BOROUGH OF WEST READING,
BERKS COUNTY, PENNSYLVANIA

RESOLUTION NO. 2024-21

A RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF WEST READING, BERKS COUNTY, PENNSYLVANIA, AUTHORIZING THE PURCHASE IN LIEU OF CONDEMNATION OF CERTAIN REAL PROPERTY OWNED OF RECORD BY DONALD L. SCHWEITZER AND MARLA R. SCHWEITZER AND KNOWN AS 433 PENN AVENUE SITUATE IN THE BOROUGH OF WEST READING, BERKS COUNTY, PENNSYLVANIA, IDENTIFIED AS PROPERTY I.D. NO. 93530717204342

WHEREAS, Borough Council ("Borough Council") of the Borough of West Reading, Berks County, Pennsylvania ("Borough") believes it is in the best interests of the Borough to purchase from Donald L. Schweitzer and Marla R. Schweitzer, husband and wife, adult individuals (collectively, "Sellers"), certain real property known as 433 Penn Avenue in the Borough, identified as Property I.D. No. 93530717204342 ("Property") for public use; and

WHEREAS, the Borough has the power of eminent domain to take private land for public use upon payment of just compensation; and

WHEREAS, Sellers are willing to sell, transfer and convey the Property to the Borough in lieu of condemnation for the purchase price of Six Hundred Seventy-Five Thousand Dollars ($675,000.00), upon the terms and conditions set forth in an Agreement for the Sale of Commercial Real Estate dated July 16, 2024 among Sellers and the Borough ("Agreement of Sale"); and

WHEREAS, the Borough has agreed to purchase the Property in lieu of condemnation upon the terms and conditions set forth in the Agreement of Sale.

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Borough Council of the Borough of West Reading, Berks County, Pennsylvania that the Borough hereby authorizes the purchase of the Property in lieu of condemnation from Sellers upon the terms and conditions set forth in the Agreement of Sale; BE IT FURTHER

RESOLVED, that the actions of the President of Borough Council, Ryan Lineaweaver, to execute and deliver, in the name and on behalf of the Borough, and the Secretary of the Borough, Cynthia Madeira, is authorized to attest, the Agreement of Sale for the purchase of the Property from Sellers upon the terms and conditions set forth in the Agreement of Sale are hereby ratified and reaffirmed by Borough Council, ; BE IT FURTHER

RESOLVED, that the President of Borough Council, Ryan Lineaweaver, be and he hereby is, authorized and directed on behalf of the Borough to execute and deliver, in the name and on behalf of the Borough, and the Secretary of the Borough, Cynthia Madeira, is authorized to attest, any and all documents necessary or required and to take such other actions as the Borough Council President may deem required to complete the closing on the purchase of the Property in accordance with the terms and conditions set forth in the Agreement of Sale.

DULY ADOPTED AND APPROVED this 23rd day of July 2024.

BOROUGH COUNCIL OF THE
BOROUGH OF WEST READING,
BERKS COUNTY, PENNSYLVANIA

By: _____
Ryan Lineaweaver, President

By: N/A
Philip Wert, Vice President

By: _____
Patrick Kaag, Pro Tem

By: _____
Denise Drobnick, Member

By: _____
Zachary Shaver, Member

By: _____
Bethany Bower, Member

By: _____
Zanna Leiendecker, Member

Attest: _____
Cynthia Madeira, Borough Secretary

[SEAL]

Examined and approved this 23rd day of July 2024.

_____
Samantha Kaag, Mayor