



CITY COUNCIL AGENDA

Monday, October 28, 2024

5:00 p.m. Workshop

6:00 p.m. City Council

City Council Chambers

310 Elm Street W.

Norwood Young America, MN 55368

WORKSHOP

1. Workshop
 - 1.1 Facility Plan Discussion—Seth Peterson, Bolton & Menk

EDA

2. CALL A MEETING OF THE EDA TO ORDER
 - 2.1. Pledge of Allegiance
 - 2.2. Approve Agenda
 - 2.3. Approve the minutes of September 23, 2024
 - 2.4. Adjournment

CITY COUNCIL MEETING

3. CALL A MEETING OF THE CITY COUNCIL TO ORDER

4. APPROVE AGENDA

5. INTRODUCTIONS, PRESENTATIONS, PROCLAMATIONS, AWARDS, AND PUBLIC COMMENT

(Individuals may address the City Council about any non-agenda item of concern. Speakers must state their name and address and limit their remarks to three minutes. The City Council will not take official action on these items but may refer the matter to staff for a future report or direct that the matter be scheduled for a future meeting agenda.)

- 5.1 Proclamation by Mayor Lagergren: Domestic Violence Awareness Month—Christie Larson, Southern Valley Alliance

6. CONSENT AGENDA

(NOTE TO THE PUBLIC: All those items listed as part of the Consent Agenda will be approved by a single motion unless a request to discuss one of those items is made prior to that time. Anyone present at the meeting may request an item removed from the consent agenda. Please inform the Council when they approve the agenda for this meeting.)

- 6.1. Approve minutes of October 15, 2024, City Council Workshop
- 6.2. Approve minutes of October 15, 2024, City Council Meeting
- 6.3. Approve Payment of Claims
- 6.4. Approve Solicitors Permit – Bayerl Painting LLC

7. PUBLIC HEARING

8. OLD BUSINESS

9. NEW BUSINESS

- 9.1. Presentation and Resolution 2024-55 A Resolution Awarding the Sale of GO Improvement and Utility Bonds, Series 2024B, in the Original Aggregate Principal Amount of \$2,620,000, Fixing Their Form and Specifications; Directing Their Execution and Delivery; and Providing for Their Payment—Nick Anhut, Ehlers
- 9.2. Special Meeting Notice: Election Canvas—Mitchell Thiesfeld, Clerk-Treasurer/Finance Director
- 9.3. Approve the Sale of the City Bus – Mitchell Thiesfeld, Clerk-Treasurer/Finance Director
- 9.4. Approve Snow Hauling Quotes – Mark Streich, PS Director
- 9.5. Shouldering of Railroad Street – Mark Streich, PS Director
- 9.6. Public Services Update—Mark Streich, PS Director

10. COUNCIL MEMBER / MAYOR AND STAFF REPORTS

11. ADDITIONAL INFORMATION

(The following informational items have been included in the Council packet for informational purposes, council review, and discussion. No action is required by the City Council.)

12. ADJOURNMENT

UPCOMING MEETINGS / EVENTS

November 5 th	General Election: City of NYA Council Chambers	7:00 AM to 8:00 PM
November 6 th	Planning and Zoning Commission Meeting	6:00 PM (Wednesday Meeting)
November 6 th	NYA Food Distribution	12:30-1:30 PM
November 11 th	Veteran's Day—No City Council Meeting	No City Council Meeting
November 12 th	City Council Meeting	6:00 PM (Tuesday Meeting)
November 13 th	Economic Development Commission Meeting	6:00 PM
November 19 th	Park and Recreation Committee Meeting	5:30 PM
November 21 st	Sr. Advisory Meeting	9:00 AM
November 25 th	Workshop/EDA/City Council Meeting	5:00 PM/6:00 PM



ECONOMIC DEVELOPMENT AUTHORITY MINUTES

September 23, 2024
City Council Chambers
310 Elm Street West
Norwood Young America MN 55368

Attendance:

ATTENDEES: Carol Lagergren, Mike McPadden, Charlie Storms, Brooke Allen, Craig Heher

ABSENT: None

STAFF: Andrea Aukrust, City Administrator; Karen Hallquist, Community and Economic Development Director; Mitchell Thiesfeld, Clerk/Finance Director

OTHERS: Chris Pass, Norwood East LLC; Dan Rondeau, Sackett-Waconia; Deputy Sheriff Lee

2. Call EDA Meeting to Order

Mayor Lagergren called the EDA meeting to order at 6:00 PM with all members present.

2.1. Pledge of Allegiance

The Pledge of Allegiance was said by all.

2.2. Approve Agenda

Motion: MM/CH to approve the agenda as submitted. Motion passed 5-0

2.3. Approve minutes of August 26, 2024, meeting.

Motion: CH/MM to approve the minutes as submitted. Motion passed 5-0.

2.4. Public Hearing – PVS Sackett Waconia, Inc. Land Purchase – Karen Hallquist, CED Director

CS/CH Motion to Open the Public Hearing at 6:01 pm. Motion passed 5-0.

- Purchase agreement for the sale of Lots 2 & 3, Block 1 of the Tacoma West Industrial Park, to PVS Sackett Waconia, Inc.
- The purchase is for 14.44 acres of land for a total of \$1,729,767.60.
- The proposed plan is to facilitate the construction of an expansion to their existing manufacturing facility.
- PVS Sackett Waconia, Inc. will be responsible for the vacation of easements and administrative combination of the existing and proposed property.

MM/CS Motion to Close the Public Hearing at 6:04 pm. Motion passed 5-0.

Motion: CH/CS to approve Resolution 2024-02 Approving the Purchase Agreement Between The Economic Development Authority and PVS Sackett Waconia, Inc. Motion passed 5-0.

2.5. EDA Resolution 2024-03 EDA Preliminary Levy Collectable in 2025 – Mitchell Thiesfeld, City Clerk-Treasurer

- The levy amount is \$80,230, which will be used towards paying the 2024 debt service obligation for the Tacoma West Industrial Park.
- The proposed amount is based on Minnesota State Statute, where the levy amount cannot exceed .0185% of the taxable market value in the city.

Motion: CH/CS to approve Resolution 2024-03, Authorizing the Levy of a Special Benefit Levy Pursuant to Minnesota Statutes, Section 469.033, Subdivision 6 and approval of the Budget for Fiscal Year 2025. Motion passed 5-0.

2.6. Amended EDA-Cornerstone Management Agreement – Administrator Aukrust

- The only change in this amendment agreement is that now the agreement is with the City of NYA EDA and Cornerstone Management, whereas it was previously between the City of NYA and Cornerstone Management.

Motion: CS/MM to amend the Property Management Agreement between The City of Norwood Young America Economic Development Authority and Cornerstone Management Services LLC. Motion passed 5-0.

2.7. Adjournment

Motion: BA/CS Motion to adjourn at 6:09 pm. Motion passed 5-0.

Respectfully submitted,

Carol Lagergren, Mayor

Mitchell Thiesfeld, Clerk/Finance Director

CITY OF NORWOOD YOUNG AMERICA

PROCLAMATION FOR DOMESTIC VIOLENCE AWARENESS MONTH

The City of Norwood Young America recognizes the critical work being done by domestic violence advocates in service of survivors and victims of domestic abuse. I encourage all citizens to actively engage in the work and events sponsored by Southern Valley Alliance and other organizations working toward the elimination of domestic violence.

WHEREAS, 1 in 4 women and 1 in 7 men in the US have been the victim of severe physical violence by an intimate partner in their lifetime;

WHEREAS, more than 23,000 calls are placed to domestic violence hotlines nationwide every day;

WHEREAS, calls to our local domestic abuse crisis line, Southern Valley Alliance, have increased 23% in the last year;

WHEREAS, the impact of domestic violence is felt not only by individuals and families, but communities and the nation as a whole,

WHEREAS, Norwood Young America joins with others across the state of Minnesota, and nationwide, in supporting domestic violence victims and survivors, the advocates and organizations who serve them, and holding offenders accountable in Norwood Young America,

NOW, THEREFORE, I, Carol Lagergren Mayor of The City of Norwood Young America, hereby do Proclaim October 2024 as Domestic Violence Awareness Month.



CITY COUNCIL WORKSHOP MINUTES

October 15, 2024
City Council Chambers
310 Elm Street W.

Norwood Young America, MN 55368

Attendance:

ATTENDEES: Carol Lagergren, Charlie Storms, Brooke Allen, Mike McPadden, Craig Heher

ABSENT: None

STAFF: Andrea Aukrust (City Administrator), Karen Hallquist (Community and Economic Development Director), Mitchell Thiesfeld (Clerk-Finance Director)

OTHERS: None

1. CALL WORKSHOP MEETING OF THE CITY COUNCIL TO ORDER

Mayer Lagergren called the meeting to order at 5:02 pm. All members present.

1.1. Boiler Discussion

- Discussion about the current boiler at the WWTP.
- Discussed buying new vs. buying used.

1.2. Staffing Discussion

- Discussed future staffing including new positions and title changes.

1.3. Housing Discussion

- Talked about housing inquiries from developers and future housing ideas.

2. ADJOURNMENT

CS/MM motion to adjourn at 5:51 p.m. Motion passed 5-0.

Respectfully submitted,

Carol Lagergren, Mayor

Mitchell Thiesfeld, Clerk-Finance Director



CITY COUNCIL MINUTES

October 15, 2024 – 6 p.m.

City Council Chambers

310 Elm Street W.

Norwood Young America, MN 55368

Attendance:

ATTENDEES: Carol Lagergren, Mike McPadden, Charlie Storms, Brooke Allen, Craig Heher

ABSENT: None

STAFF: Andrea Aukrust, City Administrator; Karen Hallquist, Community and Economic Development Director; Mitchell Thiesfeld, Clerk/Finance Director

OTHERS: Josh Eckstein, Bolton & Menk, Inc; Larry Panning, NYA; Brody Bratsch, SEH; Michael Donnay, Rice Companies; Brandon Stender, Young America Cardinals; Deputy Sheriff Lee

CITY COUNCIL MEETING

2. CALL A MEETING OF THE CITY COUNCIL TO ORDER

Mayor Lagergren called the meeting to order at 6:02 pm with all council members present.

- 2.1. The Pledge of Allegiance was said by all.

3. APPROVE AGENDA

- 3.1. Addition 8.8 Community Development Assistant Position Job Description and Posting
- 3.2. Addition 8.9 WWTP Boiler
- 3.3. Addition 8.10 Closed Session

CH/MM Motion to approve the agenda with additions of 8.8, 8.9, & 8.10. Motion passed 5-0.

4. INTRODUCTIONS, PRESENTATIONS, PROCLAMATIONS, AWARDS, AND PUBLIC COMMENT

- 4.1 October Manufacturer's Month

5. CONSENT AGENDA

- 5.1 Approve minutes of September 23, 2024, City Council Workshop
- 5.2 Approve minutes of September 23, 2024, City Council Meeting
- 5.3 Approve Payment of Claims
- 5.4 Personnel Committee Job Posting—City Planner
- 5.5 Personnel Committee Job Posting—PST 3
- 5.6 Personnel Committee Job Posting—Seasonal Snowplow Drivers

CS/CH Motion to approve the consent agenda. Motion passed 5-0.

6. PUBLIC HEARING

6.1 The Certification of Unpaid Utility Bills and Invoices—Mitchell Thiesfeld, City Clerk/Finance Director
MM/CH Motion to open the Public Hearing at 6:07 pm. Motion passed 5-0.

- Since sending out letters, the City has received \$24,421.89 in payments, and 75 properties have been removed from the certified list.
- Each certification is for a one-year term on the individual's property tax statement. They would be assessed a \$25 certification fee, plus 8% interest.
- Property owners have until November 15th, 2024, to pay with no interest added and until November 22nd, 2024, to pay with interest added.

6.1.2 Public Comment

- None

MM/CS Motion to close the Public Hearing at 6:09 pm. Motion passed 5-0.

