

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA BARBARA APPROVING THE SALE OF THE SURPLUS REAL PROPERTY LOCATED AT 136 WEST HALEY STREET (APN 037-162-010) TO VICTOR KIRSCHBAUM, IN THE HIGH BID AMOUNT OF \$350,000, AND 306 WEST ORTEGA STREET (APN 037-073-028) TO G. SCOTT ARMSTRONG & CATHY L. ARMSTRONG, TRUSTEES OF THE ARMSTRONG FAMILY TRUST U/A/D 2/12/02, IN THE HIGH BID AMOUNT OF \$250,000

WHEREAS, at its meeting of October 25, 2011, the City Council authorized the Public Works Director to sell the surplus real property located at 136 West Haley Street (APN 037-162-010) at public auction;

WHEREAS, at its meeting, April 10, 2012, the City Council authorized the Public Works Director to sell the surplus real property located at 306 West Ortega Street (APN 037-073-028) at public auction;

WHEREAS, on August 22, 2012, pursuant to Santa Barbara Municipal Code Chapter 4.28 and as duly noticed, the City of Santa Barbara conducted a public auction for the sale of the property located at 136 West Haley Street (APN 037-162-010);

WHEREAS, on August 28, 2012, pursuant to Santa Barbara Municipal Code Chapter 4.28 and as duly noticed, the City of Santa Barbara conducted a public auction for the sale of the property located at 306 West Ortega Street (APN 037-073-028);

WHEREAS, Victor Kirschbaum, a single man, was the winning highest bidder at \$350,000 for the property at 136 West Haley Street, and G. Scott Armstrong & Cathy L. Armstrong, Trustees of Armstrong Family Trust U/A/D 2/12/02, were the winning highest bidder at \$250,000 for the property at 306 West Ortega Street;

WHEREAS, Victor Kirschbaum has executed and delivered a Land Purchase Agreement and Escrow Instructions to the City for the purchase of the property at 136 West Haley Street in the amount of \$350,000;

WHEREAS, G. Scott Armstrong & Cathy L. Armstrong, Trustees of Armstrong Family Trust U/A/D 2/12/02, have executed and delivered a Land Purchase Agreement and escrow Instructions to the City for the purchase of the property at 306 West Ortega Street in the amount of \$250,000; and

WHEREAS, City Charter Section 520 requires that the sale of real property owned by the City be approved by the adoption of an ordinance.

NOW THEREFORE, THE COUNCIL OF THE CITY OF SANTA BARBARA DOES ORDAIN AS FOLLOWS:

SECTION 1. That the sale of the surplus real property located at 136 West Haley Street (APN 037-162-010) to Victor Kirschbaum, in the high bid amount of \$350,000 is approved;

SECTION 2. That the sale of surplus real property located at 306 West Ortega Street (APN 037-073-028) to G. Scott Armstrong & Cathy L. Armstrong, Trustees of Armstrong Family Trust U/A/D 2/12/02, in the high bid amount of \$250,000 is approved; and

SECTION 3. That upon the successful completion of the respective escrows, and upon the effective date of this Ordinance, First American Title Co. Inc. is authorized to record the respective Grant Deeds transferring the property located at 136 West Haley Street to Victor Kirschbaum, and transferring the property located at 306 West Ortega Street to Armstrong Family Trust U/A/D 2/12/02, in the Official Records, in the office of the County Recorder, Santa Barbara County.