

MINUTES OF THE PROCEEDINGS OF THE CITY COUNCIL
OF THE CITY OF FOSSTON, POLK COUNTY MINNESOTA
DECEMBER 12, 2016

The regular meeting of the City Council of the City of Fosston, Polk County Minnesota was held in council chambers on Monday, December 12, 2016 at 7:00 p.m.

The meeting was called to order by Mayor Offerdahl with the following members present: Veum, Dufault, Hoialmen and Anderson. Also present was Charles Lucken, Laurel Skala, Dave Larson, Leah Hemmingsen, Ed Lavelle, Lee Cariveau, Matt Upgren, Mark Worshek, Stephen Larson, Karen Graham and Cassie Heide.

Motion was made by Dufault, seconded by Veum to approve the agenda with the following modification: Motion carried by unanimous vote.

- A) Consider approval of loan application from TheoRose Corp.

Motion was made by Veum seconded by Hoialmen to approve consent agenda items A and B. Motion carried by unanimous vote:

- A) To approve the minutes of the regular meeting held November 14, 2016 as per copies furnished each member.
- B) To approve Accounts Payable Bill Listing #16-12 in the amount of \$47,307.95 and AP Bill Listing #16-12A in the amount of \$35,655.88

COMMITTEES/BOARDS/COMMISSION:

Law Enforcement: Chief Deputy Tadman was present to discuss law enforcement matters.

- There were 187 calls for service the past month.
- He presented a summary September through November showing traffic stops in and through Fosston. Tadman will continue to provide this report to council as well.

Streets/Sanitation/Utilities: Dave Larson reported on matters pertaining to his departments.

- Crews have plowed snow a couple of times. Anderson questioned the early start of the plowing operations. City crews do not start plowing until about 4 a.m. There is a private contractor who starts his plowing hours earlier.
- There is a lot of tree trimming in the alleys that needs to be done as well as around stop signs.
- Mapping updates continues.

Civic Center/Parks & Recreation: Karen Graham gave a report:

- Rink flooding will start tomorrow.
- Two hockey coaches have approached her regarding scheduling exclusive practice times for mites, bantams, squirts hockey kids. They would pay a fee and a schedule will be set. Open skating will be scheduled around this.
- Lights are working around the rink.

Hospital:

- There are a couple of new doctors.

Community/Economic Development:

- The EDA board met today and reviewed a loan application from TheoRose Corp. This is for facility improvements, inventory, lighting, etc. The FEDA board has recommended approval of the application. Motion was made by Hoialmen seconded by Dufault to approve the application from TheoRose Corp. as recommended by the FEDA board. Motion carried by unanimous vote.
- The board also had the opportunity to tour the new grocery store and found it quite impressive.

Star Committee: Cassie Heide reports:

- Light Up the Night/Lefse Fest was held
- Santa Claus day

Mayor Offerdahl opened the Public Hearing for the 2017 General Fund Budget and 2017 Property Tax Levies at 7:00 p.m. There were no members of the public present for the hearing. There have been no changes from the preliminary budget in September.

Member Hoialmen introduced the following resolution and moved its adoption:

**RESOLUTION ADOPTING FINAL
GENERAL FUND BUDGET
RESOLUTION #16-45**

BE IT RESOLVED, that the Proposed 2017 Budget for the General Fund be set at \$1,650772.

The motion for the foregoing resolution was duly seconded by member Veum and upon vote being taken thereon the following members voted in favor thereof: Hoialmen, Veum, Anderson, Dufault and Offerdahl

And the following voted against same: None

Whereupon said resolution was declared passed and adopted this 12th day of December, 2016.

James Offerdahl, Mayor

ATTEST:

Charles Lucken, City Administrator

Member Anderson introduced the following resolution and moved its adoption:

**RESOLUTION CERTIFYING FINAL
PAYABLE 2017 PROPERTY TAX LEVY
RESOLUTION NO. 16-46**

RESOLVED, that the following sums are hereby proposed to be levied upon the taxable property in the City of Fosston, County of Polk, State of Minnesota, for the 2016 taxes collectable in 2017 for the following purposes to-wit:

