

RES 17-045

Wilmington, Delaware
June 15, 2017

#4377

Sponsor:

Council
Member
Oliver

WHEREAS, pursuant to Wilm. C. (Charter) §1-101, the City may acquire, hold, manage, and dispose of property on such terms as it deems proper for any municipal purpose; and

WHEREAS, Wilm. C. §2-621(a) provides that the Council shall by resolution declare a property approved for disposition and authorize the conduct of disposition proceedings by the Department of Real Estate and Housing; and

WHEREAS, Wilm. C. §2-621(c) provides that governmental agencies, governmental authorities organized pursuant to Title 22 of the Delaware Code and non-profit organizations are exempt from the City's bid procedures and that upon the declaration of a property as surplus, by resolution of City Council, the City may negotiate an agreement of sale, lease, exchange, or other transfer of such property owned by the City to any such governmental agency, governmental authority or non-profit organizations; and

WHEREAS, the City currently owns the parcels of real estate located at 5, 7, and 9 East 23rd Street, Wilmington, Delaware, being New Castle County Tax Parcel ID Nos. 26-022.40-108, 26-022.40-109, and 26-022.40-110 respectively, and 3, 4, 5, and 13 Gordon Street, Wilmington, Delaware, being New Castle County Tax Parcel ID Nos. 26-022.30-359, 26-022.30-369, 26-022.30-357, and 26-022.30-361 respectively (collectively the "Property"); and

WHEREAS, the Council upon the recommendation of the Department of Real Estate and Housing wishes to declare the Property surplus; and

WHEREAS, the Council further wishes to approve the disposition of the Property to

Conscious Connections Inc. for the expansion of an existing community garden.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that Council hereby declares the Property to be surplus and approves the Property for disposition to Conscious Connections Inc. for the expansion of an existing community garden.

BE IT FURTHER RESOLVED that Council hereby authorizes the Mayor or his designee to execute any and all documents necessary to effectuate disposition proceedings for the Property, including any and all further undertakings and assurances that may be appropriate.

Passed by Council
June 15, 2017

ATTEST: Maribel Seijo
City Clerk

Approved as to form this 15
day of June 2017

Wilbur B. Zou A.
Assistant City Solicitor

SYNOPSIS: This Resolution declares 5, 7, and 9 East 23rd Street and 3, 4, 5, and 13 Gordon Street to be surplus and approves the property for disposition to Conscious Connections Inc. for the expansion of an existing community garden.