

WILLMAR CITY COUNCIL PROCEEDINGS
COUNCIL CHAMBERS
WILLMAR MUNICIPAL UTILITIES BUILDING
WILLMAR, MINNESOTA

March 19, 2018
7:00 p.m.

The regular meeting of the Willmar City Council was called to order by the Honorable Mayor Marv Calvin. Members present on a roll call were Mayor Marv Calvin, Council Members Audrey Nelsen, Ron Christianson, Kathy Schwantes, Fernando Alvarado, Julie Asmus, Shawn Mueske, Andrew Plowman, and Rick Fagerlie. Present 9, Absent 0.

Also present were City Administrator Ike Holland, Police Chief Jim Felt, Community Education and Recreation Director Steve Brisendine, Finance Director Steve Okins, Planning and Development Services Director Bruce Peterson, Public Works Director Sean Christensen, Human Resource Director Samantha Beckman, City Clerk Judy Thompson and City Attorney Robert Scott.

Proposed additions to the agenda included: City Attorney Robert Scott asked that agenda item 14 Consideration of Police Department Body Camera Directive be moved, addressed and allow for public comment prior to item 11 Consider Introduction of 2018 Bond Financing Ordinances and Setting Hearings; Mayor Calvin asked that concerns addressed in an email received earlier today from the Stingray Group be addressed prior to the Open Forum.

Council Member Nelsen moved to approve the agenda, as amended. Council Member Christianson seconded the motion which carried.

City Clerk Judy Thompson reviewed the consent agenda.

- A. Carris Health-Rice Memorial Hospital Board Minutes of March 7, 2018
- B. Willmar Municipal Utilities Board Minutes of March 12, 2018
- C. Planning Commission Minutes of March 7, 2018
- D. Liquor License Renewals
- E. Certification of Tax Forfeited Property
- F. **Resolution No. 18-27 Comrex Broadcast System Approval** for Live Stream Equipment
- G. Human Rights Commission Minutes of January 23, 2018
- H. Willmar Community Center Board Minutes of February 14, 2018
- I. Police Department Statistics for February, 2018
- J. Fire Department Statistics for February, 2018
- K. Accounts Payable through March 14, 2018

Council Member Nelsen offered a motion to approve the Consent Agenda. Council Member Plowman seconded the motion, which carried on a roll call vote of Ayes 8, Noes 0.

Jennifer Lindquist, rural Willmar, representing the Willmar Stingray Group, addressed the Council with concerns over the lack of communication between the Community Education and Recreation Department and the Willmar School District in regard to construction work being done in the pool area and the short notice the Club received of the pool closing. Ms. Lindquist indicated that the closing occurred before the swim club finished their season, creating no facility for the club to finish out their season. The Club has a contract to use the pool for the school year 2017-2018. Ms. Lindquist was requesting Council's assistance in this matter.

Following discussion, Ms. Lindquist was directed to work with Community Education and Recreation Director Steve Brisendine on a solution to this matter.

Anthony Dokken, Willmar, addressed the Council during the Open Forum with concerns over the proposed street project for 15th Street Southeast and Trott Avenue Southeast.

Michelle Marotzke, Willmar, addressed the Council during the Open Forum in support of the proposed street project for 13th Street Southeast.

Planning and Development Services Director Bruce Peterson recognized the retirement of Randy Kardell, Building Official for over 25 years. City Administrator Ike Holland presented Mr. Kardell with a gift of appreciation and stated that a party will be held on Friday, March 23rd from 2:00 p.m. to 4:00 p.m. at the Fire Station. Mr. Kardell spoke of the changes over the years, and the many construction projects that occurred during his employment, and thanked the Mayor and Council for the opportunity to work for the City and for recognizing him with a gift of appreciation.

At 7:34 p.m. Mayor Calvin opened the public hearing for the proposed 2018 Street & Other Improvements. Public Works Director Sean Christensen gave a brief overview of the 2018 Improvements. Mr. Christensen overviewed the funding sources and schedule for payment of assessments.

