



## Legislation Details (With Text)

<b>File #:</b>	17-0194R	<b>Name:</b>	
<b>Type:</b>	Resolution	<b>Status:</b>	Passed
<b>File created:</b>	3/1/2017	<b>In control:</b>	Public Works and Utilities
<b>On agenda:</b>	3/13/2017	<b>Final action:</b>	3/13/2017
<b>Title:</b>	RESOLUTION AUTHORIZING A DEVELOPMENT AND ASSESSMENT AGREEMENT WITH AND ACCEPTING A PERMANENT EASEMENT FROM CARLA M. AND DALE A. PEARSON, TRUSTEES OF THE TRUST AGREEMENT OF CARLA M. PEARSON DATED APRIL 22, 2014 RELATING TO THE RECONSTRUCTION OF WHITTIER STREET.		

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. 17-0194R Easement Map, 2. 17-0194R Exhibit 1, 3. 17-0194R Exhibit 2

Date	Ver.	Action By	Action	Result
3/13/2017	1	City Council	adopted	

RESOLUTION AUTHORIZING A DEVELOPMENT AND ASSESSMENT AGREEMENT WITH AND ACCEPTING A PERMANENT EASEMENT FROM CARLA M. AND DALE A. PEARSON, TRUSTEES OF THE TRUST AGREEMENT OF CARLA M. PEARSON DATED APRIL 22, 2014 RELATING TO THE RECONSTRUCTION OF WHITTIER STREET.

**CITY PROPOSAL:**

RESOLVED, that the proper city officials are hereby authorized to enter into a development and assessment agreement, a copy of which is attached hereto as Exhibit 1, with Carla M. Pearson and Dale A. Pearson, trustees of the Trust Agreement of Carla M. Pearson dated April 22, 2014 pursuant to which the Trust agrees to the assessment against the following-described property in St. Louis County, Minnesota of the cost of improving Whittier Street as described as city project no. 1542:

Lots 18 and 19, Block 14, GREYSOLON FARMS FIRST DIVISION OF DULUTH;

and

RESOLVED FURTHER, that the property city officials are hereby authorized to accept the grant of an easement, a copy of which easement is attached hereto as Exhibit 2, to the city in its proprietary capacity over a portion of the above-described property for use thereof by city maintenance and emergency vehicles.

**STATEMENT OF PURPOSE:** The purpose of this resolution is to authorize the City to enter into a Development and Assessment Agreement with Carla M. Pearson and Dale A. Pearson, trustees of the Trust Agreement of Carla M. Pearson dated April 22, 2014 pursuant to which the City will reconstruct and pave approximately 700 feet of Whittier Street from Claymore street to their home at 2125 Whittier street and the Pearsons will agree that their homestead will be assessed for 100% of

the costs thereof which are currently estimated at \$163,000.

As the newly-constructed street will be a dead end street the Pearsons are also agreeing to grant the City an easement to use their driveway as a turn-around for City street maintenance equipment and for emergency vehicles such as police and fire vehicles.