

A regular meeting of the City Council for the City of Canby, Minnesota was held on January 6th, 2015 at 7:00 P.M. in the City Council Chambers.

Members: Nancy Bormann, Nate Oellien, Frank Maas

Absent: Denise Hanson

Visitors: Nicholas Johnson, City Administrator
Gerald Boulton, City Attorney
Isaiah Keating, Police Chief
Ryan Feiock, Canby News
Rick Bueltel
Jody Olson

The Pledge of Allegiance was recited.

The meeting was called to order.

Frank Maas and Nancy Bormann recited the oath of office for the positions of Alderman.

Candidates for the vacant Mayor position were discussed. Rick Bueltel and Nancy Bormann submitted their candidacy. A motion was made by Maas and seconded by Oellien to appoint Nancy Bormann to Mayor. All voted in favor. None voted against. The motion is carried.

Nancy Bormann recited the oath of office for the position of Mayor.

Nancy Bormann submitted her resignation as Alderman.

Resolution 2015-1-6-5, a resolution declaring a vacancy to exist, was reviewed. A motion was made by Maas and seconded by Oellien to adopt the resolution. All voted in favor. None voted against. The motion is carried.

Resolution 2015-1-6-5

A Resolution Declaring a Vacancy to Exist

Whereas, Nancy Bormann has been appointed as Mayor of the City of Canby, effective January 6th, 2015, and

Whereas, City of Canby Charter Chapter 2, Section 2.05 prescribes the procedure to be taken for vacancies of an elected official,

Therefore be it resolved, that the elective office of Alderman of the City of Canby is hereby declared to be vacant, and the council shall forthwith appoint an eligible person to fill the vacancy until the regular election occurring in 2016.

Passed by the Council of the City of Canby on this 6th day of January, 2015.

Attest:

Mayor

City Administrator

A motion was made by Maas and seconded by Oellien to move the regular scheduled meetings of January and February from Tuesday to Wednesday. All voted in favor. None voted against. The motion is carried.

The minutes of December 16th, 2014 were reviewed. A motion was made by Oellien and seconded by Maas to approve the minutes. All voted in favor. None voted against. The motion is carried.

Official designations for 2015 as amended. A motion was made by Oellien and seconded by Maas to approve the designations. All voted in favor. None voted against. The motion is carried.

**Canby City Council
Official Designations for 2015**

Name:

Designation:

Nate Oellien

Acting Mayor/Mayor Pro-tem

Gerald Boulton

City Attorney

Kinner & Company LTD

Public Accountant

Canby News

Official Newspaper

First Security Bank

Official Depository

Co-op Credit Union

Additional Depository

Minnesota Municipal
Money Market Fund

Additional Depository

State Bank of Taunton

Additional Depository

Bolton & Menk

Engineering Firm

John W. Meyer
Ehlers & Associates

Financial Advisor

Committee Designation:

Council Representative:

Canby HRA

Frank Maas

Airport Board

Nate Oellien

Planning Commission

Nancy Bormann
Gene Bies – At Large

EDA

Nancy Bormann
Denise Hanson

REC Board

Nate Oellien

Resolution 2015-1-6-1, a resolution designating signatories for financial institution and the powers and limitations thereof, was reviewed. A motion was made by Oellien and seconded by Maas to adopt the resolution. All voted in favor. None voted against. The motion is carried.

Resolution 2015-1-6-1

**A Resolution Designating Signatories for Financial Institution
and the Powers and Limitations Thereof**

Be It Resolved, by the City Council for the City of Canby, Minnesota, hereinafter referred to as “City”, and First Security Bank Canby, hereinafter referred to as “Financial Institution” that the following resolutions are hereby adopted.