Michelle Marotzke spoke in favor of the proposed 13th Street Southeast project.

Anthony Dokken voiced his concerns regarding current water backup on 15th Street Southeast and the need to address this issue to allow for proper drainage.

Bryan Kath spoke on behalf of West Central Steel and the proposed 19th Street Northwest project. Mr. Kath indicated West Central Steel's desire to have a concrete street versus a paved street due to the heavy traffic on said street.

There being no others to speak for or against the proposed 2018 Street and Other Projects, Mayor Calvin closed the hearing at 7:58 p.m. and opened it up for discussion by the Council.

Following discussion, **Resolution No. 18-28 Ordering the 2018 Street and Other Improvements and Directing Staff to Prepare Final Plans and Specifications** was introduced by Council Member Fagerlie. Council Member Nelsen seconded the motion, which carried on a roll call vote of Ayes 8, Noes 0.

Resolution No. 18-29 Approving Final Plans and Specifications and Authorizing Publication of the Advertisement for Bids for the 2018 Improvement Projects was introduced by Council Member Fagerlie. Council Member Nelsen seconded the motion, which carried on a roll call vote of Ayes 8, Noes 0.

Police Chief Jim Felt recommended approval of the Willmar Police Department Body Camera Policy. Chief Felt stated the Willmar Police Department has created a body camera directive based on the model policy from the League of Minnesota Cities, Minnesota Chiefs of Police Association and Minnesota Sheriff's Association. State statute required that the governing authority of the venue in which they will be used must approve of the agency's policy/directive. The Willmar Police Department has been working on implementing body cameras for several years and has recently ordered 24 cameras which are due to arrive approximately April 2018. The Willmar Police Department plans to implement a body camera program upon receiving the body cameras, approval of the body camera directive and training officers in using the technology.

No one was present to speak for or against the proposed policy.

Following discussion, Council Member Plowman offered a motion to approve staff's recommendation. Council Member Mueske seconded the motion, which carried on a roll call vote of Ayes 8, Noes 0.

Finance Director Steve Okins presented details of the proposed 2018 Bond Financing Ordinances and setting hearings for 2018 Bond Financing for the following City Capital Bonding Projects; 2018 Street Improvement & Western Storm Sewer, Civic Center R-22 Improvement, City Hall/Community Center, and the Waste Water Lift Station PFA Financing. Mr. Okins stated in order to accomplish the financing of the various projects, certain procedures and timelines need to be established and followed.

Council Member Christianson introduced **Resolution No. 18-30 Calling for Public Hearing on an Ordinance Authorizing the Issuance of a general Obligation Water Revenue Note, Series 2018 and Levying Taxes for the Payment Thereof**, and set a public hearing for April 16th at 7:01 p.m. Council Member Asmus seconded the motion, which carried on a roll call vote of Ayes 8, Noes 0.

Council Member Christianson introduced **Resolution No. 18-31 Calling for Public Hearing on an Ordinance Authorizing the Issuance of \$2,780,000 G.O. Bond and Levying Taxes for the Payment Thereof**, and set a public hearing for April 16th at 7:02 p.m. Council Member Nelsen seconded the motion, which carried on a roll call vote of Ayes 8, Noes 0.

Council Member Christianson introduced **Resolution No. 18-32 Calling for Public Hearing on an Ordinance Authorizing the Issuance of \$2,975,000 General Obligation Improvement Bonds, Series 2018B and Levying Taxes for Payment Thereof**, and set a public hearing for April 16th at 7:03 p.m. Council Member Nelsen seconded the motion, which carried on a roll call vote of Ayes 8, Noes 0.

Council Member Christianson introduced **Resolution No. 18-33 Calling for a Public Hearing on Proposed Property Tax Abatements for the Purpose of Issuing Tax Abatement Bonds to Finance Certain Public Improvements to the Civic Center**, and set a public hearing for April 16th at 7:04 p.m. Council Member Nelsen seconded the motion, which carried on a roll call vote of Ayes 8, Noes 0.

