

RESOLUTION NO. _____

**A RESOLUTION OF THE COUNCIL OF THE CITY OF MESA,
MARICOPA COUNTY, ARIZONA, AUTHORIZING THE SALE
OF CERTAIN CITY-OWNED REAL PROPERTY LOCATED IN
MESA, AZ AT THE NORTHWEST CORNER OF E. ADOBE
ROAD AND N. RECKER ROAD TO KINWELL
DEVELOPMENT, LLC.**

WHEREAS, the City is the owner of approximately 2.1 +/-acres of developable land located in Mesa, Arizona on the northwest corner of E. Adobe Road and N. Recker Road (APN: 141-78-820) that is described and depicted in the attached Exhibit A (the “Property”).

WHEREAS, the City conducted a public online auction on October 20, 2020, to determine the highest bidder to purchase the Property (the “Public Online Auction”).

WHEREAS, at the Public Online Auction, Kinwell Development, LLC, an Arizona limited liability company (“Kinwell Development”) was identified as the highest bidder for the Property with a winning bid of Four-Hundred and Thirty-Five Thousand Dollars (\$435,000.00) (“Winning Bid”).

WHEREAS, based off the Winning Bid, the City entered into that certain “Purchase and Sale Agreement and Escrow Instructions” with Kinwell Development for the sale of the Property (“Purchase Agreement”), the terms of which require, as a condition to the City’s obligation to close the sale, that the City Council to approve the sale.

WHEREAS, the City Council accepts Kinwell Development’s Winning Bid from the Public Online Auction.

WHEREAS, the City Council hereby determines and finds that the sale of the City-owned Property and the development of such Property is in the best interest of the City as it will improve and enhance the economic welfare of the inhabitants of the City of Mesa.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MESA, MARICOPA COUNTY, ARIZONA AS FOLLOWS:

Section 1: The City Council approves the sale of the Property as described and depicted in Exhibit A to Kinwell Development pursuant to the Purchase Agreement for the sale price of Four-Hundred and Thirty-Five Thousand (\$435,000.00) dollars.

Section 2: The City Manager, or his designee, is hereby authorized and directed on behalf of the City of Mesa to execute the necessary documents to sell and transfer title of the City-owned Property described and depicted in the attached Exhibit A to Kinwell Development, including any modifications or amendments thereto.

Section 3: The City Clerk is authorized and directed to attest to the signature of the City Manager, or his designee, on all documents described above.

PASSED AND ADOPTED by the City Council of the City of Mesa, Maricopa County, Arizona this 20th day of September, 2021.

Mayor

ATTEST:

City Clerk

Exhibit "A"

A Parcel located in Southeast Quarter of Northeast Quarter of Section 14, Township 1 North, Range 6 East of the Gila and Salt River Meridian, Maricopa County Arizona, described as follows;

Commencing at the East 1/4 Corner of said Section 14;

Thence South $89^{\circ}14'21''$ West (Basis of Bearing), a distance of 66.66 feet to a point on the South line of the Northeast Quarter of Section 14, as shown on the Plat "Alta Mesa Unit 5D", recorded in Book 281, Page 20, M.C.R.;

Thence North $00^{\circ}45'39''$ West, a distance of 40.00 feet to a point on the north right of way line of Adobe Road and the **Point of Beginning**;

Thence South $89^{\circ}14'21''$ West, a distance of 303.09 feet;

Thence North $00^{\circ}23'09''$ West, a distance of 290.01 feet;

Thence North $89^{\circ}14'21''$ East, a distance of 315.01 feet, to the westerly right-of-way line of Recker Road;

Thence South $00^{\circ}23'09''$ East along said westerly right-of-way, a distance of 278.08 feet to a point of curvature to the right, having a radius of 12.00 feet, being concave westerly, through a central angle of $89^{\circ}37'30''$, for a distance of 18.78 feet back to the **Point of Beginning**.

