COUNCIL BILL NO. 2021-005 ORDINANCE NO.

AN ORDINANCE authorizing the City of Joplin to release its interest in real estate owned by New EaglePicher Technologies, LLC for property generally located in Lot Numbered 4 of the Joplin Industrial Park, more specifically described on Exhibit A, authorizing the City Manager to execute a quit claim deed by and on behalf of the City of Joplin; and containing an emergency clause.

WHEREAS, On October 15, 1990, the City of Joplin passed Ordinance 90-164 that accepted the conveyance of land located in the Joplin Industrial Park for the purpose of constructing a pretreatment facility for the Nickel-Iron Plant of EaglePicher Industries (the "facility").

WHEREAS, the pretreatement facility was constructed with a funding grant from the Missouri Department of Natural Resources, Grant No. IDG-052, and part of the grant requirement with the State of Missouri was for the City of Joplin to own the facility and lease it back to EaglePicher pursuant to the terms in a Lease and Operation Agreement between the City of Joplin and EaglePicher Industries, Inc.

WHEREAS, the facility has not been in operation since 2017 and EaglePicher has a contract to sell the facility to a third party.

WHEREAS, EaglePicher Technologies LLC owns the real estate that includes a manufacturing plant, but the City of Joplin owns the pre-treatment facility that is part of the plant.

WHEREAS, EaglePicher has requested that the City release its interest in the facility so the sale can be finalized.

WHEREAS, the City believes it has met its obligations under the 1990 grant with the State of Missouri and is awaiting confirmation from the Department of Natural Resources that the City has satisfied the terms of the grant. Upon receiving this confirmation, city staff has determined the City has no interest in owning this facility and recommends releasing the City's interest.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF JOPLIN, as follows:

Section 1. That the City of Joplin is hereby authorized to execute a quit claim deed releasing its interest in the real estate legally described on Exhibit A.

Section 2. That the City Manager of the City of Joplin, Missouri, is hereby authorized to execute said quit claim deed, by and on behalf of the City of Joplin.

Section 3. That the City hereby declares that this Ordinance, being an Ordinance relating to any public improvement, is considered an emergency within the meaning of Section 2.12(6) of the Home Rule Charter of the City of Joplin, Missouri, and, as such, this Ordinance shall become effective immediately upon its passage.

PASSED BY THE COUNCIL OF THE CITY OF JOPLIN, MISSOURI, this 7th day of June, 2021, by a vote of _____.

_____
Ryan D. Stanley, Mayor

ATTEST:

