



City of Hampton, Virginia Resolution

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

File Number: 07-0345

Enactment Number: -

Resolution to Approve the Sale of Approximately 1625 sq. ft. of Real Property at 100 Kings Way Block 6, Being a Portion of RPC 2002992, to AMBIKA Condo L.L.C. and Authorizing the Execution of the Agreement of Purchase and Sale.

RESOLUTION

WHEREAS, on February 22, 2006 the Council of the City of Hampton ("City Council") approved the sale of the former Juvenile and Domestic Relations ("JDR") Court building located at 100 Kings Way in downtown Hampton to ANIESH, CORP., together with the former Post Office building located at 132 East Queen Street;

WHEREAS, the JDR Court building was sold for renovation and re-use as lodging catering to business executives staying in the Hampton area;

WHEREAS, AMBIKA Condo L.L.C., the assignee of ANIESH, CORP., made site plan and landscape submittals to the City to obtain the appropriate permits, and during said process it was determined that a full-sized elevator would be required to comply with current code requirements;

WHEREAS, the regulatory requirement for a full size elevator necessitates the use of additional land immediately adjacent to the JDR Court building;

WHEREAS, the staff has negotiated an Agreement of Purchase and Sale to sell the additional square footage needed for the elevator to AMBIKA Condo L.L.C along with the remaining green space containing transformers and other utilities;

WHEREAS, the 1,625 square feet encompassed in this parcel is of no significant value to the City and will place the burden of maintaining the adjacent green space on AMBIKA Condo L.L.C.; and

WHEREAS, City Council has determined that the Agreement of Purchase and Sale attached to this Resolution sets forth reasonable and acceptable terms, and the renovation of the JDR Court building is strategic for the redevelopment and revitalization of downtown Hampton and is manifestly in the public interest.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hampton, Virginia, as follows:

1. That the sale of approximately 1,625 sq. ft. of real property adjacent to the former JDR Court building located at 100 Kings Way (the "Property") to AMBIKA Condo L.L.C. is hereby approved; and

2. That the City Manager or his designee is hereby authorized and directed to (i) execute the Agreement of Purchase and Sale with AMBIKA Condo L.L.C., in substantially the form attached to this Resolution, with such modifications as the City Manager or his designee, with the advice of legal counsel, believes to be in the interest of the City, and (ii) any and all necessary legal documents to effect the transactions contemplated in the Agreement of Purchase and Sale and the transfer of title; such documents shall include, but not be limited to, contracts, deeds, easements, leases, releases for sale and transfer, and conveyance of the Property.

THIS RESOLUTION REQUIRES AN AFFIRMATIVE VOTE OF THREE-FOURTHS OF ALL OF THE MEMBERS ELECTED TO COUNCIL

Adopted at the regular meeting of the City Council of the City of Hampton, Virginia held on June 20, 2007.

Signed by _____
Ross A. Kearney, II, Mayor

Date _____

Attested by _____
Katherine K. Glass
Clerk of the Council

Date _____