

COUNCIL RESOLUTION NO. 15-16

A RESOLUTION AUTHORIZING AND APPROVING THE SALE OF A CERTAIN PARCEL OF REAL PROPERTY LOCATED IN THE MONTANA CONNECTIONS BUSINESS DEVELOPMENT PARK, GENERALLY DESCRIBED AS SILICON MOUNTAIN NO 1 MINOR SUB, SECTION 24, TOWNSHIP 03 N, RANGE 09 W, RIGHT OF POSSESSION PORTION OF LOT 3 (COS 940B-RW) REMAINDER, WITHIN THE CITY-COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA FOR THE PURPOSE OF COMMUNITY DEVELOPMENT IN ACCORDANCE WITH THE PROCEDURES OF BUTTE-SILVER BOW MUNICIPAL CODE AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

WHEREAS, Section 3.12.050 of the Butte-Silver Bow (BSB) Municipal Code, provides that BSB "may sell, lease, exchange or otherwise dispose of any real or personal municipal property acquired other than by tax deed in accordance with the provisions set forth in Section 7-8-4201, MCA. Section 7-8-4201 MCA provides that a city or town may sell, dispose of, donate or lease the property, belonging to the city or town by an ordinance or resolution passed by two-thirds of all the members of council; and

WHEREAS, the City-County has previously purchased property located in the Montana Connections Business Development Park, generally described as SILICON

MOUNTAIN NO 1 MINOR SUB, SECTION 24, TOWNSHIP 03 N,
RANGE 09 W, RIGHT OF POSSESSION PORTION OF LOT 3 (COS
940B-RW), within the City-County of Butte-Silver Bow,
State of Montana; and

WHEREAS, on May 20th, 2015 the Butte-Silver Bow Council of
Commissioners considered and unanimously concurred on
a written request to enter into a Purchase and Sale
Agreement outlining the responsibilities of each
party including the sale of the property referenced
above to Nelson Engineering Construction, Inc. by the
City-County of Butte-Silver Bow; and

WHEREAS, it appearing to be in the best interests of the
citizens of Butte-Silver Bow.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF COMMISSIONERS
OF THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA:

SECTION 1: That the request to purchase property by Nelson
Engineering Construction 2610 Dakota Ave. South
Sioux City, NE 68776 for the acquisition of
property located in the Montana Connections
Business Development Park, generally described
as; Silicon Mountain No 1 Minor Sub, Section
24, Township 03 N, Range 09 W, Right of
Possession Portion of Lot 3(COS 940B-RW) within

the City-County of Butte-Silver Bow, State of Montana, is hereby found to have been done in conformance with the laws of the State of Montana and the Ordinances of Butte-Silver Bow and said real property is hereby authorized to be sold to **Nelson Engineering Construction, 2610 Dakota Ave. South Sioux City, NE 68776, for Two Thousand Dollars and 10/100's \$2,000.00) per acre.**

SECTION 2: That the proceeds from the conveyance of the above-described property in the amount of **Two Thousand Dollars and no/100's (\$2,000.00) per acre** are to be deposited to Butte-Silver Bow Fund No. 2312.000.3695.10.000, Tax Increment Financing District #2 Miscellaneous Revenue.

SECTION 4: That the Council does hereby authorize the Chief Executive and the Clerk and Recorder of Butte-Silver Bow to execute a legal conveyance for aforesaid sale in conformance with the laws of the State of Montana and the Ordinances of Butte-Silver Bow.

SECTION 5: This Resolution shall be in full force and effect from and after its passage and approval.

PASSED this ____ day of _____,
2015.

CINDI SHAW
CHAIRMAN OF THE COUNCIL OF COMMISSIONERS

APPROVED this ____ day of _____, 2015.

MATT VINCENT
CHIEF EXECUTIVE

ATTEST:

SALLY J HOLLIS
CLERK AND RECORDER

APPROVED AS TO FORM:

EILEEN JOYCE
COUNTY ATTORNEY

DAVID WALKER
CHAIRMAN, JUDICIARY COMMITTEE