



Legislation Text

File #: 21-0409R, **Version:** 1

RESOLUTION ACCEPTING THE ACQUISITION OF REAL PROPERTY IN THE DULUTH HEIGHTS NEIGHBORHOOD FROM THE DULUTH ECONOMIC DEVELOPMENT AUTHORITY FOR \$1.00 AND OTHER VALUABLE CONSIDERATION.

CITY PROPOSAL:

RESOLVED, that the proper city officials are hereby authorized to accept the acquisition of real property from the Duluth Economic Development Authority, an economic development authority under Minnesota Statutes Chapter 469, for \$1.00 and other valuable consideration, which real property is located in St. Louis County, Minnesota and legally described as follows (the "Property"):

The Southerly Twenty feet (S'ly 20') of Lots Thirteen (13) through Sixteen (16), inclusive, Block Thirty-two (32), and the Southerly Twenty feet (S'ly 20') of Lots One (1) through Five (5), inclusive, Block Thirty-three (33), all in DULUTH HEIGHTS, SIXTH DIVISION, according to the recorded plat thereof, including that part of vacated Maple Street as platted in said DULUTH HEIGHTS, SIXTH DIVISION, also known as Oregon Avenue and Niagara Street, accruing thereto by reason of the vacation thereof, reserving a utility easement under, over, upon, across, and along the Westerly Forty feet (W'ly 40') of said portion of vacated Maple Street; and

Lots Six (6) and Seven (7), Block Thirty-three (33), DULUTH HEIGHTS, SIXTH DIVISION, according to the recorded plat thereof; and

The Southerly Twenty feet (S'ly 20') of Lots Eight (8) through Sixteen (16), inclusive, Block Thirty-three (33), DULUTH HEIGHTS, SIXTH DIVISION, according to the recorded plat thereof.

FURTHER RESOLVED, that the proper city officials are hereby authorized to execute all documents necessary to effectuate the acquisition of the Property from the Duluth Economic Development Authority to the City of Duluth.

STATEMENT OF PURPOSE: The purpose of this resolution is to authorize the acquisition of the real property legally described above (the "Property") from the Duluth Economic Development Authority ("DEDA") for \$1.00 and other valuable consideration. The Property is located in the Duluth Heights neighborhood near the intersection of Central Entrance and Arlington Avenue. An aerial view of the Property is outlined in red on the attached Exhibit A.

The City previously owned the Property and conveyed it to DEDA in 2016. DEDA desires to re-convey the Property back to the City and authorized the conveyance under DEDA Resolution No. 21D-12 on April 28, 2021. DEDA will convey the Property to the City for \$1.00, plus the conveyance of other property located at the intersection of Sixth Avenue East and Ninth Street. Once the city re-acquires the Property, it will be sold to Joseph H. Kleiman and Rose A. Kleiman under the terms and conditions of: (i) the purchase agreement authorized on April 12, 2021 under Resolution No. 21-0232 and (ii) Ordinance No. 21-007 approved on April 26, 2021. The City Council previously authorized the conveyance of the other property located at the intersection of Sixth Avenue East and Ninth Street to DEDA through Ordinance No. 21-008 on April 26, 2021.