

**TOWN OF LAWRENCE  
RESOLUTION #2019-003**

AUTHORIZING AND APPROVING: THE ASSIGNABLE PURCHASE AND PURCHASE AGREEMENT OF LOT 1  
OF TAX PARCEL NUMBERS L-162, L-165-1 AND HB-360, A TOTAL OF APPROXIMATELY 52.98 ACRES

**WHEREAS**, the Town desires to purchase real property owned by Delores Van Gheem Survivor's Trust ("Seller"), located in and immediately adjacent to the Town, identified for real estate tax purposes as Tax Parcels Nos. L-162, L-165-1 and HB-360, and consisting of a total of approximately 52.98 acres (the "Property"); and

**WHEREAS**, Town administration has negotiated terms of purchase of the Property that are set forth in a certain Vacant Land Offer to Purchase and Addendum A thereto, copies of which are attached hereto and marked Exhibit "A" (together, the "Offer"); and

**WHEREAS**, the Offer has been presented to the Town for review and consideration; and

**WHEREAS**, the acquisition of the Property is conditioned upon the acceptance and attainment of all necessary Town approvals prior to closing; and

**WHEREAS**, the Property is located in or immediately adjacent to Town of Lawrence Tax Incremental District #2; and

**WHEREAS**, the intent of the Town's role in the Purchase transaction is to assist the Van Gheem in subdividing and selling the Property as soon as practical to interested developers and neighboring property owners willing to develop; and

**WHEREAS**, Town administration notified the Village of Hobart on December 6, 2018, that Parcel HB-360 was included in this upcoming land transaction, as is the preference of the Seller, and the Town of Lawrence intended on selling this parcel to a neighboring owner or other entity willing to develop the property outside of Village of Hobart Sewer Service Area; and

**WHEREAS**, we have reviewed the Offer in its entirety;

NOW THEREFORE BE IT RESOLVED by the Town Board of the Town of Lawrence, that it is in the best interests of the Town to accept the Offer according to its terms.

FURTHER RESOLVED, that the Town Chairman and Town Administrator, to wit: Lanny Tibaldo and Patrick Wetzel, respectively, are jointly authorized and directed to forthwith execute and deliver the Offer to the Seller or its representative.

FURTHER RESOLVED, that the Town Administrator is authorized and directed to deliver to the Seller or the Seller's representative from the Tax Incremental District #2 funds of the Town, the sum of \$40,000 as earnest money pursuant to the Offer when and as required by the Offer.

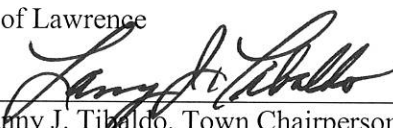
FURTHER RESOLVED, that the Town Chairman and Town Administrator are jointly authorized to determine whether all conditions of the sale are satisfied and upon that determination, to execute and deliver to the Seller, the title company handling the closing of the purchase of the Property and any other person or entity to whom delivery of closing documents may be appropriate, all documents pertaining to the conveyance of the Property on terms acceptable to the Town Chairman and Town Administrator in their discretion, and all documents required to accomplish the purposes of the purchase of the Property, the signatures of the Town Chairman and Town Administrator on any such documents to be conclusive evidence that they deemed the same to be in the best interests of the Town.

FURTHER RESOLVED, that any actions of either the Town Chairman or the Town Administrator taken jointly or severally by them, that would have been authorized either jointly or severally by the foregoing resolutions, but for the fact the same were taken before the execution of this Resolution, be and hereby are ratified and approved in all respects.

Approved and adopted by the members of the Town Board of the Town of Lawrence, Brown County, State of Wisconsin this 11<sup>th</sup> day of February, 2019

Vote: 3-Aye  
0-Nay

Town of Lawrence

  
\_\_\_\_\_  
Dr. Lanny J. Tibaldo, Town Chairperson

Attest:

  
\_\_\_\_\_  
Cindy Kocken, Town Clerk-Treasurer