchange the land may be submitted. The notice must be published on two separate dates and the sale or exchange may not be made until after the 14th day after the date of the second publication.

SECTION 3. The City Secretary of the City of Florence is hereby authorized and directed to cause notices of the sealed bid and procedure for submission to be published twice in the Williamson County Sun, a newspaper having general circulation in the City on two separate dates as required by law.

SECTION 4. The City Secretary is further authorized and directed to publish and/or post, in the time and manner prescribed by law, all other notices required to be so published and/or posted in connection with such sealed bid process.

SECTION 5. Should any part, section, subsection, paragraph, sentence, clause or phrase contained in this Resolution be held to be unconstitutional or of no force and effect, such holding shall not affect the validity of the remaining portion of this Resolution, but in all respects said remaining portion shall be and remain in full force and effect.

PASSED AND APPROVED by the City Council for the City of Florence, Texas, on the 4 day of June, 2019.

CITY OF FLORENCE, TEXAS

BY: Mary Condon
MARY CONDON, Mayor

ATTEST:

Amyh Crane
AMY CRANE, City Secretary
City of Florence, Texas

