

RESOLUTION 16D-14

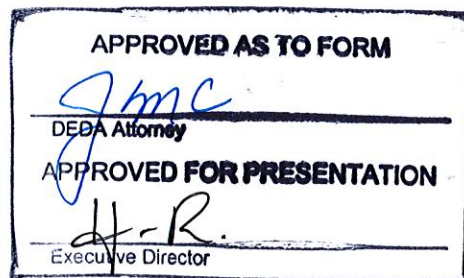
**RESOLUTION AUTHORIZING AN AMENDMENT TO THE AGREEMENT
WITH THE CITY OF DULUTH FOR DEMOLITION SERVICES
IN CERTAIN WESTERN NEIGHBORHOODS**

RESOLVED, by the Duluth Economic Development Authority (DEDA) that the proper DEDA officials are hereby authorized to enter into an amendment to the Property Demolition Agreement, substantially in the form of that attached hereto (DEDA Contract No. 15 865 798¹) with the City of Duluth (the "City") pursuant to which DEDA will reimburse the City for out-of-pocket costs incurred by the City in demolishing certain blighted houses located in Western neighborhoods which have been condemned for demolition; said amendment revises the list of properties to be demolished with no change in the amount payable to the City.

Approved by the Duluth Economic Development Authority this 6th day of April, 2016.

ATTEST:

Executive Director



STATEMENT OF PURPOSE: The purpose of this Resolution is to amend the Property Demolition Agreement between DEDA and the City to revise the list of properties upon which houses are to be demolished. Four properties have been removed from the list. It was determined that one of the properties on the list did not meet the criteria for condemnation demolition. Another property contained a structure which was torn down by the property owner. An agreement was worked out with another property owner which would allow the owner to either rehab the property or tear the structure down. Finally, the demolition of a structure on another property has been appealed. A multi-family residential building located at 19 West 4th Street has been added to the list. The amendment also provides for DEDA's Executive Director and the City's Chief Administrative Officer to revise the list of properties upon which houses are to be demolished upon mutual agreement.

**PROPERTY DEMOLITION AGREEMENT
AMENDMENT**

THIS AMENDMENT is entered into this _____ day of _____, 2016, by and between the Duluth Economic Development Authority, an economic development authority under Minnesota Statutes, Chapter 469 (DEDA) and the City of Duluth, Minnesota, a municipal corporation under the laws of the State of Minnesota (City).

WHEREAS, the City has issued condemnation for demolition orders on certain substandard and blighted properties in western neighborhoods in Duluth; and

WHEREAS, on December 2, 2015, DEDA and the City entered into a property demolition agreement (the "Agreement") pursuant to which DEDA agreed to provide financial assistance to the City for the demolition of such properties; and

WHEREAS, the parties desire to amend the Agreement as set forth below.

NOW THEREFORE, in consideration of the mutual covenants and conditions hereinafter contained, the parties hereto agree as follows:

1. The first sentence of Paragraph 1, Services to be Performed, is hereby amended as follows:

Subject to the terms and conditions hereinafter set forth, the City agrees to provide all services necessary to demolish the structures on the blighted properties set forth in Exhibit A-1 as may be amended from time to time by mutual agreement of DEDA's Executive Director and the City's Chief Administrative Officer; any such amended exhibit shall be attached to the Agreement (the "Properties").

2. Exhibit A is replaced in its entirety with Exhibit A-1.

3. Except as provided in this Amendment, all terms and conditions of the Agreement shall remain in force and effect.

DULUTH ECONOMIC DEVELOPMENT
DEVELOPMENT AUTHORITY

CITY OF DULUTH

By _____
Its President

By: _____
Mayor

By _____
Its Secretary

Attest: _____
City Clerk

Countersigned:

City Auditor

Approved as to form:

City Attorney

EXHIBIT A-1

5702 West 8th Street
6116 Raleigh Street
5803 Cody Street
3015 Vernon Street
603 North 23rd Avenue West
417 North 21st Avenue West
19 West 4th Street