



# CITY OF GRAND RAPIDS

CITY COUNCIL  
CHAMBERS  
420 NORTH POKEGAMA  
AVE.

## Meeting Agenda Full Detail City Council

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Monday, March 12, 2012

5:00 PM

City Hall Council Chambers

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### AMENDED

5:00 p.m. **CALL TO ORDER:** Pursuant to due notice and call thereof a Regular Meeting of the Grand Rapids City Council will be held on Monday, March 12, 2012 at 5:00 p.m. in Council Chambers, 420 North Pokegama Avenue, Grand Rapids, Minnesota.

#### CALL OF ROLL

5:02 p.m. **PRESENTATIONS/PROCLAMATIONS**

**12-0111** Minnesota Energy Rebate for Library Riverfront Energy Project.

#### MEETING PROTOCOL POLICY

*Please be aware that the Council has adopted a Meeting Protocol Policy which informs attendees of the Council's desire to conduct meetings in an orderly manner which welcomes all civil input from citizens and interested parties. If you are unaware of the policy, copies (orange color) are available in the wall file by the Council entrance.*

5:07 p.m. **PUBLIC FORUM**

#### COUNCIL REPORTS

5:10 p.m. **APPROVAL OF MINUTES**

**12-0142** Approve Council minutes for Monday, February 27, 2012 Worksession and Regular Meetings.

**Attachments:** [February 27, 2012 Worksession](#)  
[February 27, 2012 Regular Meeting](#)

5:11 p.m. **CONSENT AGENDA**

*Any item on the consent agenda shall be removed for consideration by request of any one Councilmember, City staff, or the public and put on the regular agenda for discussion and consideration.*

1. **12-0140** Consider approving Itasca County classification of tax-forfeited land.

- Attachments:** [County Non-conservation lot- Shermdale Add. 3-12-12](#)
2. **12-0141** Approve MacRostie Art Center request for Temporary Liquor License for First Fridays events.  
**Attachments:** [MacRostie Temporary Liquor Application](#)
  3. **12-0153** Consider approving Aaron Rodenberg and Jake Luoma as part-time for 2012 spring/summer maintenance season.
  4. **12-0147** Award Iron Oakes Fencing the Clubhouse Fence project for the price of \$4888.46.  
**Attachments:** [Iron Oakes Clubhouse Fence quote](#)  
[POKEG GOLF REVISED](#)
  5. **12-0148** Consider approving a resolution authorizing a \$22,000 operating transfer from the General Fund to the Cemetery Fund as of December 31, 2011.  
**Attachments:** [\\$22,000 Transfer from the General Fund to the Cemetery Fund.pdf](#)
  6. **12-0149** Approve contract for Tee To Green flag advertising  
**Attachments:** [PGC Flag Advertising](#)
  7. **12-0150** Consider amending the 2012 Lease Agreement with the Central School tenants to include one free parking pass per tenant for the Central School lot, with a replacement fee if lost or stolen of \$25 plus tax.  
**Attachments:** [2012 Amendment to Central School Lease-Parking.pdf](#)
  8. **12-0151** Approve seasonal Golf Staff  
**Attachments:** [Wages Seasonal 2012](#)
  9. **12-0152** Pay tax on exterior door replacement project at the IRA Civic Center
  10. **12-0156** Entering into rental agreements with area businesses for advertising at the IRA Civic Center.
  11. **12-0162** Request by the Grand Rapids Police Department to sell forfeited and impounded vehicles.

5:13 **SETTING OF REGULAR AGENDA**  
p.m.

*This is an opportunity to approve the regular agenda as presented or add/delete by a majority vote of the Council members present an agenda item.*

**ACKNOWLEDGE BOARDS & COMMISSIONS**

12. **12-0157** Acknowledge minutes for Boards & Commissions.  
**Attachments:** [January 11, 2012 Library Board](#)  
[January 25, 2012 Human Rights](#)

5:15 **DEPARTMENT HEAD REPORT**  
p.m.

13. **12-0160** Department Head Report-Police  
**Attachments:** [2011 Dept. Head Report](#)

5:25 **AIRPORT**  
p.m.

14. **12-0154** Approve the sale of the existing Rolba Snowblower and the purchase of a SnowGo Snowblower attachment.  
**Attachments:** [3-13-12 Attachment Airport CIP.pdf](#)  
[3-13-12 Attachment Airport Letter to State.pdf](#)

5:30 **COMMUNITY DEVELOPMENT**  
p.m.

15. **12-0143** Consider approval of the preliminary plat of Lakewood Heights Addition to Grand Rapids.  
**Attachments:** [Background Information- 3-12-12 Council Mtg.](#)  
[Lakewood Heights Add. SUB -Application 3-12-12 Mtg.](#)

**FINANCE**

16. **12-0145** Consider adopting resolutions awarding the sale of the following bond issues: \$2,245,000 GO Improvement Bonds, \$4,175,000 GO State-Aid Street Bonds, \$910,000 GO Grant Anticipation Notes, and \$1,610,000 GO Utility Revenue Bonds.  
**Attachments:** [GO Improvement Bond 2012A Awarding Resolution](#)  
[GO State-Aid 2012B Awarding Resolution](#)  
[GO Grant Anticipation Notes 2012C Award Resolution](#)  
[GO Utility Revenue 2012D Awarding Resolution](#)

5:35 **ADMINISTRATION DEPARTMENT**  
p.m.

17. **12-0144** Adopt a resolution establishing precincts and polling places.  
**Attachments:** [Establishing precincts and polling places](#)  
[Proposed Precinct Map 2012](#)

18. **12-0158** Appointments to Boards & Commissions.

**Attachments:** [Human Rights Apps 1](#)  
[Human Rights Apps 2](#)  
[Human Rights Apps 3](#)  
[Planning Comm. Applicant](#)

**5:50 VERIFIED CLAIMS**  
**p.m.**

19. **12-0159** Consider approving the verified claims for the period February 21, 2012 to March 5, 2012 in the total amount of \$320,980.09.

**Attachments:** [03/12/2012 BILL LIST.pdf](#)

**6:00 Recess regular meeting for public hearing at 6:00 p.m.**  
**p.m.**

**PUBLIC HEARINGS**

20. **12-0146** Public hearing pertaining to City ordinance regarding 2 am closing for on-sale liquor.

**6:30 ADJOURNMENT**  
**p.m.**

*NEXT REGULAR MEETING IS SCHEDULED FOR MARCH 26, 2012, AT 5:00 P.M.*

*NOTE: These times are approximate only and are subject to change. If you are interested in a topic of discussion you should appear at least 10 minutes before its scheduled time.*

*Hearing Assistance Available: This facility is equipped with a hearing assistance system.*

ATTEST:

SHAWN GILLEN, CITY ADMINISTRATOR



CITY OF  
GRAND RAPIDS  
IT'S IN MINNESOTA'S NATURE

# CITY OF GRAND RAPIDS

CITY COUNCIL CHAMBERS  
420 NORTH POKEGAMA  
AVE.

## Legislation Details (With Text)

**File #:** 12-0111      **Version:** 1      **Name:**

**Type:** Agenda Item      **Status:** PRESENTATIONS/PROCLAMATIONS

**File created:** 2/21/2012      **In control:** Administration

**On agenda:** 3/12/2012      **Final action:**

**Title:** Minnesota Energy Rebate for Library Riverfront Energy Project.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
2/27/2012	1	City Council		

**Title**

Minnesota Energy Rebate for Library Riverfront Energy Project.



# CITY OF GRAND RAPIDS

CITY COUNCIL CHAMBERS  
420 NORTH POKEGAMA  
AVE.

## Legislation Details (With Text)

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**File #:** 12-0142      **Version:** 1      **Name:** Council Minutes  
**Type:** Agenda Item      **Status:** Approval of Minutes  
**File created:** 3/5/2012      **In control:** Administration  
**On agenda:** 3/12/2012      **Final action:**  
**Title:** Approve Council minutes for Monday, February 27, 2012 Worksession and Regular Meetings.  
**Sponsors:**  
**Indexes:**  
**Code sections:**  
**Attachments:** [February 27, 2012 Worksession](#)  
[February 27, 2012 Regular Meeting](#)

Date	Ver.	Action By	Action	Result
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**Title**

Approve Council minutes for Monday, February 27, 2012 Worksession and Regular Meetings.



# CITY OF GRAND RAPIDS

CITY COUNCIL  
CHAMBERS  
420 NORTH POKEGAMA  
AVE.

## Minutes - Final - Draft City Council Work Session

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Monday, February 27, 2012

Conference Room 2A

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Immediately following the closed session.

**CALL TO ORDER:** Pursuant to due notice and call thereof a Special Meeting/Worksession of the Grand Rapids City Council was held on Monday, February 27, 2012 at 4:38 p.m. in Conference Room 2A, 420 North Pokegama Avenue, Grand Rapids, Minnesota.

**CALL OF ROLL:** On a call of roll, the following members were present:

**Present** 5 - Mayor Dale Adams, Councilor Dale Christy, Councilor Ed Zabinski, Councilor Joe Chandler, and Councilor Gary McInerney

### Discussion Items

1. CP 2012-9, Fifth Street North Restriping.  
*City Engineer Pagel discusses the Complete Streets plan for the City.*
2. Review regular meeting agenda and other business as noted.  
*Add 18a & 18b to Consent Agenda and postpone items #24 from regular agenda and Minnesota Energy presentation to March 12, 2012.*

### ADJOURN

*There being no further business, the meeting adjourned at 5:09 p.m.*

*Respectfully submitted: Kimberly Johnson-Gibeau, City Clerk*



# CITY OF GRAND RAPIDS

CITY COUNCIL  
CHAMBERS  
420 NORTH POKEGAMA  
AVE.

## Minutes - Final - Draft City Council

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Monday, February 27, 2012

5:00 PM

City Hall Council Chambers

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**5:00 p.m. CALL TO ORDER: Pursuant to due notice and call thereof a Regular Meeting of the Grand Rapids City Council was held on Monday, February 27, 2012 at 5:12 p.m. in Council Chambers, 420 North Pokegama Avenue, Grand Rapids, Minnesota.**

### CALL OF ROLL

**Present 5 -**

Councilor Gary McInerney, Councilor Dale Christy, Councilor Ed Zabinski, Councilor Joe Chandler, and Mayor Dale Adams

**5:02 p.m. PRESENTATIONS/PROCLAMATIONS**

Minnesota Energy Rebate for Library Riverfront Energy Project.

**Postponed**

**5:07 p.m. MEETING PROTOCOL POLICY**

**5:08 p.m. PUBLIC FORUM**

**5:10 p.m. COUNCIL REPORTS**

*Mayor Adams promotes the Grand Rapids Polar Plunge for Saturday March 17th. This fundraiser is for Special Olympics. Investigator Andy Morgan is contact for Police Department.*

*Councilor Christy invites Council to next Cable Commission meeting on May 7th. Community questioning increase in cable fees.*

**5:12 p.m. APPROVAL OF MINUTES**

Approve City Council minutes for Monday, February 13, 2012 Worksession and Regular meetings and Tuesday, January 17, 2012 Special meeting.



**A motion was made by Councilor Gary McInerney, seconded by Councilor Ed Zabinski, to approve Council minutes for February 13, 2012 Worksession and Regular meetings and January 17, 2012 Special meeting as presented. The motion PASSED by unanimous vote.**

**5:13 CONSENT AGENDA**

p.m.

1. A donation of twenty convertible child safety seats from the Office of Traffic Safety.  
**Adopted resolution 12-16 by consent roll call**
2. Consider adopting a resolution closing the Capital Projects Fund-2007 Infrastructure-Bonds and transfer the remaining balance of \$195,942.79 to the Capital Projects Fund-Permanent Improvement Revolving Fund as of December 31, 2011.  
**Adopted Resolution 12-17 by consent roll call**
3. Consider adopting a resolution closing the Capital Projects Fund 2009C Infrastructure-Bonds and transfer the remaining balance of \$321,937 to the Capital Projects Fund-Permanent Improvement Revolving Fund as of December 31, 2011.  
**Adopted Resoluton 12-18 by consent roll call**
4. Consider adopting a resolution closing the Capital Projects Fund-Infrastructure 2004-3 4th Street SE and transfer the remaining balance of \$62,205.02 to the Capital Project Fund-Permanent Improvement Revolving Fund (PIR) as of December 31, 2011.  
**Adopted Resolution 12-19 by consent roll call**
5. Donation from the Grand Rapids Jaycees  
**Adopted Resolution 12-20 by consent roll call**
6. Final payment and balancing change order with Electrical Systems Inc. related to Runway 16 Threshold Relocation project.  
**That this Agenda Item be Approved by consent roll call**
8. A resolution eliminating parking on 4th Street SW/SE  
**Adopted Resolution 12-21 by consent roll call**
9. Consider adopting a resolution authorizing a budgeted operating transfer from the General Fund to the Domestic Animal Control Facility in the amount of \$20,000 as of December 31, 2011.  
**Adopted Resolution 12-22 by consent roll call**
10. Ratify the seasonal employment of Cody Alleman at Pokegama Golf Course for the

wage of \$11.25/hour. Employment to begin March 5 and end no later than November 4, 2012.

**That this Agenda Item be Approved by consent roll call**

11.

Approve the hiring of part time employees with the Grand Rapids Park and Recreation Department

**That this Agenda Item be Approved by consent roll call**

12.

Consider approving a resolution authorizing a budgeted operating transfer from the Capital Equipment Replacement Fund to the Cemetery Fund for \$7,500 as of December 31, 2011.

**Adopted Resolution 12-23 by consent roll call**

13.

Consider approving the solicitation of quotes for foundation repair at Central School.

**That this Agenda Item be Approved by consent roll call**

14.

Accept quote for cleaning services at the Library.

**That this Agenda Item be Approved by consent roll call**

15.

Schedule a public hearing for Monday, March 12, 2012 at 6:00 p.m. to allow for public comment pertaining to a requested text amendment to city ordinance regarding 2 a.m. On-Sale liquor.

**That this Agenda Item be Approved by consent roll call**

16.

Authorize staff to develop an RFP for garbage and recycling services.

**That this Agenda Item be Approved by consent roll call**

17.

Purchase of telephone headsets and battery backup device

**That this Agenda Item be Approved by consent roll call**

18.

A Cooperative Construction Agreement with MNDOT/State of MN

**That this Agenda Item be Approved by consent roll call**

18a.

Appointment of Jeremiah Puelston to the position of Janitorial Maintenance with the Grand Rapids Fire Department.

**That this Agenda Item be Approved by consent roll call**

18b.

Consider authorizing the City to apply to the Grand Itasca Foundation Board for a grant in support of a Walking Work Station and adopting a resolution accepting the \$500 grant from the Grand Itasca Foundation Board for the Walking Work Station.

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That this Agenda Item be Approved by consent roll call

### Approval of the Consent Agenda

A motion was made by Councilor Christy, seconded by Councilor Zabinski to Approve Consent Agenda items 1-6, 8-18 and the additions of 18a and 18b. Item 7 has been moved to the regular agenda at item 23a, adopting resolutions as noted. The motion carried by the following vote

**Aye** 5 -  
Councilor Gary McNerney, Councilor Dale Christy, Councilor Ed Zabinski,  
Councilor Joe Chandler, and Mayor Dale Adams

### 5:15 SETTING OF REGULAR AGENDA p.m.

A motion was made by Councilor Ed Zabinski, seconded by Councilor Joe Chandler, to approve the regular agenda as amended. The motion PASSED by unanimous vote.

### 5:16 ACKNOWLEDGE BOARDS & COMMISSIONS p.m.

19. Acknowledge minutes for Boards & Commissions.

*The Council acknowledged the following minutes for Boards & Commissions:*

*Police Civil Service: January 10, 2012 & January 24, 2012 Special Meeting*

*Golf Board: January 17, 2012*

*Central School Commission: January 19, 2012*

**Approved**

### 5:17 CIVIC CENTER, PARKS & RECREATION p.m.

20. Remove and replace exterior steel doors at the IRA Civic Center

A motion was made by Councilor Christy, seconded by Councilor McNerney, to authorize the removal and replacement of exterior steel doors at the IRA Civic Center. The motion carried by the following vote.

**Aye** 5 -  
Councilor Gary McNerney, Councilor Dale Christy, Councilor Ed Zabinski,  
Councilor Joe Chandler, and Mayor Dale Adams

### 5:22 FIRE DEPARTMENT p.m.

21. Apointments to the Fire Department Relief Association

A motion was made by Councilor Dale Christy, seconded by Councilor Gary McNerney, to appoint Councilor Joe Chandler and Finance Director Shirley

**Miller to the Fire Department Relief Association. The motion PASSED by unanimous vote.**

- 22. Purchase Hazmat Chemical I.D. Kit

**A motion was made by Councilor Chandler, seconded by Councilor McInerney to authorize the purchase of a Hazmat Chemical I.D. Kit for the Grand Rapids Fire Department. The motion carried by the following vote.**

**Aye 5 -**

Councilor Gary McInerney, Councilor Dale Christy, Councilor Ed Zabinski, Councilor Joe Chandler, and Mayor Dale Adams

**5:30 POLICE DEPARTMENT  
p.m.**

- 23.

Request by the Police Department to purchase (1) Dodge Charger and (1) Dodge Durango police vehicles from Tom Clusiau's and Mike Motors.

**A motion was made by Councilor McInerney, seconded by Councilor Chandler to authorize the purchase of one new Dodge Charger and one new Dodge Durango from Mike Motors and Tom Clusiau's for a total cost of \$49,124.00 plus title fees, applicable taxes and equipment purchases not to exceed \$58,000.00. The motion carried by the following vote.**

**Aye 5 -**

Councilor Gary McInerney, Councilor Dale Christy, Councilor Ed Zabinski, Councilor Joe Chandler, and Mayor Dale Adams

- 23a.

A grant application to Bikes Belong.

**A motion was made by Councilor Chandler, seconded by Councilor Christy, to authorize the grant application to Bikes Belong. The motion carried by the following vote.**

**Aye 5 -**

Councilor Gary McInerney, Councilor Dale Christy, Councilor Ed Zabinski, Councilor Joe Chandler, and Mayor Dale Adams

**5:35 ADMINISTRATION DEPARTMENT  
p.m.**

- 24.

Adopt a resolution establishing a Primary Election for the City of Grand Rapids.

**Postponed**

- 25.

Consider approving a resolution to amend Resolution No. 12-15-09-05 that established the Agreement Between the Grand Rapids Public Utilities Commission and the City of Grand Rapids for In Lieu of Tax Payments and Utility Supplied Services.

**A motion was made by Councilor Zabinski, seconded by Councilor McInerney to adopt Resolution 12-25 - amending resolution 12-15-09-05 that established the Agreement Between the Grand Rapids Public Utilities Commission and the**

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**City of Grand Rapids for In Lieu of Tax Payments and Utility Supplied Services.**

**Aye 5 -**  
Councilor Gary McInerney, Councilor Dale Christy, Councilor Ed Zabinski,  
Councilor Joe Chandler, and Mayor Dale Adams

26. Appointments to Boards & Commissions.

**A motion was made by Councilor Joe Chandler, seconded by Councilor Gary McInerney, to make the following appointments to Boards & Commissions:**

**Golf Course Board:**

**Jeff Ericson-term to expire March 1, 2015 and Pat Pollard-interim until position is filled.**

**Human Rights Commission:**

**Andy Mundt and Melissa Weidendorf - terms to expire March 1, 2015**

**Police Civil Service Commission:**

**Wanda Bunes - term to expire March 1, 2015**

**Public Utilities Commission:**

**Glen Hodgson - term to expire March 1, 2015**

**Board of Appeal & Equalization:**

**Jim Denny - term to expire March 1, 2015**

**GREDA:**

**Mike Stefan - term to expire March 1, 2018**

**Park/Rec/Civic Center Board:**

**Justin Lamma, Tina Glorvigan and Steve Oleheiser - terms to expire March 1, 2015.**

**The motion PASSED by unanimous vote.**

5:45 **VERIFIED CLAIMS**  
p.m.

27. Consider approving the verified claims for the period February 7, 2012 to February 27, 2012 in the total amount of \$398,337.58.

**A motion was made by Councilor Zabinski, seconded by Councilor McInerney to approve the verified claims as presented. The motion carried by the following vote.**

**Aye 5 -**  
Councilor Gary McInerney, Councilor Dale Christy, Councilor Ed Zabinski,  
Councilor Joe Chandler, and Mayor Dale Adams

5:55 **ADJOURNMENT**  
p.m.

*There being no further business, the meeting adjourned at 5:47 p.m.*

*Respectfully submitted: Kimberly Johnson-Gibeau, City Clerk*



## Legislation Details (With Text)

<b>File #:</b>	12-0140	<b>Version:</b>	1	<b>Name:</b>	Consider approving Itasca County classification of tax-forfeited land.
<b>Type:</b>	Agenda Item	<b>Status:</b>		<b>Status:</b>	Consent Agenda
<b>File created:</b>	3/5/2012	<b>In control:</b>		<b>In control:</b>	Community Development
<b>On agenda:</b>	3/12/2012	<b>Final action:</b>		<b>Final action:</b>	
<b>Title:</b>	Consider approving Itasca County classification of tax-forfeited land.				
<b>Sponsors:</b>					
<b>Indexes:</b>					
<b>Code sections:</b>					
<b>Attachments:</b>	<a href="#">County Non-conservation lot- Shermdale Add. 3-12-12</a>				

Date	Ver.	Action By	Action	Result
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### *Title*

Consider approving Itasca County classification of tax-forfeited land.

### *Body*

#### **Background Information:**

Itasca County has recently either classified or re-classified the tax-forfeited status of one parcel within the city, Parcel: No. [91-700-0250](#) as Non-Conservation. The legal description of the subject property is: Lot 5, Block 2, Shermdale Addition to Grand Rapids.

The subject property has a single family home upon it, and the lot is considered a grandfathered lot of record, as the lot does not meet the minimum lot size standards for the R-1 zoning district it is located in. As a lot of record, the lot is considered a buildable lot.

The Non-Conservation classification would allow the County to sell the parcel, as opposed to a Conservation classification which would be retained. Itasca County has requested the City's approval of the current classification within the attached form to be executed by the Mayor.

#### **Requested City Council Action**

Pass a motion approving Itasca County's tax-forfeited classification of Non-Conservation for Parcel No.: No. [91-700-0250](#) and authorize the Mayor's execution of the attached approval form.


**Itasca County Non-conservation Classification Lot  
(Lot 5, Block 2, Shermdale Addition)**



CITY OF  
**GRAND RAPIDS**  
IT'S IN MINNESOTA'S NATURE





**Legend**


 Parcel

**2009 Aerial Photo**

**RGB**

 Red: Band\_1

 Green: Band\_2

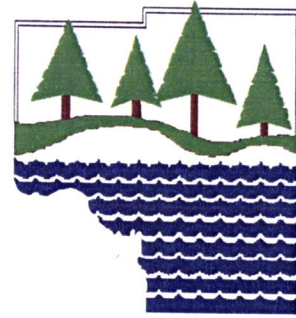
 Blue: Band\_3

170 85 0 170 Feet



**ITASCA COUNTY**  
LAND DEPARTMENT – REAL ESTATE OFFICE

Itasca County Land Department  
1177 LaPrairie Avenue  
Grand Rapids, MN 55744  
218-327-7302 – FAX 218-327-4160



**CERTIFIED MAIL/RETURN RECEIPT**

March 1, 2012

Kim Johnson-Gibeau  
Clerk-City of Grand Rapids  
420 N Pokegama Avenue  
Grand Rapids, MN 55744

Dear Organized Town or Incorporated Municipality:

Itasca County has recently classified or re-classified some tax-forfeited lands. Lands classified as non-conservation can be sold. Lands classified as conservation will be retained and not sold. Please indicate your approval or disapproval of the classification for each parcel on the attached form. Then sign the form, before a notary, and return the signed form to this office within 60 days.

If you wish to acquire a parcel that is classified as non-conservation and lies within your town/municipality, you must submit a written application to this office within 60 days of receiving this notice.

Please contact me if you have any questions in this regard.

Sincerely,

A handwritten signature in blue ink, appearing to read 'T. Kisamore', written over a light blue horizontal line.

Teresa J. Kisamore  
Real Estate Assistant

Enclosure  
c: 2012 Land Sale File



**GRAND RAPIDS CITY**  
Classification: **Non-Conservation**

**DESCRIPTION**

**SEC. TWP RGE**

LOT 5, BLK 2,  
SHERMDALE ADDITION

16 55 25

**APPROVED**

**NOT APPROVED**

PARCEL ID # 91-700-0250

STATE OF MINNESOTA)  
COUNTY OF ITASCA )ss  
GRAND RAPIDS CITY)

The classification or reclassification and sale of lands described above lying within the boundaries of GRAND RAPIDS CITY in said County and State is hereby approved or disapproved as indicated above.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 201\_\_

Attest: \_\_\_\_\_  
Clerk, GRAND RAPIDS CITY

\_\_\_\_\_  
Chairperson, GRAND RAPIDS CITY



# CITY OF GRAND RAPIDS

CITY COUNCIL CHAMBERS  
420 NORTH POKEGAMA  
AVE.

## Legislation Details (With Text)

**File #:** 12-0141      **Version:** 1      **Name:** Temp. Liquor Lic.  
**Type:** Agenda Item      **Status:** Consent Agenda  
**File created:** 3/5/2012      **In control:** Administration  
**On agenda:** 3/12/2012      **Final action:**  
**Title:** Approve MacRostie Art Center request for Temporary Liquor License for First Fridays events.  
**Sponsors:**  
**Indexes:**  
**Code sections:**  
**Attachments:** [MacRostie Temporary Liquor Application](#)

Date	Ver.	Action By	Action	Result
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### **Title**

Approve MacRostie Art Center request for Temporary Liquor License for First Fridays events.

### **Body**

#### **Background Information:**

The MacRostie Art Center has submitted an application for a temporary liquor license for the following dates: April 6, 2012, May 4, 2012, June 1, 2012, July 6, 2012. This application is part of the First Fridays events held the first Friday of every month. The City Council can approve a temporary license for up to four days in one license and the days need not be consecutive.

#### **Requested City Council Action**

Consider approving/denying the application by MacRostie Art Center for a temporary liquor license for events to be held on April 6, 2012, May 4, 2012, June 1, 2012, and July 6, 2012 at the MacRostie Art Center.



