

**Draft Resolution - Intent to Sell City Real Property**

RESOLUTION NUMBER \_\_\_\_\_

A RESOLUTION DECLARING THE CITY'S INTENT TO DISPOSE OF CITY OWNED REAL PROPERTY AND DIRECTING STAFF TO INITIATE PROCESSES AND REVIEWS AS REQUIRED BY MISSOULA MUNICIPAL CODE SECTION 12.41.010 AND AS NECESSARY TO PREPARE THE PROPERTY FOR DISPOSAL.

WHEREAS the City owns a 3.0 acre public park property commonly known as White Pine Park, located at 1551 Scott St, and legally described as Lot 1 of Scott Street Lots, a platted subdivision in the City of Missoula, located in the North one-half (N1/2) of Section 16, Township 13 North, Range 19 West, P.M.M., Missoula County, Montana, according to the official recorded plat thereof on file at Book 630, Page 213 in the Missoula County Clerk and Records office. (Exhibit A)

WHEREAS the City has determined a +/- 0.67-acre portion of the White Pine Park parcel should be used as right-of-way for the extension of Palmer Street to ensure adequate traffic circulation and allow for the delivery of City infrastructure which will be extended within the right-of-way to serve existing and planned new residential growth in the area.

WHEREAS the City has entered into a purchase and sale agreement for an approximately 5.4-acre parcel that is intended to be used and developed as a replacement for the White Pine neighborhood park. The property to be acquired is located within the adopted North Reserve Scott Street Urban Renewal District (URD #1.1-N) and is of suitable size, topography, and location that it will improve and enhance the City's ability to provide park infrastructure to service existing and new residential development in the surrounding neighborhood.

WHEREAS Missoula Municipal Code (MMC) Section 12.41.010 and Section 7-8-4201 of the Montana Code Annotated, provide the City may sell, lease or otherwise transfer real property.

WHEREAS the Missoula City Council believes it is in the best interest of the City to dispose of the balance of the White Pine Park property and use the proceeds of the sale for the development of the replacement neighborhood park property in accordance with MMC Section 12.41.010(B) "...proceeds from the sale of parkland shall only be used to acquire public parkland or improve existing parkland that is located within the community park service area of the parkland sold per the Master Parks Plan."

NOW THEREFORE BE IT RESOLVED THAT Missoula City Council hereby approves the use of a portion of White Pine Park for Palmer Street right-of-way; directs its Parks and Recreation department to provide notices in accordance with MMC Section 12.41.010(2); and, further authorizes the sale and disposition of the balance of White Pine Park.

BE IT FURTHER RESOLVED that the City Council directs the Mayor to execute all documents necessary to complete the conversion of a portion of the park property into the Palmer Street right-of-way and to sell the balance of the park property at fair market value in order to raise funds to improve a replacement park in accordance with MMC Section 12.41.010. The funds

from the park sale shall be placed in a separate fund to be used solely to improve parklands located within the community park service area of White Pine Park.

**Passed and adopted** this \_\_\_\_\_ day of \_\_\_\_\_, 202\_

\_\_\_\_\_  
Andrea Davis, Mayor

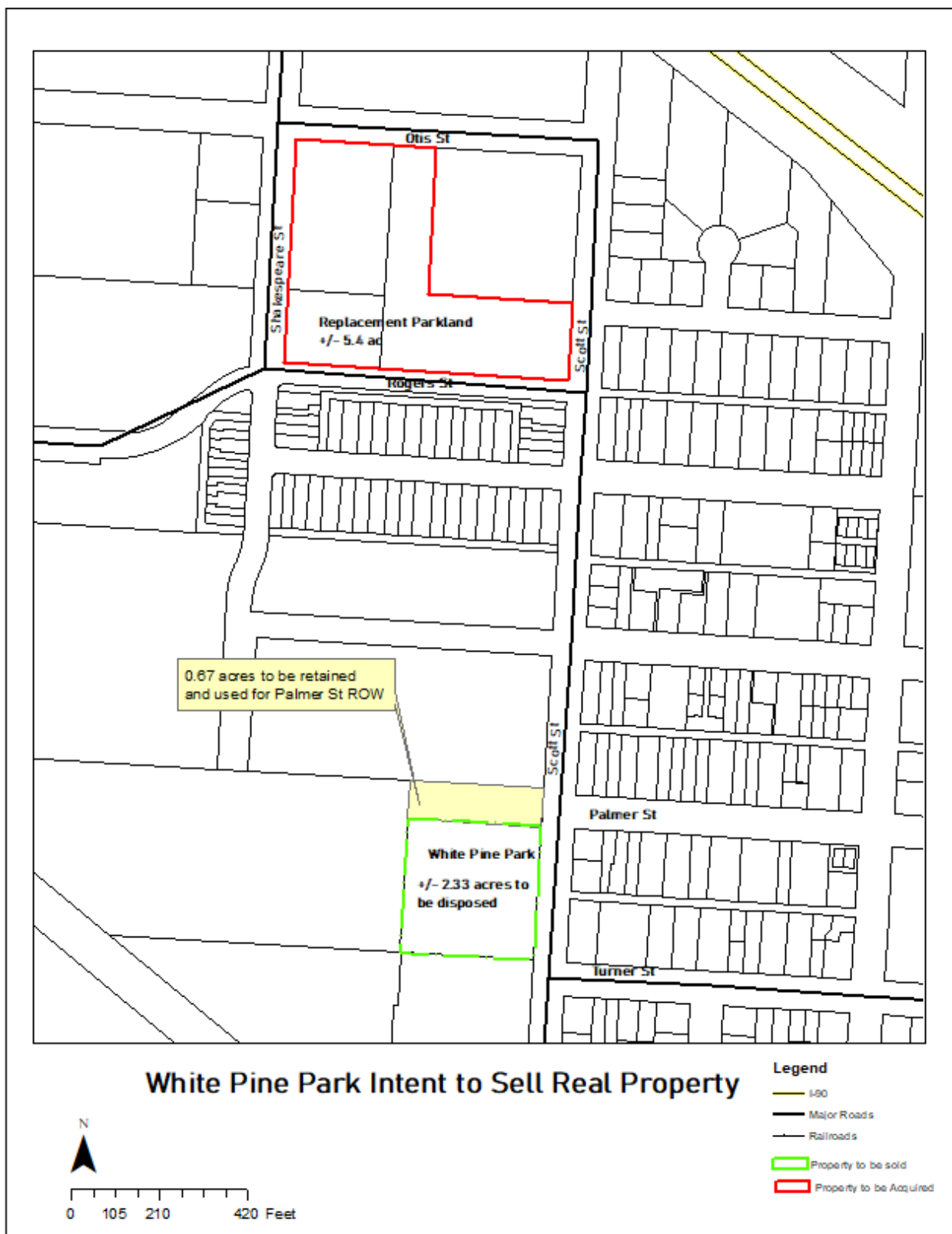
Attest

\_\_\_\_\_  
Claire Trimble, Legislative Services Director/City Clerk

Approved as to Form:

\_\_\_\_\_  
City Attorney

Exhibit A



White Pine Park Intent to Sell Real Property

- Legend**
- I-90
  - Major Roads
  - Railroads
  - Property to be sold
  - Property to be Acquired