Community Education and Recreation Director Steve Brisendine stated some of the playground equipment purchased in 2017 with capital funds will be installed at Miller Park and recommended the remaining unit be installed in Sunrise Park in the Pheasant Run neighborhood. Following discussion, Council Member Fagerlie offered a motion to approve staff's recommendation. Council Member Plowman seconded the motion which carried.

City Attorney Robert Scott presented an updated remote meeting attendance policy and stated the requested changes by council regarding the notice members must give to staff of any meeting a member wishes to attend remotely have been included. Council Member Plowman offered a motion to approve City Attorney Scott's recommendation. Council Member Nelsen seconded the motion which carried.

City Administrator Ike Holland stated signatures of all Council is required on the certification of tax forfeited property which was approved under the consent agenda this evening and asked all Council to see City Clerk Judy Thompson following the meeting.

Mayor Calvin congratulated the girls' basketball team on placing fourth at the state basketball tournament, and the boys' basketball team for a terrific season; a public meeting will be held March 27th for the Civic Center, and April 3rd for Robbins Island and urged everyone to attend these meetings.

Council Member Nelsen reminded everyone to attend the "Change X" meeting on Thursday, March 22nd at the Community Center from 5:30 p.m. to 7:00 p.m.

Council Member Mueske inquired about placing an item on the next work session and the process for doing so. Mayor Calvin stated he should speak to City Administrator Ike Holland.

Council Member Christianson offered a motion to adjourn the meeting with Council Member Nelsen seconding the motion, which carried. The meeting adjourned at 8:54 p.m.

MAYOR

Attest:

SECRETARY TO THE COUNCIL

RESOLUTION NO. 18-27

COMREX BROADCAST SYSTEM APPROVAL

Motion By: Nelsen

Second By: Plowman

WHEREAS, the City of Willmar needs to purchase a system to allow for live streaming and broadcasting of City Council meetings and;

WHEREAS, the City of Willmar has explored multiple systems and has determined that a Comrex Live Shot System as the best suited for the City's needs;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Willmar that the Mayor and City Administrator be authorized to repurpose \$17,000 from Electronic Parking Ticket Capital Improvement Project for the purpose of implementing the Comrex Live Shot System.

Dated this 19th day of March, 2018.

s/s Marv Calvin
MAYOR

Attest:

s/s Judy Thompson
CITY CLERK

RESOLUTION NO. 18-28

A RESOLUTION ORDERING THE 2018 STREET AND OTHER IMPROVEMENTS AND DIRECTING STAFF TO PREPARE FINAL PLANS AND SPECIFICATIONS.

Motion By: Fagerlie

Second By: Nelsen

WHEREAS, after due Notice of Public Hearing on the construction of street and other improvements for the City of Willmar, Minnesota, hearing on said improvements was duly held and the Council heard all persons desiring to be heard on the matter and fully considered the same.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Willmar, Minnesota, as follows:

1. It is advisable, expedient, and necessary that said improvements as described in the Notice of Hearing thereon be constructed and the same are hereby ordered made.
2. The improvements described in said Notice of Hearing are hereby designated and shall be known as 2018 Street and Other Improvements.

3. The City's Engineer is hereby directed to prepare final plans and specifications for said improvements.

4. The City Council shall let the contract for all or part of the work for said improvements or order all or part of the work done by day labor or otherwise as authorized by Minnesota Statutes, Section 429.041, Subdivision 2, within one year of the date of this resolution ordering said improvements.

Dated this 19th day of March, 2018

s/s Marv Calvin
Mayor

Attest:

s/s Judy Thompson
City Clerk

RESOLUTION NO. 18-29

A RESOLUTION APPROVING FINAL PLANS AND SPECIFICATIONS AND AUTHORIZING PUBLICATION OF THE ADVERTISEMENT FOR BIDS FOR THE 2018 IMPROVEMENT PROJECTS.