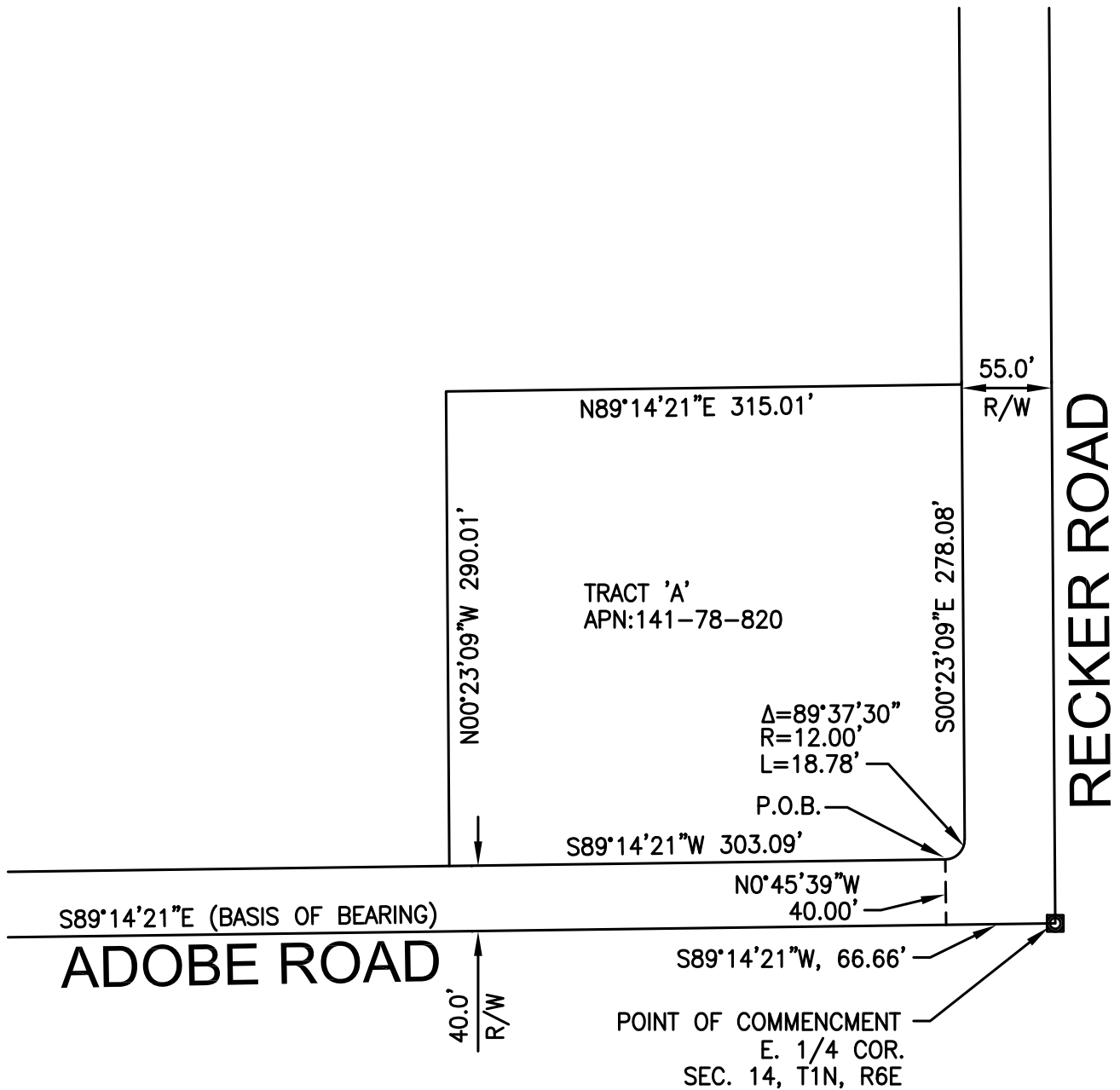
Containing 91,323.92 square feet, more or less.



EXHIBIT "A"



DATE SAVED: 1/14/20 I:\REAL ESTATE DEPARTMENT\ADOBE AND RECKER PROPERTY SALE (APN 141-78-820)\EXHIBIT (APN 141-78-820).DWG



PARCEL TO BE SOLD
APN: 141-78-820