

RESOLUTION NO. _____, SERIES 2019

A RESOLUTION DETERMINING A PARCEL OF REAL PROPERTY LOCATED AT THE INTERSECTION OF W. MUHAMMAD ALI BOULEVARD, 30TH STREET AND W. MARKET STREET AND OWNED BY LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT (“METRO GOVERNMENT”) AS SURPLUS AND NOT NEEDED FOR A GOVERNMENTAL PURPOSE AND AUTHORIZING ITS TRANSFER TO THE LOUISVILLE URBAN LEAGUE. (AS AMENDED.)

SPONSORED BY: COUNCIL MEMBER DONNA PURVIS

WHEREAS, according to KRS Chapter 67C.101, Metro Government may sell or transfer any real property belonging to Metro Government; and

WHEREAS, Section 1(A) of Executive Order No. 2, Series 2011 of the Mayor, which adopts Section 2(C) of Executive Order No. 3, Series 2007, provides that Metro Government may convey surplus real estate upon declaration by the Legislative Council of the Louisville/Jefferson County Metro Government (the “Council”) that such property is no longer needed for the governmental purposes of Metro Government; and

WHEREAS, the property that is the subject of this resolution was previously surplus by the Council on February 11, 2016, pursuant to Resolution No. 15, Series 2016, whereby the property was subsequently sold to Seed Capital Kentucky, Inc., for \$1; and

WHEREAS, upon the cancellation of the West Louisville Food Hub project by Seed Capital Kentucky, Inc., the property was reconveyed to Metro Government; and

WHEREAS, Metro Government has entered into a Development Agreement dated June 22, 2018 with The Louisville Urban League, Inc., a Kentucky non-profit corporation, to enable the construction of a state of the art multi-sport complex anchored by an indoor track and field facility designed to host a variety of sporting

events, retail space and parking on the real property that is the subject of this Resolution; and

WHEREAS, the Development Agreement contemplates the transfer of the real property that is the subject of this Resolution to The Louisville Urban League, Inc. for \$1; and

WHEREAS, Metro Government has never dedicated by virtue of use, deed, ordinance or any other manner the real property that is the subject of this Resolution to a public or governmental purpose; and

WHEREAS, the Chief of Louisville Forward has declared and certified to the Council that the real property that is the subject of this Resolution is surplus to the needs of Metro Government (Exhibit B attached and incorporated herein).

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT (THE "COUNCIL") AS FOLLOWS:

SECTION I: The Council hereby declares the real property described in Exhibit A attached hereto as "SURPLUS" and determines that it is not needed to carry out the governmental functions of Metro Government.

SECTION II: The Mayor is hereby authorized to transfer the property named herein in the manner provided according to Section 2 of Executive Order No. 3, Series 2007, without further action by the Council, contingent upon Metro Government not waiving any of the conditions required in Section 2.08. **Conditions to Closing**, Section A. **Metro Conditions**, of the Development Agreement.

SECTION III: This Resolution shall take effect upon its passage and approval.

H. Stephen Ott
Metro Council Clerk

David James
President of the Council

Greg Fischer
Mayor

Approval Date

APPROVED AS TO FORM AND LEGALITY:

Michael J. O'Connell
Jefferson County Attorney

BY: _____

R-078-09 Surplus Property at 3029 W Muhammad Ali -AMENDED.docx

EXHIBIT A

3029 W. Muhammad Ali Blvd

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BEGINNING at the Northwest corner of 30th Street and West Muhammad Ali Boulevard, a/k/a Michigan Drive and Walnut Street; thence with the North line of said Muhammad Ali Boulevard, North 84°34'49" west 654.67 feet to the point in the Easterly right-of-way of the Kentucky and Indiana Terminal Railroad Company; thence leaving said Muhammad Ali Boulevard said Easterly right-of-way as follows: North 08°42'59" West 66.94 feet to a point; thence North 228°00" East passing an existing pipe at 518.04 feet and a total of 1434.79 feet to a point in the Southerly line of Market Street; thence with the Southerly line of said Market Street, South 85°01'30" East 706.67 feet to the Southwest corner of 30th Street and Market Street as now improved; thence with the Westerly line of said 30th Street as follows: South 03°16'10" West 679.75 feet and South 03°42'52" West 402.52 feet and South 05°18'37" West 421.67 feet to the point of beginning.

Being the same property conveyed to the Louisville/Jefferson County Metro Government by Deed dated September 14, 2016 of record in Deed Book 10718, Page 757 in the Office of the Clerk of Jefferson County, Kentucky.