Minnesota Department of Public Safety  
**ALCOHOL AND GAMBLING ENFORCEMENT DIVISION**  
 444 Cedar Street Suite 222, St. Paul MN 55101-5133  
 (651) 201-7507 Fax (651) 297-5259 TTY (651) 282-6555  
 WWW.DPS.STATE.MN.US



**APPLICATION AND PERMIT  
 FOR A 1 TO 4 DAY TEMPORARY ON-SALE LIQUOR LICENSE**

**TYPE OR PRINT INFORMATION**

NAME OF ORGANIZATION <i>MacRostie Art Center</i>		DATE ORGANIZED <i>1970</i>	TAX EXEMPT NUMBER <i>23-7105948</i>	
STREET ADDRESS <i>405 NW 1st Avenue</i>		CITY <i>Grand Rapids</i>	STATE <i>MN</i>	ZIP CODE <i>55744</i>
NAME OF PERSON MAKING APPLICATION <i>Katie Marshall</i>		BUSINESS PHONE <i>(218) 326-2697</i>	HOME PHONE <i>(218) 326-2046</i>	
DATES LIQUOR WILL BE SOLD <i>4/6/2012; 5/4/2012; 6/1/2012; 7/6/2012</i>		TYPE OF ORGANIZATION <input type="checkbox"/> CLUB <input type="checkbox"/> CHARITABLE <input type="checkbox"/> RELIGIOUS <input checked="" type="checkbox"/> <u>OTHER NONPROFIT</u>		
ORGANIZATION OFFICER'S NAME <i>Michelle Carlson</i>		ADDRESS <i>20236 Crystal Springs Loop Grand Rapids, MN 55744</i>		
ORGANIZATION OFFICER'S NAME <i>Shirley Miller</i>		ADDRESS <i>18997 Co Rd 12 Perthville, MN 55775</i>		
ORGANIZATION OFFICER'S NAME <i>Katherine Sedore</i>		ADDRESS <i>1104 NW 2nd Avenue Grand Rapids, MN 55744</i>		
Location license will be used. If an outdoor area, describe				
<i>In gallery at MacRostie Art Center, 405 NW 1st Avenue, Grand Rapids, MN 55744</i>				
Will the applicant contract for intoxicating liquor service? If so, give the name and address of the liquor licensee providing the service.				
<i>NO</i>				
Will the applicant carry liquor liability insurance? If so, please provide the carrier's name and amount of coverage.				
<i>YES - coverage under current insurance policy with United Fire Group. General liability \$1,000,000</i>				
<b>APPROVAL</b>				
<b>APPLICATION MUST BE APPROVED BY CITY OR COUNTY BEFORE SUBMITTING TO ALCOHOL &amp; GAMBLING ENFORCEMENT</b>				
CITY/COUNTY _____		DATE APPROVED _____		
CITY FEE AMOUNT _____		LICENSE DATES _____		
DATE FEE PAID _____		_____		
SIGNATURE CITY CLERK OR COUNTY OFFICIAL _____		APPROVED DIRECTOR ALCOHOL AND GAMBLING ENFORCEMENT _____		

NOTE: Submit this form to the city or county 30 days prior to event. Forward application signed by city and/or county to the address above. If the application is approved the Alcohol and Gambling Enforcement Division will return this application to be used as the License for the event

UNITED FIRE & CASUALTY COMPANY  
 PO Box 73909, Cedar Rapids, IA 52407

0105

POLICY NUMBER: 60392970

ACCOUNT NUMBER: 3000186336 (2) COMMERCIAL GENERAL LIABILITY  
 DIRECT BILL - COMMERCIAL GENERAL LIABILITY COVERAGE PART

ISSUE DATE 04-04-2011 TRI REPLACEMENT OF 0105 60392970 DECLARATIONS RENEWAL EXTENSION

NAMED MACROSTIE ART CENTER  
 INSURED  
 AND  
 MAILING 405 NW 1ST AVE  
 ADDRESS GRAND RAPIDS MN 55744-2617

AGENCY & CODE 220014  
 GREATER INS SERVICE  
 407 S POKEGAMA AVENUE  
 GRAND RAPIDS MN 55744

POLICY 12:01 A.M. Standard time FROM: 04-15-2011 TO: 04-15-2012  
 PERIOD: at your mailing address shown above. And for successive policy periods as stated below.

We will provide the insurance described in this policy in return for the premium and compliance with all applicable policy provisions. If we elect to continue this insurance, we will renew this policy if you pay the required renewal premium for each successive policy period, subject to our premiums, rules and forms then in effect. You must pay us prior to the end of the current policy period or else this policy will terminate after any statutorily required notices are mailed to you. An insufficient funds check is not considered payment.

**LIMITS OF INSURANCE**

GENERAL AGGREGATE LIMIT (Other than Products-Completed Operations)	\$	2,000,000
PRODUCTS-COMPLETED OPERATIONS AGGREGATE LIMIT	\$	2,000,000
PERSONAL AND ADVERTISING INJURY LIMIT (Any one person or organization)	\$	1,000,000
EACH OCCURRENCE LIMIT	\$	1,000,000
DAMAGE TO PREMISES RENTED TO YOU LIMIT (Any one premises)	\$	100,000
MEDICAL EXPENSE LIMIT (Any one person)	\$	5,000

**RETROACTIVE DATE** (CG 00 02 Only) Coverage A of this insurance does not apply to "bodily injury" or "property damage" which occurs before the Retroactive Date, if any, shown here. (enter date or "None" if no Retroactive Date applies)  
 NONE

**BUSINESS DESCRIPTION** ART CENTER  
**FORM OF BUSINESS:** \_\_\_ Individual \_\_\_ Joint Venture \_\_\_ Partnership X Corporation \_\_\_ Other

Classifications and Locations of All Premises You Own, Rent or Occupy	Codes	Premium Basis	Rates		Advance Premiums	
			Pr/CO	All Other	Pr/CO	All Other
MN LOC# 01 405 NW 1ST AVE GRAND RAPIDS, MN 55744						
ART GALLERIES NON-PROFIT	10066S)	87,618	0.122	0.434	11	94MP
HIRED AUTO AND NON-OWNED LIABILITY						120
Certified Acts of Terrorism Coverage						6

PREMIUM BASIS DEFINITIONS	a) Area per 1000 sq ft	c) Total Cost per \$1000	g) Gallons per 1000	m) Admissions per 1000	p) Payroll per \$1000	s) Gross Sales per \$1000	t) Defined Above	u) Units per unit
	Premium Charge Forms	Advance Premium			Premium Charge Forms			
	SEE UW7002							

Other Forms SEE UW7002

Amend Reason

PREMIUM FOR THIS COVERAGE PART \$ 306 MP  
 Endorsement Adjustment Premium \$

This Declarations Page supersedes and replaces any preceding declarations page bearing the same policy number for this policy period.  
 X (COUNTERSIGNED BY AUTHORIZED REPRESENTATIVE)

CG 70 01 02 05

INSURED COPY

\*06004850\*





# CITY OF GRAND RAPIDS

CITY COUNCIL CHAMBERS  
420 NORTH POKEGAMA  
AVE.

## Legislation Details (With Text)

**File #:** 12-0153      **Version:** 1      **Name:** 2012 PT Maint Spring/Summer-Aaron Rodenberg  
**Type:** Agenda Item      **Status:** Consent Agenda  
**File created:** 3/7/2012      **In control:** Public Works  
**On agenda:** 3/12/2012      **Final action:**  
**Title:** Consider approving Aaron Rodenberg and Jake Luoma as part-time for 2012 spring/summer maintenance season.  
**Sponsors:**  
**Indexes:**  
**Code sections:**  
**Attachments:**

Date	Ver.	Action By	Action	Result
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*Title*

Consider approving Aaron Rodenberg and Jake Luoma as part-time for 2012 spring/summer maintenance season.

**Background Information:**

The Public Works Department hires part-time maintenance workers for the spring/summer seasons for parks, athletic fields, right-of-ways and city property maintenance. Aaron Rodenberg's employment will be effective March 13th, 2012 through October 27th, 2012. His wage for three or more years of employment with the Public Works Department will be \$8.25 per hour. The cost for this part-time help is included in the 2012 Budget. Jace Luoma is a second year employee with the rate of \$8.00 per hour.

**Requested City Council Action**

Consider approving Aaron Rodenberg and Jake Luoma as part-time for 2012 spring/summer maintenance season.



## Legislation Details (With Text)

**File #:** 12-0147      **Version:** 1      **Name:** Clubhouse Fence Project  
**Type:** Agenda Item      **Status:** Consent Agenda  
**File created:** 3/6/2012      **In control:** Golf Course  
**On agenda:** 3/12/2012      **Final action:**  
**Title:** Award Iron Oakes Fencing the Clubhouse Fence project for the price of \$4888.46.  
**Sponsors:**  
**Indexes:**  
**Code sections:**  
**Attachments:** [Iron Oakes Clubhouse Fence quote](#)  
[POKEG GOLF REVISED](#)

Date	Ver.	Action By	Action	Result
------	------	-----------	--------	--------

*Title*

Award Iron Oakes Fencing the Clubhouse Fence project for the price of \$4888.46.

*Body*

**Background Information:**

Propose to install a new privacy fence on the west side of the clubhouse. The fence installed with the new clubhouse project has been damaged many times from the strong wind in this open exposed area. A new fence that will allow wind to pass through is what this project will incorporate. The fence will also be lengthened to shield the compressors and other outside eyesores from public viewing from the south and west sides of the building and the lake.

This item is in the 2012 Golf Course Capital Budget to be paid for with Golf Course funds. \$5,800 was budgeted. Two vendors have submitted price quotes for the fence project with the low quote going to Iron Oakes Fencing for a total of \$4888.46

This includes materials, installation, removal of the old fence, and sales tax.

**Staff Recommendation:**

[Enter Recommendation Here]

**Requested City Council Action**

Consider awarding Iron Oakes Fencing the Clubhouse Fence project as described above for the price of \$4888.46. The quote includes materials, installation, removal of the old fence, and sales tax.

# Iron Oakes Fencing

7908 U.S. Highway 169 218-247-7219 Phone  
 Bovey, MN 55709 218-247-7219 FAX

# JOB ESTIMATE

Date: 6-Oct-11

Date of original estimate:

**Pokegama Golf Course**  
 3910 Golf Course Road  
 Grand Rapids, MN 55744  
 Phone 326-3444  
 Bob Cahill cell 244-5746  
 Bob email golf@pokegamagolf.com

## JOB DESCRIPTION

Move and enlarge existing dumpster; install new fence around the clubhouse as described below

ITEMIZED ESTIMATE: TIME AND MATERIALS	AMOUNT
<p><b>Materials and Installation:</b>                      Dumpster: Remove and salvage the existing dumpster enclosure fence. Reinstall the existing fence across the parking lot. The enclosure will be extended 3' wider than the original. Salvage 1 each gate leaf for reinstallation and build 1 each new gate leaf to accommodate the width. The depth of the enclosure will remain unchanged.</p>	1,801.00
<p><b>Cost for dumpster work:</b>                       Clubhouse: Install 86 LF of 6' high black vinyl chain link fence with pre-woven black slats. Mesh size 3.5" x 5". All posts shall be 2 1/2" x 10' 6" SS20 powder coated black, 1 5/8" OD SS20 black top rail. All posts driven. Includes (1) each 6' wide gate.</p>	4,324.00
<p><b>Cost for the clubhouse fence:</b>                       Option: Remove and demo the existing vinyl clubhouse fence:</p>	250.00
<p>Bob: Thank you for contacting us for a quote. We will send your bid form with our prices via USPS today. One note - the clubhouse fence measure out to 86'.</p>	
<b>TOTAL ESTIMATED JOB COST</b>	<b>\$6,375.00</b>

This is an estimate only, not a contract. This estimate is for completing the job described above, based on our evaluation. It does not include unforeseen price increases or additional labor and materials which may be required should problems arise. We will contact Gopher One Call to locate underground utilities; the customer is responsible for locating any private utility lines such as LP gas, wiring to garage from house, etc. The customer is also responsible for obtaining any necessary building permits.

**Payment Requirements: One half down, balance upon completion.**

_____	_____	_____	_____
(Iron Oakes Representative)	(Date)	(Customer Signature)	(Date)
		_____	_____
		(Customer Signature)	(Date)



P.O. Box 781 • Grand Rapids, MN 55744-0781  
(218) 328-5504 • 1-800-241-2309 • Fax: (218) 328-5509

**PROPOSAL**

To: Bob Cahill  
Pokegama Golf Course  
3910 Golf Course Road  
Grand Rapids, MN 55744

Date: October 4<sup>th</sup>, 2011  
PROPOSAL# 0911272 Revised  
F.O.B. Job Site  
Terms: Due Upon Completion

Keller Fence Company-North proposes to furnish and install the following:

Remove and salvage the existing dumpster enclosure fence. Reinstall the existing fence across the parking lot per site meet. The enclosure will be extended 2'6" wider than original. We will salvage 1 each gate leaf for reinstallation and build 1 each new gate leaf to accommodate the width (Note: Gate leafs will be off centered). The depth of the enclosure will remain unchanged.  
\$ 1,550.00

Install 75 LF of 6' high black vinyl chainlink fence with pre-woven black slats. Mesh size shall be 3 1/2" X 5". All posts shall be 2 1/2" X 10'6" SS20 powder coated black, 1 5/8" SS20 black top rail. All posts driven. Includes 1 each 6' wide gate.  
\$ 4,750.00

Option: Remove and dispose of the existing white vinyl fence (75 LF)  
\$ 300.00

*DUE TO THE UNPREDICTABLE WEATHER THIS LATE IN THE YEAR, KELLER FENCE COMPANY CANNOT GUARANTEE THAT THIS PROJECT, IF AWARDED COULD BE COMPLETED THIS YEAR.*

The above quotation is good for a period of ten (10) days from the date of this proposal. Keller Fence Company -North appreciates the opportunity to quote on this project and hope it merits your favorable review. If you have any questions or need additional information do not hesitate to call us at the above number.

**PROPOSAL ACCEPTED BY**  
\_\_\_\_\_  
Date: \_\_\_\_\_  
**PURCHASE ORDER #**  
\_\_\_\_\_

Sincerely,  
  
Scott Windorski  
Keller Fence Company - North, Inc.





## Legislation Details (With Text)

**File #:** 12-0148      **Version:** 1      **Name:** \$22,000 Operating Transfer to the Cemetery Fund  
**Type:** Agenda Item      **Status:** Consent Agenda  
**File created:** 3/6/2012      **In control:** Finance  
**On agenda:** 3/12/2012      **Final action:**  
**Title:** Consider approving a resolution authorizing a \$22,000 operating transfer from the General Fund to the Cemetery Fund as of December 31, 2011.  
**Sponsors:**  
**Indexes:**  
**Code sections:**  
**Attachments:** [\\$22,000 Transfer from the General Fund to the Cemetery Fund.pdf](#)

Date	Ver.	Action By	Action	Result
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*Title*

Consider approving a resolution authorizing a \$22,000 operating transfer from the General Fund to the Cemetery Fund as of December 31, 2011.

*Body*

**Background Information:**

During the transition to the dissolution of Grand Rapids Township, the Township had to set a levy in 2009 for 2010 for the Cemetery. The Township was dissolved on December 31, 2009. When the City took over the Cemetery on January 1, 2010, it was anticipated the City would receive approximately \$175,000 in taxes for the Cemetery. The actual amount received was \$153,785. We checked with the County Auditor and he said that was the correct amount. Consequently, we had a shortfall in that fund in 2010. Since it was the first year of operating the cemetery, we left the negative balance at the end of 2010.

At the end of 2011, there is a shortfall in that fund of approximately \$22,000. We are recommending a unbudgeted transfer from the General Fund to the Cemetery Fund to eliminate this shortfall.

**Requested City Council Action**

Consider approving a resolution authorizing a \$22,000 operating transfer from the General Fund to the Cemetery Fund as of December 31, 2011.

Council member introduced the following resolution and moved for its adoption:

RESOLUTION NO. 12-

A RESOLUTION AUTHORIZING AN OPERATING TRANSFER IN THE AMOUNT OF \$22,000 FROM THE GENERAL FUND TO THE SPECIAL REVENUE FUND-CEMETERY AS OF DECEMBER 31, 2011

WHEREAS, during the transition to the dissolution of Grand Rapids Township, the Township had to set a levy in 2009 for 2010 for the Cemetery, and

WHEREAS, the Township was dissolved on December 31, 2009, and

WHEREAS, when the City took over the Cemetery on January 1, 2010, it was anticipated the City would receive approximately \$175,000 in taxes for the Cemetery, and

WHEREAS, the actual amount received was \$153,785, and

WHEREAS, we checked with the County Auditor and he said that was the correct amount, and

WHEREAS, at the end of 2010 there was a shortfall in that fund that was carried over to 2011 since 2010 was the first year operating the Cemetery, and

WHEREAS, there is a shortfall of approximately \$22,000 at the end of 2011,

NOW THEREFORE, BE IT RESOLVED, the City Council of the City of Grand Rapids, Itasca County, Minnesota, is authorizing the following operating transfer:

- \$22,000 from the General Fund to the Special Revenue Fund-Cemetery

Adopted this 12<sup>th</sup> day of March, 2012.

\_\_\_\_\_  
Dale Adams, Mayor

Attest:

\_\_\_\_\_  
Kim Johnson-Gibeau, City Clerk

Councilmember seconded the foregoing resolution and the following voted in favor thereof ; and the following voted against same: None, whereby the resolution was declared duly passed and adopted.



# CITY OF GRAND RAPIDS

CITY COUNCIL CHAMBERS  
420 NORTH POKEGAMA  
AVE.

## Legislation Details (With Text)

**File #:** 12-0149      **Version:** 1      **Name:** Tee To Green flag advertising  
**Type:** Agenda Item      **Status:** Consent Agenda  
**File created:** 3/6/2012      **In control:** Golf Course  
**On agenda:** 3/12/2012      **Final action:**  
**Title:** Approve contract for Tee To Green flag advertising  
**Sponsors:**  
**Indexes:**  
**Code sections:**  
**Attachments:** [PGC Flag Advertising](#)

Date	Ver.	Action By	Action	Result
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*Title*

Approve contract for Tee To Green flag advertising

*Body*

**Background Information:**

Tee To Green has proposed to sell advertising to be displayed on each of the 18 flags on the flagsticks at Pokegama Golf Course. Pokegama Golf Course will receive 15% of the advertising revenue collected and will incur no expense for new flags during the contract year. Complete terms of the contract are in the attachment. The contract has been reviewed and approved by City Attorney Chad Sterle.

**Staff Recommendation:**

[Enter Recommendation Here]

**Requested City Council Action**

Consider entering into the contract with Tee To Green as presented.

**GOLF COURSE  
ADVERTISING AGREEMENT**

This Agreement made and entered into as of March 13, 2012, by and between Tee To Green, LLC (hereinafter referred to as "Company") and Pokegama Golf Course (hereinafter referred to as "Owner").

**RECITALS:**

**WHEREAS**, Owner is the owner and/or manager of Pokegama Golf Course, located at 3910 Golf Course Road, Grand Rapids, MN 55744; And

**WHEREAS**, Company is in the business of providing advertising to clients in the form of printing clients' names, addresses, phone numbers, web addresses, and/or logos on the pin flags on golf courses; and

**WHEREAS**, The Company desires to have, and the Owner desires to give the Company, exclusive rights to obtain clients and sell advertising for its golf course as set forth in this agreement;

**NOW, THEREFORE**, in consideration of the mutual covenants hereinafter contained, it is agreed by and between the Company and the Owner hereto as follows:

1. **EXCLUSIVE RIGHT TO ADVERTISE.** Owner hereby grants to Company the exclusive rights to sell advertising to clients by printing the clients' business information on the pin flags (pin flag advertising) on the golf course located at 3910 Golf Course Road, Grand Rapids, MN 55744
2. **TERM.** The exclusive right to sell pin flag advertising shall be for a period of 1 year, and shall begin March 13, 2012 and terminate on March 12, 2013.
3. **PAYMENT.** Company shall pay 15% of gross advertising revenue to Owner. Gross advertising revenue is defined as the full sale price paid by the customer to the Company. The payment will be made before flags are installed at beginning of golf season for advertising clients, unsold flags may contain Tee to Green Advertising logo with no payment due to owner or other parties.
4. **FLAGS.** Company shall provide all of the flags for the pins as well as the screen printing of the advertisement on the flags, and replacement of stolen, damaged or worn flags. Owner shall notify Company of flags that need replacing due to theft, damage, or other cause within three days of the occurrence. Company shall replace the flags promptly.

5. **VOLUME.** Company agrees to fill a minimum 5 of 6 business clients in order to obtain the right to use flags for advertising clients.

6. **TITLES AND SUBTITLES.** Titles of the paragraphs and subparagraphs are placed herein for convenient reference only and shall not to any extent have the effect of modifying, amending or changing the express terms and provisions of this Partnership Agreement.

7. **APPLICABLE LAW.** This agreement shall be subject to and governed by the laws of the State of Minnesota.

8. **MODIFICATION.** This agreement may be modified in writing signed by both parties.

9. **ASSIGNMENT.** This agreement shall be binding upon and inure to the benefit of the parties hereto and their respective heirs, legal representatives, executors, administrators, successors and assigns.

\_\_\_\_\_  
Tee to Green, LLC by Its

date

\_\_\_\_\_  
Owner

date



# CITY OF GRAND RAPIDS

CITY COUNCIL CHAMBERS  
420 NORTH POKEGAMA  
AVE.

## Legislation Details (With Text)

**File #:** 12-0150      **Version:** 1      **Name:** Amendment to Central School Lease-Parkig Permit  
**Type:** Agenda Item      **Status:** Consent Agenda  
**File created:** 3/6/2012      **In control:** Finance  
**On agenda:** 3/12/2012      **Final action:**  
**Title:** Consider amending the 2012 Lease Agreement with the Central School tenants to include one free parking pass per tenant for the Central School lot, with a replacement fee if lost or stolen of \$25 plus tax.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [2012 Amendment to Central School Lease-Parking.pdf](#)

Date	Ver.	Action By	Action	Result
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**Title**

Consider amending the 2012 Lease Agreement with the Central School tenants to include one free parking pass per tenant for the Central School lot, with a replacement fee if lost or stolen of \$25 plus tax.

**Body**

**Background Information:**

At the Policy and Ordinance Review Committee (PORC) meeting, members of the Central School Commission discussed with the Council the request from tenants to have a free parking pass for the Central School lot. The tenants would like to have a parking pass that would allow them to park in any location within the parking lot of Central School. There would not be a designated parking spot. If the lot is full, the tenant would utilize off street parking.

Police Chief Jim Denny, who was not able to attend the PORC meeting suggested that we also put in language regarding a lost or stolen pass. So we have also included that if a pass is lost or stolen or needs to be replaced for any reason, there will be a \$25 plus tax replacement fee.

**Requested City Council Action**

Consider amending the 2012 Lease Agreement with the Central School tenants to include one free parking pass per tenant for the Central School lot, with a replacement fee if lost or stolen of \$25 plus tax.

2012 AMENDMENT TO THE CENTRAL SCHOOL LEASE

This Lease Agreement will also include one parking pass for the Lessee's use in the Central School lot at no additional cost to the Lessee. The Lessee will be provided one parking pass that must be displayed conspicuously by the Lessee. The Lessee will be able to park in any location within the parking lot of Central School. There will not be a designated parking spot. If the lot is full, the Lessee will utilize off street parking. This pass only applies to the Central School lot. If the pass is lost, stolen or needs to be replaced for any reason, there will be a \$25 plus tax replacement fee.

Effective March 13, 2012.

**IN WITNESS WHEREOF**, the parties have hereunto set their hands on the date first written above.

LESSOR:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk

Date \_\_\_\_\_

LESSEE:

BY: \_\_\_\_\_

BY: \_\_\_\_\_

ITS: \_\_\_\_\_

Date: \_\_\_\_\_



# CITY OF GRAND RAPIDS

CITY COUNCIL CHAMBERS  
420 NORTH POKEGAMA  
AVE.

## Legislation Details (With Text)

**File #:** 12-0151      **Version:** 1      **Name:** Seasonal Golf Staff  
**Type:** Agenda Item      **Status:** Consent Agenda  
**File created:** 3/7/2012      **In control:** Golf Course  
**On agenda:** 3/12/2012      **Final action:**  
**Title:** Approve seasonal Golf Staff  
**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [Wages Seasonal 2012](#)

Date	Ver.	Action By	Action	Result
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*Title*

Approve seasonal Golf Staff

*Body*

**Background Information:**

Attached is a list of prospective seasonal employees for Pokegama Golf Course. Wages are based upon job type, years of service, and the City Pay Range scale for Part-time, Seasonal, and Temporary Employees. All employment to begin no sooner than April 1 and end no later than October 31, 2012.

**Staff Recommendation:**

Approve as listed.

**Requested City Council Action**

Consider ratifying seasonal employment for prospective employees listed on the enclosed attachment. Employment to begin no sooner than April 1 and end no later than October 31, 2012.



All Employees listed are proposed 2012 Seasonal Employees

Name		Start Date	End Date	2012 Rate
		No sooner than	No later than	
Baril, Geoff	Maintenance	April 1, 2012	October 31, 2012	\$ 7.75
Bennett, Robert	Maintenance	April 1, 2012	October 31, 2012	\$ 8.50
Cahill, Laura	Golf Cashier	April 1, 2012	October 31, 2012	\$ 7.75
Carnes, Sharon	Maintenance	April 1, 2012	October 31, 2012	\$ 7.75
Fowler, Austin	Range/Cashier	April 1, 2012	October 31, 2012	\$ 7.75
Huson, Darward	Starter/Ranger	April 1, 2012	October 31, 2012	\$ 8.50
Huson, Shari	Golf Cashier	April 1, 2012	October 31, 2012	\$ 9.00
Jamtgaard, Dennis	Maintenance	April 1, 2012	October 31, 2012	\$ 9.00
Kromy, Mikayla	Range/Cashier	April 1, 2012	October 31, 2012	\$ 7.75
Liebe, Ellen	Golf Cashier	April 1, 2012	October 31, 2012	\$ 8.00
Litchke, Donald	Maintenance	April 1, 2012	October 31, 2012	\$ 7.75
Skelly Kirk	Golf Cashier	April 1, 2012	October 31, 2012	\$ 9.00
Warren, Justin	Golf Cashier	April 1, 2012	October 31, 2012	\$ 8.25
Baril, Kent	Maintenance	April 1, 2012	October 31, 2012	\$ 8.75
DelGreco, Danielle	Golf Cashier	April 1, 2012	October 31, 2012	\$ 7.50



# CITY OF GRAND RAPIDS

CITY COUNCIL CHAMBERS  
420 NORTH POKEGAMA  
AVE.

## Legislation Details (With Text)

**File #:** 12-0152      **Version:** 1      **Name:** Pay tax on doors  
**Type:** Agenda Item      **Status:** Consent Agenda  
**File created:** 3/7/2012      **In control:** City Council  
**On agenda:** 3/12/2012      **Final action:**  
**Title:** Pay tax on exterior door replacement project at the IRA Civic Center  
**Sponsors:**  
**Indexes:**  
**Code sections:**  
**Attachments:**

Date	Ver.	Action By	Action	Result
------	------	-----------	--------	--------

**Title**  
Pay tax on exterior door replacement project at the IRA Civic Center

**Body**  
**Background Information:**  
 At the February 27, 2012 meeting, Council approved the low quote from Anderson Glass to remove and replace the Southwest exterior doors at the IRA Civic Center. While preparing the purchase order, staff realized that sales tax was not included in the approved purchase.

**Staff Recommendation:**  
 Approve the expenditure of \$620.00 for sales tax on the door replacement project at the IRA Civic Center.

