City of Columbia

701 East Broadway, Columbia, Missouri 65201



Agenda Item Number: B 229-15

Department Source: Community Development - CDBG/Home

To: City Council

From: City Manager & Staff Council Meeting Date: 8/3/2015

Re: Approving an Ordinance for the Execution of a Contract for Purchase of Property Located 109,

111, and 113 Lynn Street.

Documents Included With This Agenda Item

Council memo, Resolution/Ordinance, Sales Contract

Supporting documentation includes: Map, Appraisal Report

Executive Summary

Council approval of this ordinance will authorize the City Manager to execute a contract for purchase of properties located at 109, 111, and 113 Lynn Street. The properties are vacant lots with a combined total area of approximately 150 ft x 206 ft. The lots are located directly across the street from current City funded affordable housing projects underway at 106 and 110 Lynn Street. There are also several additional planned CDBG funded projects in the vicinity including Garth Sidewalks, Worley and Garth bus shelter, Oak Towers renovations, and Centro Latino exterior renovations.

Potential redevelopment plans include affordable single family residential structures including energy efficiency and universal design features. City staff is also exploring the feasibility of increasing site density with a potential cottage housing style development and maintaining ownership of the land under the housing trust model. Additional neighborhood input will be obtained during the project planning process.

City staff is also considering proposing the utilization of these lots for the City surplus funded development of energy efficient and universally designed homes under the housing trust model. The homes would also potentially be designated recipients of CDBG funded community solar participants through the FY 2016 CDBG funded community solar project in partnership with the Water and Light Department. This project aligns well with current citywide strategic planning efforts and current redevelopment efforts within the neighborhood.

Discussion

City staff has been negotiating with both the Columbia Community Development Corporation (CCDC) II and the Columbia Housing Authority (CHA) for the purchase of land located on the block of Lynn, Garth, Sexton and Oak. The CCDC II initially purchased 109, 111, and 113 Lynn in order to develop affordable housing, however CCDC II is no longer moving forward with developing additional affordable housing. The CHA has also focused its affordable housing efforts to other priorities, due to additional available resources.

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The attached sales contract is for the purchase of 109, 111, and 113 Lynn St, currently owned by CCDC II. The purchase price of the 3 combined lots is \$45,765, or \$15,255 per lot. An appraisal was conducted July 10, 2015 on a similarly sized adjoining lot located at 107 Lynn, which appraised at \$16,000. The sales price for the CCDC II lots are consistent with the appraised value of the adjoining property that is similar in size. The appraisal report is included as supporting documentation.

City staff is currently negotiating with the CHA for the purchase of CHA-owned lots on Lynn, Oak, Sexton and Garth. Those properties may be included in affordable housing and community development efforts in the vicinity of the subject properties.

Funding to be used for the proposed purchase include Neighborhood Stabilization Program (NSP) and Community Development Block Grant (CDBG) funding. Funding amounts to be allocated for the purchase are as follows:

NSP	\$20,000
CDBG	\$25,765
Total	\$45,765

Approval of this purchase will fully expend remaining NSP funding for acquisition. Approval of the attached ordinance authorizes the City Manager to execute the sales contract for 109, 111, and 113 Lynn St.

Fiscal Impact

Short-Term Impact: None. Long-Term Impact: None.

Vision, Strategic & Comprehensive Plan Impact

<u>Vision Impact:</u> Economic Development, Health, Social Services and Affordable Housing <u>Strategic Plan Impact:</u> Economic Development, Financial Health, Health, Safety and Wellbeing, Infrastructure, Workforce

<u>Comprehensive Plan Impact:</u> Infrastructure, Mobility, Connectivity, and Accessibility, Economic Development, Livable & Sustainable Communities

Suggested Council Action

Approve the attached ordinance authorizing the City Manager to execute a sales contract for purchase of 109, 111, and 113 Lynn Street.