6.1.4 City Council Discussion

6.1.5 **Resolution 2024-49 A** Resolution Certifying Unpaid Fees for Collection with Payable 2025 Property Taxes – Mitchell Thiesfeld, City Clerk/Finance Director
MM/CS Motion to approve Resolution 2024-49, a resolution Certifying unpaid Fees for the City of Norwood Young America to be Certified to Carver County for collection with Payable 2025 Property Taxes. Motion passed 5-0

6.2 PVS Sackett Waconia, Inc. Vacation of Easements—Josh Eckstein, Bolton & Benk, Inc.
MM/CH Motion to open the Public Hearing at 6:10 pm. Motion passed 5-0.

- The City has received a joint petition from Sackett Waconia Corporation to vacate certain drainage and utility easements at the properties addressed as 680 Tacoma Boulevard, 740 Tacoma Boulevard, and 211 Tacoma Avenue.
- Following the sale of the properties, the three lots will be combined into one.
- The standard 5-foot interior drainage and utility easements petitioned to be vacated run on both sides of the interior shared property lines between the three lots.
- The easements located along the front, rear, and external side property lines are not impacted by this request.

6.2.3 Public Comment

- None

CH/MM Motion to close the Public Hearing at 6:12 pm. Motion passed 5-0.

6.2.4 City Council Discussion

6.2.5 **Resolution 2024-50 A** Resolution Approving a Vacation of Easement for PVS Sackett Waconia, Inc.

CH/CS Motion to adopt Resolution 2024-50, Vacating Certain Existing Drainage and Utility Easements at 680 Tacoma Blvd, 740 Tacoma Blvd, and 211 Tacoma Ave. Motion passed 5-0.

7. OLD BUSINESS

7.1. None

8. NEW BUSINESS

8.1 **Resolution 2024-51** Approval of PVS Sackett Waconia, Inc. Site/Grading Plan—Josh Eckstein, Bolton & Menk, Inc.

- Sackett Waconia is preparing for an expansion project that will include a 135,000-square-foot building addition, along with expanded outdoor storage.
- The Site Plan reconfiguration would allow trucks to enter from a new access of Tacoma Ave. and exit from a second newly created access onto Tacoma Blvd.
- The submitted plans demonstrate compliance will all relevant access-related zoning ordinance requirements.
- The Planning Commission voted unanimously to recommend approval of the Site Plan subject to ten conditions at their October 1st regular meeting.

CH/BA Motion to adopt Resolution 2024-51, Granting Site Plan Approval for an Access Reconfiguration and Site Grading at 680 Tacoma Blvd, 740 Tacoma Blvd, and 211 Tacoma Ave. Motion passed 5-0.

8.2 **Resolution 2024-52** Resolution Declaring Costs to be Assessed and Ordering Preparation of Proposed Assessment—Josh Eckstein, Bolton & Menk, Inc.

- The total final project cost is estimated to be \$2,683,731.99 which is 27.6% below the preliminary estimate. The total final assessed amount is \$267,247.56 which is 76.1% below the preliminary estimate.
- A special benefit analysis was completed as part of the project development and was used to evaluate assessments.

CH/MM Motion to approve Resolution 2024-52 A Resolution Declaring Cost to be Assessed and Ordering Preparation of Proposed Assessment. Motion passed 5-0.

8.3 Resolution 2024-53 A Resolution Receiving Proposed Assessment and Calling for a Public Hearing on Proposed Assessment— Josh Eckstein, Bolton & Menk, Inc.

- A public hearing shall be held at 6:00 pm on November 12, 2024, to pass upon such proposed assessment.

CH/BA Motion to approve Resolution 2024-53 A Resolution Receiving Proposed Assessment and Calling for a Public Hearing on Proposed Assessment. Motion passed 5-0.

8.4 Resolution 2024-54 MN DEED Small Cities Streetscape Grant Application – Karen Hallquist, CED Director

- The Small Cities Streetscape Grant will be used for the main Street Beautification Project.
- This project is set to be done in conjunction with the Carver County Public Works County Road 34 Mill & Overlay Project that is scheduled for 2026.
- NYA was previously selected to submit for the full application. However, the scope of work has increased to include the Carver County project and a water main fix.

BA/CS Motion to approve the submission of an application to the MN DEED Small Cities Development Program Streetscape Grant for the Main Street Beautification Project. Motion passed 5-0.

8.5 Young America Cardinals Fence Project—Karen Hallquist, CED Director

- The project includes adding a home team bullpen and replacing the existing first-baseline fencing with a 3' high fence and 8-12' netting from the right field fence to the grandstand.
- The project is 100% funded by the Young America Cardinals at a cost of \$29,000.

BA/CH Motion to approve the fencing project at Willkommen Memorial Park Baseball Field and acknowledge the park improvement donation of \$29,000. Motion passed 5-0.

8.6 NYA Façade Improvement Loan Application – Elevate Acupuncture & Wellness – Karen Hallquist, CED Director

- Staff have received an application for the NYA Façade Improvement Loan Program from Elevation Acupuncture and Wellness.
- The total cost of the project is \$60,000, with a maximum request amount of \$5,000 for the loan.
- The loan has 0% interest and lasts for 18 months.

MM/CH Motion to recommend approval of the NYA Façade Improvement Loan in the amount of \$5,000 to Alecia Schade, Elevation Acupuncture & Wellness, to be paid back in equal monthly installments of \$277.78 for 18 months starting December 1, 2024. Motion passed 5-0.

8.7 GIS Contract – Mitchell Thiesfeld, City Clerk/Finance Director

- This position is in place to help bring uniformity throughout the county with the Geographic Information System (GIS).
- Allison works with Public Service and Administration Staff to update and create information that is used consistently.
- The rate has increased by \$8.43 and is now \$72.69/hour.
 - The City shares the cost for holidays, sick days, vacations, and training, with our share based on a percentage of the number of hours we work.

CH/BA Motion to approve the 2025 Carver County GIS Analyst Shared Position Agreement. Motion passed 5-0.

8.8 Community Development Assistant Position Job Description and Posting – Administrator Aukrust

- The position will be posted for two weeks, or until the desired candidate is selected and the position is filled.
- The Personnel Committee recommendation will come before the council for approval.

CH/CS Motion to approve the job description and posting for a full-time Community Development Assistant position. Motion passed 5-0.

8.9 WWTP Boiler – Administrator Aukrust

- The current boiler in the WWTP is starting to have issues, and needs to be replaced.
- Foster Mechanical is currently removing a used boiler and selling it for \$5,000.

BA/CS Motion to approve the purchase of a used boiler to be installed at the Wastewater Treatment Plant. Motion passed 5-0.

8.10 Announcement of Closed Meeting – Mayor Lagergren

- Mayor Lagergren announced the closed session pursuant to MN Statute 13D.3 to discuss the development or consider an offer to purchase or sell real property identified as Tacoma West Industrial Park 5th Addition, PID 58.7540020, within Outlot B and the process of conveying city land will be discussed.

CS/CH Motion to close the regular meeting at 6:42 pm. Motion passed 5-0.

MM/CS Motion to open the closed session at 6:44 pm. Motion passed 5-0.

CS/CH Motion to close the closed session at 7:18 pm. Motion passed 5-0.

CS/CH Motion to reopen the regular meeting at 7:18 pm. Motion passed 5-0.

9. COUNCIL MEMBER / MAYOR AND STAFF REPORTS

MM – Manufacturing Today event is on October 25th.

BA – Parks and Recreation will meet October 16th due to City Council meeting being moved.

CL – There was conversation at the EDC meeting on combining the EDA & EDC.

AA – Getting ready to hire seasonal staff, the City bus was posted last Thursday for sealed bids.

10. ADDITIONAL INFORMATION

10.1 NYA Manufacturing Today Event – Friday, October 25th

11. ADJOURNMENT

CS/BA Motion to adjourn at 7:22 pm. Motion passed 5-0.

Respectfully submitted,

Carol Lagergren, Mayor

Mitchell Thiesfeld, Clerk-Finance Director



more than a place, it's home.

VOUCHER LIST / CLAIMS ROSTER
and CHECK SEQUENCE

To Be Approved: October 28, 2024

Payroll EFT

Check #	509180 - 509195	Pay Period 22	\$	37,371.02
Check #	509151 - 509179	Fire Pay Qtr 3	\$	19,631.42
Check #	035970 - 035972	Fire Pay Qtr 3	\$	1,331.00

Prepays

Check #
Check #

Electronic Payments

Check #	1771e	MN Healthcare Consortium	\$	10,566.60
Check #	1778e	Sun Life Assurance	\$	670.82
Check #				
Check #				

Claims Pending Payment

Check #	35973 - 36005		\$	1,213,214.06
Check #				
Check #				

Voided Checks

Check # 35913 , 35688 , 35932
 35969 , 509150

Grand Total (excluding voided checks) \$ 1,282,784.92

NORWOOD YOUNG AMERICA

***Check Detail Register©**

10100 Unposted

Check #	Check Date	Vendor Name	Amount	Invoice	Comment
10100 CHECKING					
35973	10/24/24	ACTIVE911, INC			
E 101-42200-433		Dues and Subscriptions	\$693.00	590894	SUBSCRIPTION RENEWAL
		Total	\$693.00		
35974	10/21/24	ALDEN POOL & MUNICIPAL SUPPLY			
E 602-49450-223		Repair/Maintenance Bldg/	\$3,436.15	24-0302	QUEST DEHUMIDIFIER MOD. 195 & FILTER
		Total	\$3,436.15		
35975	10/24/24	ANCOMCOMMUNICATIONS, INC.			
E 101-42200-240		Small Tools and Minor Eq	\$255.25	124355	REPLACEMENT BELT CLIP & 2800 MAH LI-ION BATTERY
		Total	\$255.25		
35976	10/21/24	CARQUEST AUTO PARTS			
E 101-43100-221		Repair/Maintenance Equip	\$1.69	5927-300997	MINI BULB
E 101-43100-221		Repair/Maintenance Equip	\$52.50	5927-301183	HIGH TEMP BRG. GREASE
E 101-43100-221		Repair/Maintenance Equip	\$8.92	5927-301381	DIELECTRIC GREASE 3
		Total	\$63.11		
35977	10/21/24	CARVER COUNTY			
E 101-42100-311		County Police Contract	\$3,303.16	SHERI00385	3RD QUARTER 2024 POLICE CONTRACT OVERTIME
E 101-42100-311		County Police Contract	\$149,943.50	SHERI00386	2024 POLICE CONTRACT - 2ND HALF
E 493-46500-303		Engineering Fees	\$5,000.00	WP20240005	TACOMA WEST INDUSTRIAL PARK - PROJECT# WP20240005
		Total	\$158,246.66		
35978	10/24/24	CARVER COUNTY CDA			
E 101-41940-223		Repair/Maintenance Bldg/	\$9,966.89		2024 CAM REIMBURSEMENT PROJECTION
		Total	\$9,966.89		
35979	10/21/24	DELTA DENTAL			
G 101-21714		Dental Insurance	\$898.88	RIS00060507	DENTAL INSURANCE
		Total	\$898.88		
35980	10/21/24	EHLERS AND ASSOCIATES, INC			
G 804-29500		Expenditures	\$780.00	99348	TACOMA WEST INDUSTRIAL PARK PROJECTS
G 818-29500		Expenditures	\$260.00	99348	TACOMA WEST INDUSTRIAL PARK PROJECTS
		Total	\$1,040.00		
35981	10/24/24	Elevate Acupuncture & Wellness			
E 275-41320-500		Capital Outlay	\$5,000.00		NYA Façade Improvement Loan - 18 Month Loan
		Total	\$5,000.00		
35982	10/24/24	HAWKINS WATER TREATMENT GROUP			
E 101-49860-216		Chemicals and Chem Pro	\$30.00	6888699	CHLORINE CYLINDER
E 601-49400-216		Chemicals and Chem Pro	\$40.00	6889138	CHLORINE CYLINDER
E 602-49450-216		Chemicals and Chem Pro	\$40.00	6889192	CHLORINE CYLINDER & SULFUR DIOXIDE CYLINDER
		Total	\$110.00		

NORWOOD YOUNG AMERICA

10/25/24 10:33 AM

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***Check Detail Register©**
10100 Unposted