_____
Barbara J. Gollhofer, City Clerk

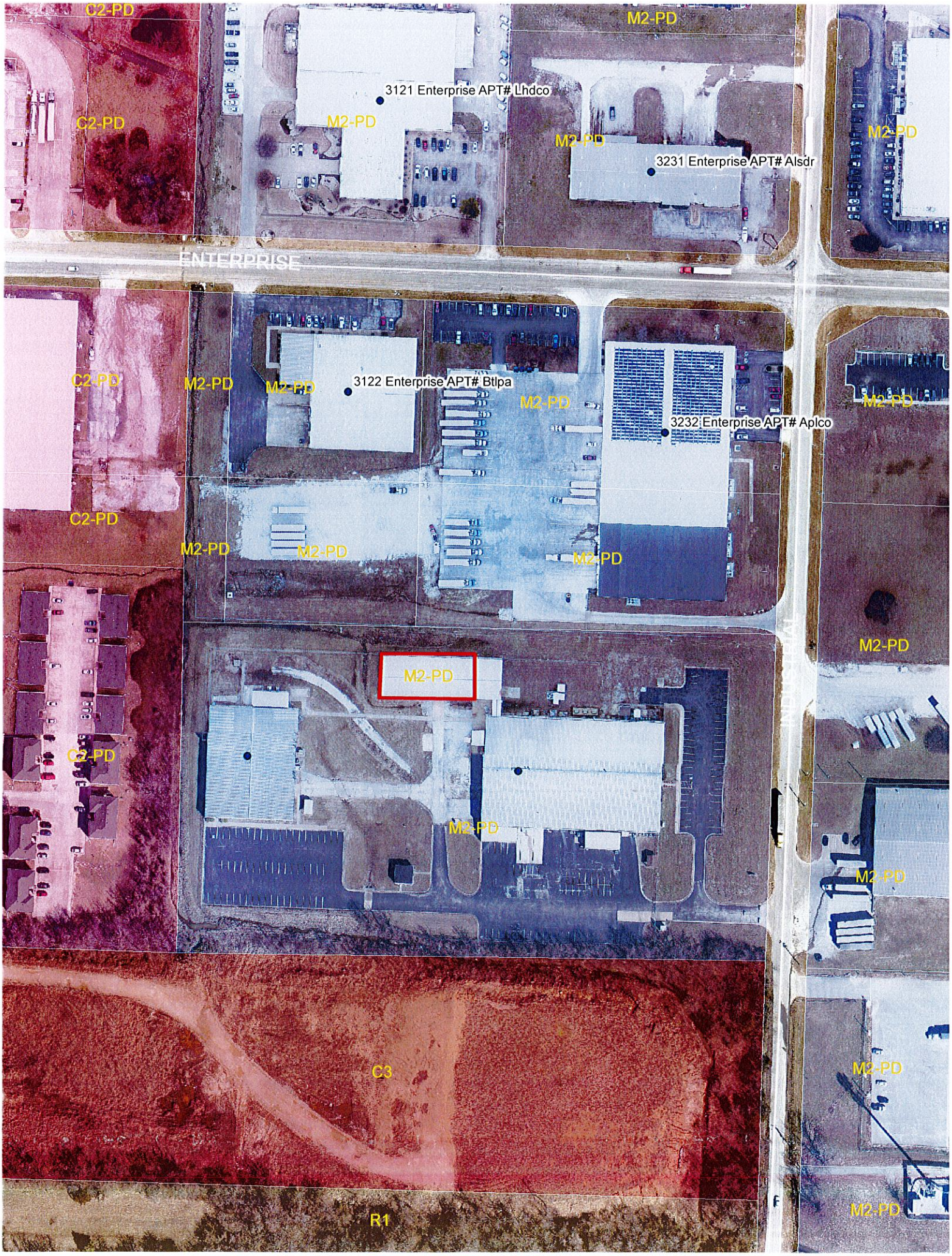
APPROVED AS TO FORM:

_____
Peter C. Edwards, City Attorney

Exhibit "A"
Legal Description

Tract 2: All that part of Lot Numbered Four (4) in JOPLIN INDUSTRIAL PARK, a Subdivision in the City of Joplin, Jasper County, Missouri, described as commencing at an iron pin at the Northeast corner of said Lot 4, thence South 90° West along the North line of said Lot 4 for a distance of 417.25 feet, thence South 0° West for a distance of 42.00 feet for a point of beginning, thence South 90° West and parallel with the North lot line of said Lot 4 for a distance of 135.00 feet, thence South 0° West for a distance of 60.00 feet, thence North 90° East for a distance of 135.00 feet, thence North 0° East for a distance of 60.00 feet to the point of beginning.

Tract 2A: A 20.00 foot ingress and egress easement being 10.0 feet on each side of the following described centerline: Commencing at an iron pin at the Northeast corner of Lot Numbered 4 in JOPLIN INDUSTRIAL PARK, thence South 0° West along the East line of said Lot Numbered 4 for a distance of 392.34 feet for a point of beginning, thence South 89°42'9" West for a distance of 398.54 feet to the beginning of a tangent 66.00 feet radius curve to the right, thence Northerly along centerline of said curve for a distance of 103.6 feet to a point of tangency, thence North 00°17'51" West for a distance of 226.75 feet for a point of terminus.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3121 Enterprise APT# Lhdco
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3231 Enterprise APT# Alsdr
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