

A Public Hearing for the improvements to Service Drive East was held on May 17th, 2011 in Canby, MN at 6:00 P.M.

Members: Gene Bies, Nancy Bormann, Gene Eilers, Rick Bueltel

Absent: Denise Hanson

Visitors: Nicholas Johnson, City Administrator
Gerald Boulton, City Attorney
Dean Helstrom, City Engineer
Jodi Olson
Dick Birk

The Public Hearing was opened at 6:00 P.M.

Dean presented information regarding the improvements to Service Drive East.

A Special Assessment Hearing for the improvements to Service Drive East was held on May 17th, 2011 in Canby, MN at 6:30 P.M.

Members: Gene Bies, Nancy Bormann, Gene Eilers, Rick Bueltel

Absent: Denise Hanson

Visitors: Nicholas Johnson, City Administrator
Gerald Boulton, City Attorney
Dean Helstrom, City Engineer
Jodi Olson
Dick Birk

The Special Assessment Hearing was opened at 6:30 P.M.

Dean presented information regarding the special assessments to owners on Service Drive East.

A motion was made by Bormann and seconded by Bueltel to close the Public Hearing and the Special Assessment Hearing at 7:00 P.M. All voted in favor. None voted against. The motion was carried.

A regular meeting of the City Council of Canby, MN was held on May 17th, 2011 at 7:00 P.M.

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

Absent: None

Visitors: Nicholas Johnson, City Administrator
Gerald Boulton, City Attorney

Dean Helstrom, City Engineer
Jodi Olson
Dick Birk
John Meyer, Ph.D.

The Pledge of Allegiance was recited.

The meeting was called to order at 7:00 P.M.

The minutes of May 3rd, 2011 were reviewed. A motion was made by Buelstel and seconded by Eilers to approve the minutes. All voted in favor. None voted against. The motion was carried.

A motion was made by Eilers and seconded by Hanson to approve the Planning Commission's recommendation regarding the signage for Canby Inn and Suites. All voted in favor. None voted against. The motion was carried.

Dean Helstrom gave an update to the Infrastructure Project.

A motion was made by Eilers and seconded by Buelstel to adopt Resolution 2011-5-17-2. All voted in favor. None voted against. The motion was carried.

RESOLUTION 2011-5-17-2 ORDERING IMPROVEMENT SERVICE DRIVE EAST

WHEREAS, a resolution of the city council fixed a date for a council hearing on the proposed improvements of sanitary sewer, water, sewer and water services, curb and gutter and street improvements for Service Drive East in the City of Canby.

AND WHEREAS, ten days' mailed notice and two weeks' published notice of the hearing was given, and the hearing was held thereon on the 17th day of May, 2011, at which all persons desiring to be heard were given an opportunity to be heard thereon,

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

The Improvements of sanitary sewer, water, sewer and water services, curb and gutter and street improvements for Service Drive East in the City of Canby are hereby ordered.

Adopted by the Council this 17 day of May, 2011.

Mayor

Attest:

City Administrator

A motion was made by Bueltel and seconded by Hanson to adopt Resolution 2011-5-17. All voted in favor. None voted against. The motion was carried.

Resolution No. 2011-5-17 Adopting Assessment

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 for Improvements of sanitary sewer, water, sewer and water services, curb and gutter and street improvements for Service Drive East in the City of Canby.

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 28 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 3.23 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, except that no interest shall be charged if the entire assessment is paid within 30 days from the adoption of this resolution; 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 City 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 17 day of May, 2011

Mayor

City Administrator

Nicholas Johnson and Dean Helstrom presented information regarding repaving the parking areas in the downtown business districts. A motion was made by Bueltel and seconded by Hanson to approve Resolution 2011-5-17-3. All voted in favor. None voted against. The motion was carried.

Resolution 2011-5-17-3

WHEREAS, a report has been prepared by Bolton & Menk with reference to proposed the improvement of Block 3 Parking Lot and was received by the council on May 17, 2011, and

WHEREAS, the report provides information regarding whether the proposed improvement is necessary, cost-effective, and feasible; whether it should best be made as proposed or in connection with some other improvement; the estimated cost of the improvement as recommended; and a description of the methodology used to calculate individual assessments for affected parcels.