Check #	Check Date	Vendor Name	Amount	Invoice	Comment
35983	10/24/24	INTERNATIONAL UNION			
G 101-21712		Union Dues	\$306.00		UNION DUES & WORKING DUES - OCTOBER
		Total	\$306.00		
35984	10/21/24	KWIK TRIP INC.			
E 101-43100-212		Motor Fuels	(\$20.65)	10FT01	FEDERAL EXCISE UNLEADED 10E
E 101-43100-212		Motor Fuels	\$102.73	186661	OXY87
E 101-43100-212		Motor Fuels	\$92.73	209963	OXY87
E 101-43100-212		Motor Fuels	\$82.22	220678	OXY87
E 101-45200-212		Motor Fuels	\$77.73	229800	OXY87
E 101-45200-212		Motor Fuels	\$59.37	257414	NL PREM
E 101-43100-212		Motor Fuels	\$2.28	FINCHG	FINANCE CHARGE
E 101-43100-212		Motor Fuels	(\$2.65)	UFET01	FEDERAL EXCISE TAX UNLEADED
		Total	\$393.76		
35985	10/24/24	LANO EQUIPMENT INC			
E 101-43100-221		Repair/Maintenance Equip	\$230.16	01-1107796	WAC - SCRAPER
		Total	\$230.16		
35986	10/24/24	LEAGUE OF MN CITIES			
E 101-41400-200		Office Supplies	\$803.00	413001	ADOBE ACROBAT PRO DC ANNUAL PAYMENT
		Total	\$803.00		
35987	10/24/24	LOFFLER BUSINESS SYS LLC			
E 101-41400-437		Maintenance Contract	\$131.25	4835797	CALL WITH CARVER COUNTY IT FOR LIBRARY
		Total	\$131.25		
35988	10/22/24	MARCO TECHNOLOGIES LLC			
E 101-41400-437		Maintenance Contract	\$154.00	INV13090188	MICROSOFT 365 BUSINESS STANDARD & MICROSOFT EXCHANGE ONLINE PLAN 1
		Total	\$154.00		
35989	10/22/24	METRONET			
E 101-41940-321		Telephone	\$127.44		PHONE - RENTAL BUILDINGS
E 601-49400-321		Telephone	\$50.97		PHONE - WATER
E 602-49450-321		Telephone	\$50.97		PHONE - SEWER
E 101-42200-321		Telephone	\$50.97		PHONE - FIRE
E 101-43100-321		Telephone	\$56.98		PHONE - PW-HSR
E 101-45200-321		Telephone	\$24.43		PHONE - PW-PARKS
E 101-49860-321		Telephone	\$25.49		PHONE - POOL
E 101-41940-321		Telephone	\$76.46		PHONE - HISTORY/FOOD
E 101-41300-321		Telephone	\$44.35		PHONE - EXECUTIVE
E 101-41320-321		Telephone	\$44.35		PHONE - COMM DEV
E 101-41400-321		Telephone	\$44.35		PHONE - CLERK
E 101-46500-321		Telephone	\$14.78		PHONE - EC DEV
E 101-42100-321		Telephone	\$73.91		PHONE - POLICE
E 101-45500-321		Telephone	\$73.91		PHONE - LIBRARY
		Total	\$759.36		
35990	10/22/24	MID-COUNTY CO-OP OIL ASSN			

NORWOOD YOUNG AMERICA

***Check Detail Register©**
10100 Unposted

Check #	Check Date	Vendor Name	Amount	Invoice	Comment
E 101-43100-221		Repair/Maintenance Equip	\$1,864.70	20866	DIS/MOUNT DUMP TRUCK (4) TIRES & TIRE DISPOSAL
E 101-45200-212		Motor Fuels	\$378.17	90472	#2 PREM DSL DYED W/ST TAX GOVT
E 101-43100-212		Motor Fuels	\$378.17	90472	#2 PREM DSL DYED W/ST TAX GOVT
E 101-42200-212		Motor Fuels	\$433.61	90472	#2 PREM DSL DYED W/ST TAX GOVT
E 101-45200-212		Motor Fuels	(\$17.97)	90472	BULK FUEL DISCOUNT
E 101-43100-212		Motor Fuels	(\$17.98)	90472	BULK FUEL DISCOUNT
		Total	\$3,018.70		
35991	10/25/24	MINI BIFF			
E 101-45200-418		Other Rentals (Biffs)	\$158.10	A-153190	SPORTS COMPLEX - EVENT LIBERTY TAN BIG TANK
E 101-45200-418		Other Rentals (Biffs)	\$158.10	A-153194	PRAIRIE DAWN PARK - EVENT LIBERTY TAN SMALL HC
		Total	\$316.20		
35992	10/22/24	MINNESOTA UI			
E 101-43100-142		Unemployment Benefit Pa	\$313.45		UNEMPLOYMENT BENEFITS - QUARTER 3
E 601-49400-142		Unemployment Benefit Pa	\$313.45		UNEMPLOYMENT BENEFITS - QUARTER 3
E 602-49450-142		Unemployment Benefit Pa	\$313.45		UNEMPLOYMENT BENEFITS - QUARTER 3
		Total	\$940.35		
35993	10/22/24	MN VALLEY ELECTRIC COOPERATIVE			
E 603-49500-381		Electric Utilities	\$87.68		13150 TACOMA AVE PUMP
		Total	\$87.68		
35994	10/22/24	MVTL			
E 601-49400-310		Other Professional Servic	\$111.00	1273875	COLIFORM, MF - WATER
E 602-49450-217		Lab Fees	\$45.70	1277489	PHOSPHORUS
E 602-49450-217		Lab Fees	\$45.70	1277611	PHOSPHORUS
		Total	\$202.40		
35995	10/22/24	NAPA			
E 101-43100-221		Repair/Maintenance Equip	\$699.99	380201	LUCAS OIL MOTOR OIL
E 101-43100-221		Repair/Maintenance Equip	\$53.99	380469	FIBER KIT - CLOTH
E 101-43100-221		Repair/Maintenance Equip	\$74.17	380540	FUEL FLTERS & CABIN AIR
E 602-49450-223		Repair/Maintenance Bldg/	\$14.31	380566	FHP MEDIUM HORSE-POWER V-BELT 3L
E 101-43100-221		Repair/Maintenance Equip	\$44.51	380585	FUEL FILTER
E 101-43100-221		Repair/Maintenance Equip	\$121.33	380624	CABIN AIR, OIL FILTER & GOLD FUEL FILTER
E 101-43100-221		Repair/Maintenance Equip	\$38.04	380713	GOLD COOLING SYSTEM FILTER & GOLD OIL FILTER
E 101-43100-210		Operating Supplies	\$18.94	380719	RAGS IN A BOX
		Total	\$1,065.28		
35996	10/22/24	NORTHWEST ASPHALT			
E 493-46500-500		Capital Outlay	\$1,002,282.98	0C1.124521	TACOMA WEST INDUSTRIAL PARK PHASE PAYMENT# 4
		Total	\$1,002,282.98		
35997	10/24/24	OEM SERVICE CO, LLC			
E 101-43100-221		Repair/Maintenance Equip	\$44.07	041917	12# WIRE
		Total	\$44.07		

NORWOOD YOUNG AMERICA

***Check Detail Register©**

10100 Unposted

Check #	Check Date	Vendor Name	Amount	Invoice	Comment
35998	10/22/24	SCHRUPP, ERIN			
E 601-49400-331		Travel/Meeting Expense	\$14.37		MILEAGE
E 602-49450-331		Travel/Meeting Expense	\$14.38		MILEAGE
		Total	\$28.75		
35999	10/24/24	SIR LINES-A-LOT			
E 101-43100-425		Street Maint seal coat	\$1,788.00	H24-1024-00	LINE PAINTING
		Total	\$1,788.00		
36000	10/24/24	SQUIRES, WALDSPURGER, & MACE,			
E 101-41500-304		Legal Fees	\$117.00	00337	MISCELLANEOUS
E 101-41500-304		Legal Fees	\$312.00	00337	UNEMPLOYMENT APPEAL - AB
		Total	\$429.00		
36001	10/24/24	ST. CLOUD STATE UNIVERSITY			
E 101-42200-207		Training Instructional	\$1,560.00	337900-1129	MHSRC/RANGE - PRECISION DRIVING CENTER
		Total	\$1,560.00		
36002	10/22/24	UNUM LIFE INSURANCE CO			
G 101-21715		Life Ins	\$195.96		GROUP LIFE INSURANCE
		Total	\$195.96		
36003	10/24/24	WIGFIELD DESIGN			
E 101-42200-200		Office Supplies	\$84.00	2040	MAGNETIC LOCKER TAGS
E 101-41400-200		Office Supplies	\$931.00	2042	ENVELOPES
		Total	\$1,015.00		
36004	10/22/24	WM MUELLER & SONS INC			
E 101-43100-221		Repair/Maintenance Equip	\$1,117.60	306517	3/8" VIRGIN FINE
		Total	\$1,117.60		
36005	10/24/24	XCEL ENERGY			
E 101-41940-381		Electric Utilities	\$2,147.79	898639375	ELECTRICAL UTILITIES - BLDGS
E 101-42200-381		Electric Utilities	\$559.41	898639375	ELECTRICAL UTILITIES - FD
E 101-42500-381		Electric Utilities	\$12.46	898639375	ELECTRICAL UTILITIES - CIVIL DEFENSE
E 101-43100-380		Street Lighting	\$6,535.94	898639375	ELECTRICAL UTILITIES - STREET LIGHTS
E 101-43100-381		Electric Utilities	\$364.92	898639375	ELECTRICAL UTILITIES - STREETS
E 101-45200-381		Electric Utilities	\$761.78	898639375	ELECTRICAL UTILITIES - PARK
E 101-45500-381		Electric Utilities	\$1,697.22	898639375	ELECTRICAL UTILITIES - LIBRARY
E 601-49400-381		Electric Utilities	\$325.93	898639375	ELECTRICAL UTILITIES - WATER
E 602-49450-381		Electric Utilities	\$4,131.30	898639375	ELECTRICAL UTILITIES - WWTP
E 101-49860-381		Electric Utilities	\$98.25	898639375	ELECTRICAL UTILITIES - POOL
E 101-45200-432		Refund	(\$0.38)	898639375	ELECTRICAL UTILITIES - SERVICE QUALITY CREDIT
		Total	\$16,634.62		
10100 CHECKING			\$1,213,214.06		

NORWOOD YOUNG AMERICA

***Check Detail Register©**
10100 Unposted

Check #	Check Date	Vendor Name	Amount	Invoice	Comment
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Fund Summary

10100 CHECKING	
101 GENERAL FUND	\$190,855.72
275 CAPITAL	\$5,000.00
493 Industrial Park Land (2nd Add)	\$1,007,282.98
601 WATER FUND	\$855.72
602 SEWER FUND	\$8,091.96
603 STORM WATER UTILITY	\$87.68
804 Escrow - Sackett Waconia 2021	\$780.00
818 Escrow-Nordic Waste	\$260.00
	\$1,213,214.06



TO: Mayor Lagergren and Council Members
FROM: Mitchell Thiesfeld, Clerk/Finance Director
DATE: October 28, 2024
RE: Solicitor Permit Application –Bayerl Painting, LLC

The City has received a Solicitor permit application from Bayerl Painting, LLC.

- Painting and Drywall company.
- Bayerl Painting has not solicited in any other Cities, this is their first time soliciting.
- Authorized people on the permit have no convictions in the past 5 years.
- The fee of \$100 has been received; the City will release the permit once approved.

Chapter 3 of the City Code states the following:

***Solicitor.** The term “solicitor” shall mean a person who goes from house-to-house, door-to-door, business-to-business, street-to-street, or any other type of place-to-place, for the purpose of obtaining or attempting to obtain orders for goods, wares, products, merchandise, other personal property, or services, of which he or she may be carrying or transporting samples, or that may be described in a catalog or by other means, and for which delivery or performance shall occur at a later time. The absence of samples or catalogs shall not remove a person from the scope of this provision if the actual purpose of the person’s activity is to obtain or attempt to obtain orders as discussed above. The term solicitor shall mean the same as the term canvasser.*

RECOMMENDATION:

CONCENT AGENDA:

Motion to approve the Solicitor Permit for Bayerl Painting, LLC as defined in Chapter 3 of City Code.



