

City of Salisbury



MARYLAND

CAROL M. TURNER, CPPB, C.P.M.

DIRECTOR OF PROCUREMENT & PARKING

MEMBER OF:
N.I.G.P.
M.P.P.A.
I.S.M.

PURCHASING DEPARTMENT

125 N. DIVISION STREET, ROOM 104
SALISBURY, MD 21801
410-548-3190
FAX: 410-548-3192

Monday, April 18, 2005

TO: Mayor Tilghman and City Council

SUBJECT: Amendment to Resolution No. 1031 and 1162

Attached please find a request from Palmer Gillis to extend the time within which he and Tony Gilkerson can successfully find financing for their concept plan to develop City Parking Lot No. 1. Resolution No. 1031 was passed by the City Council on October 27, 2003 with a twelve (12) month time limit and Resolution No. 1162 was passed October 19, 2004 with a 6 month additional extension, ending April 27, 2005.

Mr. Gillis is requesting an additional ninety (90) day extension. The original terms and conditions of Resolutions 1031 and 1162 would still remain applicable to this time extension. A copy of their correspondence and a copy of both Resolutions are attached for your information and review.


Carol M. Turner, CPPB, C.P.M.
Director of Procurement & Parking



April 18, 2005

Ms. Carol Turner
Purchasing Department
City of Salisbury
125 North Division Street
Salisbury, MD 21801

Dear Carol:

We request an additional extension of ninety (90) days on the Cities Resolution naming us as the successful developer on Parking Lot Number One.

We will forward further information prior to the April 27th Council Meeting.

Please do not hesitate to call me with any questions.

Sincerely,

A handwritten signature in cursive script that reads "Palmer Gillis".

Palmer Gillis

PG/dr

- 2 -

AS AMENDED ON OCTOBER 27, 2003

RESOLUTION NO. 1031

A RESOLUTION of the Council of the City of Salisbury for the purpose of accepting the concept plan of Palmer Gillis and Tony Gilkerson for the Parking Lot No. 1 Redevelopment Project and agreeing to a twelve month study and negotiation period for a Disposition Agreement with Palmer Gillis and Tony Gilkerson.

WHEREAS the City of Salisbury declared Parking Lot No. 1 as surplus property on October 28, 2002; and

WHEREAS the City of Salisbury advertised for proposals for redevelopment/purchase of Parking Lot No. 1 on or about November 13, 2002, pursuant to SC13-1 et seq. and Chapter 2.36 of the City Code, and proposals were to be received on or about March 12, 2003; and

WHEREAS the City of Salisbury received three (3) proposals for the redevelopment/purchase of Parking Lot No. 1; and

WHEREAS the City of Salisbury is now, therefore, selecting the Palmer Gillis and Tony Gilkerson design concept as the winning proposal; and

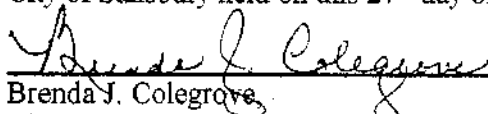
WHEREAS the City of Salisbury is in agreement for a twelve (12) month study and negotiation period with Palmer Gillis and Tony Gilkerson,

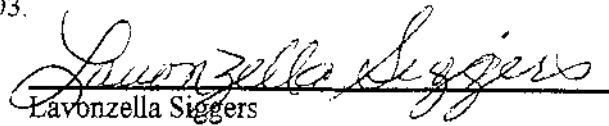
NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SALISBURY, in regular session on the 27th day of October, 2003, that the concept plan of Palmer Gillis and Tony Gilkerson, dated March 12, 2003, for the City of Salisbury Parking Lot No. 1 Development is selected as the winning concept proposal and the parties hereby agree to a twelve (12) month study and negotiation period for a Disposition Agreement with Palmer Gillis and Tony Gilkerson.

BE IT FURTHER ENACTED AND RESOLVED that this Resolution does not create a Disposition Agreement, and the operation and effect of this Resolution shall terminate twelve (12) months from the effective date hereof, if a Disposition Agreement is not adopted by the City of Salisbury in that time period.