Any signatories (“Agent”) listed below, subject to any written limitations, are authorized to exercise the powers granted as indicated below:

Name and Title of Position:

Signature:

A. Nancy Bormann, Mayor

B. Frank Maas, Alderman

C. Nate Oellien, Alderman

D. Nicholas Johnson, City Administrator

E. Bonnie Merritt, Account Clerk

F. Linda Blackwelder, Administrative Secretary

Powers Granted:

Indicate A, B, C, D, E or F	Description of Power	Number of Signatures Required
A, B, C, D	Exercise all of the powers listed in this resolution	2
D	Open any deposit or share account(s) in the name of the City	1
A, B, C, D, E, F	Endorse checks and orders for the payment of money or otherwise withdraw or transfer funds on deposit with this Financial Institution	2
A, B, C, D	Borrow money on behalf and in the name of the City, sign, execute and deliver promissory notes or other evidences of indebtedness	2
A, B, C, D	Endorse, assign, transfer, mortgage or pledge bills receivables, stocks, bonds, real estate, or other property now owned or hereafter owned or acquired by the City as security for sums borrowed, and to discount the same, unconditionally guaranteed payment of all bills received, negotiated or discounted and to waive demand, presentment, and protest, notice of protest and notice of non-payment	2
A, B, C, D	Enter into a written lease for the purpose of sending, maintaining, accessing and terminating a Safe Deposit Box in this Financial Institution	2
A, B, C, D, E, F	Access Safe Deposit Box in this Financial Institution	1

Limitations on Powers:

There are no limitations on powers set herein.

Further Resolutions:

1. The Financial Institution is designated as a depository for the funds of the City and to provide other financial accommodations indicated in the resolution.
2. This resolution shall continue to have effect until express written notice of its rescission or modification has been received by the Financial Institution. Any and all prior resolutions adopted by the City Council and certified to the Financial Institution as governing the operation of this city's account(s) are in full force and effect until the Financial Institution receives and acknowledges an express written notice of its revocation, modification, or replacement. Any revocation, modification, or replacement of a resolution must be accompanied by documentation, satisfactory to the Financial Institution, establishing the authority for the changes.
3. The signature of an Agent on this resolution is conclusive evidence of their authority to act on behalf of the City. Any Agent, so long as they act in a representative capacity as agents of the City, is authorized to make any and all other contracts, agreements, stipulations and

orders which they may deem advisable for the effective exercise of the powers indicated in this resolution, from time to time with the Financial Institution, subject to any restrictions on this resolution or otherwise agreed to in writing.

4. All transactions, if any, with respect to any deposits, withdrawals, rediscounts and borrowings by or on behalf of the City with the Financial Institution prior to the application of this resolution hereby ratified, approved, and confirmed.
5. The City agrees to the terms and conditions of any account agreement, properly opened by any Agent of the City. The City authorizes the Financial Institution, at any time, to charge the City for all checks, drafts, or other orders, for the payment of money, that are drawn on the Financial Institution, so long as they contain the required number of signatures for this purpose.

Certification of Authority:

This is to certify that the City Council of the City has, and at the time of adoption of this resolution had, full power, and lawful authority to adopt the preceding resolutions and to confer the powers granted to the persons named who have full power and lawful authority to exercise the same.

In WITNESS WHEREOF, I have subscribed my name and to this document on January 7th, 2014.

Attest:

Mayor

City Administrator

Resolution 2015-1-6-2, a resolution designating signatories for financial institution and the powers and limitations thereof, was reviewed. A motion was made by Maas and seconded by Oellien to adopt the resolution. All voted in favor. None voted against. The motion is carried.

Resolution 2015-1-6-2

**A Resolution Designating Signatories for Financial Institution
and the Powers and Limitations Thereof**

Be It Resolved, by the City Council for the City of Canby, Minnesota, hereinafter referred to as “City”, and Co-op Credit Union of Montevideo, hereinafter referred to as “Financial Institution” that the following resolutions are hereby adopted.

