

The 2011 Truth-in-Taxation meeting for the City of Canby, Minnesota was held on December 6<sup>th</sup>, 2011 at 6:30 P.M. at City Hall.

Members: Gene Bies, Gene Eilers, Nancy Bormann, Denise Hanson

Absent: Rick Bueltel

Visitors: Nicholas Johnson, City Administrator  
Gerald Boulton, City Attorney  
Ellie Beman, Canby News  
William and Linda King  
Mark Kallhoff  
Evan Grong  
John Meyer, Ph.D.  
Jody Olson

The Pledge of Allegiance was recited.

The Truth-in-Taxation meeting was opened at 6:30 P.M.

Mark Kallhoff questioned the increase in taxes as well as the increased valuation of his property. Nicholas Johnson discussed the reasons for the increase in taxes but stated the increase in the property value would need to be discussed with the County.

Linda and William King were concerned about the increase in taxes on their agricultural land in town. They discussed the possibility of the City implementing special district which would tax their agricultural land at the same rate as the Township.

Evan Grong questioned the increase in taxes as well as the perceived reduction in his property value. Nicholas Johnson discussed the reasons with Mr. Grong regarding the increase in taxes and how the change from the Market Value Homestead Credit to the Market Value Homestead Exclusion affected his taxable market value.

The Truth-in-Taxation was closed at 7:00 P.M.

A regular meeting of the City Council of Canby, Minnesota was held on December 6<sup>th</sup>, 2011 at 7:00 P.M.

Members: Gene Bies, Gene Eilers, Nancy Bormann, Denise Hanson

Absent: Rick Bueltel

Visitors: Nicholas Johnson, City Administrator  
Gerald Boulton, City Attorney  
Ellie Beman, Canby News

John Meyer, Ph.D.  
Jody Olson  
Kaylen Werdert

The Pledge of Allegiance was recited.

The meeting was called to order.

The minutes of November 15<sup>th</sup> were reviewed. Bies mentioned to include new and used status on the lawn mower purchase as well as equipment compatibility reasons for the purchase. A motion was made by Eilers and seconded by Bormann to approve the minutes as amended. All voted in favor. None voted against. The motion was carried.

Nicholas Johnson discussed the 2012 budget. The Fire Relief Association decided to pay off one of the fire truck bonds early. This caused a reduction in the fire department expenditures of \$11,787. The budget was tabled until the next meeting.

Resolution 2011-12-6-1, a resolution adopting the 2012 final levy, was introduced. A motion was made by Bormann and seconded by Hanson to approve Resolution 2011-12-6-1. All voted in favor. None voted against. The motion was carried.

**Resolution #2011-12-6-1**

**City of Canby**

State of Minnesota  
County of Yellow Medicine  
City of Canby

**Resolution Adopting the 2012 Final Levy**

Be it resolved by the council of the City of Canby, County of Yellow Medicine, Minnesota that the following sums of money be levied in 2012, upon the taxable property in the City of Canby, for the following purposes:

General Fund	\$393,490.00
Fire Hall Building Bond of 1986	\$9,975.00
Refunding Bond of 2009	\$84,000.00
Street Improvement Bond of 2001	\$20,000.00
Infrastructure Bond	\$150,000.00
Subway Abatement	\$3,000.00
Canby Inn & Suites Abatement	\$11,000.00
Total Tax Levy	\$671,465.00

The Clerk is hereby instructed to transmit a copy of this resolution to the auditor of Yellow Medicine County, Minnesota.

Attest:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Administrator

A private utility work certification request for 208 8<sup>th</sup> Street related to the Infrastructure Project in the amount of \$4,500.00 was presented. A motion was made by Hanson and seconded Eilers to approve the private utility work request. All voted in favor. None voted against. The motion was carried.

Resolution 2011-12-6-2, a resolution adopting the assessment roll for private utility work related to the Infrastructure Project, was introduced. A motion was made by Bormann and seconded by Hanson to approve the certification of the assessment roll for private utility work. All voted in favor. None voted against. The motion was carried.

**RESOLUTION NO. 2011-12-6-2  
RESOLUTION ADOPTING ASSESSMENTS  
FOR 2010 INFRASTRUCTURE PRIVATE UTILITY WORK**

WHEREAS, pursuant to proper notice duly given as required by law, the council has met and heard and passed upon all objections to the proposed assessment, and has amended such proposed assessment as it deems just, for the 2010 Infrastructure Replacement Project Private Utility Work improvements, in the area within enclosed by 1<sup>st</sup> Street (MN TH 68) to Fairgrounds Street and between Poplar Avenue and Haarfarger Avenue, along with 6<sup>th</sup> Street from CSAH 13 to St. Olaf Avenue (US TH 75) in the City of Canby, Minnesota.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF CANBY,  
MINNESOTA:

1. Such proposed assessment, a copy of which is attached hereto and made a part hereof, is hereby accepted and shall constitute the special assessment against the lands named therein, and each tract of land therein included is hereby found to be benefited by the proposed improvement in the amount of the assessment levied against it.
2. Such assessment shall be payable in equal annual installments extending over a period of 15 years, the first of the installments to be payable on or before the first Monday in January 2012, and shall bear interest at the rate of 5 percent per annum from the date of the adoption of this assessment resolution. To the first installment shall be added interest on the entire assessment from the date of this resolution until December 31, 2011. To each subsequent installment, when due, shall be added interest for one year on all unpaid installments.

