

Attachment A

RESOLUTION NO. 23-052

RESOLUTION ESTABLISHING ARBOR LAKES BUSINESS PARK 4TH ADDITION PROJECT NO. 23-11, ORDERING FEASIBILITY REPORT, RECEIVING SURETY, RECEIVING FEASIBILITY REPORT, APPROVING FEASIBILITY REPORT, ORDERING PUBLIC HEARING, AND APPROVING DEVELOPER'S AGREEMENT, SUBJECT TO FINAL REVIEW BY THE CITY ATTORNEY AND DIRECTOR OF PUBLIC WORKS

WHEREAS, Arbor Lakes 2 Industrial Owner LLC, Arbor Lakes Building 7 LLC, and Arbor Lakes Industrial Owner LLC have requested the Maple Grove Engineering Department to proceed with the preparation of a feasibility report for public improvements to serve Arbor Lakes Business Park 4th Addition; and

WHEREAS, a report has been prepared by the firm of Stantec with reference to Arbor Lakes Business Park 4th Addition Project No. 23-11, and this report was received by the Council on March 20, 2023; and

WHEREAS, developer's agreements have been prepared for Arbor Lakes Business Park 4th Addition; and

WHEREAS, Arbor Lakes 2 Industrial Owner LLC, Arbor Lakes Building 7 LLC, and Arbor Lakes Industrial Owner LLC are required to submit a surety to the city in the amount of \$720,000 (collectively) to guarantee payment of costs associated with the petition and escrow items as set forth in the developer's agreement; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Maple Grove, Minnesota:

1. The project shall be known as Arbor Lakes Business Park 4th Addition Project No. 23-11.
2. The consulting firm of Stantec is instructed to report to the Council with all convenient speed advising the Council in a preliminary way as to whether the proposed improvement is feasible and as to whether it should best be made as proposed or in connection with some other improvement, and the estimated cost of the improvement as recommended.
3. The City Council will consider the improvement of Arbor Lakes Business Park 4th Addition Project No. 23-11 in accordance with the report and the assessment of benefitting property for all or a portion of the cost of the improvement pursuant to Minnesota Statutes Chapter 429 at an estimated total cost of the improvement of \$5,938,000.
4. A public hearing shall be held on such proposed improvement on the 3rd day of April, 2023, in the Council Chambers of the Maple Grove Government Center at 7:30 p.m.

and the Clerk shall give mailed and published notice of such hearing and improvement as required by law.

5. The developer's agreements for Arbor Lakes Business Park 4th Addition are hereby approved subject to final review by the City Attorney and Director of Public Works.
6. The surety from Arbor Lakes 2 Industrial Owner LLC, Arbor Lakes Building 7 LLC, and Arbor Lakes Industrial Owner LLC in the amount of \$720,000 (collectively) is required and acknowledged as guarantee of payment of costs associated with the petition and escrow items as set forth in the Arbor Lakes Business Park 4th Addition developer's agreements.

Adopted by the City Council on this 20th day of March, 2023.

The motion for the adoption of the foregoing resolution was made by Councilmember _____, seconded by Councilmember _____, and upon vote being duly taken thereon, the following voted in favor thereof:

and the following voted against the same:

and the following abstained:

whereupon said resolution was declared duly passed and adopted.

STATE OF MINNESOTA)
COUNTY OF HENNEPIN) SS.
CITY OF MAPLE GROVE)

I, the undersigned, being the duly qualified and acting Clerk of the City of Maple Grove, Hennepin County, Minnesota, a Minnesota municipal corporation, hereby certify that the above and foregoing Resolution No. 23-052 is a true and correct copy of the Resolution as adopted by the City Council on the 20th day of March, 2023.

Amy Dietl, City Clerk