

A regular meeting of the City Council for the City of Canby, Minnesota was held on November 13th, 2012 at 7:00 P.M. in the City Council Chambers.

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

Absent: None

Visitors: Nicholas Johnson, City Administrator
Gerald Boulton, City Attorney
Dean Helstrom, City Engineer
Chris Husby, Street Supervisor
Jeff Pederson, Water/Wastewater Supervisor
Ellie Beman, Canby News
Frank Maas

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

The minutes of October 16th, 2012 were reviewed. A motion was made by Eilers and seconded by Bueltel to approve the minutes. All voted in favor. None voted against. The motion was carried.

A public hearing on the creation of HRA TIF district 1-4 was opened at 7:00 P.M. There were no attendees for the public hearing. A motion was made by Bormann and seconded by Eilers to close the public hearing. All voted in favor. None voted against. The motion was carried.

Resolution 2012-11-13-1, a resolution approving the HRA TIF district 1-4 plan, was reviewed. A motion was made by Hanson and seconded by Bueltel to approve the resolution. All voted in favor. None voted against. The motion was carried.

CITY OF CANBY

RESOLUTION NO. 2012-11-13-1

RESOLUTION APPROVING THE HOUSING AND REDEVELOPMENT AUTHORITY TAX INCREMENT FINANCING DISTRICT NO. 1-4 PLAN

WHEREAS, on October 9, 2012 the Housing and Redevelopment Authority of the City of Canby (City) created Tax Increment Financing District 1-4 pursuant Minnesota Statutes, Sections 469.174 through 469.1799, to promote development and redevelopment within an area of the City which had not been developed to its full potential; and,

WHEREAS, the Housing and Redevelopment Authority of the City of Canby (City) has requested approval of the Tax Increment Financing District 1-4; and,

WHEREAS, the City of Canby (City) has published a notice in the Canby News and held a public hearing on the Housing and Redevelopment Authority of the City of Canby (City) on Tax Increment Financing District 1-4 Plan on November 13, 2012; and,

WHEREAS, the City of Canby (City) has found the proposed district meets the criteria of Minnesota Statutes, Sections 469.174, subdivision 10, paragraph (a), clauses (1) and (2) because the parcels consisting of 70 percent of the area of the district are occupied by buildings, more than 50 percent of the buildings are structurally substandard to a degree requiring substantial renovation or clearance and the district consists of underused property; and,

WHEREAS, the City of Canby (City) has also found that, in the opinion of the municipality, the proposed redevelopment would not reasonably be expected to occur without the use of tax increment financing; the increased market value of the site that could reasonably be expected to occur without the use of tax increment financing would be less than the increase in the market value estimated to result from the proposed development after subtracting the present value of the projected tax increments for the maximum duration of the district permitted by the plan; the tax increment financing plan conforms to the general plan for the redevelopment of the municipality as a whole; the tax increment plan will afford maximum opportunity, consistent with the sound needs of the municipality as a whole, for the redevelopment of the project by private enterprise; and, the municipality elects the method of tax increment computation set forth in section Minnesota Statutes 469.177, subdivision 3, paragraph (b).

NOW, THEREFORE, BE IT RESOLVED By the City Council of the City of Canby, Canby, Minnesota (City) approves the Housing and Redevelopment Authority of the City of Canby's Tax Increment Financing District 1-4

Dated: November 13, 2012.

Attest:

Mayor

City Administrator

Resolution 2012-11-13-2, a resolution providing for the issuance, sale, and delivery of a \$335,000 general obligation taxable tax increment bonds, series 2012B; establishing the terms and conditions therefor; directing their execution and delivery; creating a debt service account therefor; and awarding the sale thereof, was reviewed along with the bid for the bond. A motion was made by Bormann and seconded by Hanson to approve the resolution and the bid. All voted in favor. None voted against. The motion was carried. The resolution is attached to the minutes and made a part thereof.