2016

2017

PURPOSE	FINAL	FINAL	CHANGE
General Fund	\$ 87,200	\$ 94,273	\$ 7,073
2006B St. Improvement Bonds	\$ 28,350	\$ -0-	(\$ 28,350)
2007A St. Improvement Bonds	\$ 19,940	\$ 17,900	(\$ 40)
2008A St. Improvement Bonds	\$ 20,514	\$ 21,744	\$ 1,230
2009 St. Improvement Note	\$ 21,150	\$ 24,150	\$ 3,000
2010A PIR & Refunding Bonds	\$ 50,252	\$ 19,727	(\$ 30,525)
2011 St. Improvement Note	\$ 12,870	\$ 13,699	\$ 829
2012 St. Improvement Note	\$ 17,614	\$ 17,614	\$ -0-
2014 Brandt Ave. Note	\$ 13,200	\$ 15,761	\$ 2,561
2014 Downtown St. & Utility Note	\$ -0-	\$ 41,940	\$ 41,940
2015B St. Improvement Bonds	\$ 42,741	\$ 48,190	\$ 5,449
2016B St Improvement Bonds	<u>\$ -0-</u>	<u>\$ 6,188</u>	<u>\$ 6,188</u>
Total Gross Levy	<u>\$311,831</u>	<u>\$321,186</u>	<u>\$ 9,355</u>

The motion for the foregoing resolution was duly seconded by member Hoialmen and upon vote being taken thereon the following members voted in favor thereof: Hoialmen, Veum, Anderson, Dufault and Offerdahl

and the following voted against the same: None

Whereupon said resolution was declared passed and adopted this 12th day of December, 2016.

James Offerdahl, Mayor

Attest: _____
Charles Lucken, City Administrator

Member Hoialmen introduced the following resolution and moved its adoption:

**RESOLUTION SETTING TAX
LEVY FOR DEBT SERVICE
RESOLUTION NO. 16-47**

BE IT RESOLVED, by the Council of the City of Fosston, Polk County, Minnesota as follows:

1. The tax levy for the \$310,000 General Obligation Street Improvement Bonds, Series 2007A shall be set for the years and amounts as follows:

<u>Year of Tax Levy</u>	<u>Year of Tax Collection</u>	<u>Amount</u>
2016	2017	\$17,900

2. The City Administrator is hereby authorized and directed to furnish a copy of this resolution to the County Auditor of Polk County forthwith.

The motion for the foregoing resolution was duly seconded by member Veum and upon vote being taken thereon the following members voted in favor thereof: Hoialmen, Veum, Anderson, Dufault and Offerdahl

and the following voted against the same: None

Whereupon said resolution was declared passed and adopted this 12th day of December, 2016.

James Offerdahl, Mayor

Attest:

Charles Lucken, City Administrator

Member Veum introduced the following resolution and moved its adoption:

**RESOLUTION SETTING TAX
LEVY FOR DEBT SERVICE
RESOLUTION NO. 16-48**

BE IT RESOLVED, by the Council of the City of Fosston, Polk County, Minnesota as follows:

1. The tax levy for the \$350,000 General Obligation Permanent Improvement Revolving Fund Bonds, Series 2008B shall be set for the years and amounts as follows:

<u>Year of Tax Levy</u>	<u>Year of Tax Collection</u>	<u>Amount</u>
2016	2017	\$21,744

2. The City Administrator is hereby authorized and directed to furnish a copy of this resolution to the County Auditor of Polk County forthwith.

The motion for the foregoing resolution was duly seconded by member Hoialmen and upon vote being taken thereon the following members voted in favor thereof: Hoialmen, Veum, Anderson, Dufault and Offerdahl

and the following voted against the same: None

Whereupon said resolution was declared passed and adopted this 12th day of December, 2016.

James Offerdahl, Mayor

Attest:

Charles Lucken, City Administrator

Member Veum introduced the following resolution and moved its adoption:

**RESOLUTION SETTING TAX
LEVY FOR DEBT SERVICE
RESOLUTION NO. 16-49**

BE IT RESOLVED, by the Council of the City of Fosston, Polk County, Minnesota as follows:

1. The tax levy for the \$1,190,000 General Obligation PIR Fund & Refunding Bonds, Series 2010A shall be set for the years and amounts as follows:

<u>Year of Tax Levy</u>	<u>Year of Tax Collection</u>	<u>Amount</u>
2016	2017	\$19,727

2. The City Administrator is hereby authorized and directed to furnish a copy of this resolution to the County Auditor of Polk County forthwith.

The motion for the foregoing resolution was duly seconded by member Hoialmen and upon vote being taken thereon the following members voted in favor thereof: Hoialmen, Veum, Anderson, Dufault and Offerdahl

and the following voted against the same: None

Whereupon said resolution was declared passed and adopted this 12th day of December, 2016.

