



City of Duluth

411 West First Street
Duluth, Minnesota 55802

Master

File Number: 16-005-O

File ID: 16-005-O

Type: Ordinance

Status: Passed

Version: 1

**Agenda
Section:**

Committee: Intergovernmental
Relations

File Created: 12/31/2015

Subject:

Final Action: 02/08/2016

Title: AN ORDINANCE AUTHORIZING THE CONVEYANCE OF CERTAIN REAL PROPERTY WITHIN THE CITY OF DULUTH TO ST. LOUIS COUNTY, MINNESOTA FOR NOMINAL CONSIDERATION.

Internal Notes:

Sponsors:

Enactment Date: 02/08/2016

Attachments: Exhibit A, Exhibit B

Enactment Number: 10435

Recommendation:

Hearing Date:

Drafter: derjavec@duluthmn.gov

Effective Date:

History of Legislative File

Version:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	City Council	01/25/2016	read for the first time				
1	City Council	02/08/2016	adopted				Pass
1	City Clerk	02/08/2016	attested				
1	Mayor	02/08/2016	approved				

Text of Legislative File 16-005-O

AN ORDINANCE AUTHORIZING THE CONVEYANCE OF CERTAIN REAL PROPERTY WITHIN THE CITY OF DULUTH TO ST. LOUIS COUNTY, MINNESOTA FOR NOMINAL CONSIDERATION.

CITY PROPOSAL:

The city of Duluth does ordain:

Section 1.

(a) Pursuant to Section 2-176(a) of the Duluth City Code, 1959, as amended (the "Code"), the city council stated its intention to sell or convey certain property as set

forth in Resolution 16-0036.

(b) Pursuant to Section 2-177.3 of the Code, the city council finds that the conveyance to St. Louis County, Minnesota ("St. Louis County") of that certain real property legally described on the attached Exhibit A ("Property") to be utilized by St. Louis County in its Rice Lake Road Sidewalk project is in the best interests of the citizens of the city and exceeds the needs of the city to retain the property.

(c) Pursuant to Section 2-176(b) of the Code, the City's planning department reviewed the proposed conveyance of the Property for conformity to the City's comprehensive plan and reported that the conveyance of the Property to St. Louis County conforms with said comprehensive plan, as shown on the attached Exhibit B.

(d) Pursuant to Section 2-176(c) of the Code, the St. Louis County Assessor provided a written estimated market value of the property is \$3,400.

Section 2. That the proper city officials are hereby authorized to execute the deed and all other documents necessary to effectuate the conveyance of the Property to St. Louis County for nominal consideration of \$1.00.

Section 3. That this ordinance shall take effect 30 days after its passage and publication.

STATEMENT OF PURPOSE: The purpose of this ordinance is to authorize the conveyance of real property described on the attached Exhibit A ("Property") to St. Louis County, Minnesota. A request has been made by St. Louis County to purchase and/or obtain a permanent easement over the Property in connection with its Rice Lake Road Sidewalk project.

St. Louis County's Rice Lake Road Sidewalk project will construct two miles of 8' wide sidewalk along Rice Lake Road between Central Entrance and Arrowhead Road. Since the new sidewalk added an impervious area, the Minnesota Pollution Control Agency required the creation of storm water treatment systems. The project required a total of three ponds to be used as storm water treatment, and the Property was one of the limited options for storm sewer treatment on the southerly portion of the project.

The city conducted an internal review of the property and determined that: (a) the property is surplus of the city's future needs, (b) the needs of St. Louis County are greater in importance than the need of the city to retain the property, and (c) the best interests of the citizens of the city will be best served by accomplishing such conveyance.

The property has an estimated market value of \$3,400. However, the city would like to gift the property to St. Louis County instead of granting a permanent easement because of the benefit of the Rice Lake Road Sidewalk project to the public.