Motion By: Fagerlie Second By: Nelsen

WHEREAS the City Engineer of the City of Willmar has presented to the City Council plans and specifications for Project Nos. 1801-A, 1801-B, 1802,1803-A, 1803-B and 1804 for the City of Willmar;

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Willmar that:

Final plans and specifications are hereby approved, and publication of the advertisement for bids is herewith authorized. Multiple bid packages will be publicly opened and read with the first opening scheduled for 1:00 p.m. on the 24th day of April, 2018, at the City Office Building, 333 Southwest Sixth Street, Willmar, Minnesota.

Dated this 19th day of March, 2018

s/s Marv Calvin
Mayor

Attest:

s/s Judy Thompson
City Clerk

RESOLUTION NO. 18-30

**RESOLUTION CALLING FOR PUBLIC HEARING ON AN
ORDINANCE AUTHORIZING THE ISSUANCE
OF A GENERAL OBLIGATION WATER REVENUE NOTE, SERIES 2018
AND LEVYING TAXES FOR THE PAYMENT THEREOF**

Motion By: Christianson Second By: Asmus

WHEREAS:

- A. The City of Willmar is authorized by Minnesota Statutes, Chapter 444 (the "Act") to finance three lift stations, as more fully described in the proposed Ordinance set forth below.
- B. It is necessary and desirable that the City of Willmar issue its General Obligation Water Revenue Note, Series 2018 in the principal amount of \$1,620,000 to finance a lift station.
- C. Section 2.12 of the City Charter requires that acts of the City Council shall be by ordinance which authorize the borrowing of money.
- D. Councilmember Christianson introduced an Ordinance entitled "An Ordinance Authorizing the Issuance of a General Obligation Water Revenue Note, Series 2018 and levying taxes for the payment thereof".

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Willmar, Minnesota, as follows:

- 1. This Council has investigated the facts and does hereby find, determine and declare that it is necessary and expedient to provide funds to finance a lift station (the "Project"), in an approximate principal amount not to exceed \$1,620,000.
- 2. The City Clerk is authorized and directed to distribute a copy of said Ordinance to each Council Member, to the Mayor, and to the City Attorney, and to file a reasonable number of copies of the Ordinance in the office of the City Clerk and the following other public places:
 - A. None
 - B. _____
 - C. _____
- 3. This Council shall meet at the time and place specified in the form of notice hereinafter contained for the purpose of conducting a public hearing on the Ordinance and considering the Ordinance for adoption.
- 4. The City Clerk is hereby authorized and directed to cause notice of the time, place and purpose of said public hearing to be published in the local official newspaper of the City not less than seven days in advance of the date of hearing as required by the City Charter, which notice shall be substantially the following form:

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NOTICE OF PUBLIC HEARING
ON THE ADOPTION OF AN ORDINANCE

NOTICE IS HEREBY GIVEN by the City Council of the City of Willmar, Minnesota, that the City Council will conduct a public hearing on and consider adoption of the Ordinance described below at the Kandiyohi County Health and Human Services Building Board Room in the City of Willmar, Minnesota, at 7:01 o'clock p.m. on the 16th day of April, 2018 said proposed Ordinance is as follows:

AN ORDINANCE AUTHORIZING THE ISSUANCE OF A GENERAL OBLIGATION
WATER REVENUE NOTE, SERIES 2018 AND LEVYING TAXES FOR THE
PAYMENT THEREOF

The City of Willmar hereby ordains:

1. The City of Willmar has heretofore determined to finance three lift stations as part of the City's water system (the "Project").
2. This Ordinance is adopted in order to authorize the borrowing of money and the issuance of a General Obligation Water Revenue Note, Series 2018 and levying taxes therefor, to finance a portion of the costs of the Project in an approximate aggregate principal amount not to exceed \$1,620,000 as provided in Section 2.12 of the City Charter. Further details shall be set forth by resolution.

Such persons as desire to be heard with reference to the proposed Ordinance will be heard at this hearing.

By Order of the City Council

/s/ Judy Thompson
City Clerk

5. The full faith and credit of the City will be pledged for payment of the Note and the City will be obligated to levy ad valorem taxes on all taxable property in the City in the event of any deficiency in the revenues pledged, which taxes may be levied without limitation as to rate or amount.

