



Legislation Text

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**File #:** 18-0042R, **Version:** 1

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RESOLUTION AUTHORIZING A PURCHASE AGREEMENT WITH ECOLIBRIUM3 FOR THE SALE OF CITY-OWNED PROPERTY IN THE LINCOLN PARK NEIGHBORHOOD FOR \$3,596.

**CITY PROPOSAL:**

WHEREAS, pursuant to Section 2-177.4 of the Duluth City Code, 1959, as amended (the "Code"), the city proposes to sell certain real property legally described as East Half (E ½) of Lot Three Hundred Twenty-eight (328), Block Thirty-seven (37), DULUTH PROPER, SECOND DIVISION, according to the recorded plat thereof (the "Property"), to Ecolibrium3, a Minnesota non-profit corporation ("Eco3") in Ordinance No. 18-002;

WHEREAS, pursuant to Section 11 of the Duluth City Charter, 1913, as amended ("Charter"), every ordinance, other than an emergency ordinance, shall have two public readings;

WHEREAS, pursuant to Section 15 of the Charter, most ordinances enacted by the council shall take effect 30 days after the date of their last publication ("Effective Date");

WHEREAS, the city wishes to convey the Property to Eco3 to: (a) further the goals of the original development of the Property by Eco3's provision of its community services, (b) further goals contained in the Lincoln Park Small Area Plan, and (c) achieve Governing Principles #1 (reuse previously developed lands) and #5 (strengthen neighborhoods) in the adopted Comprehensive Plan;

WHEREAS, Eco3 desires to raise funds for its investment and revitalization of the building on the Property (the "Project") and have minimal access the Property for site inspections prior to the Effective Date;

WHEREAS, fundraising and/or financing for the Project is dependent upon a purchase agreement showing the city's intent to convey the Project; and

WHEREAS, the City desires to state its intention to support the Project and allow Eco3 access to the Property for site inspections.

NOW, THEREFORE, BE IT RESOLVED, that the proper city officials are hereby authorized to enter into a purchase agreement, substantially the same as the agreement attached as Exhibit 1, with Eco3 for the sale of the Property, which agreement states the city's intention to support the Project and allows Eco3 access to the Property for site inspections.

FURTHER RESOLVED, that the sale of the Property will not occur unless and until: (a) the city council authorizes the sale of the Property through Ordinance No. 18-002 and (b) Eco3 fulfills all contingencies, terms, and conditions contained in the purchase agreement attached as Exhibit 1.

**STATEMENT OF PURPOSE:** The purpose of this resolution is to authorize the execution of a purchase agreement with Ecolibrium3, a Minnesota non-profit corporation ("Eco3"), for the sale of real property located at 2014 W. Superior Street ("Property"), which Property is depicted on the attached Exhibit 2. The sale of the Property will not occur unless and until: (a) the city council authorizes the sale of the Property through Ordinance No. 18-002 and (b) Eco3 fulfills all requirements in the purchase agreement attached as Exhibit 1.