Any signatories (“Agent”) listed below, subject to any written limitations, are authorized to exercise the powers granted as indicated below:

Name and Title of Position:

Signature:

A. Nancy Bormann, Mayor

B. Frank Maas, Alderman

C. Nate Oellien, Alderman

D. Nicholas Johnson, City Administrator

E. Bonnie Merritt, Account Clerk

F. Linda Blackwelder, Administrative Secretary

Powers Granted:

Indicate A, B, C, D, E or F	Description of Power	Number of Signatures Required
A, B, C, D	Exercise all of the powers listed in this resolution	2
D	Open any deposit or share account(s) in the name of the City	1
A, B, C, D, E, F	Endorse checks and orders for the payment of money or otherwise withdraw or transfer funds on deposit with this Financial Institution	2
A, B, C, D	Borrow money on behalf and in the name of the City, sign, execute and deliver promissory notes or other evidences of indebtedness	2
A, B, C, D	Endorse, assign, transfer, mortgage or pledge bills receivables, stocks, bonds, real estate, or other property now owned or hereafter owned or acquired by the City as security for sums borrowed, and to discount the same, unconditionally guaranteed payment of all bills received, negotiated or discounted and to waive demand, presentment, and protest, notice of protest and notice of non-payment	2
A, B, C, D	Enter into a written lease for the purpose of sending, maintaining, accessing and terminating a Safe Deposit Box in this Financial Institution	2
A, B, C, D, E, F	Access Safe Deposit Box in this Financial Institution	1

Limitations on Powers:

There are no limitations on powers set herein.

Further Resolutions:

6. The Financial Institution is designated as a depository for the funds of the City and to provide other financial accommodations indicated in the resolution.
7. This resolution shall continue to have effect until express written notice of its rescission or modification has been received by the Financial Institution. Any and all prior resolutions adopted by the City Council and certified to the Financial Institution as governing the operation of this city's account(s) are in full force and effect until the Financial Institution receives and acknowledges an express written notice of its revocation, modification, or replacement. Any revocation, modification, or replacement of a resolution must be accompanied by documentation, satisfactory to the Financial Institution, establishing the authority for the changes.
8. The signature of an Agent on this resolution is conclusive evidence of their authority to act on behalf of the City. Any Agent, so long as they act in a representative capacity as agents of the City, is authorized to make any and all other contracts, agreements, stipulations and orders which they may deem advisable for the effective exercise of the powers indicated in this resolution, from time to time with the Financial Institution, subject to any restrictions on this resolution or otherwise agreed to in writing.
9. All transactions, if any, with respect to any deposits, withdrawals, rediscounts and borrowings by or on behalf of the City with the Financial Institution prior to the application of this resolution hereby ratified, approved, and confirmed.
10. The City agrees to the terms and conditions of any account agreement, properly opened by any Agent of the City. The City authorizes the Financial Institution, at any time, to charge the City for all checks, drafts, or other orders, for the payment of money, that are drawn on the Financial Institution, so long as they contain the required number of signatures for this purpose.

Certification of Authority:

This is to certify that the City Council of the City has, and at the time of adoption of this resolution had, full power, and lawful authority to adopt the preceding resolutions and to confer the powers granted to the persons named who have full power and lawful authority to exercise the same.

In WITNESS WHEREOF, I have subscribed my name and to this document on January 7th, 2014.

Attest:

Mayor

City Administrator

Resolution 2015-1-6-3, a resolution designating signatories for financial institution and the powers and limitations thereof, was reviewed. A motion was made by Oellien and seconded by Maas to adopt the resolution. All voted in favor. None voted against. The motion is carried.

Resolution 2015-1-6-3

**A Resolution Designating Signatories for Financial Institution
and the Powers and Limitations Thereof**

Be It Resolved, by the City Council for the City of Canby, Minnesota, hereinafter referred to as “City”, and State Bank of Taunton, hereinafter referred to as “Financial Institution” that the following resolutions are hereby adopted.

Any signatories (“Agent”) listed below, subject to any written limitations, are authorized to exercise the powers granted as indicated below:

Name and Title of Position:

Signature:

A. Nancy Bormann, Mayor

B. Frank Maas, Alderman

C. Nate Oellien, Alderman

D. Nicholas Johnson, City Administrator

E. Bonnie Merritt, Account Clerk

F. Linda Blackwelder, Administrative Secretary

Powers Granted:

Indicate A, B, C, D, E or F	Description of Power	Number of Signatures Required
A, B, C, D	Exercise all of the powers listed in this resolution	2
D	Open any deposit or share account(s) in the name of the City	1
A, B, C, D, E, F	Endorse checks and orders for the payment of money or otherwise withdraw or transfer funds on deposit with this Financial Institution	2