6. No bonds and no tax levy shall be issued until (a) after the Ordinance has been duly adopted and published in accordance with the City Charter, and (b) the applicable 15 day period has elapsed with respect to said Ordinance and all appropriate bond resolutions during which period no Certificate of Intent is filed in accordance with Section 7.04(j) of the City Charter.

The motion for the adoption of the foregoing resolution was duly seconded by Member Asmus and upon a vote being taken thereon, the following voted in favor thereof: Council Members Audrey Nelsen, Ron Christianson, Kathy Schwantes, Fernando Alvarado, Julie Asmus, Shawn Mueske, Andrew Plowman, and Rick Fagerlie

and the following voted against the same: None

Whereupon said resolution was declared duly passed and adopted this 19th day of March, 2018.

s/s Marv Calvin
Mayor

Attest:

s/s Judy Thompson
City Clerk

RESOLUTION NO. 18-31

**RESOLUTION CALLING FOR PUBLIC HEARING ON AN
ORDINANCE AUTHORIZING THE ISSUANCE
OF \$2,780,000 GENERAL OBLIGATION BONDS, SERIES 2018A
AND LEVYING TAXES FOR THE PAYMENT THEREOF**

Motion By: Christianson Second By: Nelsen

WHEREAS:

A. The City of Willmar is authorized by Minnesota Statutes, Sections 410.32(g) and 412.301 (the "Equipment Act") to finance the acquisition of items of capital equipment (the "Equipment") and Minnesota Statutes, Sections 469.1812 through 469.1815, both inclusive (the "Abatement Act" and together with the Equipment Act the "Act") to finance improvements to the civic center, as more fully described in the proposed Ordinance set forth below.

B. It is necessary and desirable that the City of Willmar issue its General Obligation Bonds in the principal amount of \$2,780,000 to finance improvements to the civic center and finance the acquisition of various capital equipment related thereto.

C. Section 2.12 of the City Charter requires that acts of the City Council which authorize the borrowing of money and levying of taxes shall be by ordinance.

D. Councilmember Christianson introduced an Ordinance entitled "An Ordinance Authorizing the Issuance of \$2,780,000 General Obligation Bonds, Series 2018A and levying taxes for the payment thereof".

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Willmar, Minnesota, as follows:

1. The City Clerk is authorized and directed to distribute a copy of said Ordinance to each Council Member, to the Mayor, and to the City Attorney, and to file a reasonable number of copies of the Ordinance in the office of the City Clerk and the following other public places:

- A. None
- B. _____
- C. _____

2. This Council shall meet at the time and place specified in the form of notice hereinafter contained for the purpose of conducting a public hearing on the Ordinance and considering the Ordinance for adoption.

3. The City Clerk is hereby authorized and directed to cause notice of the time, place and purpose of said public hearing to be published in the local official newspaper of the City not less than seven days in advance of the date of hearing as required by the City Charter, which notice shall be substantially the following form:

(Remainder of this page intentionally left blank)

NOTICE OF PUBLIC HEARING
ON THE ADOPTION OF AN ORDINANCE

NOTICE IS HEREBY GIVEN by the City Council of the City of Willmar, Minnesota, that the City Council will conduct a public hearing on and consider adoption of the Ordinance described below at the Kandiyohi County Health and Human Services Building Board Room in the City of Willmar, Minnesota, at 7:02 o'clock p.m. on the 16th day of April, 2018 said proposed Ordinance is as follows:

AN ORDINANCE AUTHORIZING THE ISSUANCE OF \$2,780,000 GENERAL
OBLIGATION BONDS, SERIES 2018A AND THE LEVYING OF TAXES TO SECURE
PAYMENT THEREFOR.

The City of Willmar hereby ordains:

3. The City of Willmar has heretofore determined to finance the acquisition of various equipment and to finance improvements to the Civic Center.

4. In order to finance said improvements it is necessary to issue General Obligation Bonds of the City in the amount of \$2,780,000.

5. For the purposes of complying with Minnesota Statutes, Section 475.61, there will be levied a direct ad valorem tax upon all taxable property in the municipality in such amounts as are required by law to secure payment of said Bonds.

