

**Proposed Resolution of The Board of Trustees of the
Denton Independent School District**

WHEREAS, certain real property described as Lot 29B, a .404-acre lot, MEP & PRR Survey, Abstract 0950A, DCAD No. R0169278, in the City of Corinth, Denton County, Texas was struck off to Denton Independent School District ("DISD") in trust for each taxing entity participating in an ad valorem property tax lawsuit and foreclosure sale under Instrument No. 2009-72433, which sale was conducted on May 5, 2009, under Cause No. 2008-0026-158; and

WHEREAS, the base taxes due at the time of the tax foreclosure sale were \$2,603.11 to DISD, \$484.93 to the City of Corinth and \$291.39 to Denton County for tax years 1997-2009; and

WHEREAS, no bids were received by the Denton County Sheriff's Department Deputy conducting the foreclosure sale for the minimum amount required under Texas Property Tax Code (the "Code") Section 34.01(j), resulting in the strike-off to the lead Plaintiff in the tax lawsuit, DISD; and

WHEREAS, by public auction a resale was attempted by DISD in or about December 2009, with no bidders offering any amount for the subject property; and

WHEREAS, it has been determined that the subject property is actually an elongated tract bordering a number of other lots in the Oakmont subdivision of the City of Corinth, and constitutes an area drainage feature for the bordering properties; and

WHEREAS, the subject property has no apparent practical use other than as a drainage feature, thus making the property of extremely limited or no true market value; and

WHEREAS, no taxes have accrued against the subject property since strike-off to DISD, an exempt governmental entity; and

WHEREAS, the subject property has been the subject of numerous health and safety complaints for issues relating to non-maintenance thereof; and

WHEREAS, the City of Corinth has offered to acquire title to and take control over and thereafter maintain the subject property in order to protect the health and safety of its citizens by requesting each taxing entity entitled to receive proceeds of a tax sale under the Judgment to authorize a private resale to the City of Corinth for an amount less than the market value specified in the Judgment (which was \$10,100.00) or the total amount of the Judgments against the property, as is specifically provided under Section 34.05(i) of the Code; and

WHEREAS, given the unique nature of this property, the public purpose for a sale to the City of Corinth and the maintenance expenses incurred and to be incurred by the City of Corinth on behalf of the citizens affected by the current state of the subject property, the request for private sale has been made at no or only a nominal amount.

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of the Denton Independent School District hereby consent to the resale of the above-referenced and described property to the City of Corinth, Texas by private sale for the amount up to \$10.00, as authorized by Section 34.05(i), Texas Property Tax Code.

DATED the ____ day of _____, 2017.

Denton Independent School District

By: _____
Printed name: _____
Presiding Officer, Denton Independent
School District