TO: Mayor Lagergren and Council Members

FROM: Mitchell Thiesfeld, Clerk/Finance Director

DATE: October 28, 2024

RE: Resolution 2024-55 A Resolution Awarding the Sale of General Obligation Improvement and Utility Revenue Bonds, Series 2024B, in the Original Aggregate Principal Amount of \$2,620,000; Fixing Their Form and Specifications; Directing Their Execution and Delivery; and Providing for their payment

Nick from Ehlers and Associates will attend the meeting Monday evening with additional information regarding the bond sale. The Bond sale will take place on Monday morning, and the information will then be entered into the final paperwork and Resolution.

Recommended Motion:

Resolution 2024-55 A Resolution Awarding the Sale of General Obligation Improvement and Utility Revenue Bonds, Series 2024B, in the Original Aggregate Principal Amount of \$2,620,000; Fixing Their Form and Specifications; Directing Their Execution and Delivery; and Providing for their payment

Extract of Minutes of Meeting
of the City Council of the City of
Norwood Young America, Carver County, Minnesota

Pursuant to due call and notice thereof, a regular meeting of the City Council of the City of Norwood Young America, Minnesota, was duly held in City Hall of said City on Monday, October 28, 2024, commencing at 6:00 p.m.

The following members were present:

and the following were absent:

* * *

* * *

* * *

The Mayor announced that the next order of business was consideration of the proposals which had been received for the purchase of the City's General Obligation Improvement and Utility Revenue Bonds, Series 2024B, to be issued in the original aggregate principal amount of \$2,620,000.

The City Administrator presented a tabulation of the proposals which had been received in the manner specified in the Terms of Proposal for the Bonds. The proposals were as set forth in EXHIBIT A attached.

After due consideration of the proposals, Member _____ then introduced the following resolution and moved its adoption:

RESOLUTION NO. 2024-55

A RESOLUTION AWARDING THE SALE OF GENERAL OBLIGATION IMPROVEMENT AND UTILITY REVENUE BONDS, SERIES 2024B, IN THE ORIGINAL AGGREGATE PRINCIPAL AMOUNT OF \$2,620,000; FIXING THEIR FORM AND SPECIFICATIONS; DIRECTING THEIR EXECUTION AND DELIVERY; AND PROVIDING FOR THEIR PAYMENT

BE IT RESOLVED By the City Council of the City of Norwood Young America, Carver County, Minnesota (the "City") as follows:

Section 1. Sale of Bonds.

1.01. Authorization. Pursuant to a resolution adopted by the City Council on September 23, 2024, the City authorized the sale of its General Obligation Improvement and Utility Revenue Bonds, Series 2024B (the "Bonds"), to finance (a) the construction of certain assessable public improvements within the City, including street improvements (the "Assessable Improvements") associated with the street and utility project designated as the Railroad Street Improvement Project in the City (the "Project"), have been made, duly ordered or contracts let for the construction thereof pursuant to the provisions of Minnesota Statutes, Chapters 429 and 475, as amended (the "Improvement Act"); (b) the construction of various improvements to the City's sanitary sewer system (the "Sanitary Sewer Improvements") pursuant to Minnesota Statutes, Chapters 444 and 475, as amended (the "Utility Revenue Act"), and Section 115.46, as amended (the "Sanitary Sewer Act"); (c) the construction of various improvements to the City's storm water system (the "Storm Water Improvements") pursuant to the Utility Revenue Act; and (d) the construction of various improvements to the City's water system (the "Water Improvements") pursuant to the Utility Revenue Act.

1.02. Award to the Purchaser and Interest Rates. The proposal of _____ (the "Purchaser") to purchase the Bonds is hereby found and determined to be a reasonable offer and is hereby accepted, the proposal being to purchase the Bonds at a price of \$ _____ (par amount of \$2,620,000, [plus original issue premium of \$ _____,] [less original issue discount of \$ _____,] less underwriter's discount of \$ _____), plus accrued interest, if any, to the date of delivery for Bonds bearing interest as follows:

<u>Year of Maturity</u>	<u>Interest Rate</u>	<u>Year of Maturity</u>	<u>Interest Rate</u>
2026	%	2034	%
2027		2035	
2028		2036	
2029		2037	
2030		2038	
2031		2039	
2032		2040	
2033			

True interest cost: _____%

1.03. Purchase Contract. The amount proposed by the Purchaser in excess of the minimum bid shall be credited to the accounts in the Debt Service Fund hereinafter created or deposited in the accounts of the Construction Fund hereinafter created, as determined by the City Administrator in consultation with the

City’s municipal advisor. The good faith deposit of the Purchaser shall be retained and deposited until the Bonds have been delivered and shall be deducted from the purchase price paid at settlement. The Mayor and City Administrator are directed to execute a contract with the Purchaser on behalf of the City.

1.04. Terms and Principal Amounts of the Bonds. The City will forthwith issue and sell the Bonds pursuant to the Improvement Act, the Utility Revenue Act, and the Sanitary Sewer Act (collectively, the “Act”), in the original aggregate principal amount of \$2,620,000, originally dated the date of delivery, in the denomination of \$5,000 each or any integral multiple thereof, being in fully registered form, numbered No. R-1, upward, bearing interest as above set forth, and maturing serially on February 1 in the years and amounts as follows:

<u>Year of Maturity</u>	<u>Amount</u>	<u>Year of Maturity</u>	<u>Amount</u>
2026	\$	2034	\$
2027		2035	
2028		2036	
2029		2037	
2030		2038	
2031		2039	
2032		2040	
2033			

(a) \$ _____ in principal amount of the Bonds (the “Improvement Bonds”), maturing on February 1 in the years and in the amounts set forth below, will be used to finance the construction of the Assessable Improvements:

<u>Year of Maturity</u>	<u>Amount</u>	<u>Year of Maturity</u>	<u>Amount</u>
2026	\$	2034	\$
2027		2035	
2028		2036	
2029		2037	
2030		2038	
2031		2039	
2032		2040	
2033			

(b) \$ _____ in principal amount of the Bonds (the “Sanitary Sewer Revenue Bonds”), maturing on February 1 in the years and in the amounts set forth below, will be used to finance the construction of the Sanitary Sewer Improvements:

<u>Year of Maturity</u>	<u>Amount</u>	<u>Year of Maturity</u>	<u>Amount</u>
2026	\$	2034	\$
2027		2035	
2028		2036	
2029		2037	
2030		2038	
2031		2039	
2032		2040	
2033			

(c) \$_____ in principal amount of the Bonds (the “Storm Water Revenue Bonds”), maturing on February 1 in the years and in the amounts set forth below, will be used to finance the construction of the Storm Water Improvements:

<u>Year of Maturity</u>	<u>Amount</u>	<u>Year of Maturity</u>	<u>Amount</u>
2026	\$	2034	\$
2027		2035	
2028		2036	
2029		2037	
2030		2038	
2031		2039	
2032		2040	
2033			

(d) The remainder of the Bonds in the principal amount of \$_____ (the “Water Revenue Bonds”), maturing on February 1 in the years and in the amounts set forth below, will be used to finance the construction of the Water Improvements.

<u>Year of Maturity</u>	<u>Amount</u>	<u>Year of Maturity</u>	<u>Amount</u>
2026	\$	2034	\$
2027		2035	
2028		2036	
2029		2037	
2030		2038	
2031		2039	
2032		2040	
2033			

1.05. Optional Redemption. The City may elect on February 1, 2033, and on any day thereafter to prepay Bonds due on or after February 1, 2034. Redemption may be in whole or in part and if in part, at the option of the City and in such manner as the City will determine. If less than all Bonds of a maturity are called for redemption, the City will notify DTC (as defined in Section 7 hereof) of the particular amount of such maturity to be prepaid. DTC will determine by lot the amount of each participant’s interest in such maturity to be redeemed and each participant will then select by lot the beneficial ownership interests in such maturity to be redeemed. Prepayments will be at a price of par plus accrued interest.

[1.06. Mandatory Redemption; Term Bonds. The Bonds maturing on February 1, 20__ and February 1, 20__ shall hereinafter be referred to collectively as the “Term Bonds.” The principal amount of

the Term Bonds subject to mandatory sinking fund redemption on any date may be reduced through earlier optional redemptions, with any partial redemptions of the Term Bonds credited against future mandatory sinking fund redemptions of such Term Bond in such order as the City shall determine. The Term Bonds are subject to mandatory sinking fund redemption and shall be redeemed in part at par plus accrued interest on February 1 of the following years and in the principal amounts as follows:

<u>Sinking Fund Installment Date</u>	
<u>February 1, 20__ Term Bond</u>	<u>Principal Amount</u>
	\$

* *Maturity*

<u>February 1, 20__ Term Bond</u>	<u>Principal Amount</u>
	\$

* *Maturity]*

Section 2. Registration and Payment.

2.01. Registered Form. The Bonds will be issued only in fully registered form. The interest thereon and, upon surrender of each Bond, the principal amount thereof, is payable by check or draft issued by the Registrar described herein.

2.02. Dates; Interest Payment Dates. Each Bond will be dated as of the last interest payment date preceding the date of authentication to which interest on the Bond has been paid or made available for payment, unless (i) the date of authentication is an interest payment date to which interest has been paid or made available for payment, in which case the Bond will be dated as of the date of authentication, or (ii) the date of authentication is prior to the first interest payment date, in which case the Bond will be dated as of the date of original issue. The interest on the Bonds is payable on February 1 and August 1 of each year, commencing August 1, 2025, to the registered owners of record thereof as of the close of business on the fifteenth day of the immediately preceding month, whether or not such day is a business day.

2.03. Registration. The City will appoint a bond registrar, transfer agent, authenticating agent and paying agent (the “Registrar” and “Paying Agent”). The effect of registration and the rights and duties of the City and the Registrar with respect thereto are as follows:

(a) Register. The Registrar must keep at its principal corporate trust office a bond register in which the Registrar provides for the registration of ownership of Bonds and the registration of transfers and exchanges of Bonds entitled to be registered, transferred or exchanged.

(b) Transfer of Bonds. Upon surrender for transfer of a Bond duly endorsed by the registered owner thereof or accompanied by a written instrument of transfer, in form satisfactory to the Registrar, duly executed by the registered owner thereof or by an attorney duly authorized by the registered owner in writing, the Registrar will authenticate and deliver, in the name of the designated transferee or transferees, one or more new Bonds of a like aggregate principal amount and maturity, as requested by the transferor. The Registrar may, however, close the books for registration of any transfer after the fifteenth day of the month preceding each interest payment date and until that interest payment date.

(c) Exchange of Bonds. When Bonds are surrendered by the registered owner for exchange the Registrar will authenticate and deliver one or more new Bonds of a like aggregate principal amount and maturity as requested by the registered owner or the owner's attorney in writing.

(d) Cancellation. Bonds surrendered upon transfer or exchange will be promptly cancelled by the Registrar and thereafter disposed of as directed by the City.

(e) Improper or Unauthorized Transfer. When a Bond is presented to the Registrar for transfer, the Registrar may refuse to transfer the Bond until the Registrar is satisfied that the endorsement on the Bond or separate instrument of transfer is valid and genuine and that the requested transfer is legally authorized. The Registrar will incur no liability for the refusal, in good faith, to make transfers which it, in its judgment, deems improper or unauthorized.

(f) Persons Deemed Owners. The City and the Registrar may treat the person in whose name a Bond is registered in the bond register as the absolute owner of the Bond, whether the Bond is overdue or not, for the purpose of receiving payment of, or on account of, the principal of and interest on the Bond and for all other purposes, and payments so made to a registered owner or upon the owner's order will be valid and effectual to satisfy and discharge the liability upon the Bond to the extent of the sum or sums so paid.

(g) Taxes, Fees and Charges. The Registrar may impose a charge upon the owner thereof for a transfer or exchange of Bonds sufficient to reimburse the Registrar for any tax, fee or other governmental charge required to be paid with respect to the transfer or exchange.