**Requested City Council Action**  
 Consider approving the expenditure of \$620.00 for sales tax on the door replacement project at the IRA Civic Center.



## Legislation Details (With Text)

**File #:** 12-0156      **Version:** 1      **Name:** 2012-Adv. Contracts  
**Type:** Agenda Item      **Status:** Consent Agenda  
**File created:** 3/7/2012      **In control:** Civic Center, Parks & Recreation  
**On agenda:** 3/12/2012      **Final action:**  
**Title:** Entering into rental agreements with area businesses for advertising at the IRA Civic Center.  
**Sponsors:**  
**Indexes:**  
**Code sections:**  
**Attachments:**

Date	Ver.	Action By	Action	Result
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*Title*

Entering into rental agreements with area businesses for advertising at the IRA Civic Center.

*Body*

**Background Information:**

In 1993, the City Council approved the Civic Center advertising policy to generate revenue to offset operating cost. As part of this policy, agreements are renewed at the end of each term. The following is a new agreement:

Acheson Tire, January 1, 2012 - December 31, 2013 - lighted wall sign - \$600 for 2012 and \$600 for 2013

Bruin Construction, January 1, 2012 - December 31, 2013 - lighted wall sign - \$600 for 2012 and \$600 for 2013

Edward Jones Investment, Shane Jaeger, January 1, 2012 - December 31, 2013 - lighted wall sign - \$600 for 2012 and \$600 for 2013

Florio's Grill and Tavern, January 1, 2012 - December 31, 2013 - lighted wall sign - \$600 for 2012 and \$600 for 2013

Grand Itasca Clinic and Hospital, January 1, 2012 - December 31, 2013 - lighted wall sign - \$600 for 2012 and \$600 for 2013

Grand Rapids State Bank, January 1, 2012 - December 31, 2013 - lighted wall sign - \$600 for 2012 and \$600 for 2013

KOZY/KMFY, January 1, 2012 - December 31, 2013 - lighted wall sign - \$600 for 2012 and \$600 for 2013

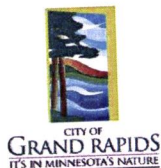
Morton Buildings, January 1, 2012 - December 31, 2013 - lighted wall sign - \$600 for 2012 and \$600 for 2013

Sammy's Pizza, January 1, 2012 - December 31, 2013 - lighted wall sign - \$600 for 2012 and \$600 for 2013

Wells Fargo, January 1, 2012 - December 31, 2013 - lighted wall sign - \$600 for 2012 and \$600 for 2013

**Requested City Council Action**

Consider passing a motion authorizing appropriate signatures for an advertising rental agreement at the IRA Civic Center.



# CITY OF GRAND RAPIDS

CITY COUNCIL CHAMBERS  
420 NORTH POKEGAMA  
AVE.

## Legislation Details (With Text)

**File #:** 12-0162      **Version:** 1      **Name:** Request by the Grand Rapids Police Department to sell forfeited and impounded vehicles.  
**Type:** Agenda Item      **Status:** Consent Agenda  
**File created:** 3/7/2012      **In control:** Police  
**On agenda:** 3/12/2012      **Final action:**  
**Title:** Request by the Grand Rapids Police Department to sell forfeited and impounded vehicles.  
**Sponsors:**  
**Indexes:**  
**Code sections:**  
**Attachments:**

Date	Ver.	Action By	Action	Result
------	------	-----------	--------	--------

*Title*

Request by the Grand Rapids Police Department to sell forfeited and impounded vehicles at the MSAA (Mid-State Auto Auction) in New York Mills, MN starting on March 16, 2012 thru April 13, 2012.

*Body*

**Background Information:**

The police department has used auctions in the past to dispose of forfeited and impounded vehicles. The police department would like to use Mid-State Auto Auction this year to dispose of our vehicles. The auction will start on March 16, 2012 at their facility, located in New York Mills, MN and go until April 13, 2012.

Notifications have been sent to the registered owners of the impounded vehicles as required by state statute. The forfeited vehicles have been awarded to the city by the court and have been titled in the city's name. This auction allows us to sell these vehicles with the expectation of good revenue due to the high demand for used cars in today's market. Some of the better vehicles will be moved (by Mid-State Auto) to their location and the rest will be left at our site.

The description of vehicles is as follows:

ICR#	MAKE/MODEL	VIN#	
<u>11004342</u>	1993 CHRYSLER LEBARON	1C3XU4137PF500655	FORFEITED
<u>11006664</u>	1987 DODGE DAKOTA PK	1B7GR14M1HS419286	FORFEITED
<u>11010640</u>	1998 FORD TAURUS	1FAFP52U8WA158436	FORFEITED
<u>11012274</u>	1999 FORD PICKUP	1FTRX18LXXNA63322	FORFEITED
<u>11013885</u>	1994 FORD EXPLORER	1FMDU34X3RUD53400	FORFEITED
<u>11006195</u>	2000 CHEVY BLAZER	1GNNT13W5Y2235743	FORFEITED
<u>11005326</u>	1997 JEEP GRAND CHK	1J4GX58Y5VC585322	IMPOUND
<u>11008171</u>	1988 MERCURY COUGER	1MEBM6046JH620565	IMPOUND
<u>11009535</u>	1993 CHRYLER 5 <sup>TH</sup> AVE	1C3XV66R3PD170627	IMPOUND

<u>11010072</u>	1993 PLYMOUTH VOY.	2P4FH25K5PR278591	IMPOUND
<u>11010498</u>	1994 SATURN SL1	1G8ZG5599RZ346638	IMPOUND
<u>11010592</u>	1993 MAZADA PK	JM2UF1133P0384716	IMPOUND
<u>11011784</u>	1991 CHEVY PK	2GCEK19K9M1215140	IMPOUND
<u>11011942</u>	2001 FORD WINDSTAR	2FMZA50461BB76129	IMPOUND
<u>11011969</u>	1994 LINCOLN CONT.	1LNLM9741RY773780	IMPOUND
<u>12000072</u>	1998 PONT. BONNEVILLE	1G2HZ5217WH219984	IMPOUND

**Requested City Council Action**

Consider a request by the Police Department to sell our forfeited and impounded vehicles at Mid-State Auto Auction in New York Mills, Minnesota starting on March 16, 2012 thru April 13, 2012.



# CITY OF GRAND RAPIDS

CITY COUNCIL CHAMBERS  
420 NORTH POKEGAMA  
AVE.

## Legislation Details (With Text)

**File #:** 12-0157      **Version:** 1      **Name:** Board & Commission Minutes  
**Type:** Minutes      **Status:** Approved  
**File created:** 3/7/2012      **In control:** Administration  
**On agenda:** 3/12/2012      **Final action:**  
**Title:** Acknowledge minutes for Boards & Commissions.  
**Sponsors:**  
**Indexes:**  
**Code sections:**  
**Attachments:** [January 11, 2012 Library Board](#)  
[January 25, 2012 Human Rights](#)

Date	Ver.	Action By	Action	Result
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**Title**  
Acknowledge minutes for Boards & Commissions.

GRAND RAPIDS AREA LIBRARY BOARD  
REGULAR MONTHLY MEETING  
GRAND RAPIDS AREA LIBRARY  
January 11, 2012

Members present: Dennis Jerome, Cheryl Stephens, Max Peters, Vicky Harding, Jemma Baker, John Soll, Abby Kuschel, David Yankowiak

Member absent: Shannon Benolken

Non-Members present: Marcia Anderson- Director

Meeting called to order at 5:00 pm by Dennis Jerome. New board member David Yankowiak was introduced followed by other board members introducing themselves.

Will Richter, Reference Librarian, presented an update to the strategic plan goals: collection development priorities, holding a class on "Library Catalog Basics", and updating the board on the community read effort coming up. Will passed around handouts and cookies were also passed around.

- A. Agenda- Motion made by Abby Kuschel to approve the agenda; motion seconded by Cheryl Stephens. Motion carried.  
Election of Officers- Dennis Jerome was nominated for board chair. After no further nominations, Cheryl Stephens moved to approve the nomination, a second by John Soll and the motion carried.  
Cheryl Stephens was nominated for vice-chair. After no further nominations, Dennis Jerome moved to approve the nomination, second by Jemma baker and the motion carried.  
Vicki Harding was nominated as board secretary. After no further nominations, Cheryl Stephens moved to approve the nomination, a second by Max Peters and motion carried.  
After some discussion, it was unanimously decided to appoint committees on an "as needed" basis. John Soll agreed to continue to be board liaison to the library program committee.
- B. Approval of Minutes- Motion made by John Soll to approve the Minutes of December 14, 2011; second by Max Peters. Motion carried.
- C. Communications- Director Anderson reported that the library had received notice and a check from the Itasca County.  
Financial Report: Director Anderson presented a preliminary annual financial report noting that the final report should be available in February

or March. She also commented on a couple of specific line items in the report.

Payment of invoices due on/before 1/11/2012:

Ameripride Linen & Apparel	34.60
Baker & Taylor, Inc.	2,638.25
Cole Hardware	19.18
D.C.R. Communications, Inc.	259.60
DEMCO	551.81
Diverse media, Inc.	61.82
Filthy Clean	2,200.00
GALE	47.24
Gaylord Brothers	86.84
Henriksen, Bonnie	4.73
Itasca Area Schools	255.00
Janicke Bakery	10.50
Junior Library Guild	42.00
MINITEX	50.00
Minnesota Women's Press	60.00
Nardini Fire Equip. Co.	1,561.69
Northern Business Products, Inc.	506.94
PDR Distribution	77.90
Personnel Dynamics	665.60
Pizza Works	14.99
Rapids Electric	866.23
Recorded Books	30.20
Salem Press	1,596.00
SIM Supply, Inc.	114.20
Star Tribune	296.40
U.S. Postal Service	500.00
Upstart	80.00
Viking Electric Supply	316.92
Village Book Store	165.43
Xerox Corp.	69.04
Dick Ojakangas	250.00
TOTAL	\$ 13,423.41

Checks Issued – Prior Approval

Blue Cross/Blue Shield of MN.	\$ 3,779.50
Delta Dental of Minnesota	228.15
Fidelity Security Life Ins.	11.27
City of Grand Rapids	402.63
Grand Rapids City Payroll	33,662.62
Henriksen, Bonnie	6.39
Lincoln National Life	90.70
Minnesota Energy resources	1,157.76



Minnesota Sales and Use Tax	38.47
Paul Bunyan Telephone	244.93
Pioneer Mutual Life Ins.	20.50
Pitney Bowes	143.34
Public Utilities Comm. GR	2,772.17
TDS Metrocom	230.69
Verizon Wireless	126.58
Xerox Corp.	22.92

TOTAL \$ 42,938.62

Combined Total \$ 56,362.03

D.

Abby Kuschel moved to accept the financial report as presented. The motion was seconded by Vicki Harding and the motion carried.

- E. Staff Report – Director Anderson gave an update on the “Early Literacy Center” project and passed around an information sheet on the project. She also gave an update on the Laura Erickson’s Owl program. Other staff reports were included in the meeting materials.
- F. Old Business- Director Anderson offered an update on the Blandin heat transfer system.
- G. New Business-  
Consent Agenda- Motion made by Jemma Baker to approve the consent agenda. Motion seconded by Abby Kuschel. Roll call vote taken to - 8 AYES, 0 NAYS. Motion carried unanimously.

- 1. Approve payment of late bills
  - a. DCR Communications \$60.00
  - b. ALS \$52.47
- 2. Approve Contracts
- 3. Approve Resolution 2012- 1 Accepting Donations
  - a. Michael and Sandra Hughes, \$25 undesignated
  - b. Grand Rapids Area Library Foundation, \$2,480 for 2012 Playaway Subscription
  - c. Dora Hayes, \$50 undesignated
  - d. Grand rapids Area Library Foundation, \$1000 for Early Literacy Station #1

Regular Agenda-

1. Director Anderson presented a sales order from Silicon Energy for solar panels which will be used for display and fund raising and for some energy generation. Funds for this are to come from anticipated \$5,000 project support from the Grand Rapids P.U.C. Motion by Vicki Harding, second by John Soll to purchase the solar panels. Motion carried.

Everyone seemed to be able to use the laptops without much difficulty.

Dennis Jerome adjourned the meeting at 5:47 pm. The next library board meeting will be on Wednesday, February 8 at 5:00 pm.

Submitted by Jeff Wartchow

CITY OF GRAND RAPIDS HUMAN RIGHTS COMMISSION  
CONFERENCE ROOM 2B – 420 NORTH POKEGAMA AVENUE  
WEDNESDAY, JANUARY 25, 2012 – 4:00 P.M.

**CALL TO ORDER:** Pursuant to due notice and call thereof a regular meeting of the Grand Rapids Human Rights Commission was held in Conference Room 2B of City Hall, 420 North Pokegama Avenue, Grand Rapids, Minnesota, on Wednesday, January 25, 2012, at 4:00 p.m.

**CALL OF ROLL:** On a Call of Roll, the following members were present: Chair Wartchow; Commissioners: Dowell, Freeman, Hall, Learmont, Mundt and Sanderson. Absent: Commissioners Hain.

Staff Present: Lynn DeGrio, Human Resources Director  
Shawn Gillen, City Administrator  
Jim Denny, Chief of Police

1. **CALL TO ORDER:** The meeting was called to order by Chair Wartchow at 4:00 p.m.
2. **SETTING OF REGULAR AGENDA:**  
  
**MOTION BY COMMISSIONER HALL, SECOND BY COMMISSIONER DOWELL TO ADD ICC PROGRAM ON THE MARRIAGE AMENDMENT AND MINNESOTANS UNITED FOR ALL FAMILIES TO THE AGENDA.** The following voted in favor thereof: Hall, Dowell, Wartchow, Freeman, Learmont, Mundt and Sanderson. Opposed: None, motion passed unanimously.
3. **APPROVAL OF MINUTES:** December 28, 2012 regular meeting  
  
**MOTION BY COMMISSIONER SANDERSON, SECOND BY COMMISSIONER MUNDT TO APPROVE THE MINUTES OF DECEMBER 28, 2012 AS PRESENTED.** The following voted in favor thereof: Sanderson, Mundt, Wartchow, Dowell, Freeman, Hall and Learmont. Opposed: None, motion passed unanimously.
4. **CORRESPONDENCE: ICC Thank You Letter.**  
The Human Rights Commission acknowledged the thank you letter.
5. **PUBLIC COMMENT:** Nothing to report.
6. **OLD BUSINESS:**
  - a. Hate/Bias Crime Response Plan Follow Up.  
Discussion was postponed until the City Administrator could be present.

b. 2012 Goals.

Commissioner Sanderson distributed Human Rights Commission 2005-06 Goal Plan. Commissioners will review and begin discussion for 2012 goals at the next regularly scheduled meeting. Commissioner Sanderson also distributed the following materials: 1) Grand Rapids Human Rights Commission, An Illustrated View of Our Work and Responsibilities, Areas of Protection, Minnesota Human Rights Act and 2) 2009 Work and Expense Plan for the Grand Rapids Human Rights Commission.

a. Hate/Bias Crime Response Plan (continued).

Police Chief Denny opened discussion by thanking Chair and Commissioners for invitation. He stated there is currently a plan in place which will be periodically updated and his department is already involved with several agencies to assist victims. He stated objections to a new policy.

Commissioner Sanderson stated it is the Commission's intent to assist. Ninety percent of Human Rights Commissions have a Hate and Bias Response Plan in place.

City Administrator would like to continue exploring this. He suggested Commissioner Sanderson, Police Chief Denny, City Attorney Sterle and himself set up a meeting to continue discussion.

Commissioner Sanderson stated State of Minnesota Human Rights Commissioner Lindsey will be coming to Grand Rapids for panel discussion at ICC on Marriage Amendment and would be available to meet with City staff and City Council and possibly Blandin Foundation before or after the panel discussion on April 16 11:00 a.m. to 1:00 p.m. City Administrator Gillen suggested she contact City Clerk Gibeau and copy him to arrange a gathering.

Chief Denny invited Commissioners to attend the Citizen's Academy who have not already done so. Chief Denny thanked the Commission and City Administrator. Commissioners thanked Chief Denny and City Administrator Gillen for coming.

c. Accessibility Project Update.

Human Resources Director DeGrio presented mini draft of new brochure designed by KBS Design, Kim Brink-Smith. Kim stated this is a hot topic and HRC is a trend setter; she put in many hours doing research and hopes to have done by next regular meeting. Commissioners accepted layout with positive affirmation.

d. Vacancy.

Human Resources Director DeGrio stated there are currently three applications on file which she reviewed with Commission. City Clerk will contact and see if any are interested, in addition to advertising in newspaper. Chair Wartchow will advise an interested party to pick up form and submit to Administration.

e. ICC Program on Marriage Amendment.

Commissioner Sanderson stated members for the April 16 ICC panel discussion on

marriage amendment are being filled so far with a judge on legal aspects, American Indian perspective, pastoral perspective and Minnesota Human Rights Commissioner.

In addition, Minnesota Human Rights Commissioner would like to do workshop for employers on same day regarding new law on hiring individuals with felony conviction. Human Resources Director will get information out to County when Commissioner Sanderson sets date and time.

7. **NEW BUSINESS:**

a. Minnesotan's United for All Families.

Commissioner Mundt distributed draft of Resolution of the City of Grand Rapids Human Rights Commission to members present and asked if they would like to pass said resolution. Draft was prepared using Minnesota Human Rights Commission's resolution. Discussions as to use of resolution were newspaper, radio stations, ICTV, etc. After typographical corrections were pointed out and discussion among members, the following motion was made:

**MOTION BY COMMISSIONER SANDERSON, SECOND BY COMMISSIONER HALL TO ADOPT AND APPROVE THE RESOLUTION OF THE CITY OF GRAND RAPIDS HUMAN RIGHTS COMMISSION WITH MINOR CORRECTIONS.**

During discussion question was raised if they could take a stand one way or another. Commissioners were reminded Commission cannot spend public money on campaign but Minnesota Human Rights Commission encouraged Commissions to take a stand. Each Commissioner gave their view before final vote was made.

**The following voted in favor thereof: Sanderson, Hall, Wartchow, Dowell, Freeman and Mundt. Opposed: None. Abstained: Learmont, until further information could be obtained. Motion carried six to one.**

Commissioners also discussed how to make this Resolution public. Suggestions included: put in Guest Commentary as is, put on website and get on ICTV.

Commissioner Mundt then asked Commissioners if they would be willing to fill out Minnesotans United for All Families, Resolution Against the Constitutional Amendment to Ban Marriage for Same-Sex Couples form to publicly oppose amendment and allow use of Commission's name in opposition to constitutional amendment. Mundt stated they would use name and logo on websites, display ads, etc. After discussion the following motion was made:

**MOTION BY COMMISSIONER SANDERSON, SECOND BY COMMISSIONER HALL TO APPROVE AND APPOINT COMMISSIONER MUNDT TO FILL OUT AND RETURN THE MINNESOTA COALITION FORM. The following voted in favor thereof: Sanderson, Hall, Wartchow,**

**Dowell, Freeman and Mundt. Opposed: None. Abstained: Learmont until further information could be obtained. Motion carried six to one.**

In addition Commissioner Mundt distributed information on what members could do individually.

8. **REPORTS ON CALLS AND INQUIRIES:** Nothing to report.
9. **PENDING COMPLAINTS:** Nothing to report.
10. **OTHER:**
  - a. Circles of Support hosting dinner and program on racism at St. Joseph's Church February 2, 2012 starting with 5:45 p.m. dinner.
  - b. February 3, 2012 10:00 to 11:00 a.m. Mixed Blood Theatre presentation at Davies Theater regarding Dr. King's Dream; information printout distributed.
  - c. Commissioner Dowell recommended Suehaila Amen, an American Muslim speaker/entertainer from Dearborn, Michigan for future event.

The next regularly scheduled meeting will be February 29, 2012 at 4:00 p.m. unless otherwise noted.

11. **ADJOURN:**

There being no further business the following motion was made to adjourn the meeting:

**MOTION BY COMMISSIONER HALL, SECOND BY COMMISSIONER WARTCHOW TO ADJOURN THE MEETING AT 5:06 P.M. The following voted in favor thereof: Hall, Wartchow, Dowell, Freeman, Learmont, Mundt and Sanderson. Opposed: None; motion passed unanimously.**

Respectfully submitted,

  
Dawn Schaefer, Recorder



# CITY OF GRAND RAPIDS

CITY COUNCIL CHAMBERS  
420 NORTH POKEGAMA  
AVE.

## Legislation Details (With Text)

**File #:** 12-0160      **Version:** 1      **Name:** Department Head Report Police  
**Type:** Agenda Item      **Status:** Department Head Report  
**File created:** 3/7/2012      **In control:** Police  
**On agenda:** 3/12/2012      **Final action:**  
**Title:** Department Head Report-Police  
**Sponsors:**  
**Indexes:**  
**Code sections:**  
**Attachments:** [2011 Dept. Head Report](#)

Date	Ver.	Action By	Action	Result
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### *Title*

Department Head Report-Police

### *Body*

#### **Background Information:**

Each year the Chief of Police is asked by the City Council to present an update on activities with in the Police Department. Attached in PDF format is a power point that will be presented during the council meeting. This presentation will consist of statistical data of the police department's activities from January 1, 2011 to December 31, 2011. Also presented will be photographs of the department's involvement in many community events.

#### **Requested City Council Action**

Please consider accepting the Department Head Report for the Grand Rapids Police Department.

# Grand Rapids Police Department 2011 Annual Report



*Help Us Help You*





CITY OF  
**GRAND RAPIDS**  
IT'S IN MINNESOTA'S NATURE

GRAND RAPIDS POLICE DEPARTMENT

420 NORTH POKEGAMA AVENUE, GRAND RAPIDS, MINNESOTA 55744-2662

February 29, 2012

Dear Mayor Adams, City Council members, City Administrator and Citizens of Grand Rapids:

On behalf of all members of the Grand Rapids Police Department I am pleased to present the 2011 Annual Report. This Report is a summary of the police department activity during 2011 and an overview of police department operations. The Report also contains information on crime reported to the police department for the same year.

The men and women of the Grand Rapids Police Department responded to a total of 14,278 calls for service in 2011 compared to 11,903 in 2010, which represents an approximate 19.95% increase in calls for service. These numbers reflect calls in which officers were dispatched to crimes or were dispatched to provide service and it also includes self-initiated activity.

Your police department is an outstanding example of the best in law enforcement. Our philosophy of hard work, honesty, and treating people fairly continues to guide us in how we interact with the public. We promote a community-oriented and problem solving philosophy, and continue to provide services that form partnerships within the community.

There is no doubt that one important key to the success of our department in keeping the community safe is the continued support we receive from you, Mayor Dale Adams, City Council Members Gary McInerney, Joe Chandler, Ed Zabinski, Dale Christy, City Administrator Shawn Gillen, and the entire community. I would additionally like to acknowledge all members of the Grand Rapids Police Department for the hard work, dedication and commitment to combating crime and preserving the good quality of life that all can appreciate here, in Grand Rapids.

Sincerely,

Jim Denny  
Chief of Police



**Grand Rapids Police Department**  
**Mission Statement**

**“The mission of the Grand Rapids Police Department is to enhance the quality of life throughout the City of Grand Rapids by working cooperatively with all of our citizens to preserve the peace, enforce the law, reduce the perception of fear and provide a safe caring environment.”**

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## Police Department Primary Services

*Under the leadership of the Chief of Police, Grand Rapids Police Officers are responsible for the delivery of a full range of police services to achieve the effective protection of lives and property in our community. Those services include crime prevention, criminal apprehension, enforcing laws and ordinances, providing emergency life-saving response, and maintaining effective community relations.*

GRAND RAPIDS  

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# **Police Department Civil Service Commission**

The Grand Rapids Police Department operates under the guidance of the Police Civil Service Commission.

The Police Civil Service Commission is a statutory supported commission whose basis of authority is authorized by Chapter 419 of the Minnesota State Statutes. The Commission has absolute control and supervision over the employment, promotion, discharge and suspension of all officers and employees of the Grand Rapids Police Department. The Commission shall, from time to time, update rules to promote efficiency in the Police Department service to carry out the purposes of the Civil Service Commission as addressed in Chapter 419.

The Commission has sole authority during the employment process to make recommendations to the City Council, but does not hire personnel, nor does it establish wages.

