

RESOLUTION NO. 3572

A RESOLUTION AUTHORIZING THE CITY OF MILES CITY TO GRANT AN EASEMENT TO LANDMARK LAND COMPANY, LLC FOR A ROAD EASEMENT FOR INGRESS AND EGRESS ACROSS AIRPORT LAND IN THE SOUTHWEST QUARTER OF SECTION 29, TOWNSHIP 8 NORTH, RANGE 47 EAST, M.P.M.

WHEREAS, Landmark Land Company, LLC, a North Dakota limited liability company, of P.O. Box 1881, Dickinson, North Dakota, has requested from to the City of Miles City an easement for a 60 foot wide ingress and egress road to Lots 3 and 4 in Section 32, Township 8 North, Range 47 East, Custer County, Montana across lands at the Miles City airport owned by the City of Miles City in the SW¼ of Section 29, Township 8 North, Range 47 East, Custer County, Montana.

AND WHEREAS the City Council finds that it is the best interest of the City of Miles City to grant such easement to Landmark Land Company, LLC pursuant to the terms of the easement agreement attached hereto as Exhibit "A";

NOW THEREFORE, IT IS RESOLVED BY THE CITY COUNCIL OF THE CITY OF MILES CITY, MONTANA, AS FOLLOWS:

1. The City Council hereby approves of the granting of the requested easement to Landmark Land Company, LLC, subject to the terms and conditions set forth in the form of Easement attached hereto as Exhibit "A" and made a part hereof.
2. The Mayor of the City of Miles City is hereby empowered and authorized to execute said Easement on behalf of the City of Miles City and bind the City of Miles City thereto; and
3. The Mayor of the City of Miles City is hereby empowered and authorized to execute such other and further documents as may be necessary or convenient to implement such Easement Agreement on behalf of the City of Miles City and bind the City of Miles City thereto.

SAID RESOLUTION FINALLY PASSED AND ADOPTED BY AT LEAST A TWO-THIRDS VOTE OF ALL OF THE MEMBERS OF THE CITY COUNCIL OF THE CITY OF MILES CITY, MONTANA, AT A REGULAR MEETING OF THE CITY COUNCIL THIS 11TH DAY OF DECEMBER, 2012

C.A. Grenz, Mayor

ATTEST:

Rebecca Stanton, City Clerk

no discussion