

Browns Valley Regular City Council Meeting
December 9, 2013

1. The Pledge of Allegiance was recited by those in attendance.
2. The regular council meeting of the City of Browns Valley, MN was held at the Public Library. Council members present were Brenda Bartz, Richard Johnson, Jeanne Dusing, Ken Warren, and Tony Miller. Also in attendance were Cody Hartwig, Bob Zabel, Rodey Ewald, Jeff Borgheiinck, Carolyn Roark, and Tom Schmitz. Matt Franzese arriving at 5:40. The meeting was called to order at 5:30pm by Mayor Bartz.
- 3a. Upon motion from Miller seconded by Warren and carried 5-0, council approved the minutes of the November 25, 2013 regular meeting.
- 3b. Following presentation and discussion of the bills it was moved by Warren with a second by Miller that the following resolution be adopted.
- BE IT AND IT IS HEREBY RESOLVED by the Council of the City of Browns Valley that the payment of the following city bills be and is approved as presented.
- Motion passed 5-0.
4. There were no building permits presented at this meeting.
5. Bob Zabel attended the meeting to ask for the LMCIT insurance contact starting 1/1/15. After discussion it was decided that a request for proposal (RFP) will be mailed out to prospective bidders as was done for the current contract.
6. None
- 7a. Franzese reported that there aren't legal descriptions for the two parcel just descriptions from the Farm Service Agencies. He is hoping to have this addressed by the end of the month.
- b. Due to complaints from residents nine brush pile abatements were sent out. Only two parties have replied to city hall that the piles on their property have been cleaned up. Schmitz will send the remaining abatements to Franzese to mail notices to the remaining parties stating that the brush piles will need to be cleaned up by May 15, 2014.
- Pursuant to due call and notice thereof, a regular meeting of the City Council of the City of Browns Valley, State of Minnesota, was duly held on Monday, December 9, 2013 at 5:30 p.m.

Member Warren introduced the following resolution and moved its adoption:

**RESOLUTION RELATING TO THE ISSUANCE OF
GENERAL OBLIGATION TEMPORARY SEWER REVENUE BONDS, SERIES 2014A;
COVENANTING AND
OBLIGATING THE CITY TO BE BOUND BY AND TO USE THE**

PROVISIONS OF MINNESOTA STATUTES, SECTION 446A.086
TO GUARANTEE THE PAYMENT OF THE PRINCIPAL
AND INTEREST ON THE BONDS

BE IT RESOLVED by the City Council of the City of Browns Valley, State of Minnesota (herein, the "City"), as follows:

1. The City Council hereby finds and declares that it is necessary and expedient for the City to sell and issue its fully registered General Obligation Temporary Sewer Revenue Bonds in the total aggregate principal amount of approximately \$2,040,000 (herein, the "Bonds"). The proceeds of the Bonds will be used, together with any additional funds of the City which might be required, to finance improvements to the City's wastewater collection system and pay off the City's G.O. Temporary Sewer Revenue Bonds, Series 2011A; and (ii) to pay the costs associated with issuing the Series 2009A Bonds.

Departmental

Reports

Administrator

2. Minnesota Public Facilities Authority Credit Enhancement Program
The following documents have been submitted to the Council and are on file in the office of the Administrator:
 - A. Form of Minnesota Public Facilities Authority (the "PFA") Credit Enhancement Program Agreement (the "Agreement"); and
 - B. Application for Participation in the PFA Credit Enhancement Program (the "Application").

The Agreement and the Application are authorized and approved in substantially the forms presented to the Council. Submission of the Application to the PFA and payment of related fees are approved. The Agreement shall be prepared for execution in accordance with the approved forms and shall be signed by the manual signature of the Mayor and attested by the manual signature of the Administrator.

The City hereby covenants and obligates itself to be bound by the provisions of Minnesota Statutes, Section 446A.086, as it may be amended from time to time (the "Credit Enhancement Act"). The City understands that as a result of its covenant to be bound by the provisions of the Credit Enhancement Act, the provisions of the Credit Enhancement Act shall be binding as long as any Bonds of this issue remain outstanding.

Adjournment

The City further covenants to comply with all procedures now or hereafter established pursuant to the Credit Enhancement Act by the PFA and otherwise to take such actions as necessary to comply with the Credit Enhancement Act. The Mayor or Administrator is authorized to execute any applicable PFA forms and to provide for the payment of the City's application fee of \$500.00 payable to the Authority, which fee is required to be submitted with the executed forms.

The motion for the adoption of the foregoing resolution was duly seconded by Member Dusing, and upon vote being taken thereon, the following voted in favor thereof: 5

and the following voted against the same: 0

Whereupon said resolution was declared duly passed and adopted.

Past questions relating to snow and snow removal were discussed. The issues are addressed in City Ordinance's:

§71.04, Declaration Of Snow Emergency-Parking Prohibited;

§92.18A, Public Nuisances Affecting Peace And Safety;

§93.03 B1, Materials On Street Or Sidewalk.

The Gettman family has requested that Gretchen and Ray be buried at the Steers Cemetery. Bartz has researched records at the County Courthouse. It is listed as active and established in 1883. It is also known as the Platteau and Pioneer Cemetery. She is also trying to identify who has the cemetery's records to identify who is buried there and where they are located in the cemetery. Bartz has an e-mail and phone call into the Minnesota Genealogical Society. She will hopefully have an update at the next council meeting.

Schmitz reported that he had a party look at the liquor store December 8th.

Motion to adjourn at 5:55pm by Miller, seconded by Johnson. Motion carried 5-0.

Minutes submitted by:

Approved by:

Thomas A Schmitz, Clerk

Brenda Bartz, Mayor