Legislative History

City of Columbia 701 East Broadway, Columbia, Missouri 65201



Department Approved

Introduced by		
First Reading	Second Reading _	
Ordinance No	Council Bill No	<u>B 229-15</u>
Al	N ORDINANCE	
Community Developme property located at 109,	or sale of real estate with nt Corporation II for the punt 111 and 113 Lynn Street; discontract recorded; and fixinall become effective.	urchase of recting the
BE IT ORDAINED BY THE COUNCIFOLLOWS:	IL OF THE CITY OF COLU	JMBIA, MISSOURI, AS
SECTION 1. The City Manager real estate with Columbia Communit property located at 109, 111 and 113 shall be substantially in the same form	y Development Corporation Lynn Street. The form and	n II for the purchase of d content of the contract
SECTION 2. The City Clerk is a in the office of the Boone County Rec		ave the contract recorded
SECTION 3. This ordinance s passage.	shall be in full force and e	effect from and after its
PASSED this day of	of	, 2015.
ATTEST:		
City Clerk	Mayor and Presid	ding Officer
APPROVED AS TO FORM:		
City Counselor		

CONTRACT FOR SALE OF REAL ESTATE

This agreement is dated this July day of July , 2015, by and between the Columbia Community Development Corporation II, a non-profit corporation (hereinafter referred to as "Seller") the resulting corporation after merger with Columbia Community Development Corporation, filed July 18, 2013 in the Missouri Secretary of State Office and, the City of Columbia, Missouri, a municipal corporation (hereinafter referred to as "Buyer"). Buyer's current address is 701 E. Broadway, Columbia, Missouri 65201.

WITNESSETH:

1. Subject to the terms and conditions set forth herein, the Buyer agrees to purchase and the Seller agrees to sell certain real property and all improvements thereon commonly known as 109, 111 and 113 Lynn Street in Columbia, Boone County, Missouri more particularly described as follows:

LotOne (1) of Lynn Street Subdivision Plat Two (2) in the City of Columbia, Boone County, Missouri, as shown by the plat thereof recorded in Plat Book 45, Page 2, Records of Boone County, Missouri. Said Lot also being a part of the survey recorded in Book 4074, Page 164, Records of Boone County, Missouri.

Lot Two (2) of Lynn Street Subdivision Plat Two (2) in the City of Columbia, Boone County, Missouri, as shown by the plat thereof recorded in Plat Book 45, Page 2, Records of Boone County, Missouri. Said Lot also being a part of the survey recorded in Book 4074, Page 164, Records of Boone County, Missouri.

Lot Three (3) of Lynn Street Subdivision Plat Two (2) in the City of Columbia, Boone County, Missouri, as shown by the plat thereof recorded

- in Plat Book 45, Page 2, Records of Boone County, Missouri. Said Lot also being a part of the survey recorded in Book 4074, Page 164, Records of Boone County, Missouri.
- 2. The real estate offered by Seller and being purchased by Buyer is sold pursuant to all rules and regulations of the City of Columbia Neighborhood Stabilization Program (NSP) and the Department of Housing and Urban Development and certain regulations of 24 CFR 92.252 (a), (c), (e) and (f) and 24 CFR 92.254.
- 3. The purchase price for the property shall be FORTY FIVE THOUSAND SIX HUNDRED SEVENTY FIVE AND 00/100 (\$45,675.00) which Buyer agrees to be paid by cashier's check at closing.
- 4. Conveyance shall be by general warranty deed in proper form for recording and shall convey marketable title as defined by the Title Standards of the Missouri Bar.
- 5. Possession of the property shall be delivered to Buyer following closing.
- 6. Buyer shall pay all recording fees.
- 7. Buyer shall pay the real estate taxes assessed from the closing date for the year of purchase and subsequent years. Seller shall pay prorated amount for real estate taxes beginning January 1, 2015 through date of closing.
- 8. Seller shall pay for the title insurance commitment premium. Seller shall pay the fee charged by the title company to handle the closing.
- 9. Seller shall, within thirty (30) days from the date of this contract, acquire a commitment from a company authorized to issue titles in Missouri agreeing to issue title to the above described real estate in the name of the Buyer and Buyer shall have ten (10) days from receipt of the title commitment to examine title and make any objections to the title exceptions in writing to Seller. If Buyer makes no written objections within that time period, Buyer shall waive any right to make objection. In the event Buyer notifies Seller of a lawful objection, Seller shall have sixty (30) days to remove the encumbrance or defect. If Seller is unable to do so by closing, then Buyer may terminate this contract and this contract shall be void. For purposes of title, merchantable title shall be defined by the Missouri Bar Title Examination Standards and any objections must conform to those standards. The cost of the title commitment policy shall be taxed as closing costs to Seller.
- 10. All notices provided for in this contract may be delivered in person or by United States Mail.

