

RESOLUTION 2025-02

**A RESOLUTION OF THE CASS COUNTY COMMISSIONERS
EXPRESSING ITS INTENT TO SELL REAL ESTATE, COMMONLY
REFERRED TO AS THE NORTH STREET PARKING LOT**

WHEREAS, the Cass County Commissioners are entrusted by Indiana Statute with the authority to purchase, sell and or otherwise transfer real estate owned by Cass County, Indiana;

WHEREAS, it has been determined by the Commissioners that it is in the best interest of the County to sell real estate commonly referred to as the North Street Parking Lot, legal description more specifically described as set forth in Exhibit A attached hereto.

WHEREAS, the County Commissioners, pursuant to IC Section 36-1-11-5(D) hereby determine (1) that the highest and best use of the tract real-estate is to sell the real-estate referenced above to an abutting land owner, 430 North Street LLC; (2) the cost to the public of maintaining the tract equals or exceeds the estimated fair market value of the tract, or (3) it is not economically justifiable to sell the tract pursuant to IC 36-1-11-4.

WHEREAS, the County Commissioners determines that the highest and best use of the tract is to enter into a purchase agreement to sell the tract described above to 430 North Street LLC as a parking lot to service the parking needs for public housing which 430 North Street LLC intends to construct on the abutting real estate.

WHEREAS, upon proper Notice and legal approval, the Cass County Commissioners express their intent to enter into a purchase agreement with 430 North Street LLC and to effectuate the terms and conditions of the sale with the primary goal to ensure that the tract referenced above will only be used by 430 North Street LLC as a parking for public housing located on the abutting real-estate.

WHEREAS, upon proper approval and notice, among others, the purchase agreement will contain a right of first refusal to the County to ensure that the County can recover the tract referenced above should certain stipulations not be met as to the use of the real-estate and the completion of the public housing project within a specified timeframe.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Cass County, Indiana, that:

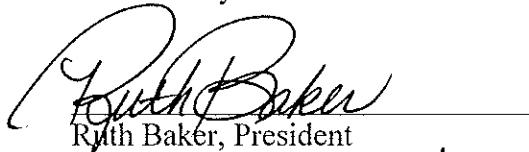
1. The Board hereby approves the sale of the above referenced real estate in a manor consistence with IC section 36-1-11-5.

2. The President of the board, upon proper notice and legal approval, is authorized and directed to enter into a purchase agreement with 430 North Street LLC in a manor consistent with, among others, the restrictions set forth in this resolution and other terms as deemed appropriate by the Commissioners.

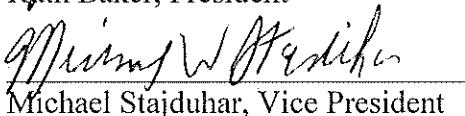
3. This resolution shall be in full force and effect from and after this adoption.

PASS AND ADOPTED by the Board of Commissioners of Cass County, Indiana, this 3rd day of February 2025 by a vote of 3 ayes and 0 nays.

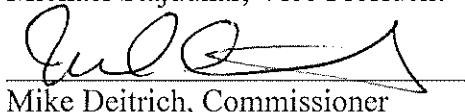
Cass County Board of Commissioners



Ruth Baker, President

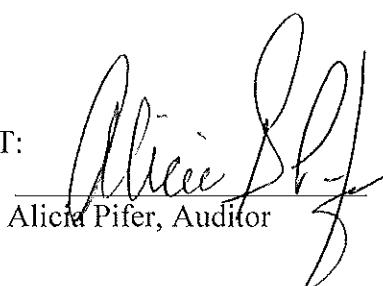


Michael Stajduhar, Vice President



Mike Deitrich, Commissioner

ATTEST:



Alicia Pifer, Auditor

EXHIBIT A

The West fifty-two (52) feet of lot numbered one hundred three (103) in the Original Plat of Logansport.

Also,

The East thirty and one-half (30 1/2) feet of lot numbered one hundred three (103) in the Original plat of Logansport.