(h) Mutilated, Lost, Stolen or Destroyed Bonds. If a Bond becomes mutilated or is destroyed, stolen or lost, the Registrar will deliver a new Bond of like amount, number, maturity date and tenor in exchange and substitution for and upon cancellation of the mutilated Bond or in lieu of and in substitution for any Bond destroyed, stolen or lost, upon the payment of the reasonable expenses and charges of the Registrar in connection therewith; and, in the case of a Bond destroyed, stolen or lost, upon filing with the Registrar of evidence satisfactory to it that the Bond was destroyed, stolen or lost, and of the ownership thereof, and upon furnishing to the Registrar an appropriate bond or indemnity in form, substance and amount satisfactory to it and as provided by law, in which both the City and the Registrar must be named as obligees. Bonds so surrendered to the Registrar will be cancelled by the Registrar and evidence of such cancellation must be given to the City. If the mutilated, destroyed, stolen or lost Bond has already matured or been called for redemption in accordance with its terms it is not necessary to issue a new Bond prior to payment.

(i) Redemption. In the event any of the Bonds are called for redemption, notice thereof identifying the Bonds to be redeemed will be given by the Registrar by mailing a copy of the redemption notice by first class mail (postage prepaid) to the registered owner of each Bond to be redeemed at the address shown on the registration books kept by the Registrar and by publishing the notice if required by law. Failure to give notice by publication or by mail to any registered owner, or any defect therein, will not affect the validity of the proceedings for the redemption of Bonds. Bonds so called for redemption will cease to bear interest after the specified redemption date, provided that the funds for the redemption are on deposit with the place of payment at that time.

2.04. Appointment of Initial Registrar. The City appoints Bond Trust Services Corporation, Roseville, Minnesota, as the initial Registrar. The Mayor and the City Administrator are authorized to execute and deliver, on behalf of the City, a contract with the Registrar. Upon merger or consolidation of the Registrar with another corporation, if the resulting corporation is a bank or trust company authorized by law to conduct

such business, the resulting corporation is authorized to act as successor Registrar. The City agrees to pay the reasonable and customary charges of the Registrar for the services performed. The City reserves the right to remove the Registrar upon thirty (30) days' notice and upon the appointment of a successor Registrar, in which event the predecessor Registrar must deliver all cash and Bonds in its possession to the successor Registrar and must deliver the bond register to the successor Registrar. On or before each principal or interest due date, without further order of the City Council, the City Administrator must transmit to the Registrar moneys sufficient for the payment of all principal and interest then due.

2.05. Execution, Authentication and Delivery. The Bonds will be prepared under the direction of the City Administrator and executed on behalf of the City by the signatures of the Mayor and the City Administrator, provided that those signatures may be printed, engraved or lithographed facsimiles of the originals. If an officer whose signature or a facsimile of whose signature appears on the Bonds ceases to be such officer before the delivery of a Bond, that signature or facsimile will nevertheless be valid and sufficient for all purposes, the same as if the officer had remained in office until delivery. Notwithstanding such execution, a Bond will not be valid or obligatory for any purpose or entitled to any security or benefit under this resolution unless and until a certificate of authentication on the Bond has been duly executed by the manual signature of an authorized representative of the Registrar. Certificates of authentication on different Bonds need not be signed by the same representative. The executed certificate of authentication on a Bond is conclusive evidence that it has been authenticated and delivered under this resolution. When the Bonds have been so prepared, executed and authenticated, the City Administrator will deliver the same to the Purchaser upon payment of the purchase price in accordance with the contract of sale heretofore made and executed, and the Purchaser is not obligated to see to the application of the purchase price.

Section 3. Form of Bond.

3.01. Execution of the Bonds. The Bonds will be printed or typewritten in substantially the form set forth in EXHIBIT B.

3.02. Approving Legal Opinion. The City Administrator is authorized and directed to obtain a copy of the proposed approving legal opinion of Kennedy & Graven, Chartered, Minneapolis, Minnesota, and cause the opinion to be printed on or accompany each Bond.

Section 4. Payment; Security; Pledges and Covenants.

4.01. Debt Service Fund. The Bonds will be payable from the General Obligation Improvement and Utility Revenue Bonds, Series 2024B Debt Service Fund (the "Debt Service Fund") hereby created. The Debt Service Fund shall be administered and maintained by the City Administrator as a bookkeeping account separate and apart from all other funds maintained in the official financial records of the City. The City will maintain the following accounts in the Debt Service Fund: the "Assessable Improvements Account," the "Sanitary Sewer Improvements Account," the "Storm Water Improvements Account," and the "Water Improvements Account." Amounts in the Assessable Improvements Account are irrevocably pledged to the Improvement Bonds, amounts in the Sanitary Sewer Improvements Account are irrevocably pledged to the Sanitary Sewer Revenue Bonds, amounts in the Storm Water Improvements Account are irrevocably pledged to the Storm Water Revenue Bonds, and amounts in the Water Improvements Account are irrevocably pledged to the Water Revenue Bonds.

(a) Assessable Improvements Account. The City Administrator shall timely deposit in the Assessable Improvements Account of the Debt Service Fund the special assessments levied against property specially benefited by the Assessable Improvements (the "Assessments") and the ad valorem taxes hereinafter levied (the "Taxes"), which Assessments and Taxes are hereby pledged to the Assessable Improvements Account. There is also appropriated to the Assessable Improvements

Account (i) a pro rata portion of amounts over the minimum purchase price of the Bonds paid by the Purchaser, to the extent designated for deposit in the Debt Service Fund in accordance with Section 1.03 hereof; and (ii) capitalized interest financed with proceeds of the Bonds, if any. There also shall be deposited to the Assessable Improvements Account all investment earnings on amounts in the Assessable Improvements Account and any other funds appropriated for the payment of principal of or interest on the Improvement Bonds.

(b) Sanitary Sewer Improvements Account. The City will continue to maintain and operate its Sanitary Sewer Fund to which will be credited all gross revenues of the sanitary sewer system, and out of which will be paid all normal and reasonable expenses of current operations of such system. Any balances therein are deemed net revenues (the “Sanitary Sewer Net Revenues”) and will be transferred, from time to time, to the Sanitary Sewer Improvements Account of the Debt Service Fund, which Sanitary Sewer Improvements Account will be used only to pay principal of and interest on the Sanitary Sewer Revenue Bonds and any other bonds similarly authorized. There will always be retained in the Sanitary Sewer Improvements Account a sufficient amount to pay principal of and interest on all the Sanitary Sewer Revenue Bonds, and the City Administrator must report any current or anticipated deficiency in the Sanitary Sewer Improvements Account to the City Council. There is also appropriated to the Sanitary Sewer Improvements Account (i) a pro rata portion of amounts over the minimum purchase price of the Bonds paid by the Purchaser, to the extent designated for deposit in the Debt Service Fund in accordance with Section 1.03 hereof; and (ii) capitalized interest financed with proceeds of the Bonds, if any. There also shall be deposited to the Sanitary Sewer Improvements Account all investment earnings on amounts in the Sanitary Sewer Improvements Account and any other funds appropriated for the payment of principal of or interest on the Sanitary Sewer Revenue Bonds.

(c) Storm Water Improvements Account. The City will continue to maintain and operate its Storm Water Fund to which will be credited all gross revenues of the storm water system, and out of which will be paid all normal and reasonable expenses of current operations of such system. Any balances therein are deemed net revenues (the “Storm Water Net Revenues”) and will be transferred, from time to time, to the Storm Water Improvements Account of the Debt Service Fund, which Storm Water Improvements Account will be used only to pay principal of and interest on the Storm Water Revenue Bonds and any other bonds similarly authorized. There will always be retained in the Storm Water Improvements Account a sufficient amount to pay principal of and interest on all the Storm Water Revenue Bonds, and the City Administrator must report any current or anticipated deficiency in the Storm Water Improvements Account to the City Council. There is also appropriated to the Storm Water Improvements Account (i) a pro rata portion of amounts over the minimum purchase price of the Bonds paid by the Purchaser, to the extent designated for deposit in the Debt Service Fund in accordance with Section 1.03 hereof; and (ii) capitalized interest financed with proceeds of the Bonds, if any. There also shall be deposited to the Storm Water Improvements Account all investment earnings on amounts in the Storm Water Improvements Account and any other funds appropriated for the payment of principal of or interest on the Storm Water Revenue Bonds.

(c) Water Improvements Account. The City will continue to maintain and operate its Water Fund to which will be credited all gross revenues of the water system, and out of which will be paid all normal and reasonable expenses of current operations of such system. Any balances therein are deemed net revenues (the “Water Net Revenues”) and will be transferred, from time to time, to the Water Improvements Account of the Debt Service Fund, which Water Improvements Account will be used only to pay principal of and interest on the Water Revenue Bonds and any other bonds similarly authorized. There will always be retained in the Water Improvements Account a sufficient amount to pay principal of and interest on all the Water Revenue Bonds, and the City Administrator must report any current or anticipated deficiency in the Water Improvements Account

to the City Council. There is also appropriated to the Water Improvements Account (i) a pro rata portion of amounts over the minimum purchase price of the Bonds paid by the Purchaser, to the extent designated for deposit in the Debt Service Fund in accordance with Section 1.03 hereof; and (ii) capitalized interest financed with proceeds of the Bonds, if any. There also shall be deposited to the Water Improvements Account all investment earnings on amounts in the Water Improvements Account and any other funds appropriated for the payment of principal of or interest on the Water Revenue Bonds.

4.02. Construction Fund. The City hereby creates the General Obligation Improvement and Utility Revenue Bonds, Series 2024B Construction Fund (the "Construction Fund"). The City will maintain the following accounts in the Construction Fund: the "Assessable Improvements Account," the "Sanitary Sewer Improvements Account," the "Storm Water Improvements Account," and the "Water Improvements Account." Amounts in the Assessable Improvements Account are irrevocably pledged to the Improvement Bonds, amounts in the Sanitary Sewer Improvements Account are irrevocably pledged to the Sanitary Sewer Revenue Bonds, amounts in the Storm Water Improvements Account are irrevocably pledged to the Storm Water Revenue Bonds, and amounts in the Water Improvements Account are irrevocably pledged to the Water Revenue Bonds.

(a) Assessable Improvements Account. Proceeds of the Improvement Bonds, less the appropriations made in Section 4.01(a) hereof, together with any other funds appropriated for the Assessable Improvements, Taxes, and Assessments collected during the construction of the Assessable Improvements, will be deposited in the Assessable Improvements Account of the Construction Fund to be used solely to defray expenses of the Assessable Improvements and the payment of principal of and interest on the Improvement Bonds prior to the completion and payment of all costs of the Assessable Improvements. Any balance remaining in the Assessable Improvements Account after completion of the Assessable Improvements may be used to pay the cost in whole or in part of any other improvement instituted under the Improvement Act, under the direction of the City Council or may be used as provided in Minnesota Statutes, section 475.65, under the direction of the City Council. When the Assessable Improvements are completed and the cost thereof paid, the Assessable Improvements Account of the Construction Fund is to be closed and any subsequent collections of Assessments and Taxes for the Assessable Improvements are to be deposited in the Assessable Improvements Account of the Debt Service Fund.

(b) Sanitary Sewer Improvements Account. Proceeds of the Sanitary Sewer Revenue Bonds, less the appropriations made in Section 4.01(b) hereof, will be deposited in the Sanitary Sewer Improvements Account of the Construction Fund to be used solely to defray expenses of the Sanitary Sewer Improvements. When the Sanitary Sewer Improvements are completed and the cost thereof paid, the Sanitary Sewer Improvements Account of the Construction Fund is to be closed and any funds remaining may be deposited in the Sanitary Sewer Improvements Account of the Debt Service Fund or may be used as provided in Minnesota Statutes, section 475.65, under the direction of the City Council.

(c) Storm Water Improvements Account. Proceeds of the Storm Water Revenue Bonds, less the appropriations made in Section 4.01(c) hereof, will be deposited in the Storm Water Improvements Account of the Construction Fund to be used solely to defray expenses of the Storm Water Improvements. When the Storm Water Improvements are completed and the cost thereof paid, the Storm Water Improvements Account of the Construction Fund is to be closed and any funds remaining may be deposited in the Storm Water Improvements Account of the Debt Service Fund or may be used as provided in Minnesota Statutes, section 475.65, under the direction of the City Council.

