

RESOLUTION NO. 17-URA7

BY THE BOARD OF COMMISSIONERS OF THE URBAN RENEWAL AGENCY OF KETCHUM, IDAHO:

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE URBAN RENEWAL AGENCY OF KETCHUM, IDAHO, APPROVING THE LICENSE FOR ACCESS AND USE OF PROPERTY FOR PARKING AGREEMENT BETWEEN THE KETCHUM URBAN RENEWAL AGENCY AND THE CITY OF KETCHUM, IDAHO; AUTHORIZING THE CHAIR OR VICE-CHAIR AND SECRETARY, RESPECTIVELY, TO EXECUTE AND ATTEST SAID AGREEMENT SUBJECT TO CERTAIN CONDITIONS; AUTHORIZING THE CHAIR OR VICE-CHAIR AND SECRETARY TO EXECUTE ALL NECESSARY DOCUMENTS REQUIRED TO IMPLEMENT THE AGREEMENT AND TO MAKE ANY NECESSARY TECHNICAL CHANGES TO THE AGREEMENT SUBJECT TO CERTAIN CONDITIONS, INCLUDING SUBSTANTIVE CHANGES; AND PROVIDING AN AFFECTIVE DATE.

THIS RESOLUTION, made on the date hereinafter set forth by the Urban Renewal Agency of Ketchum, Idaho, also known as the Ketchum Urban Renewal Agency, an independent public body, corporate and politic, authorized under the authority of the Idaho Urban Renewal Law of 1965, Chapter 20, Title 50, Idaho Code, as amended (hereinafter the "Law") and the Local Economic Development Act, Chapter 29, Title 50, Idaho Code, as amended (hereinafter the "Act"), a duly created and functioning urban renewal agency for Ketchum, Idaho, hereinafter referred to as the "Agency."

WHEREAS, the City Council ("City Council") of the City of Ketchum (the "City") by adoption of Ordinance No. 992 on November 15, 2006, duly adopted the Ketchum Urban Renewal Plan (the "2006 Plan") to be administered by the Agency;

WHEREAS, upon the approval of Ordinance No. 1077 adopted by the City Council on November 15, 2010, and deemed effective on November 24, 2010, the Agency began implementation of the amended Ketchum Urban Renewal Plan (the "Amended Plan");

WHEREAS, Agency is the owner of that certain parcel of real property located at 211 E. 1st Street, Ketchum, Idaho, 83340, with a legal description of Lots 7, 8 of Block 18, Ketchum Townsite (the "Property");

WHEREAS, the City has constructed a parking lot on property (the "City's Property"), which is adjacent to the Property;

WHEREAS, the City desires to obtain a license for the use of the Property to construct additional parking and to operate and maintain the parking spaces constructed on the Property;

WHEREAS, the Agency finds it in the best interest of the public to grant a non-exclusive license to the City to accommodate these temporary uses while the Property is being held for further development for the purposes described herein and subject to the limitations set forth below, because it will promote the development of Ketchum;

WHEREAS, Agency staff and Agency Counsel have prepared a proposed License for Access and Use of Property for Parking (“License Agreement”) between the Agency and the City, a copy of which is attached hereto as Exhibit A and incorporated by reference;

WHEREAS, Agency staff has reviewed the License Agreement and recommends approval of the License Agreement subject to certain conditions;

WHEREAS, the Board is committed to providing public parking opportunities within the Amended Plan area and the development of the Property will enhance development and activity within the Amended Plan area;

WHEREAS, the Board of Commissioners finds it in the best public interest to approve the License Agreement and to authorize the Chair or Vice-Chair to execute and attest the License Agreement, subject to certain conditions, and to execute all necessary documents to implement the transaction, subject to the conditions set forth below;

WHEREAS, the Board of Commissioners finds it in the best public interest to participate with the City in the development of the Property into a public parking facility along with improvements to the City Property resulting in additional parking availability and therefore, commits the amount of Seventy-five Thousand Dollars (\$75,000) to assist the City in the design, engineering development, and construction of the parking facility;

WHEREAS, the Board hereby authorizes the Chair, Executive Director, and Treasurer to take steps to transfer those funds when needed and incurred to the City.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE BOARD OF COMMISSIONERS OF THE KETCHUM URBAN RENEWAL AGENCY OF THE CITY OF KETCHUM, IDAHO, AS FOLLOWS:

Section 1: That the above statements are true and correct.

Section 2: That the License Agreement, attached hereto as Exhibit A, is hereby incorporated herein and made a part hereof by reference and are hereby approved and accepted, recognizing technical changes or corrections which may be required prior to execution of the License Agreement.

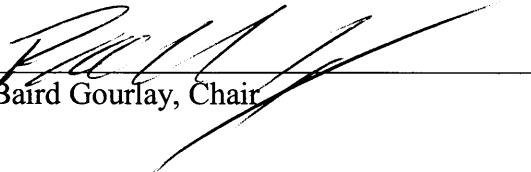
Section 3. That the Chair or Vice-Chair and Secretary of the Agency are hereby authorized to sign and enter into the License Agreement and, further, are hereby authorized to execute all necessary documents required to implement the actions contemplated by the License Agreement subject to representations by the Agency staff and Agency legal counsel that all conditions precedent to and any necessary technical changes to the License Agreement or other documents are acceptable upon advice from the Agency's legal counsel that said changes are consistent with the provisions of the License Agreement and the comments and discussions received at the July 17, 2017, Agency Board meeting, including any substantive changes discussed and approved at that meeting.

Section 4: That the Chair, Vice-Chair, Executive Director, and Treasurer are hereby authorized to take steps to transfer an amount of Seventy-five Thousand Dollars (\$75,000) to the City for the purpose of assisting the City in the design, engineering, development, and construction of the parking facility.

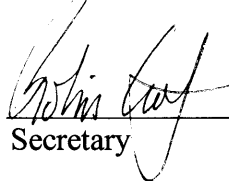
Section 5: That this Resolution shall be in full force and effect immediately upon its adoption and approval.

PASSED By the Urban Renewal Agency of Ketchum, Idaho, on July 17, 2017. Signed by the Chair of the Board of Commissioners, and attested by the Secretary to the Board of Commissioners, on July 17, 2017.

URBAN RENEWAL AGENCY OF KETCHUM

By 
Baird Gourlay, Chair

ATTEST;

By 
Secretary

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