



Legislation Text

File #: RES 12-1568, **Version:** 1

Authorizing the execution and acceptance of a sanitary sewer easement, temporary utility easements, and quit claim deeds between the City of Saint Paul and West Side Flats Urban Development, LLC to facilitate development of the West Side Flats project.

WHEREAS, on June 20, 2012 the City Council adopted RES PH 12-187, which vacated parts of South Wabasha Street, Water Street, Starkey Street, Old Water Street and Levee Road, released various utility easement rights, terminated and amended temporary and permanent easement rights as identified in a 2004 easement agreement between the City of Saint Paul ("City") and the Housing and Redevelopment Authority, and authorized disposal of city-owned property within the West Side Flats development area; and

WHEREAS, subsequent to approval of the vacation the City and West Side Flats Urban Development LLC (WSFUD") identified additional real estate transactions necessary to facilitate the development of the West Side Flats project; and

WHEREAS, said transactions have been documented, reviewed and approved by officials from the Department of Public Works, Office of Financial Services-Real Estate and the Office of City Attorney; now, therefore be it

RESOLVED, that the proper city officials are hereby authorized and directed to:

1. Execute a Grant of and Consent to Sanitary Sewer Easement between the City, WSFUD and the Metropolitan Council, for the benefit of the Metropolitan Council, in a form and content substantially as set forth in Exhibit A attached hereto, to protect existing sewer facilities;
2. Execute a Grant of Temporary Utility Easement between the City and WSFUD, for the benefit of CenturyLink, in a form and content substantially as set forth in Exhibit B attached hereto, to protect existing facilities until said facilities may be relocated to within new right-of-way and drainage and utility easements to be dedicated in the proposed plat "West Side Flats."
3. Execute a Grant of Temporary Utility Easement between the City and WSFUD, for the benefit of Northern States Power Company, d/b/a Xcel Energy, in a form and content substantially as set forth in Exhibit C attached hereto, to protect existing facilities until said facilities may be relocated to within new right-of-way and drainage and utility easements to be dedicated in the proposed plat "West Side Flats."
4. Convey via quitclaim deed all property rights the City may have in the proposed West Side Flats development, as documented in Exhibit D attached hereto.
5. Accept a deed from the West Side Flats Urban Development LLC for all property rights it may have in adjacent land presently used by the City for flood control purposes, as documented in Exhibit E attached hereto.
6. Record said easements and deeds with the Ramsey County Recorder's Office or Registrar of Titles.

No financial analysis required