

ORDINANCE 9.

AN ORDINANCE TO PROVIDE A UNIFORM METHOD AND PROCEDURE FOR THE CONVEYANCE, SALE, LEASE, OR DISPOSAL OF PERSONAL, AND REAL PROPERTY OF THE MUNICIPALITY.

SECTION 1.

In case of a conveyance, sale, lease, or disposal of personal and real property of the municipality in the excess of \$2,500.00, the City Auditor shall advertise for two (2) weeks in the official newspaper of the City, with the last publication to be at least ten (10) days before the bids shall be opened, and it shall be advertised on a sealed bid basis and the advertising shall state the date and time when the bids will be opened. At that time, the bids shall be considered and the highest bid may be accepted, if it is suitable to the City Council. All bids shall be on a cash basis. (Re NDCC 40.11.04.2)

SECTION 2.

For all sales, the purchaser shall be required to make a ten percent (10%) non-refundable deposit upon acceptance of the offer by the city of the balance shall be due within fifteen (15) days, unless extended in writing and signed by the Mayor and Auditor. Any extension shall not exceed thirty (30) days. In the case of personal property, a Bill of Sale will be executed by the Mayor and City Auditor; and in the case of real property, the legal transfer will be made by a Quit Claim Deed to be executed by the Mayor and the City Auditor. In either instance, the purchaser of the property shall not be delivered possession until payment in full.

SECTION 3.

Notwithstanding sections 1 and 2 above, if City property is to be developed and sold for a new residential subdivision or commercial development of property not previously used for that purposes or not previously developed, the property may be sold in a commercially reasonable manner as is customarily utilized for the sale of the type of property involved and the price of the lots set by the City Council in consultation with any other public or private entities that may be involved in the development of the property. (amended 7-18-12)

- Revised 12-30-15