

CITY OF SHAKOPEE

RESOLUTION NO. R2022-161

A RESOLUTION APPROVING THE SALE OF LAND AND A RELATED PURCHASE
AGREEMENT AND EASEMENT AGREEMENT

WHEREAS, the City of Shakopee, Minnesota (the “City”), currently owns certain property in the City (the “Property”), which is legally described in Exhibit A attached hereto; and

WHEREAS, Mark Peterson, an individual, or his successors or assigns (the “Buyer”), has proposed to acquire the Property from the City for development; and

WHEREAS, there has been presented to the City Council of the City (the “City Council”) a form of Purchase Agreement (the “Purchase Agreement”) between the City and the Buyer, pursuant to which the City will sell the Property to the Buyer for a price set forth in the Purchase Agreement; and

WHEREAS, the City desires to dispense with the requirements of Minnesota Statutes, section 462.356, subdivision 2 and finds that in the City’s judgment that the proposed conveyance of the Property has no relation to the comprehensive municipal plan of the City; and

WHEREAS, there has been presented to the City Council a form of Easement Agreement (the “Easement Agreement”) between the City and the Buyer, pursuant to which the Buyer will grant the City an easement on the Property for purposes of a public roadway, drainage, and utilities; and

WHEREAS, the City finds and determines that the conveyance of the Property to the Buyer, subject to the terms of the Purchase Agreement, and the execution of the Easement Agreement are in the public interest of the City.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Shakopee that:

1. The Purchase Agreement is hereby approved. The Mayor and the City Administrator are authorized and directed to execute the Purchase Agreement in substantially the form on file in City Hall, subject to modifications that do not alter the substance of the transaction and are approved by the Mayor and the City Administrator, provided that execution of the Purchase Agreement will be conclusive evidence of approval.

2. The Easement Agreement is hereby approved. The Mayor and the City Administrator are authorized and directed to execute the Easement Agreement in substantially the form on file in City Hall, subject to modifications that do not alter the substance of the transaction and are approved by the Mayor and the City Administrator, provided that execution of the Easement Agreement will be conclusive evidence of approval.

3. The Mayor and the City Administrator are hereby authorized to execute any other documents or certificates deemed necessary to carry out the transactions described in the Purchase Agreement and the intention of this resolution.

Approved by the City Council of the City of Shakopee, Minnesota this 6th day of December, 2022.

Mayor

ATTEST:

City Clerk

EXHIBIT A

Legal Description of the Property

Lot 5, Block 12, City of Shakopee and all that part of the South half of the vacated alley in Block 12, City of Shakopee, lying Easterly of the Northerly extension of the Westerly line of Lot 5 and lying Westerly of the Northerly extension of the Easterly line of Lot 5, all in Block 12, City of Shakopee, Scott County, Minnesota.