

COMMITTEE OF THE WHOLE

11-037-O

ORDINANCE NO. _____

AN ORDINANCE PROVIDING FOR POSTING AND MAILING OF NOTICE OF A PROPOSED SALE OF CITY PROPERTY BY AUCTION, AMENDING SECTION 2-177.2 OF THE DULUTH CITY CODE, 1959, AS AMENDED.

BY PRESIDENT GARDNER AND COUNCILOR BOYLE:

The city of Duluth does ordain:

Section 1. That Section 2-177.2 of the Duluth City Code, 1959, as amended, is hereby amended to read as follows:

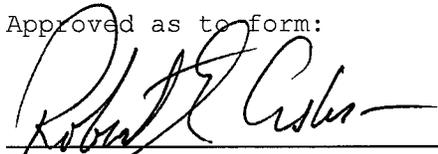
Sec. 2-177.2. Conveyance by auction.

(a) The city may, by ordinance, determine to convey any property to the highest bidder as determined by a public auction which may include internet auction. The ordinance shall establish any minimum acceptable price or reserve for the property and any conditions on the conveyance or the use of the property to be conveyed and shall authorize the conveyance to the responsible bidder bidding the highest amount for such property at the bid amount;

(b) Any proposed auction of city property shall be advertized on the city's website, if any, and at least once in a newspaper of general circulation in the city during the 30 days prior to the date of the proposed auction and by placing a sign on the property to be sold stating that the property is to be sold at auction and the date of the proposed auction. In addition notice of the proposed sale of such property by auction and the proposed date, time and place thereof shall be sent by regular United States mail to the owners of all properties located within 200 feet of the property proposed to be sold at the addresses for such owners which appear in the records of the city assessor at least ten days prior to the date of such auction.

Section 2. That this ordinance shall take effect 30 days after its passage and publication.

Approved as to form:



Attorney

CCREQ/ATTY REA:cjk 8/19/2011

STATEMENT OF PURPOSE: The purpose of this ordinance is to amend the section of the City Code (Section 2-177.2) which authorizes sale of City property by auction, to require that a sign be placed on the subject property and notice be mailed to property owners within 200 fee of the subject property prior to such sale.