James Offerdahl, Mayor

Attest:

Charles Lucken, City Administrator

Member Veum introduced the following resolution and moved its adoption:

**RESOLUTION AMENDING TAX
LEVY FOR DEBT SERVICE
RESOLUTION NO. 16-50**

BE IT RESOLVED, by the Council of the City of Fosston, Polk County, Minnesota as follows:

1. The tax levy for the \$386,000 General Obligation Certificate, Series 2015A shall be set for the years and amounts as follows:

<u>Year of Tax Levy</u>	<u>Year of Tax Collection</u>	<u>Amount</u>
2016	2017	\$ -0-

2. The City Administrator is hereby authorized and directed to furnish a copy of this resolution to the County Auditor of Polk County forthwith.

The motion for the foregoing resolution was duly seconded by member Hoialmen and upon vote being taken thereon the following members voted in favor thereof: Hoialmen, Veum, Anderson, Dufault and Offerdahl

and the following voted against the same: None

Whereupon said resolution was declared passed and adopted this 12th day of December, 2016.

James Offerdahl, Mayor

Attest:

Charles Lucken, City Administrator

Member Veum introduced the following resolution and moved its adoption:

**RESOLUTION SETTING TAX
LEVY FOR DEBT SERVICE
RESOLUTION NO. 16-51**

BE IT RESOLVED, by the Council of the City of Fosston, Polk County, Minnesota as follows:

1. The tax levy for the \$450,000 General Obligation Improvement Bonds, Series 2015B shall be set for the years and amounts as follows:

<u>Year of Tax Levy</u>	<u>Year of Tax Collection</u>	<u>Amount</u>
2016	2017	\$48,190

2. The City Administrator is hereby authorized and directed to furnish a copy of this resolution to the County Auditor of Polk County forthwith.

The motion for the foregoing resolution was duly seconded by member Hoialmen and upon vote being taken thereon the following members voted in favor thereof: Hoialmen, Veum, Anderson, Dufault and Offerdahl

and the following voted against the same: None

Whereupon said resolution was declared passed and adopted this 12th day of December, 2016.

James Offerdahl, Mayor

Attest:

Charles Lucken, City Administrator

Member Veum introduced the following resolution and moved its adoption:

**RESOLUTION SETTING TAX
LEVY FOR DEBT SERVICE
RESOLUTION NO. 16-52**

BE IT RESOLVED, by the Council of the City of Fosston, Polk County, Minnesota as follows:

1. The tax levy for the \$450,000 General Obligation Improvement Bonds, Series 2016B shall be set for the years and amounts as follows:

<u>Year of Tax Levy</u>	<u>Year of Tax Collection</u>	<u>Amount</u>
2016	2017	\$6,188

2. The City Administrator is hereby authorized and directed to furnish a copy of this resolution to the County Auditor of Polk County forthwith.

The motion for the foregoing resolution was duly seconded by member Hoialmen and upon vote being taken thereon the following members voted in favor thereof: Hoialmen, Veum, Anderson, Dufault and Offerdahl

and the following voted against the same: None

Whereupon said resolution was declared passed and adopted this 12th day of December, 2016.

James Offerdahl, Mayor

Attest:

Charles Lucken, City Administrator

Mayor Offerdahl opened the public hearing on proposed transfer of Off Sale Liquor License from Ventures to Palubicki's Inc. at 7:10 p.m. There were no members of the public present for the hearing. Effective December 25, 2016 Jesse Manecke is giving up his Off Sale Liquor License at Ventures. Leah

Hemmingsen has applied for the Off Sale Liquor License for Palubicki's Inc. The Polk County Sheriff has conducted her review and approved the application. The license now needs City approval before it goes on to the State for approval. There was no discussion by the City Council. Motion was made by Dufault, seconded by Hoialmen to approve the Off Sale Liquor License for Palubicki's, Inc. Those voting in favor of the motion: Dufault, Hoialmen, Anderson and Offerdahl. Those voting against the motion: Veum. Motion carried. Palubicki's also hold an On Sale Liquor License as well as a Sunday Liquor License. Because of an address and location of the store, they need to be re-approved as well. Motion was made by Dufault seconded by Hoialmen to approve the On Sale Liquor and Sunday Liquor. Motion carried by unanimous vote.