Seller's mailing addresses are:
Columbia Community
Development Corporation II
910 E. Broadway, Suite 201
Columbia, MO 65201

Buyer's Address is: City of Columbia Community Development Department, 701 E Broadway, 5th Floor Columbia, MO 65201

- 11. This contract shall not be assignable by the Buyer.
- 12. This contract shall be binding upon the parties hereto, their heirs, personal representatives, successors and assigns.
- 13. This contract constitutes the entire agreement between the parties and supersedes all previous discussions and agreements and may not be modified except in writing and executed by both parties.
- 14. This contract shall be construed in accordance with the laws of Missouri. Should any part of this contract be litigated, venue shall be proper only in the Circuit Court of Boone County, Missouri or the U.S. District Court for Western Missouri. If any term of this contract is found by a Court of competent jurisdiction to be void or invalid, such finding shall not affect the remaining terms of the contract which shall remain in effect.
- 15. This contract is contingent upon formal approval by the Columbia City Council.
- 16. This contract is contingent upon approval by the Missouri Department of Economic Development.
- 17. Closing shall occur on or before September 30, 2015 at Boone Central Title Company.

IN WITNESS WHEREOF, the parties hereto have been duly authorized to execute this contract as of the day and year first above written.

KATHY E. SIDES
Notary Public - Notary Seal
STATE OF MISSOURI
COUNTY OF BOONE
My Commission Expires: January 8, 2019
Commission # 14516067

My commission expires: $\frac{1}{\sqrt{S}} = \frac{1}{\sqrt{S}} = \frac{1}{\sqrt$

By: Mike Matthes, City Manager APPROVED AS TO FORM: ATTEST: Sheela Amin, City Clerk Nancy Thompson, City Counselor Certification: I hereby certify that this contract is within the purpose of the appropriation to which it is to be charged, Account No._____ and that there is an unencumbered balance to the credit of such appropriation sufficient to pay therefor. By: Director of Finance STATE OF MISSOURI COUNTY OF BOONE On this _____ day of ______, 2014, before me appeared Mike Matthes, to me personally known, who, being by me duly sworn, did say that he is the City Manager of the City of Columbia, Missouri, and that the seal affixed to the foregoing instrument is the corporate seal of the City and that this instrument was signed and sealed on behalf of the City by authority of its City Council and the City Manager acknowledged this instrument to be the free act and deed of the City. IN TESTIMONY WHEREOF, I have hereunto set by hand and affixed my official seal, at my office in Columbia, Boone County, Missouri, the day and year first above written. Notary Public My commission expires: ______.

