

RESOLUTION

Authorizing the Purchase of Real Property near Nettleton School

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 disposition of certain non-school sites including the Nettleton Elementary School property; and

WHEREAS, by Resolution #B-4-13-3089, the School Board authorized the School Board Chair to execute a purchase agreement for the sale of the Nettleton School property located at 108 East 6th Street consistent with the terms considered by the board in Executive Closed Session on April 15, 2013; and

WHEREAS, terms of the Purchase Agreement for the sale of the Nettleton School request the District consolidate along with the Nettleton School property a parcel of tax forfeited land legally described as Lot 17 and the westerly 5 feet of Lot 19, East 5th Street, Duluth Proper, First Division hereafter referred to as the "Vacant Lot"; and

WHEREAS, the District had previously acquired the Vacant Lot by Free Conveyance from the State of Minnesota to facilitate the economical and adequate provision of education, which included a provision that if such use shall cease, said land shall revert back to the State; and

WHEREAS, the Vacant Lot will no longer be used for purposes set forth in Minnesota Statute Section 123B.51 and therefore must be reconveyed to the State of Minnesota; and

WHEREAS, the Vacant Lot will have been reconveyed back to the State of Minnesota and it can be acquired by the District to be consolidated with the Nettleton School property; and

WHEREAS, in the Purchase Agreement the buyer agrees to pay the District \$10,000 for the Vacant Lot as part of the Nettleton School property purchase.

NOW, THEREFORE, BE IT RESOLVED the School Board authorizes the purchase of the Vacant Lot, a real property legally described as Lot 17 and the westerly 5 feet of Lot 19, East 5th Street, Duluth Proper First Division, City of Duluth, in St. Louis County, and;

BE IT FURTHER RESOLVED that the School Board authorizes the School Board Chair to sign and execute all documents required for closing this purchase transaction from the State of Minnesota.