(d) Water Improvements Account. Proceeds of the Water Revenue Bonds, less the appropriations made in Section 4.01(d) hereof, will be deposited in the Water Improvements Account of the Construction Fund to be used solely to defray expenses of the Water Improvements. When the Water Improvements are completed and the cost thereof paid, the Water Improvements Account of the Construction Fund is to be closed and any funds remaining may be deposited in the Water Improvements Account of the Debt Service Fund or may be used as provided in Minnesota Statutes, section 475.65, under the direction of the City Council.

4.03. City Covenants with Respect to the Improvement Bonds. It is hereby determined that the Assessable Improvements will directly and indirectly benefit abutting property, and the City hereby covenants with the holders from time to time of the Bonds as follows:

(a) The City will cause the Assessments for the Assessable Improvements to be promptly levied so that the first installment of the Assessable Improvements will be collectible not later than 2026 and will take all steps necessary to assure prompt collection, and the levy of the Assessments is hereby authorized. The City Council will cause to be taken with due diligence all further actions that are required for the construction of each Assessable Improvement financed wholly or partly from the proceeds of the Improvement Bonds, and will take all further actions necessary for the final and valid levy of the Assessments and the appropriation of any other funds needed to pay the Improvement Bonds and interest thereon when due.

(b) In the event of any current or anticipated deficiency in Assessments and Taxes, the City Council will levy additional ad valorem taxes in the amount of the current or anticipated deficiency.

(c) The City will keep complete and accurate books and records showing receipts and disbursements in connection with the Assessable Improvements, Assessments, and Taxes levied therefor and other funds appropriated for their payment, collections thereof and disbursements therefrom, monies on hand and, the balance of unpaid Assessments.

(d) The City will cause its books and records to be audited at least annually and will furnish copies of such audit reports to any interested person upon request.

(e) At least twenty percent (20%) of the cost to the City of the Assessable Improvements described herein will be specially assessed against benefited properties.

4.04. City Covenants with Respect to the Utility Revenue Bonds. The City Council covenants and agrees with the holders of the Bonds that so long as any of the Bonds remain outstanding and unpaid, it will keep and enforce the following covenants and agreements:

(a) The City will continue to maintain and efficiently operate the sanitary sewer system, the storm water system, and the water system (collectively, the "Utility Systems") as public utilities and conveniences free from competition of other like municipal utilities and will cause all revenues therefrom to be deposited in bank accounts and credited to the Sanitary Sewer Fund, the Storm Water Fund, and the Water Fund (collectively, the "Utility Funds"), respectively, as hereinabove provided, and will make no expenditures from those accounts except for a duly authorized purpose and in accordance with this resolution.

(b) The City will also maintain the (i) Sanitary Sewer Improvements Account of the Debt Service Fund as a separate account and will cause money to be credited thereto from time to time, out of Sanitary Sewer Net Revenues from the Sanitary Sewer System in sums sufficient to

pay principal of and interest on the Sanitary Sewer Revenue Bonds when due; (ii) Storm Water Improvements Account of the Debt Service Fund as a separate account and will cause money to be credited thereto from time to time, out of Storm Water Net Revenues from the Storm Water System in sums sufficient to pay principal of and interest on the Storm Water Revenue Bonds when due; and (iii) Water Improvements Account of the Debt Service Fund as a separate account and will cause money to be credited thereto from time to time, out of Water Net Revenues from the Water System in sums sufficient to pay principal of and interest on the Water Revenue Bonds when due.

(c) The City will keep and maintain proper and adequate books of records and accounts separate from all other records of the City in which will be complete and correct entries as to all transactions relating to the Utility Systems and which will be open to inspection and copying by any bondholder, or the bondholder's agent or attorney, at any reasonable time, and it will furnish certified transcripts therefrom upon request and upon payment of a reasonable fee therefor, and said account will be audited at least annually by a qualified public accountant and statements of such audit and report will be furnished to all bondholders upon request.

(d) The City Council will cause persons handling revenues of the Utility Systems to be bonded in reasonable amounts for the protection of the City and the bondholders and will cause the funds collected on account of the operations of such systems to be deposited in a bank whose deposits are guaranteed under the Federal Deposit Insurance Law.

(e) The City Council will keep the Utility Systems insured at all times against loss by fire, tornado and other risks customarily insured against with an insurer or insurers in good standing, in such amounts as are customary for like plants, to protect the holders, from time to time, of the Bonds and the City from any loss due to any such casualty and will apply the proceeds of such insurance to make good any such loss.

(f) The City and each and all of its officers will punctually perform all duties with reference to the Utility Systems as required by law.

(g) The City will impose and collect charges of the nature authorized by Section 444.075 of the Utility Revenue Act, at the times and in the amounts required to produce Sanitary Sewer Net Revenues adequate to pay all principal and interest when due on the Sanitary Sewer Revenue Bonds, to produce Storm Water Net Revenues adequate to pay all principal and interest when due on the Storm Water Revenue Bonds, to produce Water Net Revenues adequate to pay all principal and interest when due on the Water Revenue Bonds, and to create and maintain such reserves securing said payments as may be provided in this resolution.

(h) The City Council will levy general ad valorem taxes on all taxable property in the City when required to meet any deficiency in Sanitary Sewer Net Revenues, Storm Water Net Revenues, and Water Net Revenues.

(i) The City hereby determined that the estimated collection of (i) Sanitary Sewer Net Revenues herein pledged for the payment of principal and interest on the Sanitary Sewer Revenue Bonds will produce at least five percent (5%) in excess of the amount needed to meet, when due, the principal and interest payments on the Sanitary Sewer Revenue Bonds; (ii) Storm Water Net Revenues herein pledged for the payment of principal and interest on the Storm Water Revenue Bonds will produce at least five percent (5%) in excess of the amount needed to meet, when due, the principal and interest payments on the Storm Water Revenue Bonds; and (iii) Water Net Revenues herein pledged for the payment of principal and interest on the Water Revenue Bonds

will produce at least five percent (5%) in excess of the amount needed to meet, when due, the principal and interest payments on the Water Revenue Bonds.

4.05. General Obligation Pledge. For the prompt and full payment of the principal of and interest on the Bonds, as the same respectively become due, the full faith, credit and taxing powers of the City will be and are hereby irrevocably pledged. If the balance in the Debt Service Fund is ever insufficient to pay all principal and interest then due on the Bonds and any other bonds payable therefrom, the deficiency will be promptly paid out of monies in the general fund of the City which are available for such purpose, and such general fund may be reimbursed with or without interest from the Debt Service Fund when a sufficient balance is available therein.

4.06. Pledge of Tax Levy. For the purpose of paying a portion of the principal of and interest on the Improvement Bonds, there is levied a direct annual irrevocable ad valorem tax upon all of the taxable property in the City, which will be spread upon the tax rolls and collected with and as part of other general taxes of the City. The Taxes will be credited to the Assessable Improvements Account of the Debt Service Fund above provided and will be in the years and amounts as attached hereto as EXHIBIT C.

4.07. Debt Service Coverage. It is hereby determined that (i) the estimated collection of the foregoing Taxes and Assessments will produce at least five percent (5%) in excess of the amount needed to pay when due, the principal and interest payments on the Improvement Bonds; (ii) the Water Net Revenues herein pledged will produce at least five percent (5%) in excess of the amount needed to pay when due the principal and interest payments on the Water Revenue Bonds; (iii) the Storm Sewer Net Revenues herein pledged will produce at least five percent (5%) in excess of the amount needed to pay when due the principal and interest payments on the Storm Sewer Revenue Bonds; and (iv) the Sanitary Sewer Net Revenues herein pledged and any taxes hereafter levied will produce at least five percent (5%) in excess of the amount needed to pay when due the principal and interest payments on the Sanitary Sewer Revenue Bonds. The tax levy herein provided is irrevocable until all of the Bonds are paid, provided that at the time the City makes its annual tax levies the City Administrator may certify to the Manager of Taxpayer Services of Carver County, Minnesota (the "Manager of Taxpayer Services") the amount available in the Debt Service Fund to pay principal and interest due during the ensuing year, and the Manager of Taxpayer Services will thereupon reduce the levy collectible during such year by the amount so certified.

4.08. Registration of Resolution. The City Administrator is authorized and directed to file a certified copy of this resolution with the Manager of Taxpayer Services and to obtain the certificate required by Section 475.63 of the Act.

Section 5. Authentication of Transcript.

5.01. City Proceedings and Records. The officers of the City are authorized and directed to prepare and furnish to the Purchaser and to the attorneys approving the Bonds, certified copies of proceedings and records of the City relating to the Bonds and to the financial condition and affairs of the City, and such other certificates, affidavits and transcripts as may be required to show the facts within their knowledge or as shown by the books and records in their custody and under their control, relating to the validity and marketability of the Bonds, and such instruments, including any heretofore furnished, will be deemed representations of the City as to the facts stated therein.

5.02. Certification as to Official Statement. The Mayor, the City Administrator, and/or the City Clerk-Finance Director are authorized and directed to certify that they have examined the Official Statement prepared and circulated in connection with the issuance and sale of the Bonds and that to the best of their

knowledge and belief the Official Statement is a complete and accurate representation of the facts and representations made therein as of the date of the Official Statement.

5.03. Other Certificates. The Mayor, the City Administrator, and/or the City Clerk-Finance Director are hereby authorized and directed to furnish to the Purchaser at the closing such certificates as are required as a condition of sale. Unless litigation shall have been commenced and be pending questioning the Bonds or the organization of the City or incumbency of its officers, at the closing the Mayor, the City Administrator, and/or the City Clerk-Finance Director shall also execute and deliver to the Purchaser a suitable certificate as to absence of material litigation, and the City Clerk-Finance Director shall also execute and deliver a certificate as to payment for and delivery of the Bonds.

5.04. Electronic Signatures. The electronic signatures of the Mayor, the City Administrator and/or the City Clerk-Finance Director to this resolution and to any certificate authorized to be executed hereunder shall be as valid as an original signature of such party and shall be effective to bind the City thereto. For purposes hereof, (i) “electronic signature” means a manually signed original signature that is then transmitted by electronic means; and (ii) “transmitted by electronic means” means sent in the form of a facsimile or sent via the internet as a portable document format (“pdf”) or other replicating image attached to an electronic mail or internet message.

5.05. Payment of Costs of Issuance. The City authorizes the Purchaser to forward the amount of Bond proceeds allocable to the payment of issuance expenses in accordance with the closing memorandum to be prepared and distributed by Ehlers and Associates, Inc., the municipal advisor to the City, on the date of closing.

Section 6. Tax Covenants.

6.01. Tax-Exempt Bonds. The City covenants and agrees with the holders from time to time of the Bonds that it will not take or permit to be taken by any of its officers, employees or agents any action which would cause the interest on the Bonds to become subject to taxation under the Internal Revenue Code of 1986, as amended (the “Code”), and the Treasury Regulations promulgated thereunder, in effect at the time of such actions, and that it will take or cause its officers, employees or agents to take, all affirmative action within its power that may be necessary to ensure that such interest will not become subject to taxation under the Code and applicable Treasury Regulations, as presently existing or as hereafter amended and made applicable to the Bonds. To that end, the City will comply with all requirements necessary under the Code to establish and maintain the exclusion from gross income of the interest on the Bonds under Section 103 of the Code, including without limitation requirements relating to temporary periods for investments, and limitations on amounts invested at a yield greater than the yield on the Bonds.

6.02. Rebate.

(a) The City will comply with requirements necessary under the Code to establish and maintain the exclusion from gross income of the interest on the Bonds under Section 103 of the Code, including without limitation requirements relating to temporary periods for investments, limitations on amounts invested at a yield greater than the yield on the Bonds, and the rebate of excess investment earnings to the United States.

(b) Pursuant to Resolution No. 2024-18, adopted by the City Council on April 22, 2024, the City awarded the sale of its General Obligation Temporary Improvement Bonds, Series 2024A (the “Series 2024A Bonds”), in the original aggregate principal amount of \$3,925,000. At the time of the issuance of the Series 2024A Bonds, on May 16, 2024, the City expected that it would meet the requirements to qualify for the small issuer exception to the federal

arbitrage rebate requirements, namely, that the aggregate face amount of all tax-exempt bonds (other than private activity bonds) issued by the City (and all subordinate entities of the City) during the calendar year in which the Bonds are issued and outstanding at one time is not reasonably expected to exceed \$5,000,000, all within the meaning of Section 148(f)(4)(D) of the Code. However, with the issuance of the Bonds, the aggregate face amount of all tax-exempt bonds (other than private activity bonds) to be issued by the City in calendar year 2024 will exceed \$5,000,000. Therefore, the Series 2024A Bonds will no longer qualify for the small issuer exception to rebate, and City intends to treat the Series 2024A Bonds as bonds that qualify for one or more spending exceptions to rebate.