Bonnie Stewart was present to report on the Arts and Heritage Commission proposal that was discussed in November. She presented her research and findings on Arts & Heritage Commissions in various cities in Minnesota and the economic impact the arts/heritage has on a city. Stewart would like to continue work on this and has proposed offering a six month planning phase to move forward. The proposed fee for the services she proposes is \$750/month with the City paying \$500 and \$250 from other sources. This planning phase will be a six month process January – June. Consensus of the council is to look at where the funds will come from to pay for the services and discuss this further at its next meeting.

Motion was made by Anderson seconded by Veum to approve the Cost of Living Adjustment of 2% and Step Increases for City Staff for 2017. Motion carried by unanimous vote.

Member Anderson introduced the following resolution and moved its adoption:

**RESOLUTION ACCEPTING RESPONSIBILITY
AS THE SPONSORING AGENCY
RESOLUTION 16-53**

BE IT RESOLVED, that the City of Fosston act as sponsoring agency for a Transportation Enhancements project identified as Veteran's Park/East Polk Heritage Center Walking Paths project and acknowledges herewith that it is willing to be the project sponsor knowing full well that such sponsorship includes a willingness to secure and guarantee the local share of costs associated with this project and responsibility for seeing this project through to its completion, with compliance of all applicable laws, rules and regulations.

BE IT FURTHER RESOLVED, that Laurel Skala is hereby authorized to act as agent on behalf of this applicant.

Agreement to Maintain Facility

WHEREAS: The Federal Highway Administration (FHWA) requires that states agree to operate and maintain facilities constructed with federal transportation funds for the useful life of the improvement and not change the use of right of way acquired without prior approval from FHWA; and

WHEREAS: Transportation enhancement projects receive federal funding from the reauthorization of the Surface Transportation Program (STP) of the Intermodal Surface Transportation Efficiency Act (ISTEA) of 1991; and

WHEREAS: The Minnesota Department of Transportation (Mn/DOT) has determined that for projects implemented with transportation enhancement funds, this requirement should be applied to the project sponsor; and

WHEREAS: The City of Fosston is the project sponsor for the transportation enhancement project identified as Veteran's Park/East Polk Heritage Center Walking Paths project.

THEREFORE BE IT RESOLVED THAT, the Project Sponsor hereby agrees to assume full responsibility for the operation and maintenance of property and facilities related to the aforementioned transportation enhancement project.

The motion for the adoption of the foregoing resolution was duly seconded by member Hoialmen and upon vote being taken thereon, the following members voted in favor thereof: Anderson, Hoialmen, Dufault, Veum and Offerdahl

And the following voted against same: None

Whereupon said resolution was declared passed and adopted this 12th day of December, 2016.

James Offerdahl, Mayor

ATTEST:

Charles Lucken, City Administrator

Lee Cariveau was present to discuss the proposed 2017 Street and Utility Project. As he explained the Mark Avenue projects north and south both include watermain replacement. The North Mark will tie into waterline that was installed in 1996 and the South Mark project will tie into waterline that was installed in 2014. Industrial Avenue and 11th Street projects were discussed. Because Polk County has its steam line running under this street we need to delay some of this project so Polk County can budget for this. It is quite expensive to move the line and they did not budget for that in 2017. The Mark Avenue projects are estimated at about \$360,000 to do. Consensus of the council is to move forward with the Mark North and South projects. Plans and Specs would not be ready until the February meeting as we need permits from BNSF and Mn/DOT.

Councilmember Dufault was not present for the remainder of the meeting as he was not feeling well.

Member Anderson introduced the following resolution and moved its adoption:

**RESOLUTION ORDERING THE
PREPARATION OF REPORT ON THE
2017 STREET AND UTILITY IMPROVEMENT PROJECT
RESOLUTION NO. 16-54**

WHEREAS, it is proposed to improve of the following streets and avenues:

and to assess the benefited property for all or a portion of the cost of the improvement, pursuant to Minnesota Statutes, Chapter 429,

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

That the proposed improvement be referred to Lee Cariveau, P.E., Widseth Smith Nolting for study and that he is instructed to report to the council with all convenient speed advising the council in a preliminary way as to whether the proposed improvement is necessary, cost-effective, and feasible and as to whether it should best be made as proposed or in connection with some other improvement, and the estimated cost of the improvement as recommended.

