

**PETITION AND WAIVER
FOR INSTALLATION OF PUBLIC IMPROVEMENTS
AND ASSESSMENT OF THE COSTS THEREOF**

The undersigned make the following petition to the City Council of the City of Bloomington (the “City”):

- A. Boyd Amundson and Conni Drescher (together, the “Owners”) represent that they are the sole fee owners of the property (the “Property”) referred to as 301 West 90th Street, located in the City of Bloomington, Hennepin County, Minnesota, legally described as:

Lot 2, Block 1, Lynn Acres 2nd Addition

- B. Urban Landworks, L.L.C., a Minnesota limited liability company (the “Applicant”) represents that it is the occupant and lessee of the Property.
- C. For the purposes of their development, the Owners and Applicant desire, and hereby request, that the Bloomington City Council:
1. Order and cause the construction of the City improvement consisting of a fire hydrant located in the public right-of-way immediately adjacent to the Property (the “Project”).
 2. To levy a special assessment on the Property for the total cost of the Project, not to exceed \$21,200 (the “Assessment”).
 3. To levy the Assessment for the Project such that the assessments shall be paid over twenty (20) years at such rate of interest as the City shall determine, but not greater than the rate of interest associated with public financing for other public improvement projects approved within the same year as the public improvements.
 4. To include the Project as an Add Alternate in the public works bid documents, thereby allowing the Applicant to select an independent contractor to complete the Project in the event that the bid is unreasonable or excessive in the judgement of Owners or Applicant.
- D. The Owners and Applicant agree, in consideration of the City ordering and construction the Project to pay the Assessment to the Property for the Project provided in this Petition and Waiver.
- E. The Owners and Applicant specifically waive any objection to the City’s design and construction of the Project, including any objection to the final design, any objection to the procedure pursuant to which the City orders the Project, and any objection to the City’s failure to strictly follow the notice and other requirements of Minnesota Statutes, Chapter 429 with respect to ordering the Project.

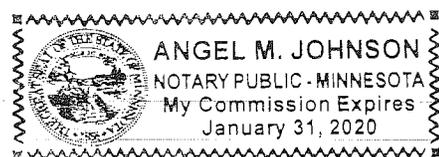
- F. The Owners and Applicant reserve the right to review the plans and specifications for the Project.
- G. The Owners and Applicant expressly waive objection to any irregularity with regard to the assessment of the Property for the Project; expressly waive any claim that the amount assessed is excessive; and expressly waive all rights of appeal, including any rights under Chapter 429, Minnesota Statutes or such successor statutes that may be promulgated dealing with the right of a municipality to levy special assessments for improvements.
- H. The Owners and Applicant agree the Project increases the fair market value and is a special benefit to the Property.

BOYD AMUNDSON (OWNER)

By: Boyd Amundson Date: 2 12 16

STATE OF MINNESOTA)
) SS.
 COUNTY OF Hennepin)

This instrument was acknowledged before me this 12 day of February,
 2016, by _____ on behalf of _____.



Amundson
 Notary Public

URBAN LANDWORKS, L.L.C. (APPLICANT)

By:

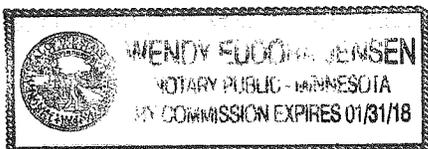
Matthew Jensen
Its: President

Date:

2/12/2016

STATE OF MINNESOTA)
) SS.
COUNTY OF Hennepin)

This instrument was acknowledged before me this 12th day of February,
20 16, by _____ on behalf of _____.



Wendy R
Notary Public