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

1. The council will consider the improvement of such parking lot in accordance with the reportⁱ and the assessment of abutting property for all or a portion of the cost of the improvement pursuant to Minnesota Statutes, Chapter 429 at an estimated total cost of the improvement of \$_____.
2. Bolton & Menk is hereby designated as the engineer for this improvement. The engineer shall prepare plans and specifications for the making of such improvement.

Adopted by the council this 17 day of May, 2011

Mayor

City Administrator

John Meyer was present to discussion a contractual arrangement between the City and John to provide services. A motion was made by Eilers and seconded by Bueltel to accept the contract. All voted in favor. None voted against. The motion was carried.

A motion was made by Eilers and seconded by Bormann to adopt Ordinance 304. All voted in favor. None voted against. The motion was carried.

ORDINANCE NO. 304

AN ORDINANCE PROVIDING FOR THE CONVEYANCE OF REAL PROPERTY
OWNED BY THE CITY OF CANBY

WHEREAS, The City of Canby is the owner of the following described real estate in the County of Yellow Medicine, State of Minnesota, described as:

TRACT FIVE:

That part of the East Half of the Southeast Quarter (E2 SE3) of Section Thirty-four (34), Township One Hundred Fifteen (115) North, Range Forty-five (45) West, Yellow Medicine County, Minnesota, described as follows:

Beginning at the northeast corner of the said Southeast Quarter; thence North 89 degrees 55 minutes 15 seconds West, assumed bearing along the north line of said Southeast Quarter of said Section 34, a distance of 1240.09 feet; thence South 00 degrees 13 minutes 13 seconds West a distance of 1682.44 feet; thence North 48 degrees 43 minutes 05 seconds East a distance of 722.34 feet; thence South 41 degrees 16 minutes 55 seconds East a distance of 306.63 feet to a point on the north right of way line of Trunk Highway 75; thence North 48 degrees 43 minutes 05 seconds East, along said north right or way line, a distance of 662.16 feet to a point on the east line of the said Southeast Quarter; thence North 00 degrees 13 minutes 13 seconds East a distance of 997.70 feet to the point of beginning. Said tract contains 37.94 acres more or less and is subject to any easement of record including an existing road right of way over the easterly portion thereof.

AND WHEREAS, it is in the best interest of the City to offer said property for sale at private or public sale, to be sold by separate portions thereof as determined by the City County and on such terms and conditions favorable to the public interest,

NOW THEREFORE:

THE CITY OF CANBY DOES HEREBY ORDAIN:

That the above described real estate be sold by separate portions, or combinations thereof, at public or private sale and on such terms and conditions as may be determined by the City Council.. The Mayor and the City Administrator are hereby authorized and directed to execute and deliver sufficient instruments of conveyance and other appropriate documents in accordance with this Ordinance.

Passed by the Council this ___ day of _____, 2011.

Mayor

ATTEST

City Administrator

The repair of the Englund Trail was discussed. The consensus was for ideas to be drawn up to make said repairs.

Nicholas Johnson gave an update to the switch from the orange bag system.

Nicholas Johnson discussed the summer position with the City.

The Council engaged in general discussion on Outlot A.

Nicholas Johnson presented the quarterly budget summary.

A motion was made by Hanson and seconded by Bueltel to approve a 1 Day Temporary On Sale for the VFW on June 18th. All voted in favor. None voted against. The motion was carried.

A motion was made by Bueltel and seconded by Eilers to approve a Bingo Permit for Our Savior's Lutheran Church on July 28-31. All voted in favor. None voted against. The motion was carried.

Gene Eilers would like to have the City purchase lifeguard umbrellas for the lifeguard stands.

The Council engaged in general discussion about the Community Pool regarding floor painting.

Nicholas Johnson discussed free overnight stays in Sylvan and Triangle Parks for Hat Haze. A motion was made by Hanson and seconded by Bueltel to grant said free parking. All voted in favor. None voted against. The motion was carried.

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

City Administrator

Mayor