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CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 4192

AN ORDINANCE accepting a donation of land from Darryl W. Sanders and authorizing purchase of a second tract of land from Sanders and from Donald D. Fleming and Marjorie K. Fleming, in exchange for \$1,067,810.08 and a right of first refusal on certain land owned by the City of Bellevue Water and Sewer Utility.

THE CITY COUNCIL OF THE CITY OF BELLEVUE, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. The City Council hereby authorizes the City Manager to execute those certain Purchase and Sale Agreements given Clerk's Receiving No. 16319, for land for other land owned by Darryl W. Sanders and by Donald D. Fleming and Marjorie K. Fleming, for the sums of \$863,800 and \$204,210 respectively, for the purchase of approximately 4.72 acres of land adjacent to Kelsey Creek Park and authorizes the Manager to do all other acts and sign or accept all other documents necessary to effectuate that transaction.

Section 2. As further consideration for the sale of said property the City Council hereby extends to Darryl W. Sanders, for a period of five years from the effective date of this ordinance, the right of first refusal for the purchase of certain property owned by the City of Bellevue Water and Sewer Utility and known as the Water District #68 Site declared surplus to the City's needs by Resolution No. 5325, passed November 13, 1990, at a price to be determined by an independent appraiser acceptable to both parties, pursuant to Paragraph 9 of the Sanders purchase and sales agreement.

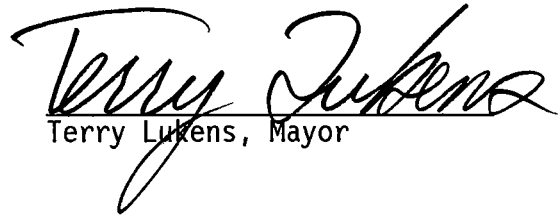
Section 3. The City Council hereby accepts the donation from Darryl W. Sanders of the property described in those agreements as "wetlands

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portion of the Sanders' Property (West Half)", comprising approximately 3.74 acres adjacent to Kelsey Creek Park.


PASSED by the City Council this 4th day of March, 1991, and signed in authentication of its passage this 4th day of March, 1991.

(SEAL)


Terry Lukens, Mayor

Approved as to form:

Richard L. Andrews, City Attorney


Scott McKee, Assistant City Attorney

Attest:


Marie K. O'Connell, City Clerk

Published March 8, 1991