6. This Ordinance is adopted in order to authorize the borrowing of money and the issuance of general obligation bonds and the levying of taxes therefor as provided in Section 2.12 of the City Charter. Further details shall be set forth by resolution.

Such persons as desire to be heard with reference to the proposed Ordinance will be heard at this hearing.

By Order of the City Council

/s/ Judy Thompson
City Clerk

4. Upon sale of said bonds, the City Clerk shall compute the levy made by said Ordinance No. ____ commencing in or about the year 2019 and ending in or about the year 2038 upon all taxable property in the City, which tax shall be spread upon the tax rolls and collected with and as part of other general property taxes in said City in such an amount as is necessary to comply with Minnesota Statutes, Section 475.61, subd. 1. Said tax levy shall be irrevocable so long as any of said bonds are outstanding and unpaid, provided that the City reserves the right and power to reduce the levies in the manner and to the extent permitted by Minnesota Statutes, Section 475.61, subd. 3.

5. No bonds shall be issued and no tax levy shall be effective in accordance with this resolution until (a) after the Ordinance has been duly adopted and published in accordance with the City Charter, and (b) the applicable 15 day period has elapsed with respect to said Ordinance and all appropriate bond resolutions during which period no Certificate of Intent is filed in accordance with Section 7.04(j) of the City Charter.

The motion for the adoption of the foregoing resolution was duly seconded by Member Nelsen and upon a vote being taken thereon, the following voted in favor thereof: Council Members Audrey Nelsen, Ron Christianson, Kathy Schwantes, Fernando Alvarado, Julie Asmus, Shawn Mueske, Andrew Plowman, and Rick Fagerlie.

and the following voted against the same: None

Whereupon said resolution was declared duly passed and adopted this 19th day of March, 2018.

s/s Marv Calvin
Mayor

Attest:

s/s Judy Thompson
City Clerk

RESOLUTION NO. 18-32

**RESOLUTION CALLING FOR PUBLIC HEARING ON AN
ORDINANCE AUTHORIZING THE ISSUANCE
OF \$2,975,000 GENERAL OBLIGATION IMPROVEMENT BONDS, SERIES 2018B
AND LEVYING TAXES FOR THE PAYMENT THEREOF**

Motion By: Christianson Second By: Nelsen

WHEREAS:

E. The City of Willmar has heretofore undertaken to construct certain public improvements pursuant to Minnesota Statutes, Chapters 429 and 115, as more fully described in the proposed Ordinance set forth below.

F. Said improvements have heretofore been duly incorporated into the City's capital Program in accordance with the City Charter.

G. It is necessary and desirable that the City of Willmar issue its General Obligation Improvement Bonds in the principal amount of \$2,975,000 to various improvement projects in the City.

H. Section 2.12 of the City Charter requires that acts of the City Council which authorize the borrowing of money and levying of taxes shall be by ordinance.

I. Councilmember Christianson introduced an Ordinance entitled "An Ordinance Authorizing the Issuance of \$2,975,000 General Obligation Improvement Bonds, Series 2018B".

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Willmar, Minnesota, as follows:

1. The City Clerk is authorized and directed to distribute a copy of said Ordinance to each Council Member, to the Mayor, and to the City Attorney, and to file a reasonable number of copies of the Ordinance in the office of the City Clerk and the following other public places:

- A. None
- B. _____
- C. _____

4. This Council shall meet at the time and place specified in the form of notice hereinafter contained for the purpose of conducting a public hearing on the Ordinance and considering the Ordinance for adoption.

