

A regular meeting of the City Council of the City of Canby, Minnesota was held on Tuesday, January 5, 2010 at 7:00 p.m.

The following members were present: Eugene Bies, Mayor, Jack Winter, Alderman, Eugene Eilers, Alderman, Denise Hanson, Alderman and Jennie Wittrock-Seidel, Alderman.

Absent: None

Visitors: Diane Miller
Gerald Boulton, City Attorney
Brad Lueders
Bob Sik
Maryann Schnarr
Ernst Schnarr
Doris Olson
Isaiah Keating
Jody Olson

Jack Winter, Vice Chairman, called the regular meeting to order at 7:00 p.m. Eugene Bies came in at this time and assumed his position as Mayor.

A motion was made by Eilers and seconded by Hanson to approve the minute of the December 15, 2009 council meeting. Bies, Winter, Eilers, Hanson and Wittrock-Seidel voted in favor. None voted against. The motion was carried.

A motion was made by Winter and seconded by Eilers to approve the Official Designations and to adopt the Resolution with the change that Wittrock-Seidel will go to EDA and Hanson will go to Planning Commission. Bies, Winter, Eilers, Hanson and Wittrock-Seidel voted in favor. None voted against. The motion was carried.

CANBY CITY COUNCIL OFFICIAL DESIGNATIONS FOR 2010

| Name | Committee Designations |
|--|-------------------------|
| Eugene Bies | Mayor |
| Jack Winter | Acting Mayor |
| Gerald Boulton | City Attorney |
| Stacy Vinberg | Assistant City Attorney |
| Kinner & Company LTD | Public Accountant |
| Canby News | Official Newspaper |
| First Security Bank | Official Depository |
| Co-op Credit Union | Additional Depository |
| Minnesota Municipal Money Market Fund | Additional Depository |
| Northland Securities | Additional Depository |
| Engineer | Bolten & Menk |
| Council Representative | |

Canby HRA Eugene Eilers

Airport Board Jack Winter

Planning Commission Denise Hanson
Jack sits on this committee as a citizen

EDA Jennie Wittrock-Seidel
Eugene Bies

REC Board Eugene Eilers

CITY AUTHORIZATION RESOLUTION 01-05-2010

By:

First Security Bank Canby

City of Canby

Referred to in this document as "Financial Institution"
as "City"

Referred to in this document

Diane Miller, certify that I am City Administrator, of the named city organized under the laws of the City of Canby, Federal Employer I.D. number #41-600-5031, engaged in business under the trade name of City of Canby, and that the resolutions on this document are a correct copy of the resolutions adopted at the meeting of the City Council duly and properly called and held on January 5, 2010. These resolutions appear in the minutes of this meeting and have not been rescinded or modified.

AGENTS any agent listed below, subject to any written limitations, is authorized to exercise the powers granted as indicated below:

| Name and Title of Position | Signature |
|--|-----------|
| A. Eugene Bies, Mayor | _____ |
| B. Jack Winter, Alderman | _____ |
| C. Eugene Eilers, Alderman | _____ |
| D. Diane Miller, City Administrator | _____ |
| E. Bonnie Merritt, Account Clerk | _____ |
| F. Linda Blackwelder, Administrative Secretary | _____ |

POWERS GRANTED:

| Indicate A, B, C, D, E or F | Description of Power | Indicate number of Signatures required |
|-----------------------------|---|--|
| A,B,C,D | (1) Exercise all of the powers listed in this resolution | 2 |
| D | (2) Open any deposit or share account(s) in the name of the City | 1 |
| A,B,C,D,E,F | (3) Endorse checks and orders for the payment of money or otherwise withdraw or transfer funds on deposit with this Financial Institution | 2 |
| A,B,C,D | (4) Borrow money on behalf and in the name of the City, sign, execute and | |

- deliver promissory notes or other evidences of indebtedness. 2
- A,B,C,D (5) Endorse, assign, transfer, mortgage or pledge bills receivables, stocks, bonds, real estate, or other property now owned or hereafter owned or acquired by the City as security for sums borrowed, and to discount the same, unconditionally guaranteed payment of all bills received, negotiated or discounted and to waive demand, presentment, and protest, notice of protest and notice of non-payment. 2
- A,B,C,D (6) Enter into a written lease for the purpose of sending, maintaining, accessing and terminating a Safe Deposit Box in this Financial Institution. 2
- A,B,C,D,E,F (7) Access Safe Deposit Box in this Financial Institution 1

LIMITATIONS ON POWERS: The following are the City's express limitations on the powers under this resolution.

