

## Sec. 2-313. - Surplus property.

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(a)

*Generally.* This section governs the sale of surplus real property by the city. It provides for different procedures to be followed depending upon the party initiating the procedure or acquiring the property, and the property's characteristics.

(b)

*Definitions.* As used in this section, the following terms have the following meanings:

(1)

*Surplus property.* Real property that is obsolete, the continued use or ownership of which is uneconomical or inefficient, or that serves no useful function.

(2)

*Private nonprofit agency.* A nonprofit charitable organization, no part of the net earnings of which inures or may lawfully inure to the benefit of any private shareholder or individual, and that has been held to be tax exempt under the provisions of Section 501 of the Internal Revenue Code of 1954, and that has as its principal mission: (a) public health and welfare; (b) education; (c) environmental restoration and conservation; (d) civil and human rights; or (e) the relief of human suffering and poverty.

Within the reasonable exercise of its discretion and having consideration for the best interests of the city, the value and condition of the property, and the probability of such property being desired by a private party, the city council may sell or donate surplus property, for a public purpose, to a private nonprofit agency or to a another government entity. Such sale or donation shall be under such terms and conditions as city council deems appropriate.

(3)

All dispositions of surplus property pursuant to this subsection for less than fair market value shall contain a right of reverter providing that the property shall revert to the city if it is no longer used for the purpose for which it was conveyed.