5. The City Clerk is hereby authorized and directed to cause notice of the time, place and purpose of said public hearing to be published in the local official newspaper of the City not less than seven days in advance of the date of hearing as required by the City Charter, which notice shall be substantially the following form:

(Remainder of this page intentionally left blank)

NOTICE OF PUBLIC HEARING
ON THE ADOPTION OF AN ORDINANCE

NOTICE IS HEREBY GIVEN by the City Council of the City of Willmar, Minnesota, that the City Council will conduct a public hearing on and consider adoption of the Ordinance described below at the Kandiyohi County Health and Human Services Building Board Room in the City of Willmar, Minnesota, at 7:03 o'clock p.m. on the 16th day of April, 2018 said proposed Ordinance is as follows:

AN ORDINANCE AUTHORIZING THE ISSUANCE OF \$2,975,000 GENERAL OBLIGATION IMPROVEMENT BONDS, SERIES 2018B AND THE LEVYING OF TAXES TO SECURE PAYMENT THEREFOR.

The City of Willmar hereby ordains:

7. In accordance with Minnesota Statutes, Chapter 429, the City of Willmar has heretofore determined to construct the following improvements:

<u>Project</u>	<u>Total Cost</u>	<u>Amount to be Financed</u>	<u>Amount to be Assessed</u>
2018 Improvements	\$3,115,000	\$1,470,000	\$660,000
Western Interceptor (Storm Sewer)	\$1,505,000	\$1,505,000	N/A

8. In order to finance said improvements it is necessary to issue General Obligation Improvement Bonds of the City in the amount of \$2,975,000.

9. For the purposes of complying with Minnesota Statutes, Section 475.61, there will be levied a direct ad valorem tax upon all taxable property in the municipality in such amounts as are required by law to secure payment of said Bonds.

10. This Ordinance is adopted in order to authorize the borrowing of money and the issuance of General Obligation Improvement Bonds and the levying of taxes therefor as provided in Section 2.12 of the City Charter. Further details shall be set forth by resolution.

Such persons as desire to be heard with reference to the proposed Ordinance will be heard at this hearing.

By Order of the City Council

/s/ Judy Thompson
City Clerk

6. Upon sale of said bonds, the City Clerk shall compute the levy made by said Ordinance No. ____ commencing in or about the year 2019 and ending in or about the year 2029 upon all taxable property in the City, which tax shall be spread upon the tax rolls and collected with and as part of other general property taxes in said City in such an amount as is necessary to comply with Minnesota Statutes, Section 475.61, subd. 1. Said tax levy shall be irrevocable so long as any of said bonds are outstanding and unpaid, provided that the City reserves the right and power to reduce the levies in the manner and to the extent permitted by Minnesota Statutes, Section 475.61, subd. 3.

7. No bonds shall be issued and no tax levy shall be effective in accordance with this resolution until (a) after the Ordinance has been duly adopted and published in accordance with the City Charter, and (b) the applicable 15 day period has elapsed with respect to said Ordinance and all appropriate bond resolutions during which period no Certificate of Intent is filed in accordance with Section 7.04(j) of the City Charter.

The motion for the adoption of the foregoing resolution was duly seconded by Member Nelsen and upon a vote being taken thereon, the following voted in favor thereof: Council Members Audrey Nelsen, Ron Christianson, Kathy Schwantes, Fernando Alvarado, Julie Asmus, Shawn Mueske, Andrew Plowman, and Rick Fagerlie.

and the following voted against the same: None.

Whereupon said resolution was declared duly passed and adopted this 19th day of March, 2018.

s/s Marv Calvin
Mayor

Attest:

s/s Judy Thompson
City Clerk

RESOLUTION NO. 18-33

RESOLUTION CALLING FOR A PUBLIC HEARING ON PROPOSED PROPERTY TAX ABATEMENTS FOR THE PURPOSE OF ISSUING TAX ABATEMENT BONDS TO FINANCE CERTAIN PUBLIC IMPROVEMENTS TO THE CIVIC CENTER

Motion By: Christianson Second By: Nelsen

WHEREAS, *Minnesota Statutes*, Sections 469.1812 through 469.1815, both inclusive (the "Act"), authorize the City of Willmar, Minnesota (the "City"), upon satisfaction of certain conditions, to approve an abatement of all or a part of the taxes levied by the City on certain property; and

WHEREAS, the City has determined it is the best interest of the City (i) to undertake financing certain public improvements to the City's civic center with tax abatement bonds authorized by the Act and (ii) to authorize a property tax abatement with respect to various parcels of land that benefit from the City's civic center; and