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# **Values Statement**

## **Protecting Life and Property**

*We believe that our fundamental purpose is to protect and preserve the lives and property of those who live, work and visit in our community.*

## **Ethics and Integrity**

*We believe that ethics and integrity are the foundation blocks of public trust and confidence, and that all meaningful relationships are built on these values.*

## **Excellence and Quality in the Delivery of Services**

*We believe that service to the public is our reason for being, and strive to deliver quality services in a highly professional and responsible manner.*

## **Respect for the Individual**

*We believe that every individual deserves respect and dignity and are ever aware of this value in our dealings with each other and the public we serve.*

## **Open and Honest Communication**

*We believe that open and honest communication is essential for an informed citizenry and to foster a positive and supportive working environment for employees.*

## **Cooperation and Teamwork**

*We believe that the public is best served when employees work cooperatively as a team.*

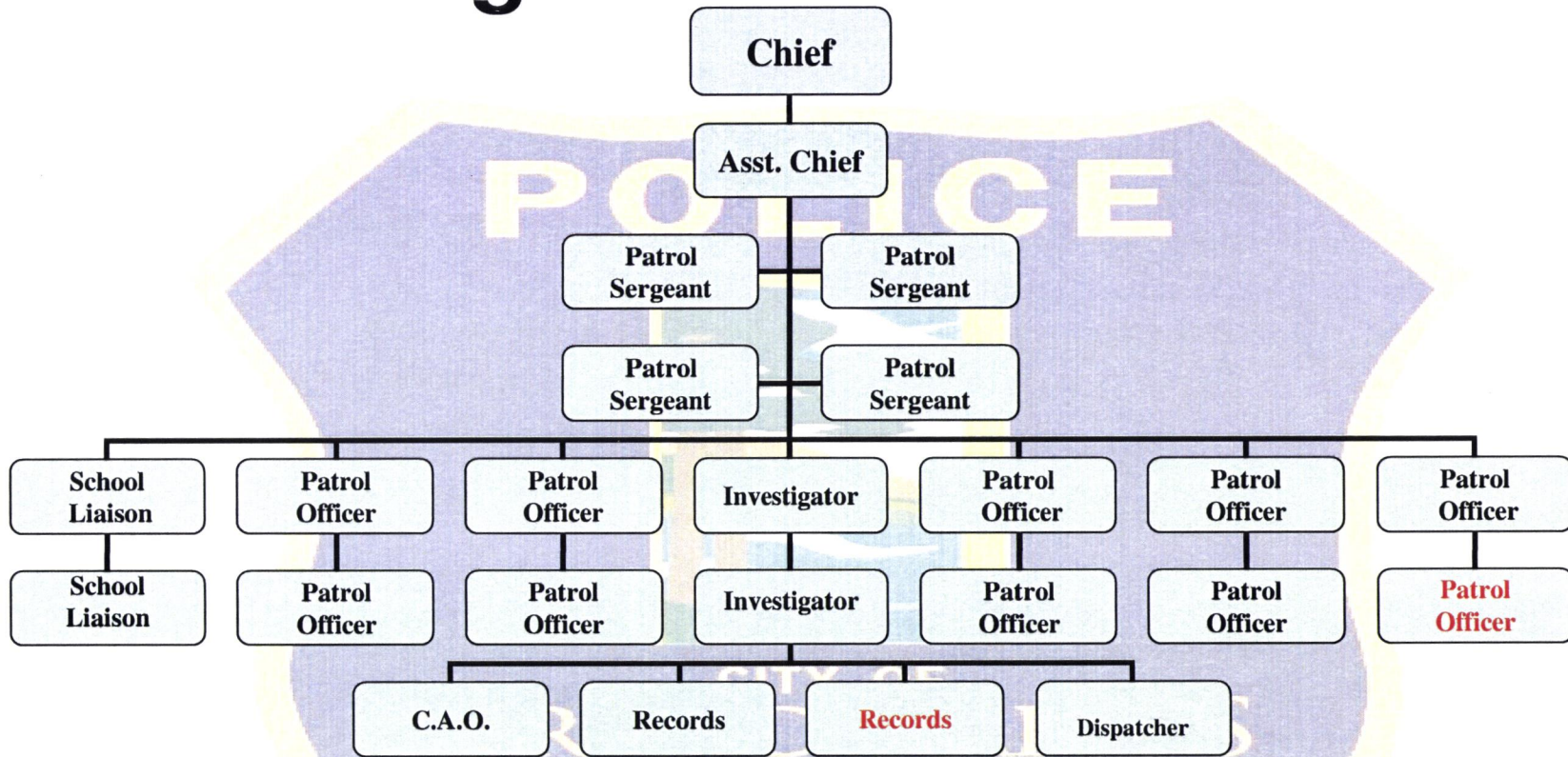
## **Professionalism**

*We believe that continuous improvement is the mark of professionalism and are committed to applying this principle to the services we provide and to the development of our employees.*

## **Positive Relations with the Community**

*We recognize our interdependent relationship with the community we serve and are continually sensitive to changing community needs.*

# Organization Chart



**22 Full-time Employees**

**19 Officers – Including Chief and Asst. Chief**

**1 Dispatcher**

**1 Community Assistance Officer**

**1 Records Personnel**

**Two **vacant** positions since 2010 – One position filled by grant**

# Police Department Staff

• Chief	Jim Denny	13	Years of Service with City of Grand Rapids
• Asst. Chief	Steve Schaar	15	Years of Service with City of Grand Rapids
• Sergeant	Brent Bradley	24	Years of Service with City of Grand Rapids
• Sergeant	Bill Giese	15	Years of Service with City of Grand Rapids
• Sergeant	Jeff Carlson	04	Years of Service with City of Grand Rapids
• Sergeant	Heath Smith	03	Years of Service with City of Grand Rapids
• Investigator	Andy Morgan	10	Years of Service with City of Grand Rapids
• Investigator	Bob Stein	07	Years of Service with City of Grand Rapids
• Officer	Michelle Norris	07	Years of Service with City of Grand Rapids
• Officer	Kevin Ott	05	Years of Service with City of Grand Rapids
• Officer	Brian Mattson	04	Years of Service with City of Grand Rapids
• Officer	Troy Scott	04	Years of Service with City of Grand Rapids
• Officer	Gary O'Brien	04	Years of Service with City of Grand Rapids
• Officer	William Saw	02	Years of Service with City of Grand Rapids
• Officer	Matt O'Rourke	01	Years of Service with City of Grand Rapids
• Officer	Shawn Mahaney	01	Years of Service with City of Grand Rapids
• Officer	Jeremy Nelson	05	Months of Service with City of Grand Rapids
• Officer	Timothy Dirkes	04	Months of Service with City of Grand Rapids
• Officer	New Officer 2012		
• C.A.O.	Jackie Heinrich	02	Years of Service with City of Grand Rapids
• Records	Mary Corwin	13	Years of Service with City of Grand Rapids
• Dispatcher	Barb Gunderson	01	Years of Service with City of Grand Rapids

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– Blue denotes officer had prior experience before joining the Grand Rapids Police Department

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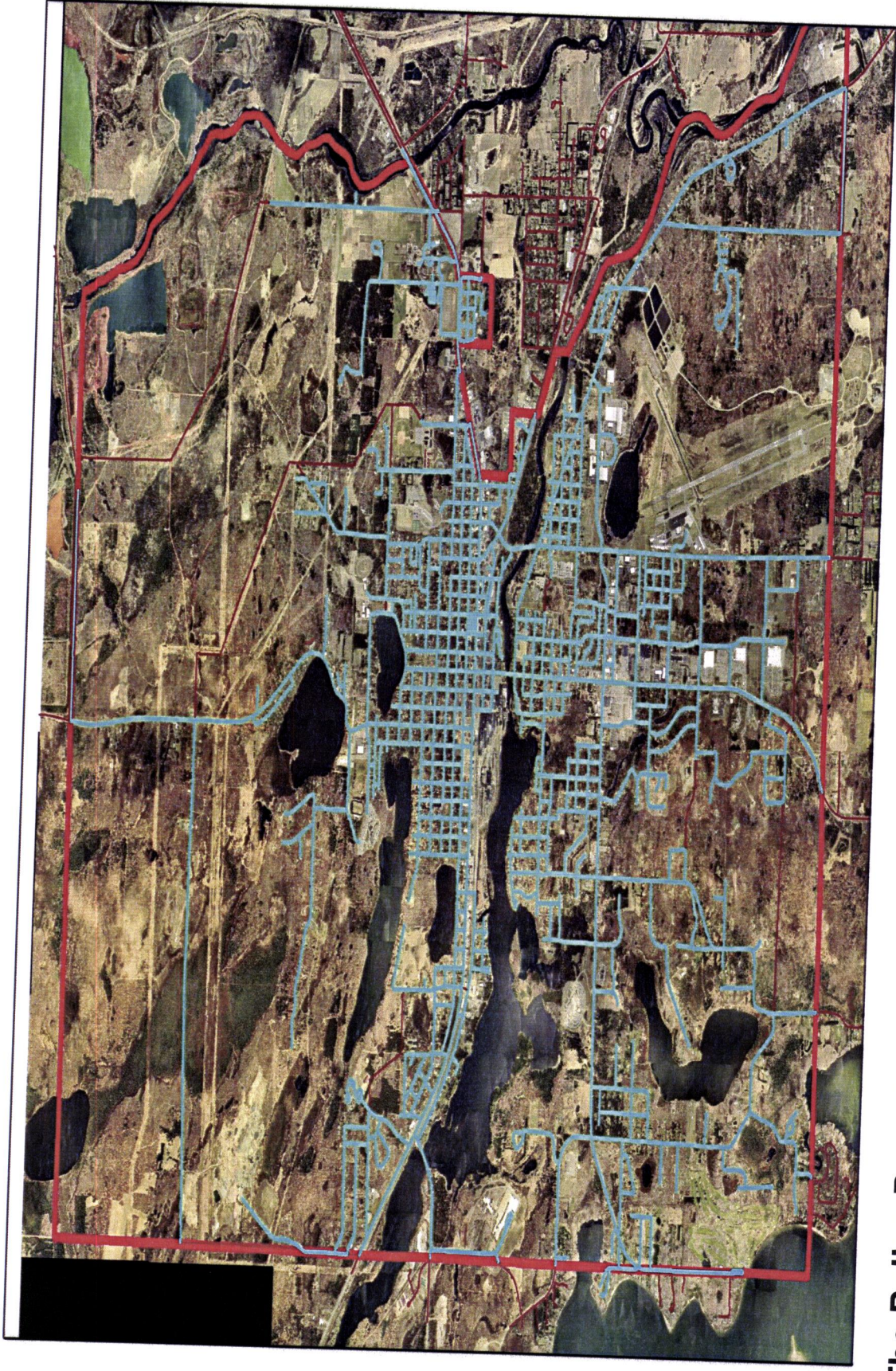
# Police Reserves

- Volunteer organization comprised of 15 volunteer members. This organization is supervised by Sergeant Heath Smith. In 2011 this organization volunteered approximately **1,042 hours** assisting the police department with various community events.
- Police Reserve members
  - Duane Helmer 27years of service
  - Robert Smith 27 years of service
  - Juan Lazo 27 years of service
  - Vince Rittmiller 22 years of service
  - Jackie Heinrich 17 years of service
  - Jeffrey Roerick 04 years of service
  - Jeff Lyman 03 years of service
  - Rob Larson 03 years of service
  - Malissa Bahar 02 years of service
  - Cindy Schiller 02 years of service
  - Trisha Pliska 02 years of service
  - **4 Current Vacant Positions**



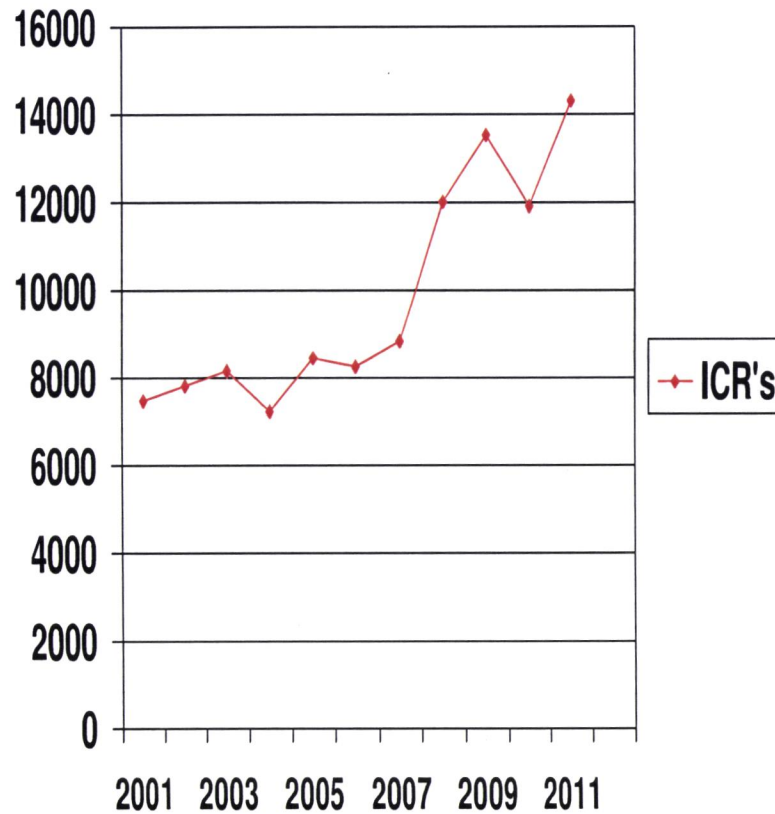


# 2011 City Limits



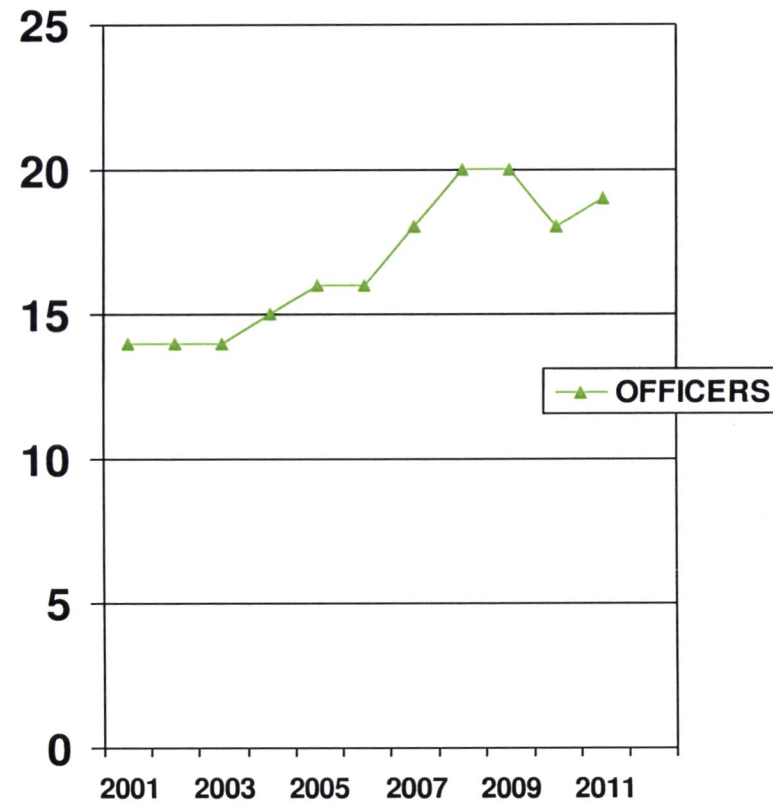
The Police Department covers approximately 123 road miles within the city limits

# Decade Comparison



The Police Department has seen a 91% increase of complaints over the last 10 years.

2001 – 7,459 Complaints  
2011 – 14,278 Complaints



The Police Department has seen a 35.71% increase in patrol officers over the last 10 years.

2001 – 14 Officers  
2011 – 19 Officers

# Calls for Service Comparison

	Population	Calls for Service	Number of sworn officers	Calls per officer per year	Calls per day
<b>Grand Rapids</b>	<b>11,000</b>	<b>14,278</b>	<b>18</b>	<b>793</b>	<b>39</b>
Alexandria	12,415	16,500	20	825	45
Bemidji	13,749	20,332	29	701	56
Crookston	8,192	4,919	15	327	13
Fairmont	10,104	11,504	18	639	32
Hibbing	16,237	14,800	31	477	41
Thief River Falls	8,498	7,524	15	501	21
Little Falls	8,067	6,780	13	522	19
Mound	9,052	13,550	12	1129	37
Cloquet	12,124	8,702	19	458	24
St. Peter	10,946	9,223	14	658	25
<b>Average</b>	<b>10,944</b>	<b>11,647</b>	<b>19</b>	<b>639</b>	<b>32</b>

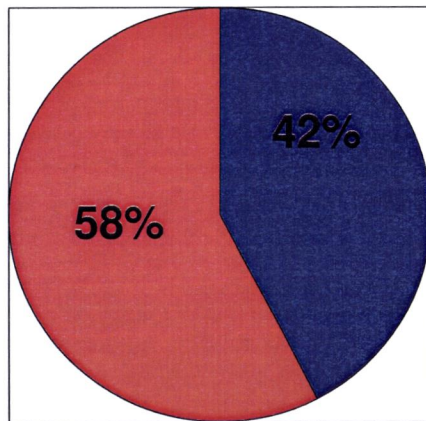
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## Response Type Data

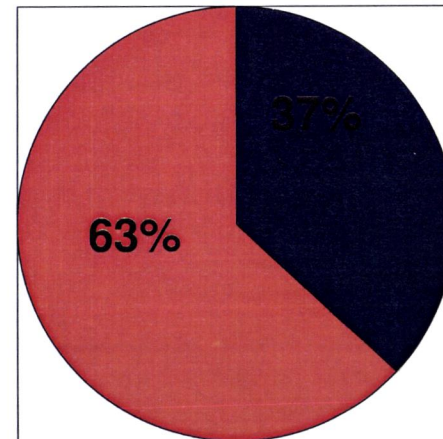
Type of Call	2009	2010	2011
Sexual Assaults	36	43	66
Robbery	4	1	0
Assaults	275	370	339
Burglary	63	40	31
Auto Theft	12	10	17
Forgery/Counterfeiting	24	29	25
Thefts	408	386	558
Vandalism	215	275	246
Narcotics	168	205	249
DWI	126	159	171
Disorderly Conduct	191	240	265
<b>Total</b>	<b>1,522</b>	<b>1,758</b>	<b>1,967</b>

# Traffic Enforcement

Type of Call	2009	2010	2011
Total Traffic Stops	2521	2769	7012
Traffic Citations	N/A	1174	2588
Traffic Warning	N/A	1595	4424

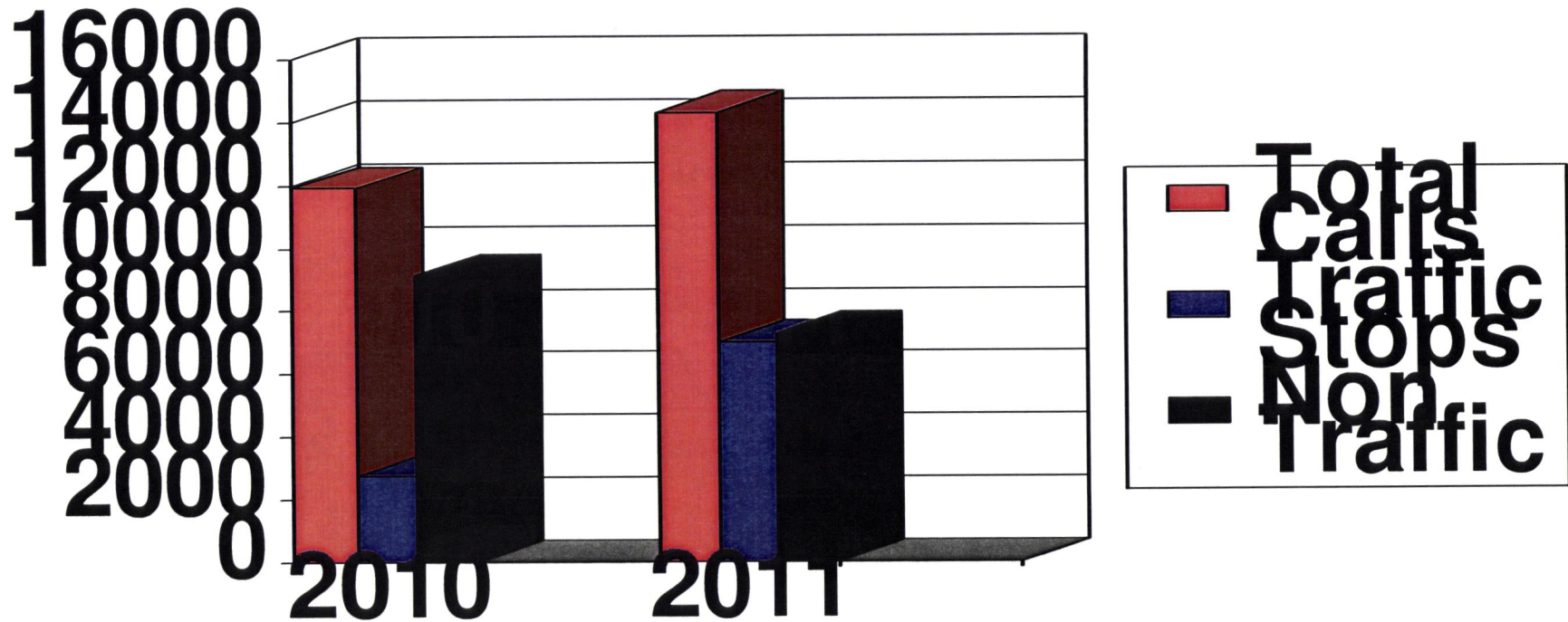


2010



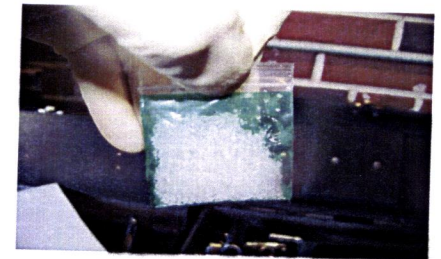
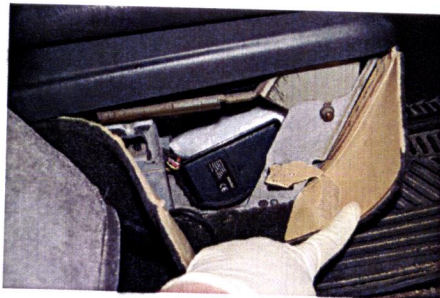
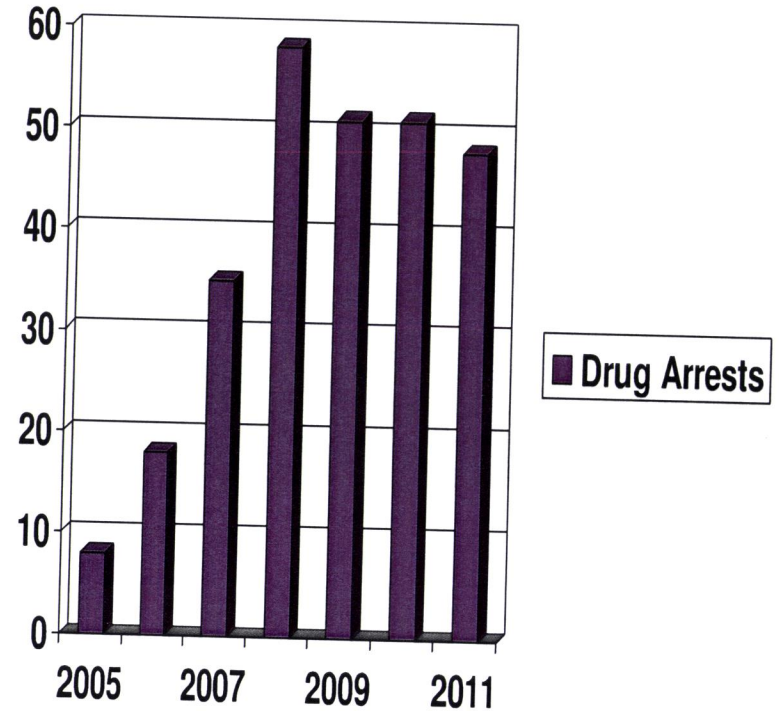
2011

# What Do these Numbers Mean?

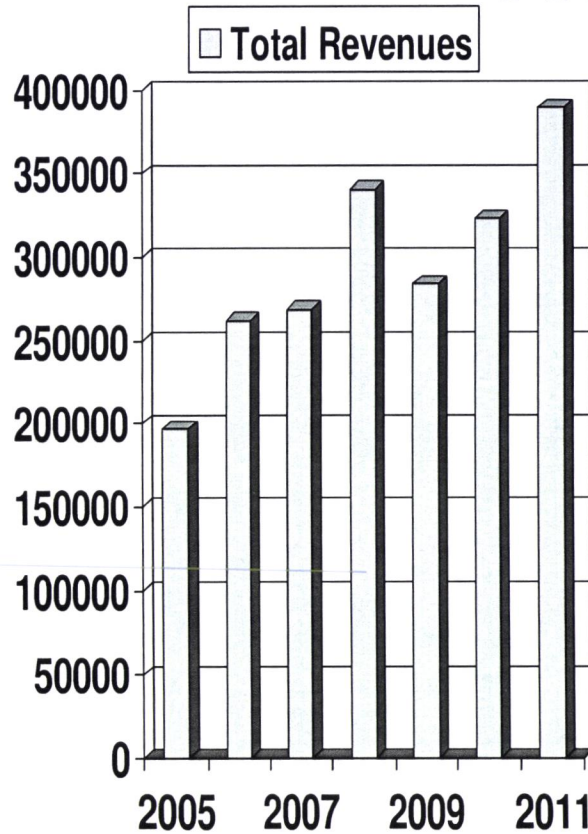


# Drug Statistics

	2008	2009	2010	2011
Drug Related Arrests Gross Misd./Felony	58	51	51	48
Drug Related Citations Misdemeanors	50	28	34	39
Drug Purchases	48	38	26	34
Search Warrants	36	20	32	31
Thefts of Prescription Medications	23	20	19	23
Drug Information	N/A	11	43	74
<b>Total</b>	<b>215</b>	<b>168</b>	<b>205</b>	<b>249</b>



# Revenues

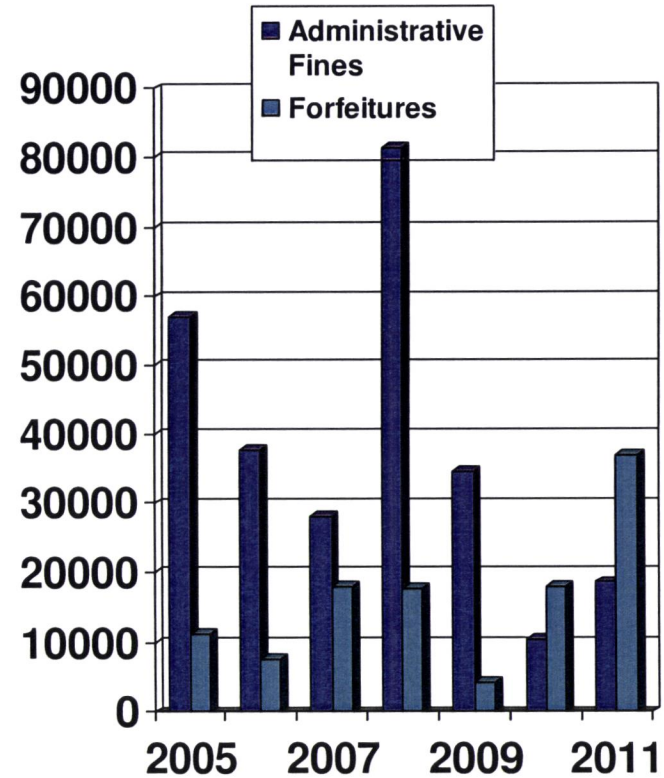


-Total revenues for 2011 was \$389,361.

-Total administration citation revenue for 2011 was \$18,617 up from 2010.

-Total revenue from forfeitures in 2011 was \$36,881 up from previous years.