3. The owner of any property so assessed may, at any time prior to certification of the assessment to the county auditor, pay the whole of the assessment on such property, with interest accrued to the date of payment, to the city treasurer; and he/she may, at any time thereafter, pay to the city treasurer the entire amount of the assessment remaining unpaid, with interest accrued to December 31 of the year in which such payment is made. Such payment must be made before November 15 or interest will be charged through December 31 of the next succeeding year.
4. The administrator shall forthwith transmit a certified duplicate of this assessment to the county auditor to be extended on the property tax lists of the county. Such assessments shall be collected and paid over in the same manner as other municipal taxes.

Adopted by the Council this 6th day of December, 2011.

Attest:

\_\_\_\_\_  
Eugene Bies, Mayor

\_\_\_\_\_  
Nicholas Johnson, City Administrator

Resolution 2011-12-6-3, a resolution approving the decertification of TIF district 1-21, was introduced. A motion was made by Eilers and seconded by Bormann to adopt Resolution 2011-12-6-3. All voted in favor. None voted against. The motion was carried.

CITY OF CANBY  
STATE OF MINNESOTA  
Resolution No. 2011-12-6-3

A RESOLUTION APPROVING THE DECERTIFICATION OF TAX INCREMENT  
FINANCING DISTRICT NUMBER 1-21 OF THE CITY OF CANBY

WHEREAS, on June 21, 2004 the City of Canby the “Authority” in and for the City of Canby (the “City”) created Tax Increment Financing District Number 1-21 (the “District”) within Development District Number 1 (the “Project”); and,

WHEREAS, as of the date hereof all bonds and obligations to which tax increment from the District have been pledged have been paid in full or defeased and all other costs of the Project have been paid; and,

WHEREAS, the Authority by this resolution to cause the decertification of the District after which all property taxes generated by property within the District will be distributed in the same manner as all other property taxes.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Canby, Minnesota that staff shall take such action as is necessary to cause the County Auditor of Yellow Medicine County to decertify the District as a tax increment district and to no longer remit tax increment payable 2012 from the District to the City.

Adopted by the Council this 6th day of December, 2011.

Attest:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Administrator

Two service agreements from Ehlers and John Meyer, Ph.D. for completing the continuing disclosure requirements of the Infrastructure Project bonds were presented. A motion was made by Bormann and seconded by Eilers to approve John Meyer's contract for continuing disclosure services. All voted in favor. None voted against. The motion was carried.

Resolution 2011-12-6-4, a resolution authorizing the issuance, establishing terms and providing for the sale of \$435,000 of General Obligation Tax Increment Financing Bonds, was introduced. A motion was made by Eilers and seconded by Hanson to adopt Resolution 2011-12-6-4. All voted in favor. None voted against. The motion was carried.

**RESOLUTION NO. 2011-12-6-4**  
**RESOLUTION AUTHORIZING THE ISSUANCE, ESTABLISHING THE**  
**TERMS AND PROVIDING FOR THE SALE OF \$ 435,000 GENERAL**  
**OBLIGATION TAX INCREMENT FINANCING BONDS, SERIES 2011B**

BE IT RESOLVED, by the City Council of the City of Canby, Minnesota (the "City"), as follows:

1. Authorization of Bonds. It is hereby found, determined, and declared to be necessary, and in the best interests of the City and its residents, that the City should issue \$435,000 General Obligation Taxable Tax Increment Bonds, Series 2011B (the "Bonds"), pursuant to Minnesota Statutes, Chapter 475, Section 469.178, Subdivision 2, for the purpose of providing funds to support tax increment financing expenditures for activities in Tax Increment Finance District 1-23.
2. Term and Conditions of the Bonds. The terms and conditions of the Bonds and the sale thereof are set forth in the Official Terms of Offering, a copy of which is attached hereto as Exhibit A. Each and all of the terms and conditions set forth in the Official Terms of Offering are adopted and confirmed as the terms and conditions of the Bonds and the sale thereof, and the

City Council shall meet at the time and place fixed therein to consider the bids for the purchase of the Bonds.

3. Sale of the Bonds. John W. Meyer is authorized and directed to negotiate the sale of the Bonds as permitted by Minnesota Statutes, Section 475.60, Subdivision 2(2) and (9).

Adopted by the Council this December 6<sup>th</sup>, 2011.

Attest:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Administrator

The vendor transactions for November were reviewed. A motion was made by Bormann and seconded by Hanson to approve vendor transactions for November in the amount of \$688,532.29. All voted in favor. None voted against. The motion was carried.

Nicholas Johnson requested that the first meeting in January be moved from the 3<sup>rd</sup> to the 10<sup>th</sup> to accommodate city staff needs. The consensus of the Council was to move the first meeting in January to the 10<sup>th</sup>.

A motion was made by Eilers and seconded by Bormann to close the meeting into a closed session for union negotiations. All voted in favor. None voted against. The motion was carried.

A motion was made by Hanson and seconded by Bormann to reopen the meeting.

A motion was made by Bormann and seconded by Eilers to direct Nicholas Johnson to check into the feasibility of contracting with the County for police protection. All voted in favor. None voted against. The motion was carried.

A motion was made by Hanson and seconded by Bormann to adjourn the meeting. All voted in favor. None voted against. The motion was carried.

Attest:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Administrator