WHEREAS, the Act requires the City to hold a public hearing prior to adoption of a resolution granting any property tax abatements:

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Willmar, Minnesota, as follows:

i) Hearing. A public hearing on the consideration of authorizing a property tax abatement in connection with the issuance of tax abatement bonds will be held at the time and place set forth in the Notice of Hearing attached hereto as **Exhibit A** and hereby made a part hereof.

ii) Notice. The City Clerk is hereby authorized and directed to cause notice of said hearing in substantially the form attached hereto as Exhibit A to be given one publication in a newspaper of general circulation in the City more than 10 days but less than 30 days before the hearing. The newspaper must be one of general circulation, interest and readership in the City, and must be published at least once per week.

The motion for the adoption of the foregoing resolution was duly seconded by Member Nelsen and, upon a vote being taken thereon after full discussion thereof, the following voted in favor thereof: Council Members Audrey Nelsen, Ron Christianson, Kathy Schwantes, Fernando Alvarado, Julie Asmus, Shawn Mueske, Andrew Plowman, and Rick Fagerlie.

and the following voted against the same: None

Whereupon said resolution was declared duly passed and adopted.

s/s Marv Calvin
Mayor

Attest:

s/s Judy Thompson
City Clerk

EXHIBIT A

CITY OF WILLMAR

NOTICE OF PUBLIC HEARING
REGARDING PROPOSED PROPERTY TAX ABATEMENTS
IN CONNECTION WITH THE ISSUANCE OF TAX ABATEMENT BONDS

NOTICE IS HEREBY GIVEN that the City Council of the City of Willmar, Minnesota (the "City"), will hold a public hearing on Monday, April 16, 2018, at a meeting of the City Council beginning on or after 7:04 p.m., Central Time, at the Kandiyohi County Human Resources Building Commission meeting room in the City of Willmar, Minnesota on the proposal to abate all or a portion of property taxes levied by the City on the following parcels which are located in the City (the "Abatement Parcels"):

95-902-0050	95-137-0122	95-465-0050	95-466-0030	95-443-0210	95-560-0200
95-137-0010	95-137-0130	95-465-0060	95-466-0040	95-443-0200	95-560-0190
95-137-0020	95-464-0010	95-465-0070	95-466-0050	95-443-0350	95-560-0180
95-137-0030	95-464-0020	95-465-0080	95-466-0060	95-443-0340	95-560-0170
95-137-0050	95-464-0030	95-465-0090	95-466-0070	95-443-0330	95-833-1290
95-137-0060	95-464-0040	95-465-0095	95-467-0310	95-443-0320	95-560-0150
95-137-0070	95-464-0050	95-465-0100	95-467-0320	95-443-0300	95-560-0140
95-137-0090	95-464-0060	95-465-0110	95-467-0330	95-443-0470	95-560-0130
95-137-0100	95-465-0010	95-465-0120	95-467-0340	95-443-0460	95-560-0120
95-137-0110	95-465-0020	95-465-0130	95-798-0010	95-443-0450	95-560-0110
95-137-0120	95-465-0030	95-466-0010	95-443-0230	95-443-0440	95-560-0100
95-137-0124	95-465-0040	95-466-0020	95-443-0220	95-443-0500	95-560-0090
					95-560-0080

The purpose of the proposed abatement is to undertake financing certain public improvements to the City's civic center.

At the public hearing, the Council will consider an abatement resolution under which the City will collect the City's share of property taxes from the Abatement Parcels for a maximum of 2 years and use those revenues to pay for improvements to the civic center in the City. The total amount of abatement is estimated not to exceed \$140,000, representing the aggregate abatement dollars to be collected and transferred to the City over a maximum of 2 years.

The proposed abatement bonds will not affect tax rates for the Abatement Parcels or otherwise impact taxation of the Abatement Parcels differently from other parcels in the City.

All interested persons may appear at the public hearing on April 16, 2018 and present their views orally or prior to the meeting in writing.