-Parking revenues for 2011 was \$9,035

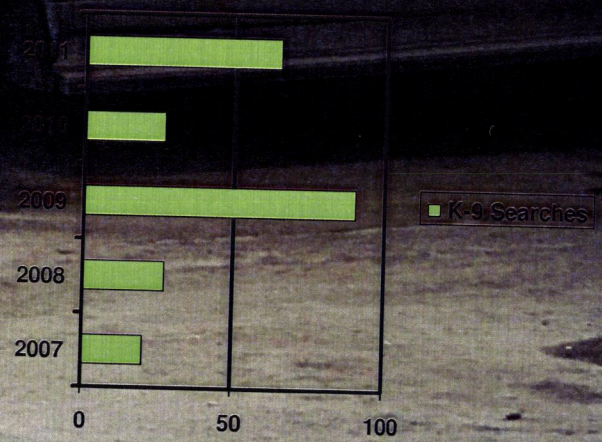




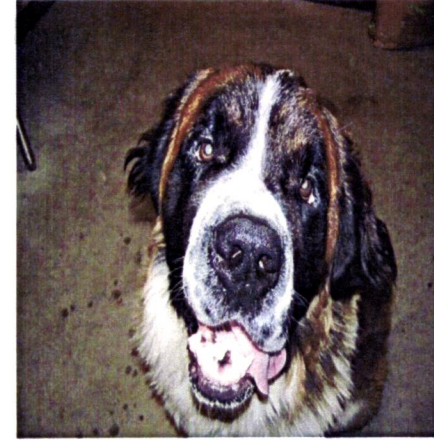
# K-9 Czar



In 2011, 65 K-9 searches were conducted by K-9 and handler Bill Giese



# Animal Control Facility



**223 Animals were brought into the Animal Control Facility in 2011.  
The break down of the animals are as follows:**

- 88**      *Dogs returned to their owners*
- 90**      *Dogs were adopted out to new owners by the  
Community Assistance Officer*
- 03**      *Dogs were euthanized*
- 02**      *Dogs deceased*
- 03**      *Cats returned to their owners*
- 30**      *Cats were adopted out to new owners by the  
Community Assistance Officer*
- 07**      *Cats were euthanized*

<b>Grand Rapids</b>	<b>Total Number of Animals</b>	<b>130</b>
<b>Itasca County</b>	<b>Total Number of Animals</b>	<b>88</b>
<b>Cohasset</b>	<b>Total Number of Animals</b>	<b>04</b> (20 Calls for service + miscellaneous patrol)
<b>Bovey</b>	<b>Total Number of Animals</b>	<b>01</b>

# Public Education

	<b>2011</b>
<b>Child Safety Seat Checks</b>	<b>30</b>
<b>Safety Demonstrations</b>	<b>29</b>
<b>Crime Prevention Programs</b>	<b>10</b>
<b>Community Meetings</b>	<b>15</b>
<b>Total</b>	<b>84</b>



# Grand Rapids Police Department School Liaison Officers

- The Police Department continues to work with independent school district 318 to promote a safe and healthy environment for all those who attend, work and visit Grand Rapids Schools. Liaison Officers work diligently to promote a partnership between school staff, students and parents. This partnership has proven to be invaluable for both the police department and school district.

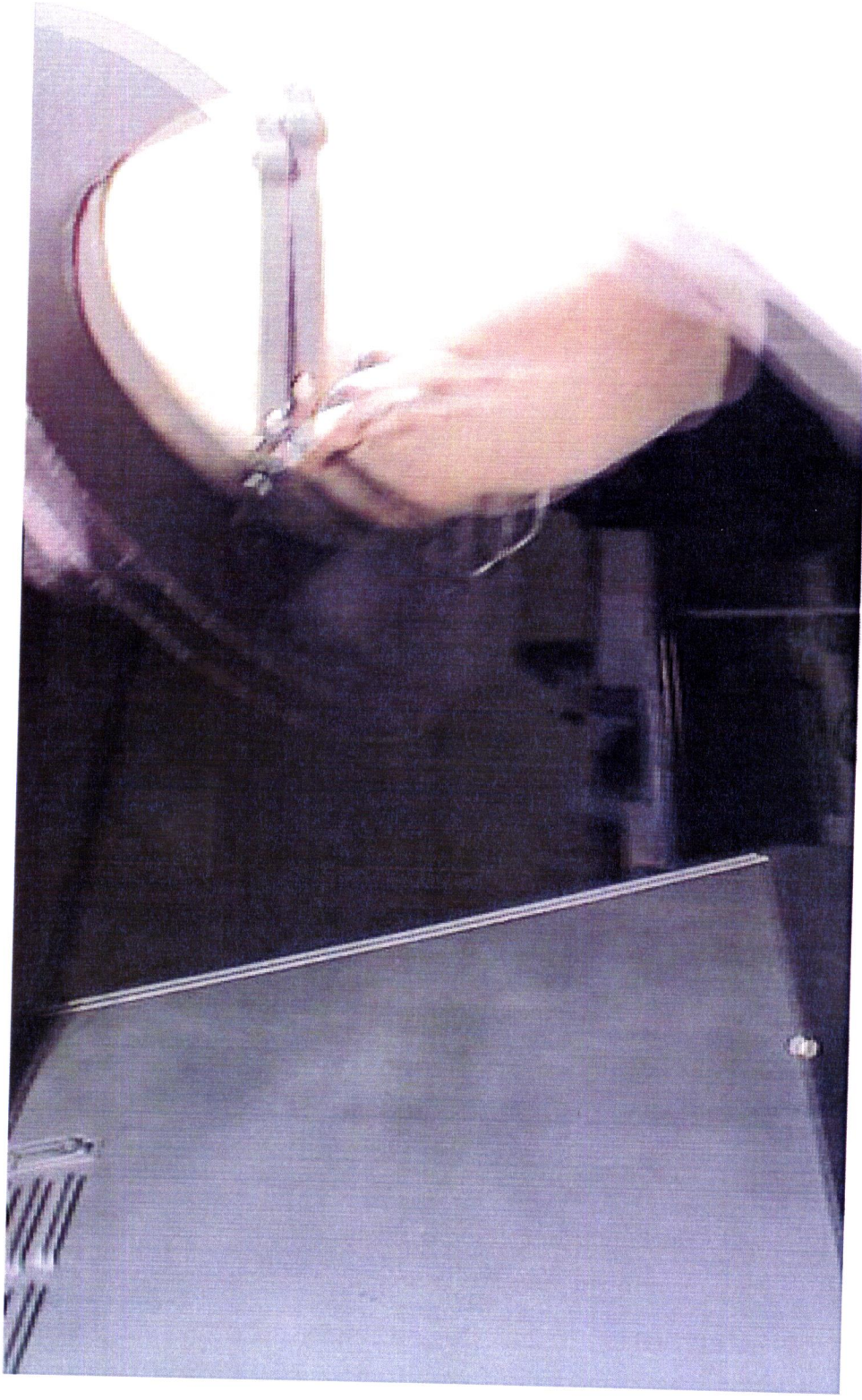
- Liaison Officers

- Brian Mattson (Grand Rapids High School)
- William Saw (Grand Rapids Middle School)

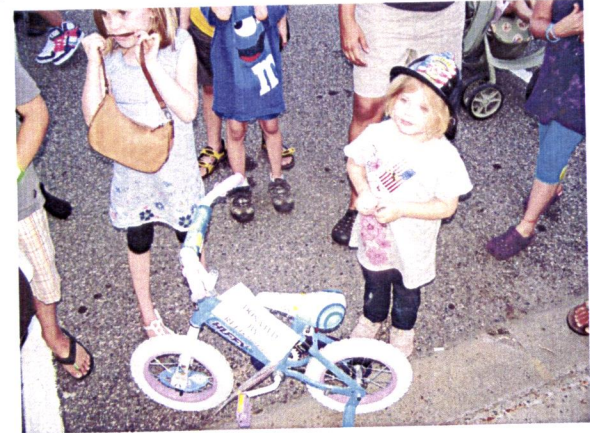


Traffic Safety Project – Eyes Forward

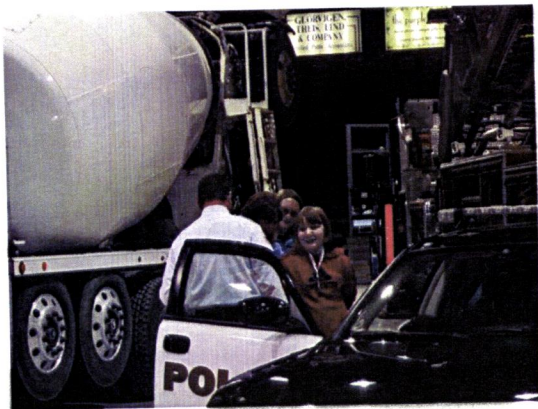
# Eyes Forward Campaign



# Community & Your Police Department



National Night Out



Children's First Expo



**Grand Rapids Police Department**  
**D.A.R.E.**





**A Police Department Visit With The Girl Scouts**



**2011 Citizen's Academy**



**Squad Car Tour**



**Governor's Fishing Opener-L.E. Memorial**





### **Victim's Voice Award**

**Chief Jim Denny, Inv. Andy Morgan, Inv. Robert Stein**



### **A Day With Santa**

**Grand Rapids Police & Fire**



### **2011 Special Olympics Torch Run**



### **Police Department Pre-school Visit**



← Winter Fest Forest Lake Elementary School →



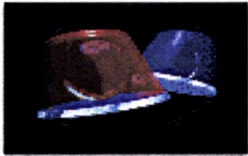
Fishing For Phil



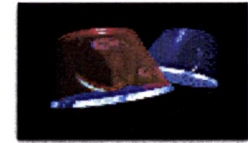
# POLAR BEAR PLUNGE

Presented by Law Enforcement for Special Olympics Minnesota





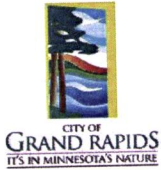
# Up Date On 2011 Police Department Short-Term Goals



- **Paperless Criminal Processing**
  - E-complaint
  - E-citations
  - E-dwi charging
  - E-case files
  
- **Poles Cameras**
  - Provide remote access via IP addresses
  - Provide internet to low income
  - Provide more police coverage through the use of video
  
- **Community Survey**
  - Target areas of community concern to reduce crime in those areas.
  
- **More functional web page**
  
- **Use of GIS data base to help in the tracking allotted and un-allotted time of staff.**
  
- **Lexipol Police Policy Manual**
  - Automated policy that require officer education on policy (lessen liability).
  
- **Personnel Structure**
  - Evaluation of current structure to meet current demands of the city and department.



**Questions ?**



# CITY OF GRAND RAPIDS

CITY COUNCIL CHAMBERS  
420 NORTH POKEGAMA  
AVE.

## Legislation Details (With Text)

**File #:** 12-0154      **Version:** 1      **Name:** Airport Snowblower Purchase  
**Type:** Agenda Item      **Status:** Airport  
**File created:** 3/7/2012      **In control:** Airport  
**On agenda:** 3/12/2012      **Final action:**  
**Title:** Approve the sale of the existing Rolba Snowblower and the purchase of a SnowGo Snowblower attachment.  
**Sponsors:**  
**Indexes:**  
**Code sections:**  
**Attachments:** [3-13-12 Attachment Airport CIP.pdf](#)  
[3-13-12 Attachment Airport Letter to State.pdf](#)

Date	Ver.	Action By	Action	Result
------	------	-----------	--------	--------

*Title*

Approve the sale of the existing Rolba Snowblower and the purchase of a SnowGo Snowblower attachment.

*Body*

**Background Information:**

The existing Rolba Snow Blower is 23 years old. Replacement parts are either not available or difficult to acquire. Without adequate snowblower equipment the runways will not be adequately plowed in compliance with FAA regulations. It is proposed to purchase a SnoGo Snowblower which will attach to the existing loader. An information sheet is attached for reference. This will reduce the number of motorized equipment that needs to be maintained.

It is anticipated that the sale of the Rolba Snowblower will yield \$30,000 which has been applied to the opinion of cost on the attached Capital Improvement Plan. The total anticipated cost of the SnowGo snowblower is \$201,445. Detail related to funding is attached.

In order to utilize a State grant for funding, the City/County must approve the purchase prior to March 31, 2011. Itasca County has already approved the purchase of the snowblower attachment and sale of the existing snowblower.

**Staff Recommendation:**

City staff is recommending the sale of the existing Rolba Snowblower and the purchase of a SnowGo Snowblower attachment.

**Requested City Council Action**

Consider approval of the sale of the existing Rolba Snowblower and the purchase of a SnowGo Snowblower attachment.

# SNOGO®

# LOADER-MOUNTED SNOW BLOWERS

MODEL MP-318  
2500 TPH



- Capacity of 2500 tons per hour minimum
- Two-stage design, triple augers feeding an impeller
- Three, 18-inch horizontal augers, 60-inch cutting height
- 41-inch impeller with replaceable blades
- Minimum 300 horsepower diesel engine
- Telescopic chute for truck loading or spot casting snow
- Rotating impeller housing for free casting snow
- Cutting width of 110 inches available
- Shear pin protected augers and impeller
- Operating weight approximately 10,500 lbs.
- Sized for 4 cubic yard loaders

Wausau Equipment Company, Inc.  
1905 South Moorland Road  
New Berlin, WI 53151-2321  
U.S.A.

800-788-6066 ~ 262-784-6066  
262-784-6720 - fax

ISO 9001:2000 Certified

**WAUSAU • EVEREST**  
HEAVY-DUTY SNOW & ICE CONTROL



SNOGO



Tyler ICE  
CONTROL

SNO DOZER

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Everest Equipment Company  
1077 Westmount  
Ayer's Cliff, Quebec J0B 1C0  
CANADA

819-838-4257  
819-838-5653 - fax

**Amended Capital Improvement Plan**  
**City of Grand Rapids, Minnesota**

2012 thru 2016

Department Airport  
 Contact Airport Manager  
 Type Equipment  
 Useful Life 20 years  
 Category Airport Improvements  
 Priority 1 Critical

Project # 2012/AP-2  
 Project Name Snow Blower Attachment

Total Project Cost: \$201,445

**Description**

This is the replacement of the 1989 Rolba Self Contained Snowblower.

**Justification**

The existing Rolba Snow Blower is 23 years old. Replacement parts are either not available or difficult to acquire. Without adequate snowblower equipment the runways will not be adequately plowed in compliance with FAA regulations. It is proposed to purchase a SnoGo Snowblower which will attach to our existing loader, reducing the number of motorized equipment that needs to be maintained.

Expenditures	2012	2013	2014	2015	2016	Total
Equip/Vehicles/Furnishings	201,445					201,445
<b>Total</b>	<b>201,445</b>					<b>201,445</b>

Funding Sources	2012	2013	2014	2015	2016	Total
Airport Capital Fund Balance	54,649					54,649
CIP Fund	6,250					6,250
Itasca County	6,250					6,250
ST/MN-Airport	134,296					134,296
<b>Total</b>	<b>201,445</b>					<b>201,445</b>

**Budget Impact/Other**

Sixty six percent of purchase is funded by the State. Thirty three percent is funded with local funds (50% City/50% County). Purchase of this new equipment will reduce our O&M cost associated with existing snowblower equipment.



City of Grand Rapids, Minnesota  
*Amended Capital Improvement Plan*  
 2012 thru 2016

**SOURCES AND USES OF FUNDS**

Source	2012	2013	2014	2015	2016	Total
<b><u>Airport Capital Fund Balance</u></b>						
<b>Beginning Balance</b>	137,300	50,151	6,251	6,251	6,251	
<b><u>Revenues and Other Fund Sources</u></b>						
<i>Revenue</i>						
No Funds	0	0	0	0	0	
<i>Total</i>	0	0	0	0	0	
<b>Total Revenues and Other Fund Sources</b>	0	0	0	0	0	
<b>Total Funds Available</b>	137,300	50,151	6,251	6,251	6,251	
<b><u>Expenditures and Uses</u></b>						
<i>Capital Projects &amp; Equipment</i>						
<i>Airport</i>						
RWY 5/23 Clear Zone Land Acquisition	2012/AP-1	(32,500)	0	0	0	0
Snow Blower Attachment	2012/AP-2	(54,649)	0	0	0	0
8 & 10 T Hangar Ramp Replacement	2013/AP-1	0	(33,000)	0	0	0
Conventional Tractor with Flail Mower	2013/AP-2	0	(10,900)	0	0	0
<i>Total</i>		(87,149)	(43,900)	0	0	0
<b>Total Expenditures and Uses</b>		(87,149)	(43,900)	0	0	0
<b>Change in Fund Balance</b>	(87,149)	(43,900)	0	0	0	
<b>Ending Balance</b>	50,151	6,251	6,251	6,251	6,251	

Source		2012	2013	2014	2015	2016	Total
<b>ST/MN-Airport</b>							
<b>Beginning Balance</b>		0	(134,296)	(263,796)	(263,796)	(263,796)	
<b><u>Revenues and Other Fund Sources</u></b>							
No Funds		0	0	0	0	0	
	<i>Total</i>	0	0	0	0	0	
<b>Total Revenues and Other Fund Sources</b>		0	0	0	0	0	
<b>Total Funds Available</b>		0	(134,296)	(263,796)	(263,796)	(263,796)	
<b><u>Expenditures and Uses</u></b>							
<i>Capital Projects &amp; Equipment</i>							
<u>Airport</u>							
Snow Blower Attachment	2012/AP-2	(134,296)	0	0	0	0	
8 & 10 T Hangar Ramp Replacement	2013/AP-1	0	(62,500)	0	0	0	
Conventional Tractor with Flail Mower	2013/AP-2	0	(67,000)	0	0	0	
	<i>Total</i>	(134,296)	(129,500)	0	0	0	
<b>Total Expenditures and Uses</b>		(134,296)	(129,500)	0	0	0	
<b>Change in Fund Balance</b>		(134,296)	(129,500)	0	0	0	
<b>Ending Balance</b>		(134,296)	(263,796)	(263,796)	(263,796)	(263,796)	

**Report criteria:**

All Project Types

Active Projects

All Departments

All Categories

All Priority Levels

Source Type: Airport or Airport Capital Fund Balance or FAA or Itasca County or ST/MN-Airport

Source		2012	2013	2014	2015	2016	Total
<b>FAA</b>							
<b>Beginning Balance</b>		343,593	88,593	78,093	(9,407)	12,343	
<b>Revenues and Other Fund Sources</b>							
<i>Revenue</i>							
No Funds		150,000	150,000	150,000	150,000	150,000	
	<i>Total</i>	150,000	150,000	150,000	150,000	150,000	
<b>Total Revenues and Other Fund Sources</b>		150,000	150,000	150,000	150,000	150,000	
<b>Total Funds Available</b>		493,593	238,593	228,093	140,593	162,343	
<b>Expenditures and Uses</b>							
<i>Capital Projects &amp; Equipment</i>							
<i>Airport</i>							
RWY 5/23 Clear Zone Land Acquisition	2012/AP-1	(405,000)	0	0	0	0	
8 & 10 T Hangar Ramp Replacement	2013/AP-1	0	(75,000)	0	0	0	
Crack Sealing Taxiway A	2013/AP-3	0	(85,500)	0	0	0	
General Aviation Ramp Replacement	2014/AP-4	0	0	(237,500)	0	0	
Land ACQ. - So. Boundary Tract 56	2015/AP-2	0	0	0	(114,000)	0	
RWY 16/334 - Extension Justification	2015/AP-3	0	0	0	(14,250)	0	
RWY 16/34 - 1,500 Ft. Extension - Design	2016/AP-1	0	0	0	0	(332,500)	
	<i>Total</i>	(405,000)	(160,500)	(237,500)	(128,250)	(332,500)	
<b>Total Expenditures and Uses</b>		(405,000)	(160,500)	(237,500)	(128,250)	(332,500)	
<b>Change in Fund Balance</b>		(255,000)	(10,500)	(87,500)	21,750	(182,500)	
<b>Ending Balance</b>		88,593	78,093	(9,407)	12,343	(170,157)	



March 13, 2012

Ms. Jenny Bahneman  
Mn/DOT - Office of Aeronautics  
222 East Plato Boulevard  
St. Paul, Minnesota 55107

Re: Request for Grant Agreement  
Snow Blower Attachment Acquisition  
Grand Rapids – Itasca County Airport

Dear Ms. Bahneman:

The City of Grand Rapids hereby requests a Grant Agreement for acquisition of a Snow Blower Attachment for use at the Grand Rapids – Itasca County Airport in the amount of \$231,445.29.

The equipment to be acquired is a 2012 Sno-Go Model MP 318 Self-Contained Snow Blower as shown on the attached proposal received from MacQueen Equipment. The cost proposal is based off MnDOT State Bid, Contract #S-854 (5), SEQ #832-1108.

This snow blower will replace the Rolba Snow Blower that the airport currently owns. The existing Rolba Snow Blower is 23 years old. Replacement parts are either not available or difficult to acquire. By purchasing a snow blower which will attach to the existing airport loader, the airport will reduce the number of motorized equipment that needs to be maintained. The City intends to apply the trade-in or salvage value of the Rolba towards this purchase.

At their regularly scheduled meeting on March 12, 2011, the Grand Rapids City Council approved acquisition of this equipment, contingent upon receipt of the Mn/DOT Grant Agreement. The local matching share has been appropriated by the City of Grand Rapids and Itasca County.

If you have any questions concerning this request, please contact me.

Regards,

Tom Pagel, P.E.  
City Engineer

CC: John Peterson, TKDA





CITY OF  
GRAND RAPIDS  
IT'S IN MINNESOTA'S NATURE

# CITY OF GRAND RAPIDS

CITY COUNCIL CHAMBERS  
420 NORTH POKEGAMA  
AVE.

## Legislation Details (With Text)

**File #:** 12-0143      **Version:** 1      **Name:** Consider approval of the preliminary plat of Lakewood Heights Addition to Grand Rapids.

**Type:** Agenda Item      **Status:** Community Development

**File created:** 3/6/2012      **In control:** Community Development

**On agenda:** 3/12/2012      **Final action:**

**Title:** Consider approval of the preliminary plat of Lakewood Heights Addition to Grand Rapids.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [Background Information- 3-12-12 Council Mtg.](#)  
[Lakewood Heights Add. SUB -Application 3-12-12 Mtg.](#)

Date	Ver.	Action By	Action	Result
------	------	-----------	--------	--------

*Title*

Consider approval of the preliminary plat of Lakewood Heights Addition to Grand Rapids.

*Body*

**Background Information:**

A preliminary plat entitled Lakewood Heights Addition to Grand Rapids was submitted by Lakewood Heights Partners, LLLP, and filed with the City on February 15, 2012. The property included within the preliminary plat is 6.5 acres in area, and located at: 1240 Golf Course Road. The property is currently being developed with one 29-unit apartment building (Lakewood Heights Apartments) and associated parking garages.

The plat area was previously subdivided (2005) as 10 acre parcel described as: Lot 3, Block 3, under the plat of Lakewood Heights. The property owners recently had split the 10 acre lot into 1- 6.5 parcel and 1- 3.5 acre parcel, both under separate ownership. The intent of the first lot split being to facilitate a two phase residential housing development: phase one consisting of two 29-unit apartment buildings located on the 6.5 acre parcel, and phase two consisting of townhomes on the 3.5 acre parcel. The additional parceling of the original platted lot requires the property owner to go through the subdivision process.

The staff review committee, consisting of the City Engineer, Public Works Director, Fire Chief, Grand Rapids PUC, and Community Development Department, has reviewed the preliminary plat for technical standards and found that it substantially complies with the City's subdivision requirements. However there are a few comments identified by the review committee that should be addressed. Those items are as follows:

- The 20 foot wide utility easement serving Lot 1, should be a 40 foot wide private easement. Developers shall provide a copy of the recorded easement to the City.
- Because there is common stormwater infrastructure serving both lots, the developer should prepare and record private storm water easements allowing access to both Lot 2 and Lot 1. Developers shall provide a copy of the recorded easement to the City.
- The developer prepares and records cross access easements/agreements and provide copies to the City.

The Planning Commission conducted a public hearing to consider their recommendation to the City Council regarding

the approval of this preliminary plat at their regular meeting on March 1, 2012. The Planning Commission found that the proposed subdivision was consistent with the Comprehensive Plan and approved a motion to recommend approval of the preliminary plat of Lakewood Heights Addition to Grand Rapids, contingent upon those items, described above, being addressed. The plat petitioner, at the public hearing, agreed to address the three items put forth by the review committee.

**Requested City Council Action**

Pass a motion approving the preliminary plat of Lakewood Heights Addition to Grand Rapids as recommended by the Planning Commission, (or pass a motion approving the preliminary plat of Lakewood Heights Addition to Grand Rapids as recommended by the Planning Commission with any additional changes the Council deems appropriate and necessary).

# Lakewood Heights Addition to Grand Rapids (Minor Subdivision)



CITY OF  
**GRAND RAPIDS**  
IT'S IN MINNESOTA'S NATURE



Lot 3, Block 3, Lakewood Heights  
(yellow)

Golf Course Road

Approx. location of 2nd Lot Split

1st Lot Split  
(light blue/green)

14th Avenue SW

Horseshoe Lake Road

270 135 0 270 Feet





**Staff Review Committee Comments:**

**Preliminary Plat of Lakewood Heights Addition to Grand Rapids**

Good Afternoon Eric,

The Departments of the Grand Rapids Public Utilities Department reviewed the Lakewood Heights Minor Subdivision request and do not object to the subdivision as presented.

Thank you for the opportunity to review the subdivision.

Anthony T. Ward  
General Manager  
Public Utilities Commission  
P. O. Box 658  
Grand Rapids, MN 55744  
218-326-7188

---

Eric;

The Engineering Department has several items that should be addressed as follows:

1. The sanitary sewer and water service that serve Lot 1 are private. The maintenance and ownership of these services belong to Lot 1 even though it is proposed to have them located in a public easement.
2. The 20 foot wide utility easement serving Lot 1, is too narrow if the service lines needed to be repaired or replaced. They should consider widening the utility easement to 40 feet.
3. The developer should address storm water in the plat or deeds allowing storm water from Lot 2 to enter Lot 1.
4. The developer should address cross access in the form of a cross access agreement for all three lots.

Regards,

Tom Pagel

City Engineer

City of Grand Rapids

420 North Pokegama Avenue

Grand Rapids, MN 55744-2662

Office: 218-326-7626

Mobile: 218-398-0584

Fax: 218-326-7621

[tpagel@ci.grand-rapids.mn.us](mailto:tpagel@ci.grand-rapids.mn.us)

[www.grandrapidsmn.org](http://www.grandrapidsmn.org)



---

Public Works is supportive of the proposed preliminary plat entitled Lakewood Heights Addition to Grand Rapids.

**Jeff Davies**

Public Works Director  
City of Grand Rapids  
420 North Pokegama Avenue  
Grand Rapids, MN 55744-2662

**Office:** 218-326-7480

**Mobile:** 218-259-8688

**Fax:** 218-326-7688

[jdavies@ci.grand-rapids.mn.us](mailto:jdavies@ci.grand-rapids.mn.us)

[www.grandrapidsmn.org](http://www.grandrapidsmn.org)

---

Eric,

The Fire Department has no objections to this.

**Steve Flaherty**



# CITY OF GRAND RAPIDS

NOTICE OF MEETING  
PLANNING COMMISSION

## Minutes - Final Planning Commission

COUNCIL CHAMBERS  
CITY HALL - 420 N. Pokegama Ave.  
Grand Rapids, MN 55744

**DRAFT**

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Thursday, March 1, 2012

4:00 PM

Council Chambers

---

### Call To Order

### Call of Roll

- Present** 5 - Commissioner Lee Anderson, Commissioner Julie Fedje-Johnston, Commissioner Ron Niemala, Chairperson Michael Twite, and Commissioner Mark Gothard
- Absent** 1 - Commissioner Shane McKellep

**Setting of Agenda - This is an opportunity to approve the regular agenda as presented or add/delete an agenda item by a majority vote of the Commissioners present.**

Approve the minutes of the January 5, 2012 4:00 pm regular meeting.

**A motion was made by Commissioner Julie Fedje-Johnston, seconded by Commissioner Lee Anderson, that this Minutes be Approved as Presented by Commission . The motion PASSED by an unanimous vote.**

### Public Hearings

**DRAFT**

Conduct a public hearing to consider the preliminary plat of Lakewood Heights Addition to Grand Rapids.