A, B, C, D	Borrow money on behalf and in the name of the City, sign, execute and deliver promissory notes or other evidences of indebtedness	2
A, B, C, D	Endorse, assign, transfer, mortgage or pledge bills receivables, stocks, bonds, real estate, or other property now owned or hereafter owned or acquired by the City as security for sums borrowed, and to discount the same, unconditionally guaranteed payment of all bills received, negotiated or discounted and to waive demand, presentment, and protest, notice of protest and notice of non-payment	2
A, B, C, D	Enter into a written lease for the purpose of sending, maintaining, accessing and terminating a Safe Deposit Box in this Financial Institution	2
A, B, C, D, E, F	Access Safe Deposit Box in this Financial Institution	1

Limitations on Powers:

There are no limitations on powers set herein.

Further Resolutions:

11. The Financial Institution is designated as a depository for the funds of the City and to provide other financial accommodations indicated in the resolution.
12. This resolution shall continue to have effect until express written notice of its rescission or modification has been received by the Financial Institution. Any and all prior resolutions adopted by the City Council and certified to the Financial Institution as governing the operation of this city's account(s) are in full force and effect until the Financial Institution receives and acknowledges an express written notice of its revocation, modification, or replacement. Any revocation, modification, or replacement of a resolution must be accompanied by documentation, satisfactory to the Financial Institution, establishing the authority for the changes.
13. The signature of an Agent on this resolution is conclusive evidence of their authority to act on behalf of the City. Any Agent, so long as they act in a representative capacity as agents of the City, is authorized to make any and all other contracts, agreements, stipulations and orders which they may deem advisable for the effective exercise of the powers indicated in this resolution, from time to time with the Financial Institution, subject to any restrictions on this resolution or otherwise agreed to in writing.
14. All transactions, if any, with respect to any deposits, withdrawals, rediscounts and borrowings by or on behalf of the City with the Financial Institution prior to the application of this resolution hereby ratified, approved, and confirmed.

15. The City agrees to the terms and conditions of any account agreement, properly opened by any Agent of the City. The City authorizes the Financial Institution, at any time, to charge the City for all checks, drafts, or other orders, for the payment of money, that are drawn on the Financial Institution, so long as they contain the required number of signatures for this purpose.

Certification of Authority:

This is to certify that the City Council of the City has, and at the time of adoption of this resolution had, full power, and lawful authority to adopt the preceding resolutions and to confer the powers granted to the persons named who have full power and lawful authority to exercise the same.

In WITNESS WHEREOF, I have subscribed my name and to this document on January 7th, 2014.

Attest:

Mayor

City Administrator

A contract with Countryside Public Health for tobacco compliance checks was reviewed. A motion was made by Oellien and seconded by Maas to approve the contract. All voted in favor. None voted against. The motion is carried.

Resolution 2015-1-6-4, a resolution with MNDOT authorizing a grant agreement, was reviewed. A motion was made by Maas and seconded by Oellien to adopt the resolution. All voted in favor. None voted against. The motion is carried.

Resolution 2015-1-6-4

A Resolution Authorizing the Execution of Minnesota Department of Transportation Grant Agreement for Airport Improvement Excluding Land Acquisition

It is resolved by the City of Canby as follows:

1. That the state of Minnesota Agreement No. 06982, "Grant Agreement for Airport Improvement Excluding Land Acquisition," for State Project No. A8702-30 at the Canby Municipal (Meyers Field) Airport is accepted.
2. That the Mayor and City Administrator are authorized to execute this Agreement and any amendments on behalf of the City of Canby.

2. Jason Weber
3. Ryan Arndt
4. Tricia Groenhoff
5. Sara Wollum
6. Kayla Richter
7. Megan Namken

A motion was made by Maas and seconded by Oellien to appoint said members to the committee. All voted in favor. None voted against. The motion is carried.

A motion was made by Maas and seconded by Oellien to adjourn. All voted in favor. None voted against. The motion is carried.

Attest:

Mayor

City Administrator