

Item Title: Resolution Authorizing the Private Negotiation and Conveyance of Wake County Surplus Property (approximately 143 acres) located along Shady Greens Drive, Brushy Meadows Drive, and Hilltop-Needmore Road, in Fuquay Varina, NC (formerly known as Crooked Creek Golf Course)

Specific Action Requested:

That the Board of Commissioners adopts a Resolution authorizing the County Manager to negotiate the terms of disposition of Wake County Surplus Property to the Town of Fuquay-Varina and/or the Wake County Public School System, pursuant to NCGS 160A-274, subject to terms and conditions acceptable by the County Attorney.

Item Summary:

This resolution will establish the method of disposition of approximately 143 acres (formerly known as Crooked Creek Golf Course) and authorize the County Manager to negotiate terms and conditions. It is the intent of this action to further suspend any former Board of Commissioner directives to staff that might conflict with the disposition of the Property in accordance with NCGS 160A-274. This action supersedes the Board of Commissioners' January 7, 2019 Resolution that directed staff to initiate a competitive method of sale (negotiated offer and upset bid) of the Surplus Property pursuant to G.S. 160A-269.

It is standard County practice to contact the Wake County Public School System and other governmental entities to explore their interest in the County's surplus property. Following the January 7, 2019 Board meeting, County staff reached out to the Town of Fuquay-Varina and WCPSS regarding their interest in the former Crooked Creek Golf Course property. Both entities have expressed interest in continuing negotiations with the County to reach a mutually agreeable arrangement.

Continuing negotiations with other governmental units requires a change of authorization from the Board of Commissioners. Pursuant to G.S. 160A-274, the County is authorized to dispose of the Surplus Property on terms and conditions "it deems wise" to any other governmental unit in North Carolina. The process and procedure set forth under G.S. 160A-274 does not require competitive bidding or advertisement as required under G.S. 160A-269. Further, G.S. 160A-274 allows the County to convey the Surplus Property without monetary consideration, so long as there is governing board approval and the grantee is a qualifying governmental unit.

Once negotiations have been finalized and prior to execution of a purchase contract, the County Manager or his designees will bring the proposed terms and conditions of the negotiated disposition to the Board of Commissioners for formal consideration.

Notwithstanding the above, nothing herein shall have any effect on the continued development and priority of the Southeast County Park.

Attachments:

1. Property Map
2. Proposed Resolution
3. Exhibit A – Legal Description for Resolution
4. January 7, 2019 Board of Commissioners Meeting Minutes