*Motion by Commissioner Anderson, Second by Fedje-Johnston to open the public hearing. The following voted in favor thereof: Anderson, Niemala, Fedje-Johnston, Gothard, Twite. Opposed: None, passed unanimously.*

*Ron Howman- 32300 Wakeman Shores Drive said his mother owns the property that is adjacent to the parcel that is to be subdivided. He would like to make sure that she will not be assessed for any improvements. Community Development Director Mattei said there will be no assessments for this project.*

*Mark Cross- 12843 Eagle Drive, Baxter asked if the Commissioners had any questions regarding the proposed subdivision.*

*Motion by Commissioner Anderson, second by Commissioner Niemala to close the public hearing. The following voted in favor thereof: Niemala, Fedje-Johnston, Twite, Anderson, Gothard. Opposed: None, passed unanimously.*

**Motion by Commissioner Anderson, Second by Commissioner Fedje-Johnston that, based on the findings of fact presented here today, and in the public's best interest, the Planning Commission does hereby forward to the City Council a recommendation to approve the preliminary plat of Lakewood Heights Addition to Grand Rapids, contingent upon the applicant making the following corrections/clarifications:**

1. The 20 foot wide utility easement serving Lot 1, should be a 40 foot wide private easement. Developers shall provide a copy of the recorded easement to the City.
2. Because there is common stormwater infrastructure serving both lots the developer should prepare and record private storm water easements allowing access to both Lot 2 and Lot 1. Developers shall provide a copy of the recorded easement to the City.
3. The developer prepares and records cross access easements/agreements and provide copies to the City.

Commissioner Anderson read his considerations for the record.

1. Has there been a change in the development policies of the community?  
No, the comp plan was recently updated and it reflects this use for this parcel.
2. Will the proposed subdivision cause undue traffic congestion?  
No, there is access from a county road the county has addressed this.
3. Was there a mistake in the original zoning ordinance?  
No.
4. Is the Zoning Ordinance up to date?  
Yes.
5. Is the proposed subdivision compatible with adjacent land uses?  
Yes.
6. Will the proposed subdivision affect public utilities?

Yes, but this has been dealt with by revisions brought up by the City Engineer.

7. Will the proposed subdivision be detrimental to public health, morals, or general welfare?

No, there will be an increased number of modern rental units.

8. Will the proposed subdivision impede orderly development of other property in the area?

No, it fits nicely in the neighborhood.

9. Will the proposed subdivision cause a decrease in value of adjacent property?

No, adjacent lots are empty.

10. Will the proposed subdivision increase tax revenues?

Yes, it will go from vacant land to an apartment complex.

11. Will the proposed subdivision impose an excessive burden on parks and other public facilities?

No.

12. Is the proposed subdivision consistent with the Comprehensive Plan?

Yes, that area is designated by the comp plan as such use.

The following voted in favor thereof: Niemala, Fedje-Johnston, Twite, Gothard, Anderson. Opposed: None, passed unanimously.

### General Business

Consider a recommendation to the City Council regarding amendments to the Zoning Ordinance that would add a health club/fitness center use as a permitted use within the I-1 (Industrial Park) zoning district.

*Community Development Director Mattei provided the staff report.*

*Jeremy Rebrevich, co-owner of Anytime Fitness said that a lot of other Anytime Fitness facilities are located in an industrial parks. They would also like to know when the Business Park definition would be approved.*

**A motion was made by Commissioner Julie Fedje-Johnston, seconded by Commissioner Ron Niemala, that this Agenda Item be Tabled . The motion PASSED by an unanimous vote.**

**DRAFT**

Consider the election of Planning Commission Officer's-Chairperson and Vice Chairperson/Secretary.

**Motion by Commissioner Anderson, Second by Commissioner Fedje-Johnston to nominate Commissioner Twite as Chair. The following voted in favor thereof: Gothard, Twite, Anderson, Niemala, Fedje-Johnston. Opposed: None, passed unanimously.**

**Motion by Commissioner Anderson, Second by Commissioner Niemala to nominate Commissioner Fedje-Johnston as Vice Chair. The following voted in favor thereof: Anderson, Fedje-Johnston, Twite, Gothard, Niemala. Opposed: None, passed unanimously.**

**Public Input**

**Miscellaneous\Updates**

**Adjourn**

**Motion by Commissioner Niemala, Second by Commissioner Gothard to adjourn the meeting at 5:17 p.m. The following voted in favor thereof: Niemala, Gothard, Twite, Anderson, Fedje-Johnston. Opposed: None, passed unanimously.**



**Preliminary Plat Application**  
 Community Development Department  
 420 North Pokegama Ave.  
 Grand Rapids, MN 55744  
 Tel. (218) 326-7601 Fax (218) 326-7621  
 Web Site: www.grandrapidsmn.org

All subdivisions in the City of Grand Rapids shall be in compliance with the Grand Rapids City Code, Articles V (Subdivisions) and VI (Zoning). The City Code can be viewed on the City of Grand Rapids web site, grandrapidsmn.org (follow the prompts for City Code).

**PLAT NAME:** Lakewood Heights Addition to Grand Rapids

Applicant/Business Name: Lakewood Heights Partners LLLP

Contact Person: Mark Cross

Address: 14643 Edgewood Drive, Suite 115, Baxter MN 56425 Zip: 56425

Telephone: (Work) 218-829-0707 (Other) \_\_\_\_\_ (Fax) \_\_\_\_\_

E-mail Address: mcross@kuepers.com

Interest In Property: Architect

Property Owner(s) of record: Lakewood Heights Partners LLLP

Address: 14643 Edgewood Drive, Suite 115, Baxter MN Zip: 56425

Telephone: (Work) 218-829-0707 (Other) \_\_\_\_\_ (Fax) \_\_\_\_\_

Surveyor or Engineer: KLD

Address: 1120 Industrial Park Road SW, Brainerd MN 56401

Telephone: (Work) 218-829-5333 (Other) \_\_\_\_\_ (Fax) \_\_\_\_\_

E-mail Address: kramer@kldland.com

**Office Use Only**

Date Received _____	Certified Complete _____	Fee Paid _____
Planning Commission Recommendation: (Preliminary)	Approved _____ Denied _____	Meeting Date _____
(Final)	Approved _____ Denied _____	Meeting Date _____
City Council Action: (Preliminary)	Approved _____ Denied _____	Meeting Date _____
(Final)	Approved _____ Denied _____	Meeting Date _____

**Parcel Information:**

Tax Parcel #(s) 91-592-0315 Property Size(acres): 9.97

Existing Zoning: R-3

Proposed Zoning\*<sup>1</sup>: R-3

Existing Use: Apartment

Proposed Use(s): Apartment

Property Address/Location: 1240 Golf Course Road

Legal Description: See attached preliminary plat

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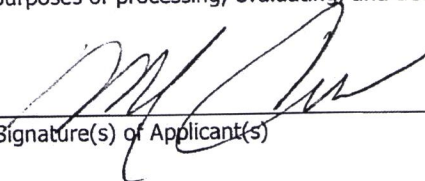
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(attach additional sheet if necessary)

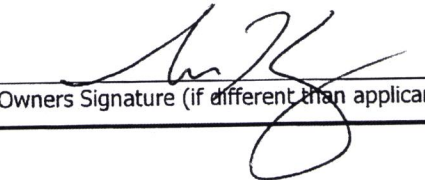
Applications must be received no later than the end of the first week of the month, to allow sufficient time for review by staff and the department head review committee. Planning Commission meetings are held on the first Thursday of each month.

*\*<sup>1</sup> If a zoning change is required, a petition for rezoning must be filed separately.*

I(we) certify that, to the best of my(our) knowledge, information, and belief, all of the information presented in this application is accurate and complete and includes all required information and submittals, and that I consent to entry upon the subject property by public officers, employees, and agents of the City of Grand Rapids wishing to view the site for purposes of processing, evaluating, and deciding upon this application.

  
\_\_\_\_\_  
Signature(s) of Applicant(s)

2-14-12  
\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Owners Signature (if different than applicant)

2-14-12  
\_\_\_\_\_  
Date



**Required Submittals:** The following items must be provided with your application, unless the Community Development director waives the requirement.


- Application Fee - \$2,525.00 \*<sup>2</sup>
- Proof of Ownership – (a copy of a property tax statement or deed will suffice)
- 21 Blueline copies of the Preliminary Plat (D size—24" x 36") or (D- size--22" X 34")\*<sup>3</sup>
- 1 Blueline copy of the Preliminary Plat (B size—11" x 17")
- A letter from the County Recorder verifying that the subdivision name is not duplicated elsewhere in the County.
- A typed letter, addressed to the Grand Rapids Planning Commission, indicating the following:
  - A statement of the proposed use of all of the lots
  - A listing of any proposed protective covenants.
  - Proposed reapportionment of any existing assessments.
- A letter from the Itasca County Soil and Water Conservation District verifying the presence/or lack of wetlands.
- A copy of a Title Opinion of Title Insurance Policy showing proof of ownership of the property being subdivided.
- A copy of a current Assessment Certificate from the City Clerk showing whether or not there are any current assessments on the property.
- Copy of current year's Tax Statement.
- Electronic files of any written project statements, legal descriptions, or narratives, in Microsoft Word format.

*\*<sup>2</sup>The application fees charged are used for postage to mail the required notices to adjacent properties, publication of the public hearing notice in the Grand Rapids Herald Review, and for a small portion of staff time for case review and preparation of documents. It is the policy of the City of Grand Rapids to require applicants for land use approvals to reimburse the City for costs incurred by the City in reviewing and acting upon applications, so that these costs are not borne by the taxpayers of the City.*

*\*<sup>3</sup>Twenty-one copies are needed for distribution to the following: 7-Planning Commission, 4-Department Heads, 8-City Review, 1-File, 1-Return to applicant with comments.*

**INCOMPLETE APPLICATIONS WILL NOT BE ACCEPTED**

More information may be requested by the City of Grand Rapids Planning Commission or City Council, if deemed necessary to properly evaluate your request. The lack of information requested may be in itself sufficient cause to deny an application.

 <p style="margin: 0;"><b>Itasca County Parcel Information System</b> Itasca County's Web Site</p>	<p style="margin: 0;">Mon, Feb 13, 2012</p> <p style="margin: 0;">Parcel Info Data Date: February 08, 2012 CRV Info Data Date: February 08, 2012 Payment Detail Data Date: February 08, 2012</p>
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- [Parcel Information](#)     [CRV Information](#)     [Lake Finder](#)     [FAQ](#)     [Request Info](#)

## Payable 2011 Property Tax Statement

**Record Details     Parcel Number: 91-592-0315**

**Owner of Record** LAKEWOOD HEIGHTS PARTNERS LLLP  
14643 EDGEWOOD DRIVE, SUITE 115  
BAXTER MN 56425

2011 Tax:	\$3,085.22
2011 Special Assessments:	\$22,454.78
2011 TOTAL Tax and Assessments:	\$25,540.00

### 2011 Payment Detail

First Half	Paid
Second Half	Paid

Tax District (# / Name):	91 / GRAND RAPIDS CITY
Plat Description:	LAKEWOOD HEIGHTS
Legal Description:	LOT 3 BLK 3
Deeded Acres:	9.97
Section-Township-Range:	29-055-25
School District:	318
Lake (# / Name):	

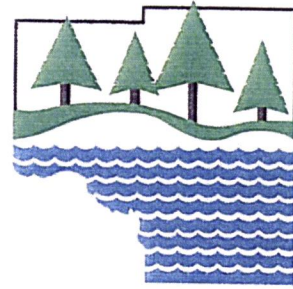
### Payable 2011 Assessment Data

	Estimated Value	Taxable Value	Class Code(s)
Land	\$299,700	\$193,400	200 -- Residential 2-3 units or Vacant Land
Building	\$0	\$0	
<b>TOTAL</b>	<b>\$299,700</b>	<b>\$193,400</b>	

Minnesota Counties Information Systems (MCIS) makes no warranties, implied or explicit, as to the accuracy or completeness of this data. The data presented on this site is provided directly by the County, and MCIS merely converts it to a searchable web format. This data is intended to be used for informal informational purposes only. It is not intended for use in abstract work, land surveys, title opinions, appraisals, or any other legal documents or for any other purposes. For up-to-date and/or certified information, the user should contact the County Auditor/Treasurer.

Minnesota Counties Information Systems  
 Grand Rapids, MN  
 Website hosting & maintenance provided by [Boreal Access](#)

**LINDA NIELSEN**  
COUNTY RECORDER/REGISTRAR  
Itasca County Courthouse  
123 N.E. 4th Street  
GRAND RAPIDS, MINNESOTA 55744-2600  
(218) 327-2856 • FAX (218) 327-0689



February 13, 2012

Mark Cross  
mcross@kuepers.com

Dear Mark,

Let it be known that there is no recorded plat in the office of the Itasca County Recorder or Itasca County Registrar of Titles in the name of **LAKEWOOD HEIGHTS ADDITION TO GRAND RAPIDS.**

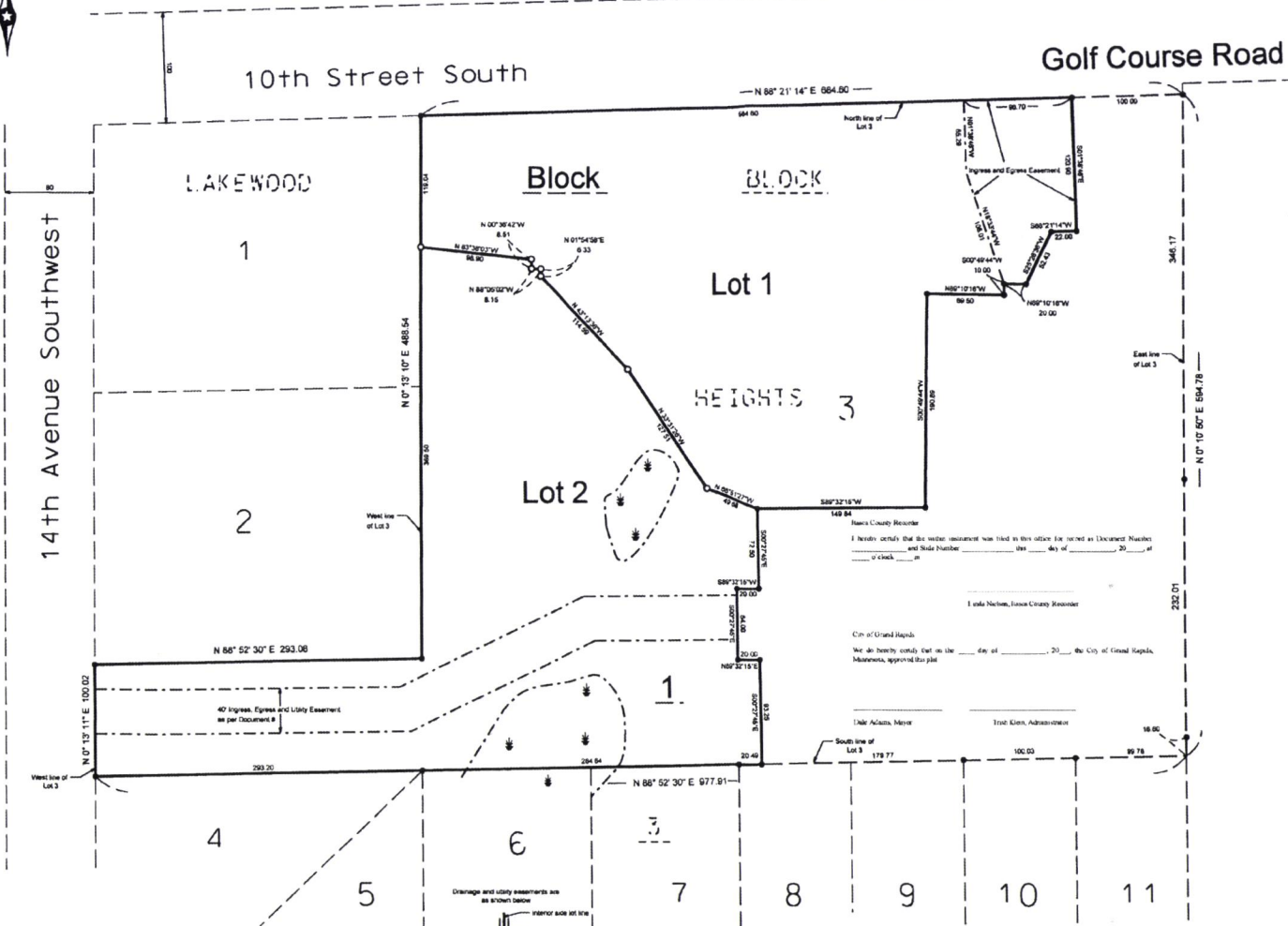
Sincerely,

A handwritten signature in black ink that reads "Linda Nielsen". The signature is written in a cursive, flowing style.

Linda Nielsen  
Itasca County Recorder/Registrar

# LAKEWOOD HEIGHTS ADDITION TO GRAND RAPIDS

Part of Lot 3, Block 3, LAKEWOOD HEIGHTS  
Itasca County, Minnesota



KNOW ALL PERSONS BY THESE PRESENTS, That Lakewood Heights Partners, L.L.P., a Minnesota Partnership, in the better and Security State Bank of Aitkin, a Minnesota Corporation, as the mortgagee of the following described property situated in Itasca County, Minnesota, to wit:

**Legal Description:**  
That part of Lot 3, Block 3, LAKEWOOD HEIGHTS, Itasca County, Minnesota which has heretofore been described as follows:

Commencing at the northeast corner of and Lot 1, thence South 88 degrees 21 minutes 14 seconds West, bearing 100.00 feet to the Itasca County coordinate system (NAD83), along the north line of and Lot 1 a distance of 100.00 feet to the point of beginning of the line to be described. thence South 01 degrees 59 minutes 46 seconds East, a distance of 125.95 feet. thence South 88 degrees 21 minutes 14 seconds West, a distance of 22.00 feet. thence South 75 degrees 20 minutes 36 seconds West, a distance of 22.00 feet. thence North 89 degrees 09 minutes 19 seconds East, a distance of 20.00 feet. thence South 6 degrees 49 minutes 44 seconds West, a distance of 10.00 feet. thence North 89 degrees 10 minutes 16 seconds West, a distance of 47.50 feet. thence South 09 degrees 09 minutes 44 seconds West, a distance of 19.89 feet. thence South 89 degrees 22 minutes 13 seconds West, a distance of 149.84 feet. thence South 02 degrees 27 minutes 45 seconds East, a distance of 72.50 feet. thence South 89 degrees 37 minutes 15 seconds West, a distance of 20.00 feet. thence South 02 degrees 27 minutes 45 seconds East, a distance of 141.00 feet. thence North 89 degrees 32 minutes 13 seconds East, a distance of 20.00 feet. thence South 01 degree 27 minutes 45 seconds East, a distance of 91.25 feet to the south line of and Lot 1, and has been surveyed.

Here caused the same to be surveyed and plotted as LAKEWOOD HEIGHTS ADDITION TO GRAND RAPIDS and does hereby dedicate to the public for public use the public ways and the easements as shown on this plat for drainage and utility purposes.

In witness whereof said Lakewood Heights Partners, L.L.P., a Minnesota Partnership, has caused this plat to be signed by its proper officer this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

State of \_\_\_\_\_  
County of \_\_\_\_\_  
I, \_\_\_\_\_, Secretary of State Bank of Aitkin, a Minnesota Corporation, do hereby certify that the within instrument was filed in this office for record as Document Number \_\_\_\_\_ and filed Number \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ p.m.  
I, \_\_\_\_\_, Notary Public, Itasca County, Minnesota, approved this plat.

State of \_\_\_\_\_  
County of \_\_\_\_\_  
I, \_\_\_\_\_, Chief Manager  
Signature \_\_\_\_\_  
(Name Printed) \_\_\_\_\_  
Notary Public, \_\_\_\_\_ County, MN  
My Commission Expires \_\_\_\_\_

In witness whereof and Security State Bank of Aitkin, a Minnesota Corporation, has caused this plat to be signed by its proper officer this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

State of \_\_\_\_\_  
County of \_\_\_\_\_  
I, \_\_\_\_\_, Vice President  
Signature \_\_\_\_\_  
(Name Printed) \_\_\_\_\_  
Notary Public, \_\_\_\_\_ County, MN  
My Commission Expires \_\_\_\_\_

I, \_\_\_\_\_, do hereby certify that this plat was prepared by me or under my direct supervision, that I am a duly Licensed Land Surveyor in the State of Minnesota, that this plat is a correct representation of the boundary survey, that all mathematical data and labels are correctly computed on this plat, that all monuments depicted on this plat have been, or will be correctly set within one year, that all measurements and notes are correct in accordance with the provisions of Chapter 302.02, Subpart 1, of the Statutes of the State of Minnesota, and that all public ways are shown and labeled on this plat.

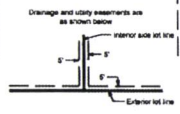
State of Minnesota  
County of Itasca  
I, \_\_\_\_\_, Land Surveyor  
Minnesota License Number \_\_\_\_\_  
Signature \_\_\_\_\_  
(Name Printed) \_\_\_\_\_  
Notary Public, \_\_\_\_\_ County, Minnesota  
My Commission Expires \_\_\_\_\_

The foregoing Surveyor's Certificate was a knowledge before me on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by \_\_\_\_\_, Secretary of State Bank of Aitkin, a Minnesota Corporation.

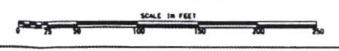
State of Minnesota  
County of \_\_\_\_\_  
I, \_\_\_\_\_, Secretary  
Signature \_\_\_\_\_  
(Name Printed) \_\_\_\_\_  
Notary Public, \_\_\_\_\_ County, Minnesota  
My Commission Expires \_\_\_\_\_

Department of Aitkin-Treasurer  
I, \_\_\_\_\_, Treasurer of Aitkin-Treasurer for Itasca County, Minnesota, do hereby certify that there are no delinquent taxes on the land hereinafter described on this plat and neither delinquent taxes on Chapter 302.02, Subpart 1, of the Statutes of the State of Minnesota, nor any other taxes payable for the year 20\_\_\_\_, on the land hereinafter described have been paid this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

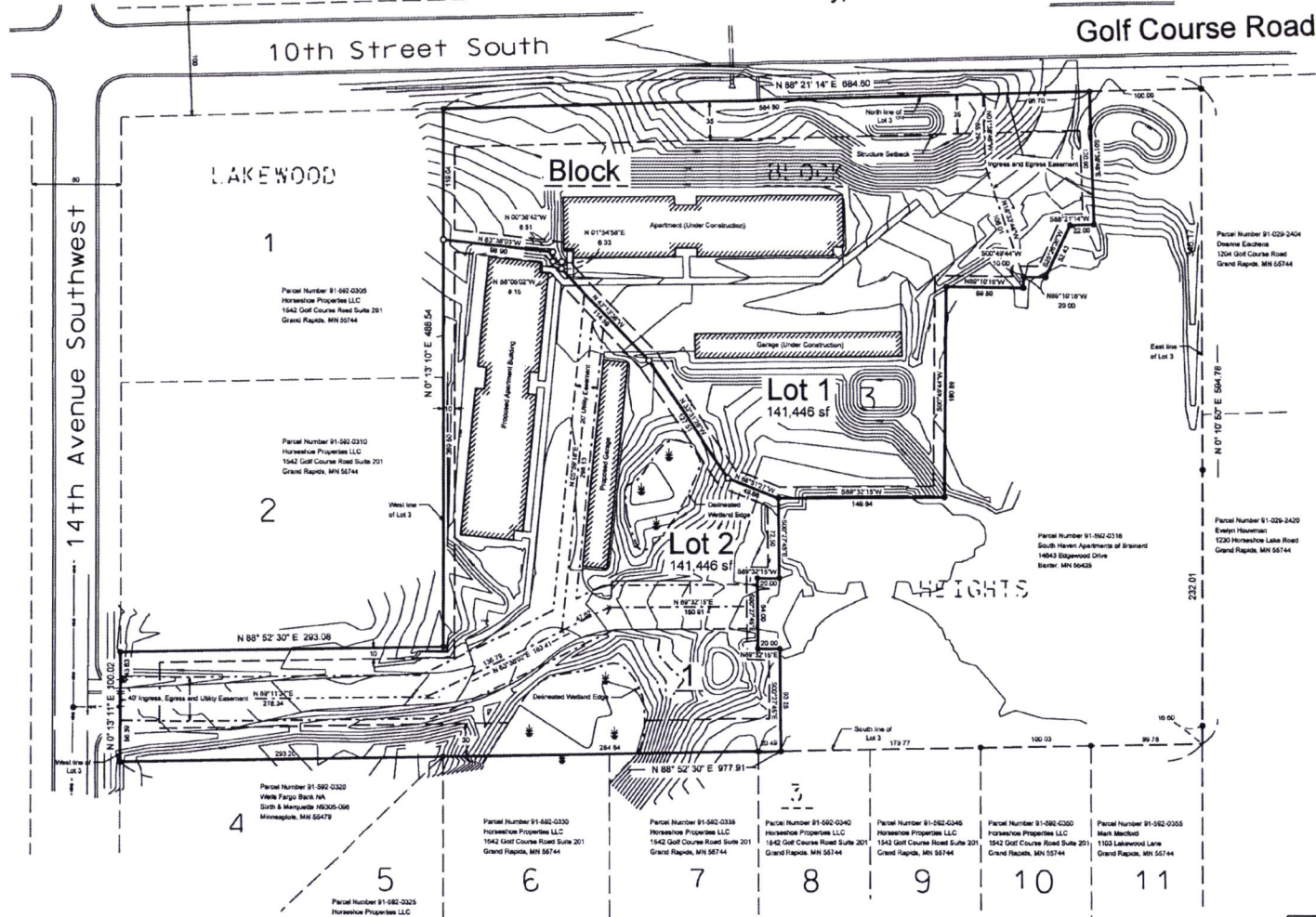
I, \_\_\_\_\_, Aitkin-Treasurer for Itasca County, Minnesota.



- Indicates iron monument found
- Indicates iron monument set, marked RLS 23006
- Orientation of the bearing system is the Itasca County coordinate system (NAD83).



Preliminary Plat of  
**LAKEWOOD HEIGHTS ADDITION TO GRAND RAPIDS**  
 Part of Lot 3, Block 3, LAKEWOOD HEIGHTS  
 Itasca County, Minnesota



**Legal Description:**

That part of Lot 3, Block 3, LAKEWOOD HEIGHTS, Itasca County, Minnesota which lies westerly of the following described line

Commencing at the northeast corner of said Lot 3, thence South 88 degrees 21 minutes 14 seconds West, bearing are based on the Itasca County coordinate system (NAD83), a long tie north line of said Lot 3 a distance of 100.00 feet to the point of beginning of the line to be described, thence South 01 degrees 38 minutes 46 seconds East, a distance of 120.90 feet, thence South 88 degrees 21 minutes 14 seconds West, a distance of 23.00 feet, thence South 23 degrees 26 minutes 36 seconds West, a distance of 52.43 feet, thence North 89 degrees 10 minutes 16 seconds West, a distance of 20.00 feet, thence South 00 degrees 49 minutes 44 seconds West, a distance of 10.00 feet, thence North 89 degrees 10 minutes 16 seconds West, a distance of 69.50 feet, thence South 00 degrees 49 minutes 44 seconds West, a distance of 190.89 feet, thence South 89 degrees 32 minutes 15 seconds West, a distance of 149.84 feet, thence South 00 degrees 27 minutes 45 seconds East, a distance of 72.50 feet, thence South 89 degrees 32 minutes 15 seconds West, a distance of 20.00 feet, thence South 00 degrees 27 minutes 45 seconds East, a distance of 64.00 feet, thence North 89 degrees 32 minutes 15 seconds East, a distance of 20.00 feet, thence South 00 degrees 27 minutes 45 seconds East, a distance of 92.25 feet to the south line of said Lot 3, and said line thence terminating

Said tract contains 282,892 square feet, more or less, and is subject to all restrictions, covenants and conditions of record, if any.