6.03. Not Private Activity Bonds. The City further covenants not to use the proceeds of the Bonds or the Assessable Improvements, the Sanitary Sewer Improvements, the Storm Water Improvements, or the Water Improvements financed with the proceeds of the Bonds or to cause or permit them or any of them to be used, in such a manner as to cause the Bonds to be “private activity bonds” within the meaning of Sections 103 and 141 through 150 of the Code.

6.04. Qualified Tax-Exempt Obligations. In order to qualify the Bonds as “qualified tax-exempt obligations” within the meaning of Section 265(b)(3) of the Code, the City makes the following factual statements and representations:

- (a) the Bonds are not “private activity bonds” as defined in Section 141 of the Code;
- (b) the City designates the Bonds as “qualified tax-exempt obligations” for purposes of Section 265(b)(3) of the Code;
- (c) the reasonably anticipated amount of tax-exempt obligations (other than private activity bonds that are not qualified 501(c)(3) bonds) which will be issued by the City (and all subordinate entities of the City) during calendar year 2024 will not exceed \$10,000,000; and
- (d) not more than \$10,000,000 of obligations issued by the City during calendar year 2024 have been designated for purposes of Section 265(b)(3) of the Code.

6.05. Procedural Requirements. The City will use its best efforts to comply with any federal procedural requirements which may apply in order to effectuate the designations made by this section.

Section 7. Book-Entry System; Limited Obligation of City.

7.01. DTC. The Bonds will be initially issued in the form of a separate single typewritten or printed fully registered Bond for each of the maturities set forth in Section 1.04 hereof. Upon initial issuance, the ownership of each Bond will be registered in the registration books kept by the Registrar in the name of Cede & Co., as nominee for The Depository Trust Company, New York, New York, and its successors and assigns (“DTC”). Except as provided in this section, all of the outstanding Bonds will be registered in the registration books kept by the Registrar in the name of Cede & Co., as nominee of DTC.

7.02. Participants. With respect to Bonds registered in the registration books kept by the Registrar in the name of Cede & Co., as nominee of DTC, the City, the Registrar and the Paying Agent will have no responsibility or obligation to any broker dealers, banks and other financial institutions from time to time for which DTC holds Bonds as securities depository (the “Participants”) or to any other person on behalf of which a Participant holds an interest in the Bonds, including but not limited to any responsibility or obligation with respect to (i) the accuracy of the records of DTC, Cede & Co. or any Participant with respect to any ownership interest in the Bonds, (ii) the delivery to any Participant or any other person (other than a registered owner of

Bonds, as shown by the registration books kept by the Registrar), of any notice with respect to the Bonds, including any notice of redemption, or (iii) the payment to any Participant or any other person, other than a registered owner of Bonds, of any amount with respect to principal of, premium, if any, or interest on the Bonds. The City, the Registrar and the Paying Agent may treat and consider the person in whose name each Bond is registered in the registration books kept by the Registrar as the holder and absolute owner of such Bond for the purpose of payment of principal, premium and interest with respect to such Bond, for the purpose of registering transfers with respect to such Bonds, and for all other purposes. The Paying Agent will pay all principal of, premium, if any, and interest on the Bonds only to or on the order of the respective registered owners, as shown in the registration books kept by the Registrar, and all such payments will be valid and effectual to fully satisfy and discharge the City's obligations with respect to payment of principal of, premium, if any, or interest on the Bonds to the extent of the sum or sums so paid. No person other than a registered owner of Bonds, as shown in the registration books kept by the Registrar, will receive a certificated Bond evidencing the obligation of this resolution. Upon delivery by DTC to the City Administrator of a written notice to the effect that DTC has determined to substitute a new nominee in place of Cede & Co., the words "Cede & Co." will refer to such new nominee of DTC; and upon receipt of such a notice, the City Administrator will promptly deliver a copy of the same to the Registrar and Paying Agent.

7.03. Representation Letter. The City has heretofore executed and delivered to DTC a Blanket Issuer Letter of Representations (the "Representation Letter") which will govern payment of principal of, premium, if any, and interest on the Bonds and notices with respect to the Bonds. Any Paying Agent or Registrar subsequently appointed by the City with respect to the Bonds will agree to take all action necessary for all representations of the City in the Representation Letter with respect to the Registrar and Paying Agent, respectively, to be complied with at all times.

7.04. Transfers Outside Book-Entry System. In the event the City, by resolution of the City Council, determines that it is in the best interests of the persons having beneficial interests in the Bonds that they be able to obtain Bond certificates, the City will notify DTC, whereupon DTC will notify the Participants, of the availability through DTC of Bond certificates. In such event the City will issue, transfer and exchange Bond certificates as requested by DTC and any other registered owners in accordance with the provisions of this resolution. DTC may determine to discontinue providing its services with respect to the Bonds at any time by giving notice to the City and discharging its responsibilities with respect thereto under applicable law. In such event, if no successor securities depository is appointed, the City will issue and the Registrar will authenticate Bond certificates in accordance with this resolution and the provisions hereof will apply to the transfer, exchange and method of payment thereof.

7.05. Payments to Cede & Co. Notwithstanding any other provision of this resolution to the contrary, so long as a Bond is registered in the name of Cede & Co., as nominee of DTC, payments with respect to principal of, premium, if any, and interest on the Bond and all notices with respect to the Bond will be made and given, respectively in the manner provided in DTC's Operational Arrangements, as set forth in the Representation Letter.

Section 8. Continuing Disclosure.

8.01. Execution of Continuing Disclosure Certificate. "Continuing Disclosure Certificate" means that certain Continuing Disclosure Certificate executed by the Mayor and City Administrator and dated the date of issuance and delivery of the Bonds, as originally executed and as it may be amended from time to time in accordance with the terms thereof.

8.02. City Compliance with Provisions of Continuing Disclosure Certificate. The City hereby covenants and agrees that it will comply with and carry out all of the provisions of the Continuing Disclosure Certificate. Notwithstanding any other provision of this resolution, failure of the City to comply

with the Continuing Disclosure Certificate is not to be considered an event of default with respect to the Bonds; however, any bondholder may take such actions as may be necessary and appropriate, including seeking mandate or specific performance by court order, to cause the City to comply with its obligations under this section.

Section 9. Defeasance. When all Bonds and all interest thereon have been discharged as provided in this section, all pledges, covenants and other rights granted by this resolution to the holders of the Bonds will cease, except that the pledge of the full faith and credit of the City for the prompt and full payment of the principal of and interest on the Bonds will remain in full force and effect. The City may discharge all Bonds which are due on any date by depositing with the Registrar on or before that date a sum sufficient for the payment thereof in full. If any Bond should not be paid when due, it may nevertheless be discharged by depositing with the Registrar a sum sufficient for the payment thereof in full with interest accrued to the date of such deposit.

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

and the following voted against the same:

whereupon said resolution was declared duly passed and adopted.

Approved by the City Council of the City of Norwood Young America, Minnesota this 28th day of October, 2024.

Carol Lagergren, Mayor

ATTEST:

Mitchell Thiesfeld, City Clerk-Finance Director

EXHIBIT A
PROPOSALS

EXHIBIT B
FORM OF BOND

No. R- _____ UNITED STATES OF AMERICA \$ _____
STATE OF MINNESOTA
COUNTY OF CARVER
CITY OF NORWOOD YOUNG AMERICA

GENERAL OBLIGATION IMPROVEMENT AND UTILITY REVENUE BOND
SERIES 2024B

<u>Rate</u>	<u>Maturity</u>	<u>Date of Original Issue</u>	<u>CUSIP</u>
	February 1, 20__	November 21, 2024	

Registered Owner: Cede & Co.

The City of Norwood Young America, Minnesota, a duly organized and existing municipal corporation in Carver County, Minnesota (the "City"), acknowledges itself to be indebted and for value received hereby promises to pay to the Registered Owner specified above or registered assigns, the principal sum of \$ _____ on the maturity date specified above, with interest thereon from the date hereof at the annual rate specified above (calculated on the basis of a 360-day year of twelve 30-day months), payable February 1 and August 1 in each year, commencing August 1, 2025, to the person in whose name this Bond is registered at the close of business on the fifteenth day (whether or not a business day) of the immediately preceding month. The interest hereon and, upon presentation and surrender hereof, the principal hereof are payable in lawful money of the United States of America by check or draft by Bond Trust Services Corporation, Roseville, Minnesota, as Bond Registrar, Paying Agent, Transfer Agent and Authenticating Agent, or its designated successor under the Resolution described herein. For the prompt and full payment of such principal and interest as the same respectively become due, the full faith and credit and taxing powers of the City have been and are hereby irrevocably pledged.

The City may elect on February 1, 2033, and on any day thereafter to prepay Bonds due on or after February 1, 2034. Redemption may be in whole or in part and if in part, at the option of the City and in such manner as the City will determine. If less than all Bonds of a maturity are called for redemption, the City will notify The Depository Trust Company ("DTC") of the particular amount of such maturity to be prepaid. DTC will determine by lot the amount of each participant's interest in such maturity to be redeemed and each participant will then select by lot the beneficial ownership interests in such maturity to be redeemed. Prepayments will be at a price of par plus accrued interest.

This Bond is one of an issue in the aggregate principal amount of \$2,620,000 all of like original issue date and tenor, except as to number, maturity date, redemption privilege, denomination, and interest rate, all issued pursuant to a resolution adopted by the City Council on October 28, 2024 (the "Resolution"), for the purpose of providing money to defray the expenses incurred and to be incurred in making certain assessable local improvements and improvements to the City's sanitary sewer system, the storm water system, and the water system, pursuant to and in full conformity with the Constitution and laws of the State of Minnesota, including Minnesota Statutes, Chapters 429, 444, and 475, as amended, and Section 115.46, as amended. The principal hereof and interest hereon are payable in part from special assessments levied

against property specially benefited by local improvements, in part from net revenues of the sanitary sewer system, the storm water system, and the water system of the City, and in part from ad valorem taxes, as set forth in the Resolution to which reference is made for a full statement of rights and powers thereby conferred. The full faith and credit of the City are irrevocably pledged for payment of this Bond and the City Council has obligated itself to levy additional ad valorem taxes on all taxable property in the City in the event of any deficiency in special assessments, net revenues, and taxes pledged, which additional taxes may be levied without limitation as to rate or amount. The Bonds of this series are issued only as fully registered Bonds in denominations of \$5,000 or any integral multiple thereof of single maturities.

The City Council has designated the Bonds as “qualified tax-exempt obligations” within the meaning of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended (the “Code”) relating to disallowance of interest expense for financial institutions and within the \$10 million limit allowed by the Code for the calendar year of issue.

IT IS HEREBY CERTIFIED AND RECITED that in and by the Resolution, the City has covenanted and agreed that it will continue to own and operate the sanitary sewer system, the storm water system, and the water system free from competition by other like municipal utilities; that adequate insurance on said system and suitable fidelity bonds on employees will be carried; that proper and adequate books of account will be kept showing all receipts and disbursements relating to the Sanitary Sewer Fund, the Storm Water Fund, and the Water Fund, into which it will pay all of the gross revenues from the sanitary sewer system, the storm water system, and the water system, respectively; that it will also create and maintain a Sanitary Sewer Improvements Account, a Storm Water Improvements Account, and a Water Improvements Account within the General Obligation Improvement and Utility Revenue Bonds, Series 2024B Debt Service Fund, into which it will pay, out of the net revenues from the sanitary sewer system, the storm water system, and the water system, respectively, a sum sufficient to pay principal of the Sanitary Sewer Revenue Bonds, the Storm Water Revenue Bonds, and the Water Revenue Bonds (all as defined in the Resolution) and interest on the Sanitary Sewer Revenue Bonds, the Storm Water Revenue Bonds, and the Water Revenue Bonds when due; and that it will provide, by ad valorem tax levies, for any deficiency in required net revenues of the utility systems.