BUYER: City of Columbia, Missouri

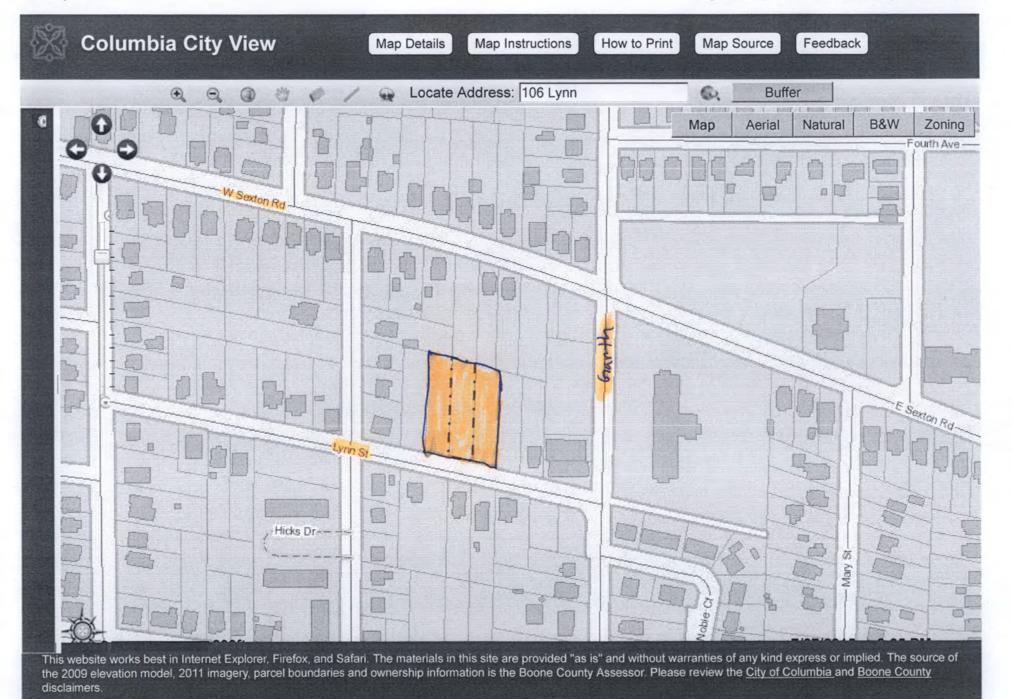
City of Columbia

701 East Broadway, Columbia, Missouri 65201



SUPPORTING DOCUMENTS INCLUDED WITH THIS AGENDA ITEM ARE AS FOLLOWS:

Map, Appraisal Report



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WRIGHTAPPRAISALS

APPRAISAL OF REAL PROPERTY



LOCATED AT

107 Lynn St Columbia, MO 65203-3232 J A STEWART SD LOTS 29 & 30 GARTHS SD-W 50' LOT 9 PT SUR 4074-164

FOR

City of Columbia 801 East Broadway Columbia, MO 65201

OPINION OF VALUE

16,000

AS OF

07/10/2015

BY

Lynda J Wright, SRA Wright Appraisals 2011 Corona, Suite 309 Columbia, MO 65203 (573) 234-1999 lynda@wrightappraisals.org

LAND APPRAISAL REPORT

L150367

						Map Ref				
B. C. LAND.	Columbia		Census Tract	0021.00			erence 178	60		
806	107 Lynn St		County			St	ataa	Zip Code		20
City Columbia			County Boone			Ou.	MO_	op cooc	65203-32	32
Legal Description Sale Price S Actual Real Fetate Taxes		30 GARTHS SD-W 50' LOT 9 PT	SUR 4074-164						w	mum.
Sale Price S	Date of Sal	e Loar	n Term N/A	yrs. Pro	perty Rights Appraised	Fee	Leaseho	10	De Minimis	PUD
Actual Real Estate Taxes	\$ 0	(yr) Loan charges to be	paid by seller \$	N/A	Other sales concess	sions None				
Lender/Client Cit	ty of Columbia			Address 801	East Broadway, Colu	mbia, MO 65201				
Occupant Vacant	Apprais	ser Lynda J Wright, SRA		Instructions to		Value				
Location	⊠ Urb		oan [Rural			Good	Avg.	Fair	Poor
Buitt Up	F-2	er 75% 25% to	75%	Under 25%	Employment Stability					
Growth Rate	Fully Dev. Rag			Slow	Convenience to Emplo	yment		X		
		2	-	Declining	Convenience to Shopp			X		
Property Values		2		50,000		17				H
Demand/Supply	Sho	ortage 🔀 in Bala	nce	Oversupply	Convenience to Schoo	7		×		
Marketing Time	Land .	der 3 Mos. 🔲 4-6 Mo	05.	Over 6 Mos.	Adequacy of Public Tri	ansportation		X		닏
Present 80 %	One-Unit % 2-4 Un	nit 10 % Apts.	% Condo 10	% Commercial	Recreational Facilities			\boxtimes		-
Land Use %	Industrial % Vacant	%			Adequacy of Utilities					
Change in Present	Not Likely	Likely (*)		king Place (*)	Property Compatibility					
Present 80 % Land Use % Change in Present Land Use Predominant Occupancy	(*) From Vacant	To	Residential		Protection from Detrim	ental Conditions		X		
Predominant Occupancy	Owner	Tenant	The state of the s	Vacant	Police and Fire Protect	noi		X		
One-Unit Price Range			forminant Value \$	75	General Appearance of	Properties		X		
A STATE OF THE STA	\$ 20	120		75 Inte	Appeal to Market	1,134,103		X	H	
One-Unit Age Range	0 yrs.	100	The state of the s	65 yrs.	Uhhan in meruel	I Was a little		- Control	dea	de la
		ble, affecting marketability (e.g. pub					property is local			
the Downtown Busin	ess District. Development	in the immediate area, during	recent years, has	been of above a	verage quality homes	which are situate	ed on small "toy	vn sized" tr	acts. Ligh	nt
commercial is locate	d just to the east and a lare	ge apartment complex is less	than a block away.	. The site does !	nave some dense bru:	sh located toward	is the rear, but	appears fair	rly level ar	nd very
The second secon	ing its frontage very limite									
Mississias	2.8x50x201.85			. =	9,865.6 sf			Corner I	Lot	
Zoning Classification	C-P			Present In		○ Do □ [o Not Confor	m to Zoning f	Regulations	
Highest and Best Use	Present Use	Other (specify) see or	ommorte.	_	2			- 1		
Public	Other (Describe)	OFF SITE IMPROV	omments	Topo (ability walkers builden	loval				
100	Outer (Describe)			Pine Pi	ghtly rolling, but fairly	ievei				_
Elec.	-		Private	Chann	pical for the area	4.00				
Gas 🖂		Surface Asphalt			ectangle/Very long an	id narrow				
Water 🖂		Maintenance Publi		View R	esidential/Commercia	1				
San, Sewer	VIII A	Storm Sewer	Curb/Gutter		ppears Adequate					
U	nderground Elect. & Tel.	Sidewalk	Street Lights	is the property	ocated in a FEMA Special	Flood Hazard Area?			Yes	No No
Comments (favorable or u	infavorable including any appare	ent adverse easements, encroachmi	ents, or other adverse	conditions)		There are	no known appa	arent adver	se easem	ent or
The undersigned has includes a dollar comparable property	adjustment reflecting man		40.7			considered these and comparable e, thus reducin	properties. If	irket analys a signifi ed value		in th
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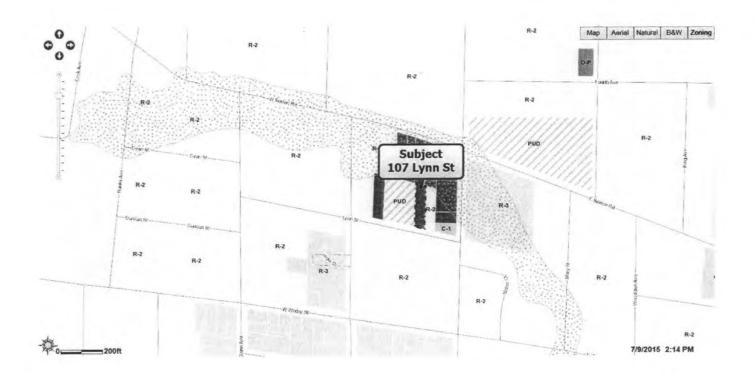
Plat Map