Parcel Number 91-029-2404  
 Deanne Easchens  
 1204 Golf Course Road  
 Grand Rapids, MN 56744

Parcel Number 91-029-2420  
 Ewen Hoover  
 1220 Horseshoe Lake Road  
 Grand Rapids, MN 56744

Parcel Number 91-192-0318  
 South Haven Apartments of Brant  
 14643 Edgewood Drive  
 Brant, MN 56428

Owner: Lakewood Heights Partners, LLLP  
 14643 Edgewood Drive  
 Suite 115  
 Brant, MN 56425

Surveyor:  
 James Kramer  
 Kramer Leas DeLo  
 1120 Industrial Park Road  
 Brant, MN 56401  
 218-825-5333

Parcel ID: 91-592-0315

Note:  
 Contours are prepared from design dated 10-12-10

- Indicates iron monument found
- Indicates iron monument set, marked RLS 23068

Continuation of the bearing system is the Itasca County coordinate system (NAD83).



Client Name: Kuepers Construction Inc.

No.	Date	REVISIONS

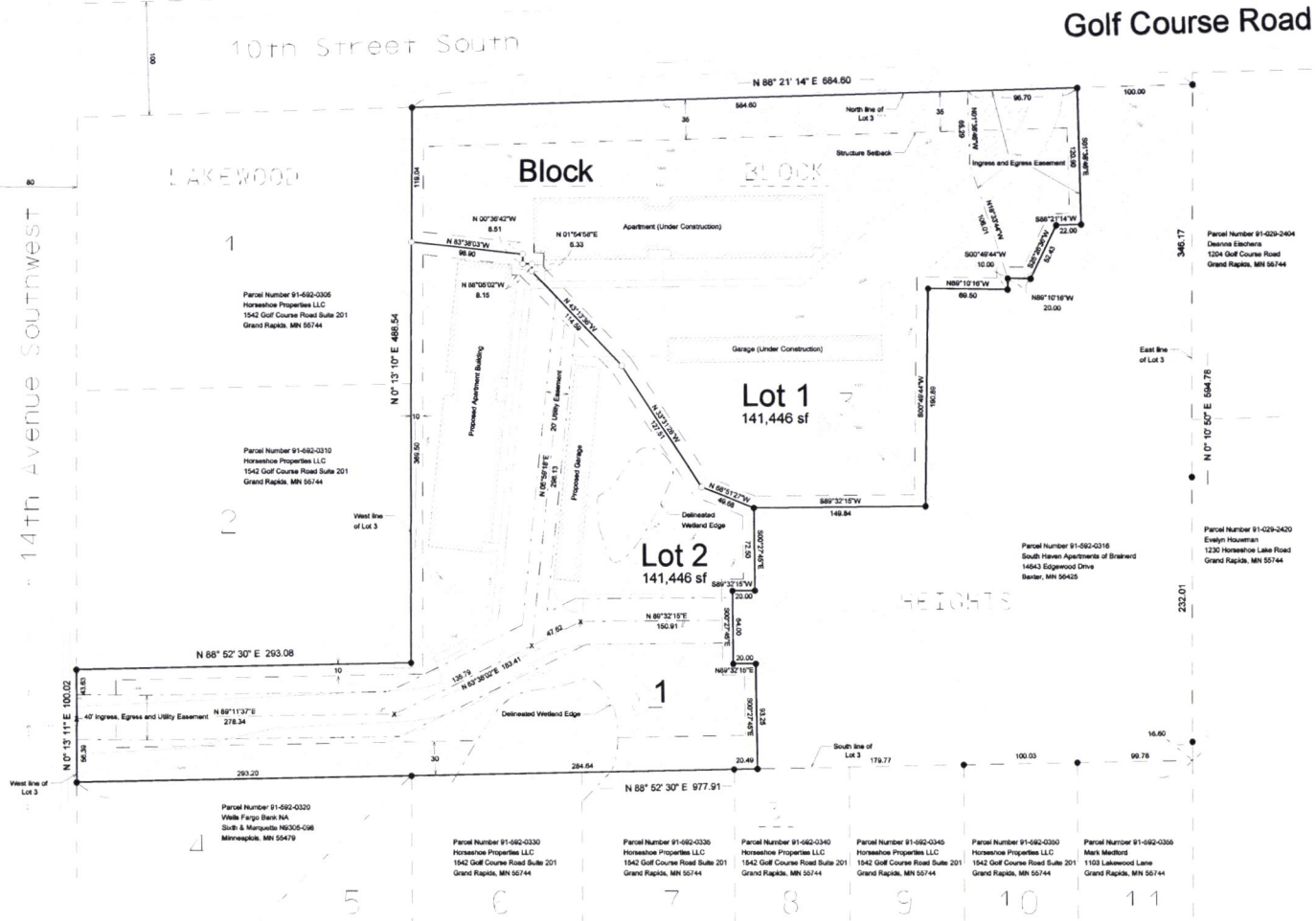
Surveyed by: MK  
 Drawn by: JK  
 Checked by: J.  
 PROJECT NO. KUEPC0903

I HEREBY CERTIFY THAT THIS PLAN, SURVEY, OR REPORT WAS PREPARED BY ME OR UNDER MY DIRECT SUPERVISION AND THAT I AM A duly REGISTERED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF MINNESOTA.  
 SIGNATURE: JAMES KRAMER, LICENSE NUMBER 23068, DATE: 2-14-2015

**KLD**  
 KRAMER LEAS DELO  
 SURVEYING • CONSULTING • PLANNING  
 BRANT, MN 56401

# Preliminary Plat of LAKEWOOD HEIGHTS ADDITION TO GRAND RAPIDS

## Part of Lot 3, Block 3, LAKEWOOD HEIGHTS Itasca County, Minnesota



**Legal Description.**  
That part of Lot 3, Block 3, LAKEWOOD HEIGHTS, Itasca County, Minnesota which lies westerly of the following described line:  
Commencing at the northern corner of said Lot 2; thence South 88 degrees 21 minutes 14 seconds West, a distance of 684.00 feet to the point of beginning of the line to be described; thence South 01 degrees 28 minutes 46 seconds East, a distance of 120.90 feet; thence South 88 degrees 21 minutes 14 seconds West, a distance of 22.00 feet; thence South 25 degrees 25 minutes 36 seconds West, a distance of 52.43 feet; thence South 89 degrees 10 minutes 16 seconds West, a distance of 20.00 feet; thence South 00 degrees 49 minutes 44 seconds West, a distance of 10.00 feet; thence South 89 degrees 10 minutes 16 seconds West, a distance of 67.50 feet; thence South 00 degrees 49 minutes 44 seconds West, a distance of 22.00 feet; thence South 00 degrees 49 minutes 44 seconds West, a distance of 149.84 feet; thence South 89 degrees 27 minutes 45 seconds East, a distance of 20.00 feet; thence South 89 degrees 27 minutes 45 seconds East, a distance of 67.25 feet to the south line of said Lot 3; and said line then surrounding.

Said tract contains 282,892 square feet, more or less, and is subject to all restrictions, covenants and conditions of record, if any.

**Owner:** Lakewood Heights Partners, LLLP  
1843 Edgewood Drive  
Suite 115  
Buxton, MN 56425

**Surveyor:** James Kramer  
Kramer Leas DeLo  
1121 Industrial Park Road  
Brainerd, MN 56401  
218-827-5333

**Parcel ID:** 91-092-0115

**Note:**  
Contours are proposed from design dated 10-12-10

- Indicates iron monument found
- Indicates iron monument set, marked RLS 23066

Orientation of this bearing system is the Itasca County coordinate system (PAGE3).



No.	Date	REVISIONS

**Client Name:** Kuepers Construction Inc.

Survey No: MB  
Drawn By: JK  
Checked By: JK

I HEREBY CERTIFY THAT THIS PLAN, SURVEY, OR REPORT WAS PREPARED BY ME OR UNDER MY DIRECT SUPERVISION AND THAT I AM A DULY REGISTERED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF MINNESOTA.

SIGNATURE: JAMES KRAMER DATE: 2-14-2012  
JAMES KRAMER, MN LICENSE NUMBER 23066

**PROJECT NO. KUEPC0903**

**KLD**  
KRAMER LEAS DELO  
REGISTERED LAND SURVEYORS  
MINNESOTA



CITY OF  
GRAND RAPIDS  
IT'S IN MINNESOTA'S NATURE

# CITY OF GRAND RAPIDS

CITY COUNCIL CHAMBERS  
420 NORTH POKEGAMA  
AVE.

## Legislation Details (With Text)

<b>File #:</b>	12-0145	<b>Version:</b>	1	<b>Name:</b>	Bond Sale 2012A, 2012B, 2012C, & 2012D
<b>Type:</b>	Agenda Item	<b>Status:</b>		<b>Status:</b>	Consent Agenda
<b>File created:</b>	3/6/2012	<b>In control:</b>		<b>In control:</b>	Finance
<b>On agenda:</b>	3/12/2012	<b>Final action:</b>		<b>Final action:</b>	
<b>Title:</b>	Consider adopting resolutions awarding the sale of the following bond issues: \$2,245,000 GO Improvement Bonds, \$4,175,000 GO State-Aid Street Bonds, \$910,000 GO Grant Anticipation Notes, and \$1,610,000 GO Utility Revenue Bonds.				
<b>Sponsors:</b>					
<b>Indexes:</b>					
<b>Code sections:</b>					
<b>Attachments:</b>	<a href="#">GO Improvement Bond 2012A Awarding Resolution</a> <a href="#">GO State-Aid 2012B Awarding Resolution</a> <a href="#">GO Grant Anticipation Notes 2012C Award Resolution</a> <a href="#">GO Utility Revenue 2012D Awarding Resolution</a>				

Date	Ver.	Action By	Action	Result
------	------	-----------	--------	--------

### *Title*

Consider adopting resolutions awarding the sale of the following bond issues: \$2,245,000 GO Improvement Bonds, \$4,175,000 GO State-Aid Street Bonds, \$910,000 GO Grant Anticipation Notes, and \$1,610,000 GO Utility Revenue Bonds.

### *Body*

#### **Background Information:**

The bid opening for the sale \$2,245,000 GO Improvement Bonds, \$4,175,000 GO State-Aid Street Bonds, \$910,000 GO Grant Anticipation Notes, and \$1,610,000 GO Utility Revenue Bonds will occur on Monday, March 14, 2012 in the office of Springsted Incorporate in St. Paul.

Representatives of the City, Springsted and the Public Utilities will review the results of the competitive bidding for the sale of the bonds. A recommendation will be brought to the City Council for their consideration at 5 p.m.

Mr Paul Steinman, Vice President at Springsted, will be at the City Council meeting to present the results of the bid opening.

#### **Requested City Council Action**

Consider adopting resolutions awarding the sale of the following bond issues: \$2,245,000 GO Improvement Bonds, \$4,175,000 GO State-Aid Street Bonds, \$910,000 GO Grant Anticipation Notes, and \$1,610,000 GO Utility Revenue Bonds, 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  
Grand Rapids, Itasca County, Minnesota

Pursuant to due call and notice thereof, a regular meeting of the City Council of the City of Grand Rapids, Minnesota, was duly held in the City Hall in said City on Monday, March 12, 2012, commencing at 5:00 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 Bonds, Series 2012A.

The City Administrator presented a tabulation of the proposals that had been received in the manner specified in the Terms of Proposal for the Bonds. The proposals are 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. \_\_\_\_\_

**A RESOLUTION AWARDING THE SALE OF \$ \_\_\_\_\_  
GENERAL OBLIGATION IMPROVEMENT BONDS,  
SERIES 2012A; 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 Grand Rapids, Itasca County, Minnesota (the "City") as follows:

Section 1. Sale of Bonds.

1.01. Authorization. Pursuant to a resolution adopted by the City Council of the City on February 13, 2012, the City provided preliminary approval to issue and sell its \$ \_\_\_\_\_ General Obligation Improvement Bonds, Series 2012A (the "Bonds"), pursuant to Minnesota Statutes, Chapters 429 and 475, as amended (the "Act"), in order to finance the assessable public improvements designated as Horseshoe/Isleview CP2011-4 and 4<sup>th</sup> St. SW/SE CP2004-3 by the City (collectively, the "Improvements").

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

<u>Year</u>	<u>Interest Rate</u>	<u>Year</u>	<u>Interest Rate</u>
2014	%	2022	%
2015		2023	
2016		2024	
2017		2025	
2018		2026	
2019		2027	
2020		2028	
2021			

True interest cost: \_\_\_\_\_%

1.03. Purchase Contract. The sum of \$ \_\_\_\_\_, being the amount proposed by the Purchaser in excess of \$ \_\_\_\_\_, shall be credited to the Debt Service Fund hereinafter created or deposited in the Construction Fund hereinafter created, as determined by the City Administrator in consultation with the City's financial advisor. The Finance Director of the City is directed to deposit the good faith check of the Purchaser, pending completion of the sale of the Bonds, and to return the good faith checks of the unsuccessful proposers. 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 Act in the total principal amount of \$\_\_\_\_\_, originally dated April 1, 2012, in the denomination of \$5,000 each or any integral multiple thereof, 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</u>	<u>Amount</u>	<u>Year</u>	<u>Amount</u>
2014	\$	2022	\$
2015		2023	
2016		2024	
2017		2025	
2018		2026	
2019		2027	
2020		2028	
2021			

1.05. Optional Redemption. The City may elect on February 1, 2022, and on any day thereafter to prepay Bonds due on or after February 1, 2023. 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. Term Bonds; Mandatory Redemption. To be completed if Term Bonds are requested by the Purchaser.]

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 February 1, 2013, to the registered owners of record as of the close of business on the fifteenth day of the immediately preceding month, whether or not that day is a business day.

2.03. Registration. The City will appoint a bond registrar, transfer agent, authenticating agent and paying agent (the "Registrar"). 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 of 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 Wells Fargo Bank, National Association, Minneapolis, 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 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 this Council, the City Finance Director 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 all 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 any 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.

2.06. Temporary Bonds. The City may elect to deliver in lieu of printed definitive Bonds one or more typewritten temporary Bonds in substantially the form set forth in EXHIBIT B attached hereto with such changes as may be necessary to reflect more than one maturity in a single temporary bond. Upon the execution and delivery of definitive Bonds the temporary Bonds will be exchanged therefor and cancelled.

### Section 3. Form of Bond.

3.01. Execution of Bonds. The Bonds will be printed or typewritten in substantially the form attached hereto as 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,

which will be complete except as to dating thereof 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 are payable from the General Obligation Improvement Bonds, Series 2012A Debt Service Fund (the "Debt Service Fund") hereby created, and the proceeds of general taxes hereinafter levied (the "Taxes") and special assessments levied or to be levied (the "Assessments") for the Improvements described in Section 1.01 are hereby pledged to the Debt Service Fund. If a payment of principal or interest on the Bonds becomes due when there is not sufficient money in the Debt Service Fund to pay the same, the Finance Director of the City will pay the principal or interest from the general fund of the City, and the general fund will be reimbursed for those advances out of the proceeds of Assessments and Taxes when collected. There is hereby appropriated to the Debt Service Fund (i) capitalized interest financed from Bond proceeds, if any; (ii) any amount over the minimum purchase price of the Bonds paid by the Purchaser in accordance with Section 1.03; and (iii) the accrued interest paid by the Purchaser upon closing and delivery of the Bonds, if any.

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

4.03. City Covenants. It is hereby determined that the 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 has caused or will cause the Assessments for the Improvements to be promptly levied so that the first installment will be collectible not later than 2013 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 Improvement financed wholly or partly from the proceeds of the 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 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 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 20% of the cost of the assessable Improvements described herein will be specially assessed against benefited properties.

4.04. Pledge of Tax Levy. For the purpose of paying the principal of and interest on the 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 Debt Service Fund above provided and will be in the years and amounts as attached hereto as EXHIBIT C.

4.05. Certification to County Auditor/Treasurer as to Debt Service Fund Amount. It is hereby determined that the estimated collections of Assessments and the foregoing Taxes will produce at least five percent in excess of the amount needed to meet when due the principal and interest payments on the 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 County Auditor/Treasurer of Itasca County, Minnesota the amount available in the Debt Service Fund to pay principal and interest due during the ensuing year, and the County Auditor/Treasurer will thereupon reduce the levy collectible during such year by the amount so certified.

4.06. Certificate of County Auditor/Treasurer as to Registration. The City Administrator is authorized and directed to file a certified copy of this resolution with the County Auditor/Treasurer 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 and City Administrator 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, City Administrator, and 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 and the City Administrator shall also execute and deliver to the Purchaser a suitable certificate as to absence of material litigation, and the Finance Director shall also execute and deliver a certificate as to payment for and delivery of the Bonds.

Section 6. Tax Covenant.

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.

6.02. Rebate. 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.

6.03. Not Private Activity Bonds. The City further covenants not to use 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 which are not qualified 501(c)(3) bonds) which will be issued by the City (and all subordinate entities of the City) during calendar year 2012 will not exceed \$10,000,000; and
- (d) not more than \$10,000,000 of obligations issued by the City during calendar year 2012 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 Bond, 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 shall 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 certificate, 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 owner 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 remainder of this page is intentionally left blank.)

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.

**EXHIBIT A**  
**PROPOSALS**

**EXHIBIT B**  
**FORM OF BOND**

No. R- \_\_\_\_\_ UNITED STATES OF AMERICA \$ \_\_\_\_\_  
STATE OF MINNESOTA  
COUNTY OF ITASCA  
CITY OF GRAND RAPIDS

GENERAL OBLIGATION IMPROVEMENT BOND  
SERIES 2012A

<u>Rate</u>	<u>Maturity</u>	<u>Date of Original Issue</u>	<u>CUSIP</u>
%	February 1, 20__	April 1, 2012	

Registered Owner: Cede & Co.

The City of Grand Rapids, Minnesota, a duly organized and existing municipal corporation in Itasca County, Minnesota (the "City"), acknowledges itself to be indebted and for value received 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, payable February 1 and August 1 in each year, commencing February 1, 2013, 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 Wells Fargo Bank, National Association, Minneapolis, 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, 2022, and on any day thereafter to prepay Bonds due on or after February 1, 2023. 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.

The City Council has designated the issue of Bonds of which this Bond forms a part 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.

This Bond is one of an issue in the aggregate principal amount of \$\_\_\_\_\_ all of like original issue date and tenor, except as to number, maturity date, amount, redemption privilege, and interest rate, all issued pursuant to a resolution adopted by the City Council on March 12, 2012 (the "Resolution"), for the purpose of providing money to defray the expenses incurred and to be incurred in making local improvements, pursuant to and in full conformity with the Constitution and laws of the State of Minnesota, including Minnesota Statutes, Chapters 429 and 475, as amended, and the principal hereof and interest hereon are payable in part from special assessments against property specially benefited by local improvements and in part from ad valorem taxes for the City's share of the cost of the improvements, 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, which 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.

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 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 Grand Rapids, Itasca 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: April 1, 2012

**CITY OF GRAND RAPIDS, MINNESOTA**

\_\_\_\_\_  
(Facsimile)  
Mayor

\_\_\_\_\_  
(Facsimile)  
City Administrator

**CERTIFICATE OF AUTHENTICATION**

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

**WELLS FARGO BANK, NATIONAL  
ASSOCIATION**

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.

<u>Date of Registration</u>	<u>Registered Owner</u>	<u>Signature of Officer of Registrar</u>
_____	Cede & Co. Federal ID #13-2555119	_____



**EXHIBIT C**  
**TAX LEVY**

<u>YEAR *</u>	<u>TAX LEVY</u>
2013	
2014	
2015	
2016	
2017	
2018	
2019	
2020	
2021	
2022	
2023	
2024	
2025	
2026	
2027	

*\* Year tax levy collected.*

STATE OF MINNESOTA     )  
                                          )  
COUNTY OF ITASCA     ) SS.  
                                          )  
CITY OF GRAND RAPIDS    )

I, the undersigned, being the duly qualified and acting City Administrator of the City of Grand Rapids, Itasca County, 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 March 12, 2012, 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 Bonds, Series 2012A.

WITNESS My hand officially as such City Administrator and the corporate seal of the City this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

(SEAL)

\_\_\_\_\_  
City Administrator  
Grand Rapids, Minnesota

STATE OF MINNESOTA  
COUNTY OF ITASCA

CERTIFICATE OF COUNTY  
AUDITOR/TREASURER AS TO  
TAX LEVY AND REGISTRATION

I, the undersigned County Auditor/Treasurer of Itasca County, Minnesota, hereby certify that a resolution adopted by the City Council of the City of Grand Rapids, Minnesota (the "City"), on March 12, 2012, levying taxes for the payment of the City's \$\_\_\_\_\_ General Obligation Improvement Bonds, Series 2012A, dated April 1, 2012, has been filed in my office and said obligations have been registered on the register of obligations in my office and that such tax has been levied as required by law.

WITNESS My hand and official seal this \_\_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
County Auditor/Treasurer  
Itasca County, Minnesota

(SEAL)

By \_\_\_\_\_  
Deputy

Extract of Minutes of Meeting  
of the City Council of the City of  
Grand Rapids, Itasca County, Minnesota

Pursuant to due call and notice thereof, a regular meeting of the City Council of the City of Grand Rapids, Minnesota, was duly held in the City Hall in said City on Monday, March 12, 2012, commencing at 5:00 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 State-Aid Street Bonds, Series 2012B.

The City Administrator presented a tabulation of the proposals that had been received in the manner specified in the Terms of Proposal for the Bonds. The proposals are 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. \_\_\_\_\_**

**A RESOLUTION AWARDING THE SALE OF \$ \_\_\_\_\_  
GENERAL OBLIGATION STATE-AID STREET BONDS,  
SERIES 2012B; 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 Grand Rapids, Itasca County, Minnesota (the "City") as follows:

Section 1.     Sale of Bonds.

1.01.     Authorization. Pursuant to a resolution adopted by the City Council of the City on February 13, 2012, the City provided preliminary approval to issue and sell its \$ \_\_\_\_\_ General Obligation State-Aid Street Bonds, Series 2012B (the "Bonds"), pursuant to Minnesota Statutes, Section 162.18 and Chapter 475, as amended (the "Act"), in order to finance a portion of the costs of construction of various state-aid street improvement projects within the City (collectively, the "Project").

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

<u>Year</u>	<u>Interest Rate</u>	<u>Year</u>	<u>Interest Rate</u>
2013	%	2021	%
2014		2022	
2015		2023	
2016		2024	
2017		2025	
2018		2026	
2019		2027	
2020			

True interest cost: \_\_\_\_\_%

1.03.     Purchase Contract. The sum of \$ \_\_\_\_\_, being the amount proposed by the Purchaser in excess of \$ \_\_\_\_\_, shall be credited to the Debt Service Fund hereinafter created or deposited in the Construction Fund hereinafter created, as determined by the City Administrator in consultation with the City's financial advisor. The Finance Director of the City is directed to deposit the good faith check of the Purchaser, pending completion of the sale of the Bonds, and to return the good faith checks of the unsuccessful proposers. 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 Act in the total principal amount of \$ \_\_\_\_\_, originally dated April 1, 2012, in the

denomination of \$5,000 each or any integral multiple thereof, numbered No. R-1, upward, bearing interest as above set forth, and maturing serially on April 1 in the years and amounts as follows:

<u>Year</u>	<u>Amount</u>	<u>Year</u>	<u>Amount</u>
2013	\$	2021	\$
2014		2022	
2015		2023	
2016		2024	
2017		2025	
2018		2026	
2019		2027	
2020			

1.05. Optional Redemption. The City may elect on April 1, 2022, and on any day thereafter to prepay Bonds due on or after April 1, 2023. 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. Term Bonds; Mandatory Redemption. To be completed if Term Bonds are requested by the Purchaser.]

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 April 1 and October 1 of each year, commencing April 1, 2013, to the registered owners of record as of the close of business on the fifteenth day of the immediately preceding month, whether or not that day is a business day.

2.03. Registration. The City will appoint a bond registrar, transfer agent, authenticating agent and paying agent (the "Registrar"). 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 of 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 Wells Fargo Bank, National Association, Minneapolis, 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 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 this Council, the City Finance Director 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 all 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 any 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.

2.06. Temporary Bonds. The City may elect to deliver in lieu of printed definitive Bonds one or more typewritten temporary Bonds in substantially the form set forth in EXHIBIT B attached hereto with such changes as may be necessary to reflect more than one maturity in a single temporary bond. Upon the execution and delivery of definitive Bonds the temporary Bonds will be exchanged therefor and cancelled.

### Section 3. Form of Bond.

3.01. Execution of Bonds. The Bonds will be printed or typewritten in substantially the form attached hereto as 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, which will be complete except as to dating thereof 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 are payable from the General Obligation State-Aid Street Bonds, Series 2012B Debt Service Fund (the "Debt Service Fund") hereby created and from state aid to be received from the State of Minnesota's Municipal State Aid Street Fund (the "State Aid"). There is hereby irrevocably pledged and appropriated to the Debt Service Fund an amount of the moneys allocated or to be allocated to the City from its account in the Municipal State Aid Street Fund sufficient to pay the principal of and the interest of the Bonds. If a payment of principal or interest on the Bonds becomes due when there is not sufficient money in the Debt Service Fund to pay the same, the Finance Director of the City will pay the principal or interest from the general fund of the City, and the general fund will be reimbursed for such advances from the moneys next received by the City from the construction or maintenance account in the Municipal State Aid Street Fund which are not required to be paid into the Debt Service Fund. There is hereby appropriated to the Debt Service Fund (i) capitalized interest financed from Bond proceeds, if any; (ii) any amount over the minimum purchase price of the Bonds paid by the Purchaser in accordance with Section 1.03; and (iii) the accrued interest paid by the Purchaser upon closing and delivery of the Bonds, if any.

4.02. Construction Fund. The proceeds of the Bonds, less the appropriations made in Section 4.01, together with any other funds appropriated for the Project and State Aid collected during the construction of the Project will be deposited in a separate construction fund (the "Construction Fund"), which may contain separate accounts for each Project, to be used solely to defray expenses of the Project and the payment of principal and interest on the Bonds prior to the completion and payment of all costs of the Project. Any balance remaining in the Construction Fund after completion of the Project may be used to pay the cost in whole or in part of any other improvement instituted under the Act. When the Project is completed and the cost thereof paid, the Construction Fund is to be closed and subsequent collections of State Aid are to be deposited in the Debt Service Fund.