A Tax Increment Pledge Agreement between the City of Canby and the Canby Housing Redevelopment Authority was reviewed. A motion was made by Eilers and seconded by Bormann to approve the agreement. All voted in favor. None voted against. The motion was carried.

Dean Helstrom was present to review the findings of the sewer televising. Dean presented a proposal from Bolton and Menk to prepare a pre-design for the next infrastructure project area in the amount not to exceed \$18,400.00. A motion was made by Bueltel and seconded by Eilers to approve the bid proposal form Bolton and Menk to conduct a pre-design in the amount not to exceed \$18,400.00. All voted in favor. None voted against. The motion was carried.

Jeff Pederson gave a department report and updated the Council on the progress of the water meter installation project.

Chris Husby gave a department report on the activities of the street, park, and cemetery departments.

Resolution 11-13-12, a resolution certifying the election results, was reviewed. A motion was made by Bueltel and seconded by Eilers to approve the resolution. All voted in favor. None voted against. The motion was carried.

CITY OF CANBY RESOLUTION #11-13-12

**RESOLUTION TO CERTIFY RESULTS OF THE
TUESDAY, NOVEMBER 6, 2012 ELECTION
(Canvass Election)**

WHEREAS: The City of Canby held an election for the offices of Mayor, Two Council Persons (4 year terms) and One Council Person (two-year term) on Tuesday, November 6, 2012, during the General Election.

WHEREAS: On this 13th day of November, 2012 the City Council has met to canvass said election results;

WHEREAS: The votes tabulated at said election were:

Mayor:

Eugene Bies	661
Blaine Merritt	14
Jay Christianson	10
Various Write In Votes for this Office	84

Council Person – 4 Year Term (Vote for 2)

Denise Hanson	653
Nate Oellien	136
Frank Maas	127
Various Write In Votes for this Office	38

Council Person – 2 Year Term

Frank Maas	148
Nate Oellien	76
Various Write In Votes for this Office	61

THEREFORE BE IT RESOLVED by the Canby City Council that the official election results are certified as listed above.

Adopted this 13th day of November, 2012.

_____ Attest: _____
 Eugene Bies, Nicholas Johnson,
 Mayor City Administrator

New representatives for the joint airport zoning board for the City of Canby were considered. A motion was made by Eilers and seconded by Bormann to appoint Mathew Wagner and Tony Hentges as the representatives with Dan Lutgen as an alternate. All voted in favor. None voted against. The motion was carried.

Resolution 2012-11-13-3, a resolution updating the fine amounts for ordinance violations, was reviewed. A motion was made by Bormann and seconded by Hanson to approve the resolution. All voted in favor. None voted against. The motion was carried.

Resolution 2012-11-13-3

A Resolution Updating the Fine Amounts for Ordinance Violations

WHEREAS, The City of Canby has a fine schedule prescribing the amounts to be paid for various ordinance violations as administrative fines;

THEREFORE, BE IT RESOLVED, The City Council hereby sets the administrative fine amounts for the following ordinance violations:

