RESOLUTION APPROVING DONATION AGREEMENT

WHEREAS, the City of Mankato (the "City") is a municipal corporation organized under the laws of the State of Minnesota; and

WHEREAS, the City is authorized pursuant to Section 10.01 of its Charter and Minnesota Statutes Section 465.03 to acquire real property by donation; and

WHEREAS, the City proposes to enter into a Donation Agreement (the "Agreement") with Diamond Creek Homes Association, a Minnesota nonprofit corporation (the "Donor"), under which, among other things, the Donor will convey the property legally described as:

> Outlot C, Diamond Creek Homes, according to the recorded plat thereof, County of Blue Earth, State of Minnesota (Parcel ID R01.09.16.451.015)

(the "Property") to the City, subject to the terms and conditions contained in the Agreement; and

WHEREAS, the City finds and determines that the acquisition of the Property pursuant to such terms and conditions is in the public interest; and

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Mankato as follows:

1. The recitals set forth in the preamble to this Resolution are incorporated into this Resolution as if fully set forth herein.

2. The acquisition of the Property as referenced and contemplated herein, including the Agreement in the general form presented on the date of this Resolution, is approved.

3. The City Council hereby authorizes the City Manager, City Clerk and the Mayor, in their discretion to execute the Agreement and all other appropriate documents to effectuate the conveyance of the Property to the City. The execution of any instrument by the appropriate officers of the City herein authorized shall be conclusive evidence of the approval of such document in accordance with the terms hereof.

4. The City Manager, City Clerk and Mayor, staff, and city attorney are hereby authorized and directed to take all additional steps and actions necessary or convenient in order to accomplish the intent hereof.

5. Additionally, the donation contemplated in the Agreement is hereby accepted pursuant to Minnesota Statutes Section 465.03.

Adopted this 28th day of September 2026.

_____
Najwa Massad
Mayor

ATTEST:

_____
Renae Kopischke, MMC
City Clerk