

## DESTINATION MEDICAL CENTER CORPORATION

### RESOLUTION NO. 12-2014

#### **Preliminary Limited Consideration for a Proposed City of Rochester Public Infrastructure Project to be located at Broadway and Center Streets, Rochester, Minnesota**

The following Resolution was offered by James V. Bier, seconded by William George:

**NOW, THEREFORE, BE IT RESOLVED**, by the Destination Medical Center Corporation Board of Directors, as follows:

1. Based on the representations of the City and the information received from the City and Titan Ventures regarding the Proposed Project, and at the request of the City, the DMCC hereby grants, solely for the benefit of the City, preliminary limited consideration with respect to the Proposed Project, subject to the following conditions:

a. The preliminary limited consideration granted hereby is given solely to permit any potential City public infrastructure costs and expenditures that may be incurred with respect to the Proposed Project to be considered as eligible for City credit as local matching expenditures under the Act, and for no other purpose. Neither Titan Ventures nor any person other than the City may rely on this Resolution for any other purpose.

b. The preliminary limited consideration granted hereby is subject in all respects and for all purposes to the Development Plan and the provisions thereof, including but not limited to the designated boundaries of any development district or development districts identified therein, when and if a Development Plan has been duly adopted and approved in accordance with the Act. Nothing in this Resolution is intended to result in any limitation on the DMCC or the City in the exercise of their discretion regarding the provisions of the approved Development Plan or the boundaries of any development district or development districts identified therein.

c. That the City shall re-refer the Proposed Project to the DMCC, once the Development Plan is approved, for final approval by the DMCC in accordance with the Act.

2. The DMCC hereby refers the subject matter of the Proposed Project to the City for its customary planning and development processes, procedures and due diligence with respect to further municipal approval and development of the Proposed Project.

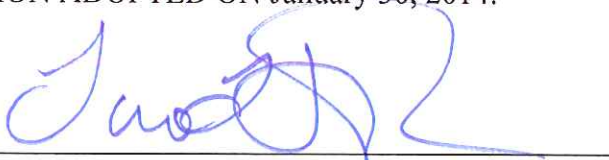
3. The DMCC will consider the final form of the Proposed Project, along with a request from the City for determination of the amount the City has contributed to the Proposed Project for its local match, subject to compliance with the Act, completion of and compliance with the Development Plan, and other matters as are deemed necessary or appropriate by DMCC.

The question was on the adoption of the Resolution and there were 7 YEAS and 0 NAYS, as follows:

BOARD OF DIRECTORS  
Destination Medical Center Corporation

	<u>YEA</u>	<u>NAY</u>	<u>OTHER</u>
James V. Bier	<u>  X  </u>	<u>      </u>	<u>      </u>
Ardell F. Brede	<u>  X  </u>	<u>      </u>	<u>      </u>
James R. Campbell	<u>      </u>	<u>      </u>	<u>      </u>
Ed Hruska	<u>  X  </u>	<u>      </u>	<u>      </u>
William George	<u>  X  </u>	<u>      </u>	<u>      </u>
Susan Park Rani	<u>  X  </u>	<u>      </u>	<u>      </u>
R. T. Rybak	<u>  X  </u>	<u>      </u>	<u>      </u>
Tina Smith	<u>  X  </u>	<u>      </u>	<u>      </u>

RESOLUTION ADOPTED ON January 30, 2014.

ATTEST:   
Tina Smith, Chair  
Destination Medical Center Corporation