<u>Ordinance</u>	<u>Description</u>	<u>Fine</u>	<u>Type of citation used</u>
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31 Sect. 1	Illegal placement of any substance on or within any public way, snow, grass, etc.	\$25.00	Administrative
109.3 Sect. 2, Sub. 1	Failure to remove snow from sidewalks within (24) hours after deposit	\$50.00	Administrative
109.3 Sect. 3, Sub. 1	Grass & weeds	\$50.00	Administrative
150.3	Illegal operation of a snowmobile	\$50.00	Administrative
309 Sect. 6	Snowbird	\$50.00	Administrative
309 Sect. 9	Exhibition Driving	\$110.00	State Set
309 Sect. 1	Improper Parking	\$25.00	Administrative
309 Sect. 1	Prohibited Parking	\$25.00	Administrative
309 Sect. 1	Double Parking	\$25.00	Administrative
309 Sect. 1	Blocking Driveway	\$25.00	Administrative
309 Sect. 1	No Parking Zone	\$25.00	Administrative
309 Sect. 1	Fire Hydrant	\$25.00	Administrative
309 Sect. 1	Blocking Alley	\$25.00	Administrative
309 Sect. 1	Parking in Alley	\$25.00	Administrative
309 Sect. 5, Sub. 2	Improper Semi Parking	\$25.00	Administrative
309 Sect. 5, Sub. 1,3	Recreational Vehicle Parking	\$50.00	Administrative
294.1; 100.02, Sub. 1	Dog running at large	\$50.00	Administrative
215.1 Sect. 1	Noise Control	\$75.00	Administrative
239A Sect. 2	Transient Merchant	\$150.00	Administrative
244B Sect. 3a	Junk Vehicle	\$50.00	Administrative
244B Sect. 3b	Junk/Rubbish	\$50.00	Administrative
244B Sect. 3c	Unsafe/Deteriorated structure	\$100.00	Administrative
244B Sect. 3d	Public Nuisances	\$50.00	Administrative
261A Sect. 1	Curfew	\$50.00	Administrative
269.1 Sect. 10	Underage Tobacco	\$50.00	Administrative

Passed by the City Council this 13th day of November, 2012.

Attest:

Mayor

City Administrator

Ordinance 312, an ordinance repealing antiquated and otherwise unnecessary ordinances, was reviewed. A motion was made by Eilers and seconded by Bueltel to introduce Ordinance 312. All voted in favor. None voted against. The motion was carried.

An exempt from gambling permit for MN West for a raffle on March 21st, 2012 was reviewed. A motion was made by Hanson and seconded by Bormann to approve the permit. All voted in favor. None voted against. The motion was carried.

Delinquent utility bills to certify to the county auditor were reviewed. A motion was made by Eilers and seconded by Bormann to certify the delinquent bills as listed. All voted in favor. None voted against. The motion was carried.

UTILITY BILLS TO CERTIFY TO THE COUNTY AUDITOR

<u>Name & Address</u>	<u>Parcel Number</u>	<u>Amount</u>
Todd Lacek 223 St. Olaf Avenue North Canby, MN 56220	31-300-0815	\$266.59
Nathan Eischens (Krystle Arends) 506 Haarfager Avenue North Canby, MN 56220	31-413-2302	\$375.41
Patrick & Judith Guetter 510 Ring Avenue North Canby, MN 56220	31-413-2403	\$252.70
Aaron Wander 206 7th Street East Canby, MN 56220	31-415-3801	\$325.96
Elaine Waltz 610 Service Drive East Canby, MN 56220	31-418-6306	\$175.16
Erik Stewart (Corey Miller)	31-419-7609	\$146.73

506 2nd Street East
Canby, MN 56220

An invoice from Kockelman Construction for the Helena Project in the amount of \$388,707.00 was reviewed. The maximum amount to be charged against the TIF district is \$310,000.00. A motion was made by Bueltel and seconded by Hanson to approve payment of the invoice up to \$310,000.00. All voted in favor. None voted against. The motion was carried.

Nicholas Johnson presented information on repairs needed to the crown victoria police vehicle. The light bar has failed and must be repaired. A quote from Squads Inc. in the amount of \$1,370.03 for repairs was reviewed. Nicholas Johnson was confident city staff could perform the repairs needed, but requested the Council authorize repairs from Squad Inc. should city staff be unable to make the necessary repairs. A motion was made by Bueltel and seconded by Bormann to authorize city staff to repair the police vehicle and allow Squad Inc to perform the repairs should city staff be unable to. All voted in favor. None voted against. The motion was carried.

The vendor transactions for October 2012 in the amount of \$1,081,862.99 were reviewed. A motion was made by Hanson and seconded by Bueltel to approve the vendor transactions. All voted in favor. None voted against. The motion was carried.

Gene Eilers discussed the golf course and their declining financial condition. The Council would be open to hearing from the golf course board on recommendations for participation to keep it open.

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

Attest:

Mayor

City Administrator