As provided in the Resolution and subject to certain limitations set forth therein, this Bond is transferable upon the books of the City at the principal office of the Bond Registrar, by the registered owner hereof in person or by the owner’s attorney duly authorized in writing upon surrender hereof together with a written instrument of transfer satisfactory to the Bond Registrar, duly executed by the registered owner or the owner’s attorney; and may also be surrendered in exchange for Bonds of other authorized denominations. Upon such transfer or exchange the City will cause a new Bond or Bonds to be issued in the name of the transferee or registered owner, of the same aggregate principal amount, bearing interest at the same rate and maturing on the same date, subject to reimbursement for any tax, fee or governmental charge required to be paid with respect to such transfer or exchange.

The City and the Bond Registrar may deem and treat the person in whose name this Bond is registered as the absolute owner hereof, whether this Bond is overdue or not, for the purpose of receiving payment and for all other purposes, and neither the City nor the Bond Registrar will be affected by any notice to the contrary.

IT IS HEREBY CERTIFIED, RECITED, COVENANTED AND AGREED that all acts, conditions and things required by the City and the Constitution and laws of the State of Minnesota to be done, to exist, to happen and to be performed preliminary to and in the issuance of this Bond in order to make it a valid and binding general obligation of the City in accordance with its terms, have been done, do exist, have happened and have been performed as so required, and that the issuance of this Bond does not cause the indebtedness of the City to exceed any constitutional or statutory limitation of indebtedness.

This Bond is not valid or obligatory for any purpose or entitled to any security or benefit under the Resolution until the Certificate of Authentication hereon has been executed by the Bond Registrar by manual signature of one of its authorized representatives.

IN WITNESS WHEREOF, the City of Norwood Young America, Carver County, Minnesota, by its City Council, has caused this Bond to be executed on its behalf by the facsimile or manual signatures of the Mayor and City Administrator and has caused this Bond to be dated as of the date set forth below.

Dated: November 21, 2024

**CITY OF NORWOOD YOUNG AMERICA,
MINNESOTA**

(Facsimile)
Mayor

(Facsimile)
City Administrator

CERTIFICATE OF AUTHENTICATION

This is one of the Bonds delivered pursuant to the Resolution mentioned within.

BOND TRUST SERVICES CORPORATION

By _____
Authorized Representative

ABBREVIATIONS

The following abbreviations, when used in the inscription on the face of this Bond, will be construed as though they were written out in full according to applicable laws or regulations:

TEN COM – as tenants in common

UNIF GIFT MIN ACT

Custodian _____
(Cust) (Minor)

TEN ENT – as tenants by entireties

under Uniform Gifts or Transfers to Minors
Act, State of _____

JT TEN – as joint tenants with right of
survivorship and not as tenants in common

Additional abbreviations may also be used though not in the above list.

ASSIGNMENT

For value received, the undersigned hereby sells, assigns and transfers unto _____ the within Bond and all rights thereunder, and does hereby irrevocably constitute and appoint _____ attorney to transfer the said Bond on the books kept for registration of the within Bond, with full power of substitution in the premises.

Dated: _____

Notice: The assignor's signature to this assignment must correspond with the name as it appears upon the face of the within Bond in every particular, without alteration or any change whatever.

Signature Guaranteed:

NOTICE: Signature(s) must be guaranteed by a financial institution that is a member of the Securities Transfer Agent Medallion Program ("STAMP"), the Stock Exchange Medallion Program ("SEMP"), the New York Stock Exchange, Inc. Medallion Signatures Program ("MSP") or other such "signature guarantee program" as may be determined by the Registrar in addition to, or in substitution for, STAMP, SEMP or MSP, all in accordance with the Securities Exchange Act of 1934, as amended.

The Registrar will not effect transfer of this Bond unless the information concerning the assignee requested below is provided.

Name and Address: _____

(Include information for all joint owners if this Bond is held by joint account.)

Please insert social security or other identifying number of assignee

PROVISIONS AS TO REGISTRATION

The ownership of the principal of and interest on the within Bond has been registered on the books of the Registrar in the name of the person last noted below.

Date of Registration

Registered Owner

Signature of
Officer of Registrar

Cede & Co.
Federal ID #13-2555119

EXHIBIT C
TAX LEVY SCHEDULE

YEAR *	TAX LEVY
2025	
2026	
2027	
2028	
2029	
2030	
2031	
2032	
2033	
2034	
2035	
2036	
2037	
2038	
2039	

** Year tax levy collected.*

STATE OF MINNESOTA)
)
COUNTY OF CARVER) SS.
)
CITY OF NORWOOD)
YOUNG AMERICA)

I, the undersigned, being the duly qualified and acting City Clerk-Finance Director of the City of Norwood Young America, Minnesota (the “City”), do hereby certify that I have carefully compared the attached and foregoing extract of minutes of a regular meeting of the City Council of the City held on October 28, 2024 with the original minutes on file in my office and the extract is a full, true and correct copy of the minutes insofar as they relate to the issuance and sale of the City’s General Obligation Improvement and Utility Revenue Bonds, Series 2024B, in the original aggregate principal amount of \$2,620,000.

WITNESS My hand officially as such City Clerk-Finance Director and the corporate seal of the City this _____ day of October, 2024.

(SEAL)

City Clerk-Finance Director \
City of Norwood Young America, Minnesota



TO: Mayor Lagergren and City Council Members
FROM: Mitchell Thiesfeld, Clerk-Finance Director
DATE: October 28, 2024
RE: Special Meeting for the Election Canvass

According to MN Statute 205.185 subd. 3 the city must canvass the election results between the third and tenth day after elections:

205.185 PROCEDURE.

Subd. 3. Canvass of returns, certificate of election, ballots, disposition.

(a) Between the third and tenth days after an election, the governing body of a city conducting any election including a special municipal election, or the governing body of a town conducting the general election in November shall act as the canvassing board, canvass the returns, and declare the results of the election.

Carver County has stated the information will not be available by Tuesday as they must compile information from every city and township within the county therefore the Council will need to hold a special meeting.

The meeting will be very brief as the only item of business will be approving the resolution certifying the election results. Minimum of three council members for a quorum would be needed. A couple different times for you to consider:

- Wednesday, November 13th at 4:00 p.m.
- Wednesday, November 13th at 4:30 p.m.
- Wednesday, November 13th at 5:00 p.m.

Recommended Motion:

Motion to approve a special meeting on _____, November ____, 2024 at _____ to canvass the election results.



TO: Honorable Mayor Lagergren and City Council Members
FROM: Mitchell Thiesfeld, City Administrator
DATE: October 28, 2024
RE: Approving the Sale of the City Bus

The City Bus was advertised from October 10th until October 24th. The advertisement was posted at City Hall, on the City's website, and emailed to SmartLink representative Alan Herrmann. The City received one sealed bid within the required timeframe.

- St. John's Lutheran Church - \$33,000

The City Bus has normal routes through October 30, 2024. The TransitLink Circulator route started on October 1, 2024, with eight riders. To date, the new service has been successful with multiple riders each week.

Should they accept, St. John's Lutheran Church would be able to take possession of the bus on Friday, November 1, 2024.

Recommended Motion:

Motion to approve the bid of \$33,000 from St. John's Lutheran Church for the Purchase of the City Bus.

Norwood Young America



TO: Honorable Mayor Lagergren and City Council
FROM: Mark Streich, Public Service Director
DATE: October 28, 2024
SUBJECT: Snow hauling Quotes for 2024-2025 snow hauling season

Contractors were solicited, and the following quotes were received for snow hauling.

Curfman Trucking and Repair Inc.	\$95 per hour per truck – 3 hour minimum per callout
Schneider Excavating	No bid received
WM Mueller & Sons	No bid received

Recommended Motion:

Motion to approve hiring Curfman Trucking and Repair Inc. for snow hauling during the 2024-2025 snow season for \$95 per hour per truck with a 3-hour minimum per callout.

Norwood Young America

CONTRACTOR'S QUOTE

Company name: Cullman Trucking & Repair Inc

Contact Person: Steve

Title: CEO

Address: P.O. BOX 179 NYA, MN 55368

Phone Number: 952-292-5809

Quote per truck/per hour: \$ 95.00

Signature: [Signature]

Date: 10/2/24

minimum 3 hour call out



TO: Honorable Mayor Lagergren and City Council
FROM: Mark Streich, Public Service Director
DATE: October 28, 2024
SUBJECT: Shouldering of Railroad St.

Enclosed you will find a quote for shouldering Railroad St. between Faxon Rd. and Tacoma Ave. South. The current shoulder is on average 2-3 inches lower than the existing pavement. This creates a driving hazard with normal traffic and how narrow the road is. With the upcoming 2025 212 road construction that will be using Railroad St. as the detour I feel this is necessary to eliminate the hazard and widen the road for the extra Truck traffic during that period. The quote includes material, grading, compacting and watering as needed. The agreement with the contractor is to prepay for the work now and complete the job in the spring to avoid plowing off the material during snowplow operations.

WM. Mueller & Sons **\$11,510.00**

Recommended Motion:

Motion to approve quote from WM. Mueller & Sons for shouldering Railroad St. in 2025 for \$11510.00

Norwood Young America

ROAD CONTRACTORS
 AGGREGATES
 BITUMINOUS PAVING
 BITUMINOUS MATERIALS



HAMBURG, MN

831 PARK AVE P.O. BOX 247
 HAMBURG, MN 55339
 PHONE 952-467-2720
 FAX 952-467-3894
 EMAIL INFO@WMMUELLER.COM

PROPOSAL AND ACCEPTANCE

PROPOSAL SUBMITTED TO:	City of NYA	DATE:	10/7/2024	PHONE:	612-214-7684
STREET:	310 Elm Street W	JOB NAME:	Shoulder RR street Faxon to Tacoma		
CITY, STATE, ZIP:	NYA, MN 55368	JOB LOCATION:	Railroad St from Faxon to Tacoma		
CONTACT:	Mark Streich	VIA:	mstreich@cityofnya.com		

WE HEREBY SUBMIT SPECIFICATIONS AND ESTIMATES FOR:

SHOULDER E RAILROAD STREET FROM FAXON ROAD TO TACOMA AVE TO INCLUDE THE FOLLOWING:

- * Mobilization
- * Furnish and install 3/4" minus limestone shouldering material
- * Place with shouldering machine, grade, compact, water as needed, and broom off pavement
- * Traffic Control
- * Sweeping and clean up

MOBILIZATION	1.00	LUMP SUM	\$3,000.00	\$3,000.00
3/4" MINUS SHOULDER	115.00	TON	\$74.00	\$8,510.00
TOTAL				\$11,510.00

NOTES: Price excludes: Permits, design, engineering, surveying, bond, erosion control, striping, and pavement repair.

WE PROPOSE TO FURNISH MATERIAL AND LABOR - COMPLETE
 IN ACCORDANCE WITH THE ABOVE SPECIFICATIONS
 FOR THE SUM OF: **TBD**

*** PAYMENT TO BE MADE UPON COMPLETION ***
 NOTE: THIS PROPOSAL MAY BE WITHDRAWN BY US
 IF NOT ACCEPTED WITHIN **30** DAYS.

All material is guaranteed to be as specified. All work to be completed in a workman-like manner according to standard practices. Any alteration or deviation from above specifications involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents, or delays beyond our control. Owner to carry fire, storm, and other necessary insurance. Our workers are fully covered by workmen's compensation insurance.

AUTHORIZED
 SIGNATURE: 
 TITLE: 

ACCEPTANCE OF PROPOSAL - The above prices, specifications, and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. **Payment is due upon receipt of invoice.** Owner agrees that Wm. Mueller and Sons, Inc. may charge interest at the rate of eighteen percent (18%) on any sum due under this contract which is not paid within 30 days of invoice date. If payments are not made when due, interest, cost incidental to collection, and attorney's fees (if an attorney is retained for collection) shall be added to the unpaid balance. Owner hereby releases Wm. Mueller and Sons, Inc. of notice requirements for lien rights in the event payments are not made as outlined above.

PLEASE SIGN AND RETURN ONE COPY
 SIGNATURE: _____
 DATE OF ACCEPTANCE: _____