

RESOLUTION

BE IT RESOLVED by the Common Council of the City of Rochester that the City execute a purchase agreement to acquire the Podein property from 125 Live subject to the terms referenced above; including a down payment of \$100,000 , with the remaining \$150,000 being provided over 15 months at the rate of \$10,000 a month commencing January 1, 2018, and subject to the property being deeded to the City at this time. The purchase agreement will supersede any terms or conditions in the Memorandum of Understanding or current Podein Building Use Agreement.

BE IT FURTHER RESOLVED that the Mayor and City Clerk are authorized to execute on behalf of the City any and all necessary documents required in order to implement this resolution.

BE IT FURTHER RESOLVED that it is the judgment of the Common Council that the purchase and sale of the real property covered by this resolution has no relationship to the City's comprehensive plan. As such, the Council hereby dispenses with the requirement of Minnesota Statute Section 462.356, Subd. 2 that might require the City Planning and Zoning Commission to perform a comprehensive plan compliance review of the action described by this resolution.

BE IT FURTHER RESOLVED that the Common Council determines the purchase of the real property covered by this resolution would promote the public's health, safety or welfare.

PASSED AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF

ROCHESTER, MINNESOTA, THIS 16th October

ATTEST: *Cristina F. Bledsoe*
CITY CLERK

Randy Haver
PRESIDENT OF SAID COMMON COUNCIL

APPROVED THIS

Robert F. Bieda
MAYOR OF SAID CITY

