ORDINANCE NO. 78-79

AN ORDINANCE AUTHORIZING ACQUISITION OF PROPERTY BY THE CITY OF BLOOMINGTON, INDIANA

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, INDIANA, THAT:

SECTION 1. Pursuant to Resolution No. 77-4 the Negotiation Committee authorized thereby presents and the Common Council approves the following proposed agreement for acquisition of property located off the Northwest corner of the public square; commonly known as Central Business District Block 19:

Purchase of Real Estate

The undersigned, Joyce Myers Bunner, Martha F. Low and Charles B. Myers, hereby agree to sell the City of Bloomington, the following described real estate located in Monroe County, Indiana, to-wit:

West One-Half (W 1/2) of in lot Number Two Hundred Sixty-Eight (268) in the City of Bloomington.

Joyce Myers Bunner, Martha F. Low and Charles B. Myers (hereinafter referred to as Sellers) and City of Bloomington (hereinafter referred to as Buyer) hereby agree upon the following terms of sale:

1. Sellers agree to sell to Buyer the above described real estate for a total purchase price of Eighty Thousand Four Hundred Dollars ($80,400.00) to be paid by Buyer to Sellers within ninety (90) days of the date of passage of this ordinance. The City of Bloomington shall obtain possession of the above-described real estate on May 1, 1979. Before the payment of City of Bloomington to the undersigned Sellers of the balance of said purchase price the said Sellers agree to furnish to City of Bloomington an Abstract of Title showing good and merchantable title to the above described real estate free and clear of all liens and encumbrances except that said title would then be subject to the second installment of 1978 taxes due and payable in 1979.

2. Sellers will be entitled to remove from the structure the following items:

   a. Two space heaters
   b. One antique ceiling fan
   c. One antique counter, 12-14 feet long
   d. All shelving which is not incorporated and a part of the building.

SECTION 2. Severability. If any section, sentence or provision of this Ordinance, or the application thereof to any person or circumstance shall be declared invalid, such invalidity shall not affect any of the other sections, sentences, provisions, or applications of this Ordinance which can be given effect without

the invalid provision or application, and to this end the provisions of this chapter are declared to be severable.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage by the Common Council of the City of Bloomington, Indiana, this 2 day of NOVEMBER, 1978.

John F. Richardson
John F. Richardson, President
Bloomington Common Council

ATTEST:
Karel Dolnick
Karel Dolnick, City Clerk

Presented by me to the Mayor of the City of Bloomington, Indiana, this 3 day of NOVEMBER, 1978, at the hour of 10 o'clock A.M.

Nora M. Connors
Nora M. Connors, Deputy City Clerk

SIGNED AND APPROVED by me upon the 8 day of NOVEMBER, 1978, at the hour of 4 o'clock P.m.

Francis X. McCloskey
Francis X. McCloskey, Mayor
City of Bloomington

SYNOPSIS

This ordinance authorizes the City to purchase Monroe Tobacco and Candy Co., Inc. located on the Northwest Corner off the Square. The purchase price is $80,400. The City plans on building a parking garage on this and the adjacent lots.

I HEREBY MOVE THAT ORDINANCE # 78- 79 ,

ENTITLED Authorize Acquisition of Chic. Tobacco

BE INTRODUCED AND READ FOR FIRST READING BY TITLE

ONLY AT THE COUNCIL MEETING HELD on 10/19/78

Lloyd W. Olcott

(Signature)