CERTIFICATION OF AUTHORITY

This is to certify that the City Council of the City of Canby has, and at the time of adoption of this resolution had, full power, and lawful authority to adopt the preceding resolutions and to confer the powers granted to the persons named who have full power and lawful authority to exercise the same.

In WITNESS WHEREOF, I have subscribed my name and to this document and affixed the seal of the City of Canby on January 5, 2010.

Diane Miller
City Administrator

Eugene Bies
Mayor

RESOLUTION 01-05-2010-2

The City of Canby resolves that,

- (1) The Financial Institution is designated as a depository for the funds of the City of Canby and to provide other financial accommodations indicated in the resolution.
- (2) The resolution shall continue to have effect until express written notice of its rescission or modification has been resolved by the Financial Institution. Any and all prior resolutions adopted by the City Council and certified to the Financial Institution as governing the operation of this city's account(s) are in full force and effect until the Financial Institution receives and acknowledges an express written notice of its revocation, modification or replacement. Any revocation, modification or replacement of a resolution must be accompanied by documentation, satisfactory to the Financial Institution, establishing the authority for the changes.
- (3) The signature of an Agent on this resolution is conclusive evidence of their authority to act on behalf of the City of Canby. Any Agent, so long as they act in a representative capacity as agents of the City, is authorized to make any and all other contracts, agreements, stipulations and orders which they may deem advisable for the effective exercise of the powers indicated on page one, from time to time with the Financial Institution, subject to any restrictions on this resolution or otherwise agreed to in writing.
- (4) All transactions, if any, with respect to any deposits, withdrawals, rediscounts and borrowings by or on behalf of the City of Canby with the Financial Institution prior to the application of this resolution hereby ratified, approved and confirmed.
- (5) The City agrees to the terms and conditions of any account agreement, properly opened by any Agent of the City. The City authorizes the Financial Institution, at any time, to charge the City for all checks, drafts, or other orders, for the payment of money, that are drawn on

the Financial Institution, so long as they contain the required number of signatures for this purpose.

A motion was made by Wittrock-Seidel and seconded by Hanson to appoint Lueders as Acting Temporary Emergency Manager. Bies, Winter, Eilers, Hanson and Wittrock-Seidel voted in favor. None voted against. The motion was carried.

A motion was made by Winter and seconded by Eilers to approve the vendor transactions which total \$696,046.05. Bies, Winter, Eilers, Hanson and Wittrock-Seidel voted in favor. None voted against. The motion was carried.

The water tower vent was tabled as Jeff Pederson was unable to attend the meeting.

A motion was made by Winter and seconded by Hanson to approve the 2010 Assessor Contract with Tim Falkum. Bies, Winter, Eilers, Hanson and Wittrock-Seidel voted in favor. None voted against. The motion was carried.

A motion was made by Wittrock-Seidel and seconded by Winter to approve a 2010 Veba contribution of \$400 single and \$800 family. Bies, Winter, Eilers, Hanson and Wittrock-Seidel voted in favor. None voted against. The motion was carried.

A motion was made by Eilers and seconded by Hanson to approve the following licenses and permits. Bies, Winter, Eilers, Hanson and Wittrock-Seidel voted in favor. None voted against. The motion was carried.

Cigarette
Independent Oil

The council went into closed session for labor relations.

The council opened the meeting and a motion was made by Eilers and seconded by Winter to approve the addendum to Local 949 which states that they will accept a furlough of 60 hours in 2010. Bies, Winter, Eilers, Hanson and Wittrock-Seidel voted in favor. None voted against. The motion was carried.

A motion was made by Eilers and seconded by Winter to adjourn the meeting. Bies, Winter, Eilers, Hanson and Wittrock-Seidel voted in favor. None voted against. The motion was carried.

Eugene Bies, Mayor

Diane Miller, City Administrator