

RESOLUTION

To approve Application and Petition to rededicate a portion of Ensign Street from the west line of Chambersburg Avenue to the east line of Church Street to the City of Duluth

WHEREAS, the School Board by Resolution B-6-07-2452 adopted a Long-range Facilities Plan for the District, and therein also directed the District's administrative staff to commence with the identification and negotiation of land to be acquired as identified in the plan; and

WHEREAS, the Administration working with Johnson Controls and the District's Legal Counsel worked with the adjoining property owner, Christ Lutheran Church, to petition for the vacation of a portion of Ensign Street near Piedmont School to allow convenient and safe access for students across this property to a parcel of land the District intended to acquire from Christ Lutheran Church; and

WHEREAS, the petition from the District and Christ Lutheran Church requesting the vacation of a portion of Ensign Street was accepted and approved by the Duluth City Council, that portion legally described as that part of Ensign Street in Huseby's Division, First Addition, except the westerly 198 feet thereof and except the easterly 128.5 feet lying west of the westerly line of Chambersburg Avenue; and that part of Ensign Street in the NE ¼ of the NW ¼ of the SE ¼ of Section 30, Twp 50N, Rng 14W, including that part platted as Auditors Plat No. 32, except the westerly 198 feet thereof and except the easterly 128.5 feet lying west of the westerly line of Chambersburg Avenue; and

WHEREAS, after consideration of the terms for the purchase of the parcel of land from Christ Lutheran Church, the School Board has determined it will not acquire the land and therefore the vacation of the portion of Ensign Street is not necessary and not in the best interest of the School and District; therefore

BE IT RESOLVED, the School Board hereby authorizes the application and petition to the City of Duluth requesting the rededication of a portion of Ensign Street from the west line of Chambersburg Avenue to the east line of Church Street as described above; and

BE IT FURTHER RESOLVED, the School Board hereby authorizes the School Board Chair to sign the application or petition to dedicate, and the Administration to seek the required agreement and signatures from Christ Lutheran Church, and to submit the application and petition to the City of Duluth for the street rededication and any other documents required to complete this process.