The motion for the adoption of the foregoing resolution was duly seconded by member Hoialmen and upon vote being taken thereon the following voted in favor thereof: Hoialmen, Veum, Anderson and Offerdahl

and the following voted against same: None

Whereupon said resolution was declared passed and adopted this 12th day of December, 2016.

James Offerdahl, Mayor

Attest:

Charles Lucken, City Administrator

Member Anderson introduced the following resolution and moved its adoption:

**RESOLUTION RECEIVING REPORT
AND CALLING HEARING ON 2017 STREET
AND UTILITY IMPROVEMENT PROJECT
RESOLUTION NO. 16-55**

WHEREAS, pursuant to resolution of the council adopted December 12, 2016, a report has been prepared by Widseth Smith Nolting with reference to the improvement of the following streets:

North Mark Avenue from Second Street NW to Stephens Boulevard
South Mark Avenue from U.S. Highway #2 to Second Street SW

and to assess the benefited property for all or a portion of the cost of the improvement, pursuant to Minnesota Statutes, Chapter 429, and this report was received by the council on December 12, 2016, and

WHEREAS, the report provides information regarding whether the proposed project is necessary, cost-effective, and feasible,

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

1. The council will consider the improvement of such streets in accordance with the report and the assessment 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 \$425,000.00.
2. A public hearing shall be held on such proposed improvement on the 9th day of January, 2017, in the council chambers of the city hall at 7:15 p.m. and the City Administrator shall give mailed and published notice of such hearing and improvement as required by law.

The motion for the adoption of the foregoing resolution was duly seconded by member Hoialmen and upon vote being taken thereon the following voted in favor thereof: Anderson, Hoialmen, Veum and Offerdahl

and the following voted against same: None

Whereupon said resolution was declared passed and adopted this 12th day of December, 2016.

James Offerdahl, Mayor

Attest:

Charles Lucken, City Administrator

Matt from Karvakko was present to discuss airport planning/projects. The Capital Improvement Program Report was reviewed as well. 90% of costs at the airport are covered by Entitlement Funds of the FAA; 5% is covered by the State and the City picks up 5%. Motion was made by Veum seconded by Hoialmen to approve Karvakko Task Orders 1-4 relating to Engineer Services at Anderson Field. Motion carried by unanimous vote.

- Task Order #1 – Airport On-Call General Services
- Task Order #2 – Apron Pavement Rehabilitation
- Task Order #3 – Engineering Report for Proposed New Hangar Area
- Task Order #4 – Environmental Assessment and Wetland Reporting.

Member Anderson introduced the following resolution and moved its adoption:

**RESOLUTION AUTHORIZING THE SALE
OR DISPOSAL OF REAL PROPERTY
RESOLUTION NO. 16-56**

WHEREAS, it is in the best interest of the City of Fosston, Minnesota (“City”) to sell or otherwise dispose or transfer real property located in the County of Polk, State of Minnesota, as follows:

Legal Description:

That part of the Lots 6, 7, & 8, Block 7, Townsite of West Fosston, Polk County, Minnesota described as follows:

Commencing at the most Easterly Corner of said Block 7; thence North 52 degrees 37 minutes 07 seconds West, along the Northeasterly line of said Block 7, a distance of 140.00 feet, more or less to the most Northerly corner of Lot 1, said Block 7; thence South 37 degrees 22 minutes 53 seconds West, along the Northwesterly line of Lots 1 through 6, a distance of 149.65 feet; thence South 52 degrees 11 minutes 11 seconds East, along the northwesterly extension of the southwesterly line of SUBLOT D, AUDITOR'S PLAT of Auditor's Sublots A, B, C, D, E, F, G, and H in Block 7, West Fosston Addition, according to the Official Plat of record in the office of the County Recorder in and for the County of Polk and State of Minnesota, a distance of 29.09 feet to the point of beginning the same being the westerly most corner of said SUBLOT D; thence continuing South 52 degrees 11 minutes 11 seconds East, along the southwesterly line of SUBLOT D, a distance of 30.25 feet, more or less to the Northerly most corner of said SUBLOT C; thence South 37 degrees 17 minutes 35 seconds West, along the Northwesterly line of said SUBLOT C, a distance of 25.04 feet, more or less to the most westerly corner of said SUBLOT C; thence North 52 degrees 18 minutes 56 seconds West, along the northwesterly extension of the southwesterly line of said SUBLOT C, a distance of 30.29 feet; thence North 37 degrees 22 minutes 58 seconds East 25.11 feet, more or less to the point of beginning.