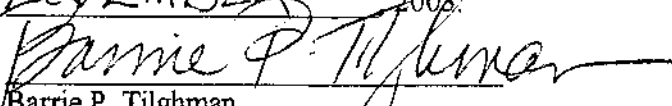
AND BE IT FURTHER ENACTED AND RESOLVED that this Resolution shall take effect from and after its passage.

The above resolution was introduced and read and passed at the regular meeting of the Council of the City of Salisbury held on this 27th day of October, 2003.


Brenda J. Colegrove
City Clerk


Lavonzella Siggers
President, Salisbury City Council

APPROVED BY ME THIS 5th day of

NOVEMBER 2003

Barrie P. Tilghman
Mayor of the City of Salisbury

RESOLUTION NO. 1162

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SALISBURY TO AMEND RESOLUTION NO. 1031 TO EXTEND THE TIME OF THE STUDY AND NEGOTIATION PERIOD FOR A DISPOSITION AGREEMENT WITH PALMER GILLIS AND TONY GILKERSON.

WHEREAS, on the 27th day of October, 2003 the Council of the City of Salisbury accepted the concept plan of Palmer Gillis and Tony Gilkerson, dated March 12, 2003, for the City of Salisbury Parking Lot No. 1 Development, and

WHEREAS, the parties agreed to a twelve (12) month study and negotiation period for a Disposition Agreement, and

WHEREAS, Resolution No. 1031 was enacted but did not create a Disposition Agreement and the operation and effect of that Resolution would terminate twelve (12) months from the effective date thereof, if a Disposition Agreement is not adopted by the City of Salisbury in that time period, and

WHEREAS, by letter dated October 11, 2004, Mr. Gillis and Mr. Gilkerson have requested a six (6) month extension in order to entertain negotiations with an interested developer for pursuing the concept presented to the City Council;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Salisbury, Maryland to extend the time period for an additional six (6) months from the effective date hereof and the operation and effect of this extension shall terminate if a Disposition Agreement is not adopted by the City of Salisbury in that time period..

THE ABOVE RESOLUTION was introduced and read and passed at the regular meeting of the Council of the City of Salisbury held on this _____ day of _____, 2004, and is to become effective immediately upon adoption.

ATTEST:

Brenda J. Colegrove
CITY CLERK

Michael P. Dunn
CITY COUNCIL PRESIDENT

APPROVED by me this _____
day of _____, 2004.

Barrie P. Tilghman
MAYOR, City of Salisbury

RESOLUTION No. 1231

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SALISBURY TO AMEND RESOLUTION NOS. 1031 AND 1162 TO GIVE A SECOND EXTENSION OF TIME OF THE STUDY AND NEGOTIATION PERIOD FOR A DISPOSITION AGREEMENT WITH PALMER GILLS AND TONY GILKERSON..

WHEREAS, on the 27th day of October, 2003 the Council of the City of Salisbury accepted the concept plan of Palmer Gillis and Tony Gilkerson, dated March 12, 2003, for the City of Salisbury Parking Lot No. 1 development, and

WHEREAS, the parties agreed to a twelve (12) month study and negotiation period for a Disposition Agreement, and Resolution No. 1031 was enacted but did not create a Disposition Agreement and the operation and effect of that Resolution would terminate twelve (12) months from the effective date thereof, if a Disposition Agreement was not adopted by the City of Salisbury in that time period; and

WHEREAS, Resolution No. 1162 provided an extension of six (6) months in order to entertain negotiations with an interested developer for pursuing the concepts presented to the City Council and the original and extended times expire April 27, 2005; and

WHEREAS, in a letter provided April 18, 2005, Mr. Gillis and Mr. Gilkerson have requested an additional ninety (90) day extension to continue to provide them with an opportunity to develop financing for the proposed projects;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Salisbury, Maryland to extend the time period for an additional ninety (90) days from the effective date of April 27, 2005 and the operation and effect of this extension shall terminate if a Disposition Agreement is not adopted by the City of Salisbury in that time period.

THE ABOVE RESOLUTION was introduced and read and passed at the regular meeting of the Council of the City of Salisbury held on this _____ day of _____, 2005, and is to become effective immediately upon adoption.

ATTEST:

Brenda J. Colegrove
CITY CLERK

Michael P. Dunn
CITY COUNCIL PRESIDENT

APPROVED by me this _____
day of _____, 2005.

Barrie P. Tilghman
MAYOR, City of Salisbury