



## Legislation Details (With Text)

**File #:** 2020-1119    **Version:** 1    **Name:**  
**Type:** Resolution    **Status:** Preliminary Item  
**File created:** 9/15/2020    **In control:** Board of Commissioners  
**On agenda:** 9/22/2020    **Final action:**  
**Title:** Commission District(s): Districts 1 & 7  
Authorize the amendment of a November 17, 2009 agenda item and resolution requiring the sale of a 1.11 acre tract of surplus property at 4316 Church Street, Tucker, Georgia by sealed bid; and

Authorize the sale of a 1.11 acre tract of surplus property at 4316 Church Street to the City of Tucker pursuant to O.C.G.A. § 36-9-3(a)(3)(A), which allows the County to sell real property to another body politic.

**Indexes:**

**Attachments:** 1. Tucker Surplus Property IGA, 2. Executive Session Memo -Tucker Surplus, 3. Resolution Amending Tucker Surplus Property, 4. Tucker Surplus Term Sheet, 5. Surplus Property Appraisal at 4316 Church St Tucker - Feb 2020

Date	Ver.	Action By	Action	Result
9/22/2020	1	Board of Commissioners	approved	Pass
9/15/2020	1	Committee of the Whole	accepted to BOC agenda - Preliminary	

**Public Hearing:** YES  NO

**Department:** Executive Assistant - Chief Operating Office

**SUBJECT:**

**Commission District(s):** Districts 1 & 7

Authorize the amendment of a November 17, 2009 agenda item and resolution requiring the sale of a 1.11 acre tract of surplus property at 4316 Church Street, Tucker, Georgia by sealed bid; and

Authorize the sale of a 1.11 acre tract of surplus property at 4316 Church Street to the City of Tucker pursuant to O.C.G.A. § 36-9-3(a)(3)(A), which allows the County to sell real property to another body politic.

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**PURPOSE:**

To consider authorizing the amendment of a November 17, 2009 agenda item and resolution requiring the sale of a 1.11 acre tract of surplus property at 4316 Church Street by sealed bid; and

To consider authorizing the sale of a 1.11 acre tract of surplus property at 4316 Church Street to the City of Tucker pursuant to O.C.G.A. § 36-9-3(a)(3)(A), which allows the County to sell real property to another body politic.

**NEED/IMPACT:**

On November 17, 2009, the County declared the 1.11 acre tract of real property at 4316 Church Street surplus and required that the County's governing authority dispose of said property by advertising the property for sale to the highest bidder. The subject property has not been sold nor an auction conducted. However, O.C.G.A. § 36-9-3(a)(3)(A) provides a specific exemption that allows counties to sell, transfer or convey real property to another body politic. The City of Tucker has offered to purchase, and the County is willing to sell, 4316 Church Street at its current market value.

**FISCAL IMPACT:**

The funds from the sale of 4316 Church Street would be directed to 2006 library bond projects.

**RECOMMENDATION:**

1) Authorize the amendment of the November 17, 2009 resolution requiring the sale of a 1.11 acre tract of surplus property at 4316 Church Street by sealed bid; 2) Authorize the repeal of the portions of the November 17, 2009 resolution in conflict with the resolution dated September 17, 2020; 3) Approve the attached revised resolution dated September 17, 2020 authorizing the sale of 1.1 acre tract of surplus property at 4316 Church Street pursuant to O.C.G.A. § 36-9-3(a)(3)(A); 4) Authorize the sale of a 1.1 acre tract of surplus property at 4316 Church Street to the City of Tucker for the current market value; 5) Authorize the Chief Executive Officer or his designee to execute any necessary documents; and 6) authorize the sale proceeds to be directed to 2006 library bond projects.