Containing 759 Square Feet, more or less and is subject to easements, restrictions, or reservations of record, if any.

("Land")

Buyer/Transferee:

Holland Family Enterprises, LLC

("Transferee"); and

WHEREAS, Minnesota Statutes, Sections 412.201 and 412.211 provide that real property of the City may be disposed of as its interests require.

NOW, THEREFORE, IT IS RESOLVED by the City Council as follows:

1. That the City sell, convey or otherwise dispose of or transfer the Land to the Transferee or any previous disposal or transfer of the Land to the Transferee is ratified and approved; and
2. That the Mayor and the City Administrator are authorized and directed to sign and deliver an instrument of conveyance of the land to the Transferee and any such

instrument of conveyance which was previously signed and delivered is ratified and approved.

The motion for the adoption of the foregoing resolution was duly seconded by member Veum and upon vote being taken thereon the following members voted in favor thereof: Anderson, Veum, Hoialmen and Offerdahl

and the following voted against same: None

Upon this vote, this resolution passed and is effective the 12th day of December, 2016.

James Offerdahl, Mayor

Attest:

Charles Lucken, City Administrator

Member Anderson introduced the following resolution and moved its adoption:

**RESOLUTION AUTHORIZING THE SALE
OR DISPOSAL OF REAL PROPERTY
RESOLUTION NO. 16-57**

WHEREAS, it is in the best interest of the City of Fosston, Minnesota (“City”) to sell or otherwise dispose or transfer real property located in the County of Polk, State of Minnesota, as follows:

Legal Description:

That part of the Lots 7 & 8, Block 7, Townsite of West Fosston, Polk County, Minnesota described as follows:

Commencing at the most Easterly Corner of said Block 7; thence North 52 degrees 37 minutes 07 seconds West, along the Northeasterly line of said Block 7, a distance of 140.00 feet, more or less to the most Northerly corner of Lot 1, said Block 7; thence South 37 degrees 22 minutes 53 seconds West, along the Northwesterly line of Lots 1 through 7, a distance of 174.82 feet; thence South 52 degrees 18 minutes 56 seconds West, along the northwesterly extension of the southwesterly line of SUBLLOT C, AUDITOR'S PLAT of Auditor's Sublots A, B, C, D, E, F, G, and H in Block 7, West Fosston Addition, according to the Official Plat of record in the office of the County Recorder in and for the County of Polk and State of Minnesota, a distance of 29.09 feet to the point of beginning; thence continuing South 52 degrees 18 minutes 56 seconds East, along the said Northwesterly extension of the southwesterly line of SUBLLOT C, a distance of 30.41 feet, more or less to the Northwesterly line of a tract described in Document Number 634019 of record in said Recorder's Office; thence South 37

degrees 22 minutes 53 seconds West, along the said Northwesterly line of said tract, a distance of 24.87 feet, more or less to the southwesterly line of said Lot 8; thence North 52 degrees 37 minutes 07 seconds West, along the southwesterly line of said Lot 8, a distance of 30.41 feet; thence North 37 degrees 22 minutes 58 seconds East 25.03 feet, more or less to the point of beginning.

Containing 759 Square Feet, more or less and is subject to easements, restrictions, or reservations of record, if any.

("Land")

Buyer/Transferee:

Bruce A. Nelson and Linda J. Nelson

("Transferee"); and

WHEREAS, Minnesota Statutes, Sections 412.201 and 412.211 provide that real property of the City may be disposed of as its interests require.

NOW, THEREFORE, IT IS RESOLVED by the City Council as follows:

1. That the City sell, convey or otherwise dispose of or transfer the Land to the Transferee or any previous disposal or transfer of the Land to the Transferee is ratified and approved; and

2. That the Mayor and the City Administrator are authorized and directed to sign and deliver an instrument of conveyance of the land to the Transferee and any such instrument of conveyance which was previously signed and delivered is ratified and approved.

The motion for the adoption of the foregoing resolution was duly seconded by member Veum and upon vote being taken thereon the following members voted in favor thereof: Anderson, Veum, Hoialmen and Offerdahl

and the following voted against same: None

Upon this vote, this resolution passed and is effective the 12th day of December, 2016.

James Offerdahl, Mayor

Attest:

Charles Lucken, City Administrator

There being no further business to come before the council, motion was made by Hoialmen seconded by Veum to adjourn. Motion carried by unanimous vote.

Charles Lucken, City Administrator