(Oli ant	City of Columbia		State MO Zip	Code 65203-3232
Borrower/Client Property Address	107 Lynn St	County Boone	State MO	
City	Columbia			
Lender	City of Columbia			



Zoning Map

Borrower/Client	City of Columbia				
Property Address	107 Lynn St				
City	Columbia	County	Boone	State MO	Zip Code 65203-3232
Lender	City of Columbia				



Supplemental Addendum

File No. L150367

Borrower/Client	City of Columbia			
Property Address	107 Lynn St			
City	Columbia	County Boone	State MO	Zip Code 65203-3232
Lender	City of Columbia			

The intended user of this appraisal report is the Lender/Client. The intended use is to evaluate the property that is the subject of this appraisal for a mortgage finance transaction, subject to the stated scope of work, purpose of the appraisal, reporting requirements of this appraisal report form, and definition of market value. No additional intended users are identified by the appraiser.

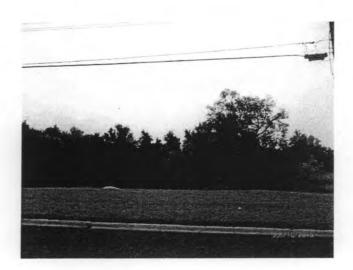
I have performed no (or the specified) other services, as an appraiser or in any other capacity, regarding the property that is the subject of the work under review within the three-year period immediately preceding acceptance of this assignment.

EXPOSURE TIME: Is defined as the estimated length of time that the property interest being appraised would have been offered on the market prior to the hypothetical consummation of a sale at market value on the effective date of the appraisal. Exposure time is a retrospective opinion based on an analysis of past events assuming a competitive and open market.

