



Legislation Text

File #: 16-044, **Version:** 1

TO: Mayor and Commissioners
FROM: Noel Pfeffer, City Attorney
DATE: January 5, 2016

RESOLUTION NO. 01-16: APPROVAL OF THE CONTRACT FOR THE SALE AND PURCHASE OF A PORTION OF "BLOCK 13" LOCATED IN THE 600 BLOCK OF WEST ATLANTIC AVENUE TO THE DELRAY BEACH COMMUNITY REDEVELOPMENT AGENCY (PUBLIC HEARING)

Recommended Action:

Motion to Approve Resolution 01-16 approving the sale of a portion of Block 13 located in the 600 block of West Atlantic Avenue to the the CRA for inclusion in the Uptown Atlantic project site.

Background:

In April 2014, the City entered into an Interlocal agreement with the CRA in which the City agreed to initiate quiet title proceedings to confirm the legal status of a portion of Block 13 believed to be owned by the City. A map and a sketch of the location of Block 13 is attached to this memoranda. The City acquired the property from the County via a quit claim deed. The County had previously acquired the property pursuant to a tax lien.

The City prevailed in the quiet title action, and the final judgment confirmed the City's fee simple ownership. The CRA, through its Executive Director, is now requesting that the City convey this parcel to the CRA so that it can be included in the Uptown Atlantic project site. The Agreement between the CRA and the Equity Enterprises, USA, the developer of Uptown Atlantic project, provides that the CRA will convey the project site, including this portion of Block 13, no later than 30 days after the developer receives the building permit.

The procedure for the City to convey an interest in real property is as follows: The City must hold a public hearing prior to adopting a resolution authorizing the sale. Before a sale can be completed, notice stating the date, time and place of the public hearing for the proposed sale shall be published once a week for at least two (2) weeks in a newspaper of general circulation prior to the hearing.