The subject's estimated exposure time is 30-60 days.

Subject Photos

Borrower/Client	City of Columbia						
Property Address	107 Lynn St						
City	Columbia	County	Boone	State	MO	Zip Code	65203-3232
Lender	City of Columbia						



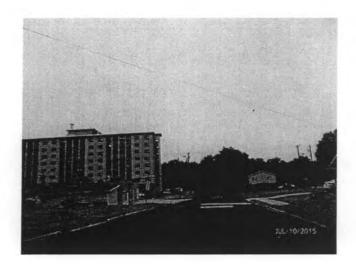
Subject Front

107 Lynn St Sales Price Gross Living Area Total Rooms Total Bedrooms Total Bathrooms

Location

View Site Central/Avg 9,865.6 sf

Quality Age



Subject Street

Comparable Photo Page

Borrower/Client	City of Columbia						
Property Address	107 Lynn St						
City	Columbia	County	Boone	State	MO	Zip Code	65203-3232
Lender	City of Columbia						



Comparable 1

409 Pershing Rd

Prox. to Subject

0.98 miles W 17,200

Sale Price Gross Living Area

Total Rooms

Total Bedrooms

Total Bathrooms Location

View Site

Central/Avg 5,048 sf

Quality Age



Comparable 2

Lot 11, James Dale Rd

Prox. to Subject

3.88 miles NE 16,000

Suburban/Avg

Sale Price Gross Living Area

Total Rooms

Total Bedrooms

Total Bathrooms

Location

View Site

10,400 sf

Quality

Age



Comparable 3

Lot 53, Holly Ave

Prox. to Subject

2.06 miles NE

Sale Price

19,900

Gross Living Area Total Rooms

Total Bedrooms

Total Bathrooms Location

Urban/Avg 10,492 sf

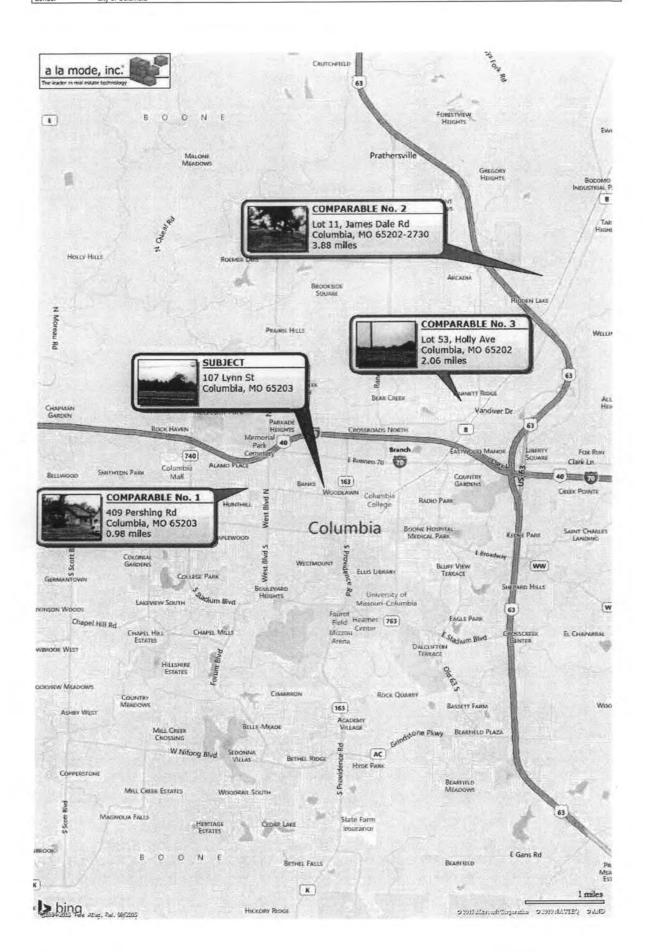
View Site

Quality

Age

Comparable Sales Map

Borrower/Client	City of Columbia						
Property Address	107 Lynn St						
City	Columbia	County	Boone	State	MO	Zip Code	65203-3232
Lender	City of Columbia						



Flood Map

Borrower/Client	City of Columbia						
Property Address	107 Lynn St						
City	Columbia	County	Boone	State	MO	Zip Code	65203-3232
Landar	City of Columbia						