4.02. Debt Service Coverage. The City is obligated to provide moneys for the payment of the principal of and interest on the Bonds as they severally mature and the City Administrator will report to the City Council annually as to any amount required to be levied to meet current or anticipated deficits in the Debt Service Fund.

4.03. No Tax Levy Required. It is hereby determined that the estimated collections of State Aid will produce at least five percent in excess of the amount needed to meet when due the principal and interest payments on the Bonds, and that no tax levy is needed at this time.

4.04. Certificate of County Auditor/Treasurer as to Registration. The City Administrator is authorized and directed to file a certified copy of this resolution with the County Auditor/Treasurer of Itasca County, Minnesota, 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 and City Administrator 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, City Administrator, and 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 and the City Administrator shall also execute and deliver to the Purchaser a suitable certificate as to absence of material litigation, and the Finance Director shall also execute and deliver a certificate as to payment for and delivery of the Bonds.

Section 6. Tax Covenant.

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.

6.02. Rebate. 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.

6.03. Not Private Activity Bonds. The City further covenants not to use 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 which are not qualified 501(c)(3) bonds) which will be issued by the City (and all subordinate entities of the City) during calendar year 2012 will not exceed \$10,000,000; and
- (d) not more than \$10,000,000 of obligations issued by the City during calendar year 2012 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 Bond, 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 shall 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 certificate, 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 owner 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 remainder of this page is intentionally left blank.)

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.

**EXHIBIT A**  
**PROPOSALS**

**EXHIBIT B**  
**FORM OF BOND**

No. R-\_\_\_\_\_ UNITED STATES OF AMERICA \$ \_\_\_\_\_  
STATE OF MINNESOTA  
COUNTY OF ITASCA  
CITY OF GRAND RAPIDS

GENERAL OBLIGATION STATE-AID STREET BOND  
SERIES 2012B

<u>Rate</u>	<u>Maturity</u>	<u>Date of Original Issue</u>	<u>CUSIP</u>
%	April 1, 20__	April 1, 2012	

Registered Owner: Cede & Co.

The City of Grand Rapids, Minnesota, a duly organized and existing municipal corporation in Itasca County, Minnesota (the "City"), acknowledges itself to be indebted and for value received 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, payable April 1 and October 1 in each year, commencing April 1, 2013, 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 Wells Fargo Bank, National Association, Minneapolis, 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 April 1, 2022, and on any day thereafter to prepay Bonds due on or after April 1, 2023. 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.

The City Council has designated the issue of Bonds of which this Bond forms a part 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.

This Bond is one of an issue in the aggregate principal amount of \$ \_\_\_\_\_ all of like original issue date and tenor, except as to number, maturity date, amount, redemption privilege, and interest rate, all issued pursuant to a resolution adopted by the City Council on March 12, 2012 (the "Resolution"), for the purpose of providing money to defray the expenses incurred and to be incurred in the establishing, locating, relocating, constructing, reconstructing and improving state aid streets within the City, pursuant to and in full conformity with the Constitution and laws of the State of Minnesota, including Minnesota Statutes, Section 162.18, and Minnesota Statutes, Chapter 475, as amended, and the principal hereof and interest hereon are payable from state aid to be received from the State of Minnesota's Municipal State Aid Street Fund, 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 ad valorem taxes on all taxable property in the City in the event of any deficiency, which 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.

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 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 Grand Rapids, Itasca 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: April 1, 2012

**CITY OF GRAND RAPIDS, MINNESOTA**

\_\_\_\_\_  
(Facsimile)  
Mayor

\_\_\_\_\_  
(Facsimile)  
City Administrator

**CERTIFICATE OF AUTHENTICATION**

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

**WELLS FARGO BANK, NATIONAL ASSOCIATION**

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 \_\_\_\_\_

TEN ENT -- as tenants by entireties

(Cust) \_\_\_\_\_ (Minor)  
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

\_\_\_\_\_

\_\_\_\_\_

STATE OF MINNESOTA     )  
                                          )  
COUNTY OF ITASCA       ) SS.  
                                          )  
CITY OF GRAND RAPIDS    )

I, the undersigned, being the duly qualified and acting City Administrator of the City of Grand Rapids, Itasca County, 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 March 12, 2012, 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 State-Aid Street Bonds, Series 2012B.

WITNESS My hand officially as such City Administrator and the corporate seal of the City this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
City Administrator  
Grand Rapids, Minnesota

(SEAL)

STATE OF MINNESOTA  
COUNTY OF ITASCA

CERTIFICATE OF COUNTY  
AUDITOR/TREASURER AS TO  
REGISTRATION WHERE NO  
AD VALOREM TAX LEVY

I, the undersigned County Auditor/Treasurer of Itasca County, Minnesota, hereby certify that a resolution adopted by the City Council of the City of Grand Rapids, Minnesota (the "City"), on March 12, 2012, relating to the City's \$\_\_\_\_\_ General Obligation State-Aid Street Bonds, Series 2012B, dated April 1, 2012, has been filed in my office and said obligations have been registered on the register of obligations in my office.

WITNESS My hand and official seal this \_\_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
County Auditor/Treasurer  
Itasca County, Minnesota

(SEAL)

By \_\_\_\_\_  
Deputy

Extract of Minutes of Meeting  
of the City Council of the City of  
Grand Rapids, Itasca County, Minnesota

Pursuant to due call and notice thereof, a regular meeting of the City Council of the City of Grand Rapids, Minnesota, was duly held in the City Hall in said City on Monday, March 12, 2012, commencing at 5:00 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 Grant Anticipation Notes, Series 2012C.

The City Administrator presented a tabulation of the proposals that had been received in the manner specified in the Terms of Proposal for the Notes. The proposals are 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. \_\_\_\_\_

**A RESOLUTION AWARDING THE SALE OF \$ \_\_\_\_\_  
GENERAL OBLIGATION GRANT ANTICIPATION NOTES,  
SERIES 2012C; 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 Grand Rapids, Itasca County, Minnesota (the "City") as follows:

Section 1. Sale of Notes.

1.01. Authorization. Pursuant to a resolution adopted by the City Council of the City on February 13, 2012, the City provided preliminary approval to issue and sell its \$ \_\_\_\_\_ General Obligation Grant Anticipation Notes, Series 2012C (the "Note"), pursuant to Minnesota Statutes, Chapters 429 and 475, as amended, and particularly Minnesota Statutes, Section 475.61, subdivision 5 (collectively, the "Act"), in order to finance construction of improvements within the City known as the 19<sup>th</sup> Avenue Rail Project (the "Project"). The City is authorized by the Act to issue and sell the Note in anticipation of the receipt of a grant from the Federal Rail Safety Improvement Fund (the "Grant") to provide temporary financing for a portion of the costs of the Project.

1.02. Award to the Purchaser and Interest Rates. The proposal of \_\_\_\_\_ (the "Purchaser") to purchase the Note of the City described in the Terms of Proposal thereof is determined to be a reasonable offer and is accepted, the proposal being to purchase the Note at a price of \$ \_\_\_\_\_ (par amount of \$ \_\_\_\_\_, [plus original issue premium of \$ \_\_\_\_\_,] [less original issue discount of \$ \_\_\_\_\_,] less underwriter's discount of \$ \_\_\_\_\_), plus accrued interest to date of delivery, if any, for the Note bearing interest at the rate of \_\_\_\_\_% per annum. The true interest cost of the Note is \_\_\_\_\_%.

1.03. Purchase Contract. The sum of \$ \_\_\_\_\_, being the amount proposed by the Purchaser in excess of \$ \_\_\_\_\_, shall be credited to the Debt Service Fund hereinafter created or deposited in the Construction Fund hereinafter created, as determined by the City Administrator in consultation with the City's financial advisor. The Finance Director of the City is directed to deposit the good faith check of the Purchaser, pending completion of the sale of the Note, and to return the good faith checks of the unsuccessful proposers. 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 Note. The City will forthwith issue and sell the Note pursuant to the Act in the total principal amount of \$ \_\_\_\_\_, originally dated April 1, 2012, in the denomination of \$5,000 or any integral multiple thereof, numbered No. R-1, bearing interest as above set forth, and maturing on February 1, 2014.

1.05. Optional Redemption. The City may elect on February 1, 2013, and on any day thereafter to prepay the Note. 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 the Note is 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.

Section 2. Registration and Payment.

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

2.02. Dates; Interest Payment Dates. The Note will be dated as of the last interest payment date preceding the date of authentication to which interest on the Note 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 Note 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 Note will be dated as of the date of original issue. The interest on the Note is payable on February 1 and August 1 of each year, commencing February 1, 2013, to the registered owners of record as of the close of business on the fifteenth day of the immediately preceding month, whether or not that day is a business day.

2.03. Registration. The City will appoint a bond registrar, transfer agent, authenticating agent and paying agent (the "Registrar"). 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 the Note and the registration of transfers and exchanges of the Note entitled to be registered, transferred or exchanged.

(b) Transfer of the Note. Upon surrender for transfer of the Note 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 Notes 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 the Note. When the Note is surrendered by the registered owner for exchange the Registrar will authenticate and deliver one or more new Notes of a like aggregate principal amount and maturity as requested by the registered owner or the owner's attorney in writing.

(d) Cancellation. The Note 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 the Note is presented to the Registrar for transfer, the Registrar may refuse to transfer the Note until the Registrar is satisfied that the endorsement on the Note 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 the Note is registered in the bond register as the absolute owner of the Note, whether the Note is overdue or not, for the purpose of receiving payment of, or on account of, the principal of and interest on the Note 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 Note 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 the Note 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 Note. If the Note becomes mutilated or is destroyed, stolen or lost, the Registrar will deliver a new Note of like amount, number, maturity date and tenor in exchange and substitution for and upon cancellation of the mutilated Note or in lieu of and in substitution for any Note 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 Note destroyed, stolen or lost, upon filing with the Registrar of evidence satisfactory to it that the Note was destroyed, stolen or lost, and of the ownership thereof, and upon furnishing to the Registrar of 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. The Note 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 Note has already matured or been called for redemption in accordance with its terms it is not necessary to issue a new Note prior to payment.

(i) Redemption. In the event the Note is called for redemption, notice thereof identifying the Note 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 the Note 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 the Note. The Note 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 Wells Fargo Bank, National Association, Minneapolis, 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 30 days' notice and upon the appointment of a successor Registrar, in which event the predecessor Registrar must deliver all cash and Notes 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 this Council, the City Finance Director must transmit to the Registrar moneys sufficient for the payment of all principal and interest then due.

2.05. Execution, Authentication and Delivery. The Note 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 all 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 Note ceases to be such officer before the delivery of the Note, 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, the Note 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 Note has been duly executed by the manual signature of an authorized representative of the Registrar. Certificates of authentication on different Notes need not be signed by the same representative. The executed certificate of authentication on the Note is conclusive evidence that it has been authenticated and delivered under this Resolution. When the Note has 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.

2.06. Temporary Notes. The City may elect to deliver in lieu of a printed definitive Note one or more typewritten temporary Notes in substantially the form set forth in EXHIBIT B attached hereto with such changes as may be necessary to reflect more than one maturity in a single temporary bond. Upon the execution and delivery of the definitive Note the temporary Notes will be exchanged therefor and cancelled.

### Section 3. Form of Note.

3.01. Execution of Note. The Note will be printed or typewritten in substantially the form attached hereto as 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, which will be complete except as to dating thereof and cause the opinion to be printed on or accompany the Note.

### Section 4. Payment; Security; Pledges and Covenants.

4.01. Debt Service Fund. The Notes are payable from the General Obligation Grant Anticipation Notes, Series 2012C Debt Service Fund (the "Debt Service Fund") hereby created, and the proceeds of the Grant described in Section 1.01 and taxes levied hereunder (the "Taxes") are hereby pledged to the Debt Service Fund. If a payment of principal or interest on the Note becomes due when there is not sufficient money in the Debt Service Fund to pay the same, the Finance Director of the City will pay the principal or interest from the general fund of the City, and the general fund will be reimbursed for those advances out of the proceeds of Taxes when collected. There is hereby appropriated to the Debt Service Fund (i) capitalized interest financed from Note proceeds, if any; (ii) any amount over the minimum purchase price of the Note paid by the Purchaser in accordance with Section 1.03; and (iii) the accrued interest paid by the Purchaser upon closing and delivery of the Note, if any.

4.02. Construction Fund. The proceeds of the Note, less the appropriations made in Section 4.01, will be deposited in a separate construction fund (the "Construction Fund") to be disbursed to pay the costs of the Project. Any balance in the Construction Fund upon completion of the Project will be transferred to the Debt Service Fund.

4.03. Pledge of Tax Levy. For the purpose of paying the principal of and interest on the Note, 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 Debt Service Fund above provided and will be in the years and amounts as attached hereto as EXHIBIT C.

4.04. Payment of Deficiencies, if Any. In accordance with its statutory duties under Section 475.61, subdivisions 5 and 6 of the Act, the City covenants and agrees with the holders of the Note that if the Note cannot be paid at maturity from the proceeds of the Grant or from other funds appropriated by the City Council, the Note will be paid from the proceeds of definitive obligations or additional temporary obligations maturing no more than six years after the date of issue of the Note, which definitive or temporary obligations will be issued and sold prior to the maturity date of the Note.

4.05. Certificate of County Auditor/Treasurer as to Registration. The City Administrator is authorized and directed to file a certified copy of this resolution with the County Auditor/Treasurer of Itasca County, Minnesota, 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 Note, certified copies of proceedings and records of the City relating to the Note 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 Note, 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 and City Administrator 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 Note 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, City Administrator, and 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 Note or the organization of the City or incumbency of its officers, at the closing the Mayor and the City Administrator shall also execute and deliver to the Purchaser a suitable certificate as to absence of material litigation, and the Finance Director shall also execute and deliver a certificate as to payment for and delivery of the Note.

Section 6. Tax Covenant.

6.01. Tax-Exempt Note. The City covenants and agrees with the holders from time to time of the Note 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 Note 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 Note.

6.02. Rebate. The City will comply with requirements necessary under the Code to establish and maintain the exclusion from gross income of the interest on the Note 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 Note, and the rebate of excess investment earnings to the United States.

6.03. Not Private Activity Bond. The City further covenants not to use the proceeds of the Note or to cause or permit it to be used, in such a manner as to cause the Note to be a “private activity bond” within the meaning of Sections 103 and 141 through 150 of the Code.

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

- (a) the Note is not a “private activity bond” as defined in Section 141 of the Code;
- (b) the City designates the Note as a “qualified tax-exempt obligation” for purposes of Section 265(b)(3) of the Code;
- (c) the reasonably anticipated amount of tax-exempt obligations (other than private activity bonds which are not qualified 501(c)(3) bonds) which will be issued by the City (and all subordinate entities of the City) during calendar year 2012 will not exceed \$10,000,000; and
- (d) not more than \$10,000,000 of obligations issued by the City during calendar year 2012 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 Note will be initially issued in the form of a separate single typewritten or printed fully registered Note for the maturity set forth in Section 1.04 hereof. Upon initial issuance, the ownership of the Note 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 Notes 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 the Note 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 the Note as securities depository (the “Participants”) or to any other person on behalf of which a Participant holds an interest in the Note, 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 Note, (ii) the delivery to any Participant or any other person (other than a registered owner of Note, as shown by the registration books kept by the Registrar), of any notice with respect to the Note, including any notice of redemption, or (iii) the payment to any Participant or any other person, other than a registered owner of the Note, of any amount with respect to principal of, premium, if any, or interest on the Note. The City, the Registrar and the Paying Agent may treat and consider the person in whose name the Note is registered in the registration books kept by the Registrar as the holder and absolute owner of the Note for the purpose of payment of principal, premium and interest with respect to such Note, for the purpose of registering transfers with respect to such Note, and for all other purposes. The Paying Agent will pay all principal of, premium, if

any, and interest on the Note 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 Note to the extent of the sum or sums so paid. No person other than a registered owner of Note, as shown in the registration books kept by the Registrar, will receive a certificated Note 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 shall govern payment of principal of, premium, if any, and interest on the Note and notices with respect to the Note. Any Paying Agent or Registrar subsequently appointed by the City with respect to the Note 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 Note that they be able to obtain the Note certificate, the City will notify DTC, whereupon DTC will notify the Participants, of the availability through DTC of the Note certificates. In such event the City will issue, transfer and exchange the Note certificates as requested by DTC and any other registered owner in accordance with the provisions of this Resolution. DTC may determine to discontinue providing its services with respect to the Note 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 the Note certificate 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 the Note 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 Note and all notices with respect to the Note 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 Note, 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 Note; however, any Noteholder 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 the Note 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 Note 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 Note will remain in full force and effect. The City may discharge the Note which is due on any date by depositing with the Registrar on or before that date a sum sufficient for the payment thereof in full. If the Note 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 remainder of this page is intentionally left blank.)

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.

**EXHIBIT A**  
**PROPOSALS**



**EXHIBIT B**  
**FORM OF NOTE**

No. R-\_\_\_\_\_ UNITED STATES OF AMERICA \$ \_\_\_\_\_  
STATE OF MINNESOTA  
COUNTY OF ITASCA  
CITY OF GRAND RAPIDS

GENERAL OBLIGATION GRANT ANTICIPATION NOTE  
SERIES 2012C

<u>Rate</u>	<u>Maturity</u>	<u>Date of Original Issue</u>	<u>CUSIP</u>
%	February 1, 20__	April 1, 2012	

Registered Owner: Cede & Co.

The City of Grand Rapids, Minnesota, a duly organized and existing municipal corporation in Itasca County, Minnesota (the "City"), acknowledges itself to be indebted and for value received 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, payable February 1 and August 1 in each year, commencing February 1, 2013, to the person in whose name this Note 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 Wells Fargo Bank, National Association, Minneapolis, Minnesota, as Note 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, 2013, and on any day thereafter to prepay this Note. 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 the Note is 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.

The City Council has designated the issue of Notes of which this Note forms a part 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.

This Note is one of an issue in the aggregate principal amount of \$\_\_\_\_\_ all of like original issue date and tenor, except as to number, maturity date, amount, redemption privilege, and interest rate, all issued pursuant to a resolution adopted by the City Council on March 12, 2012 (the "Resolution"), for the purpose of providing money to aid in financing various local improvements, pursuant to and in full conformity with the Constitution and laws of the State of Minnesota, including Minnesota Statutes, Chapters 429 and 475, as amended, and particularly Minnesota Statutes, Section 475.61, subdivisions 5 and 6, and the principal hereof and interest hereon are payable primarily from the proceeds of a grant made to the City by the Federal Rail Safety Improvement Fund and by ad valorem taxes, which grant and taxes, in total, are sufficient to pay the interest on and principal of the Notes of this issue, 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 Note 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, which taxes may be levied without limitation as to rate or amount. The Notes of this series are issued only as fully registered Notes in denominations of \$5,000 or any integral multiple thereof of single maturities.

As provided in the Resolution and subject to certain limitations set forth therein, this Note is transferable upon the books of the City at the principal office of the Note 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 Note Registrar, duly executed by the registered owner or the owner's attorney; and may also be surrendered in exchange for Notes of other authorized denominations. Upon such transfer or exchange the City will cause a new Note or Notes 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 Note Registrar may deem and treat the person in whose name this Note is registered as the absolute owner hereof, whether this Note is overdue or not, for the purpose of receiving payment and for all other purposes, and neither the City nor the Note 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 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 Note 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 Note does not cause the indebtedness of the City to exceed any constitutional or statutory limitation of indebtedness.

This Note 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 Note Registrar by manual signature of one of its authorized representatives.

IN WITNESS WHEREOF, the City of Grand Rapids, Itasca County, Minnesota, by its City Council, has caused this Note to be executed on its behalf by the facsimile or manual signatures of the Mayor and City Administrator and has caused this Note to be dated as of the date set forth below.

Dated: April 1, 2012

**CITY OF GRAND RAPIDS, MINNESOTA**

\_\_\_\_\_  
(Facsimile)  
Mayor

\_\_\_\_\_  
(Facsimile)  
City Administrator

**CERTIFICATE OF AUTHENTICATION**

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

**WELLS FARGO BANK, NATIONAL  
ASSOCIATION**

By \_\_\_\_\_  
Authorized Representative

**ABBREVIATIONS**

The following abbreviations, when used in the inscription on the face of this Note, 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 \_\_\_\_\_

TEN ENT -- as tenants by entireties

(Cust) \_\_\_\_\_ (Minor)  
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 Note and all rights thereunder, and does hereby irrevocably constitute and appoint \_\_\_\_\_ attorney to transfer the said Note on the books kept for registration of the within Note, 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 Note 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 Note unless the information concerning the assignee requested below is provided.

Name and Address: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_  
(Include information for all joint owners if this Note 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 Note 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**

<u>YEAR *</u>	<u>TAX LEVY</u>
2013	

*\* Year tax levy collected.*

STATE OF MINNESOTA     )  
                                          )  
COUNTY OF ITASCA       ) SS.  
                                          )  
CITY OF GRAND RAPIDS    )

I, the undersigned, being the duly qualified and acting City Administrator of the City of Grand Rapids, Itasca County, 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 March 12, 2012, 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 Grant Anticipation Notes, Series 2012C.

WITNESS My hand officially as such City Administrator and the corporate seal of the City this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

(SEAL)

\_\_\_\_\_  
City Administrator  
Grand Rapids, Minnesota

STATE OF MINNESOTA  
COUNTY OF ITASCA

CERTIFICATE OF COUNTY  
AUDITOR/TREASURER AS TO  
TAX LEVY AND REGISTRATION

I, the undersigned County Auditor/Treasurer of Itasca County, Minnesota, hereby certify that a resolution adopted by the City Council of the City of Grand Rapids, Minnesota (the "City"), on March 12, 2012, levying taxes for the payment of the City's \$ \_\_\_\_\_ General Obligation Grant Anticipation Notes, Series 2012C, dated April 1, 2012, has been filed in my office and said obligations have been registered on the register of obligations in my office and that such tax has been levied as required by law.

WITNESS My hand and official seal this \_\_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
County Auditor/Treasurer  
Itasca County, Minnesota

(SEAL)

By \_\_\_\_\_  
Deputy



Extract of Minutes of Meeting  
of the City Council of the City of  
Grand Rapids, Itasca County, Minnesota

Pursuant to due call and notice thereof, a regular meeting of the City Council of the City of Grand Rapids, Minnesota, was duly held in the City Hall in said City on Monday, March 12, 2012, commencing at 5:00 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 \$\_\_\_\_\_ City of Grand Rapids, Minnesota (Public Utilities Commission) General Obligation Utility Revenue Bonds, Series 2012D.

The City Administrator presented a tabulation of the proposals that had been received in the manner specified in the Terms of Proposal for the Bonds. The proposals are attached hereto as EXHIBIT A.

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

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION AWARDING THE SALE OF \$ \_\_\_\_\_ CITY OF GRAND RAPIDS, MINNESOTA (PUBLIC UTILITIES COMMISSION) GENERAL OBLIGATION UTILITY REVENUE BONDS, SERIES 2012D; 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 Grand Rapids, Itasca County, Minnesota (the "City"), as follows:

Section 1. Sale of Bonds.

1.01. Authorization. Pursuant to a resolution adopted by the City Council of the City on February 13, 2012, the City provided preliminary approval to issue and sell its \$ \_\_\_\_\_ City of Grand Rapids, Minnesota (Public Utilities Commission) General Obligation Utility Revenue Bonds, Series 2012D (the "Bonds"), pursuant to Minnesota Statutes, Section 444.075 and Chapter 475, as amended (together, the "Act"), in order to undertake improvements to water and wastewater facilities within the City (the "Project"), which facilities the City has constructed, owns, and operates through its Public Utilities Commission.

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

Year	Interest Rate	Year	Interest Rate
2014	%	2024	%
2015		2025	
2016		2026	
2017		2027	
2018		2028	
2019		2029	
2020		2030	
2021		2031	
2022		2032	
2023		2033	

True interest cost: \_\_\_\_\_%

1.03. Purchase Contract. The sum of \$ \_\_\_\_\_, being the amount proposed by the Purchaser in excess of \$ \_\_\_\_\_, shall be credited to the Debt Service Fund hereinafter created or deposited in the Construction Fund hereinafter created, as determined by the City Administrator in consultation with the City's financial advisor. The Finance Director of the City is directed to deposit the good faith check of the Purchaser, pending completion of the sale of the Bonds, and to return the good faith checks of the unsuccessful proposers. 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 Act in the total principal amount of \$ \_\_\_\_\_, originally dated April 1, 2012, in the denomination of \$5,000 each or any integral multiple thereof, 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</u>	<u>Amount</u>	<u>Year</u>	<u>Amount</u>
2014	\$	2024	\$
2015		2025	
2016		2026	
2017		2027	
2018		2028	
2019		2029	
2020		2030	
2021		2031	
2022		2032	
2023		2033	

1.05. Optional Redemption. The City may elect on February 1, 2022, and on any day thereafter to prepay Bonds due on or after February 1, 2023. 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. Term Bonds; Mandatory Redemption. To be completed if Term Bonds are requested by the Purchaser.]

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 will be payable on February 1 and August 1 of each year, commencing February 1, 2013, 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 that day is a business day.

2.03. Registration. The City will appoint a bond registrar, transfer agent, authenticating agent and paying agent (the "Registrar"). 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 a 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 of 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 registered owners, 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 Wells Fargo Bank, National Association, Minneapolis, 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 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 this 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.

2.06. Temporary Bonds. The City may elect to deliver in lieu of printed definitive Bonds one or more typewritten temporary Bonds in substantially the form set forth in EXHIBIT B attached hereto with such changes as may be necessary to reflect more than one maturity in a single temporary bond. Upon the execution and delivery of definitive Bonds the temporary Bonds will be exchanged therefor and cancelled.

Section 3. Form of Bond.

3.01. Execution of Bonds. The Bonds will be printed or typewritten in substantially the form attached hereto as EXHIBIT B.

3.02. Approving Legal Opinion. The City Administrator will obtain a copy of the proposed approving legal opinion of Kennedy & Graven, Chartered, Minneapolis, Minnesota, which will be complete except as to dating thereof and will cause the opinion to be printed on or accompany each Bond.

Section 4. Payment; Security; Pledges and Covenants.

4.01. Debt Service Fund. The Grand Rapids Public Utilities Commission (the "Commission") will continue to operate and maintain its Water Fund and its Wastewater Fund to which will be credited all gross revenues of the water system and wastewater system, respectively, and out of which will be paid all normal and reasonable expenses of current operations of the water system and wastewater system. Any balances therein are deemed "Net Revenues" and will be transferred, from time to time, to a City of Grand Rapids, Minnesota (Public Utilities Commission) General Obligation Utility Revenue Bonds, Series 2012D Debt Service Fund (the "Debt Service Fund") hereby created, which fund will be used only to pay principal of and interest on the Bonds and any other bonds similarly authorized. There will always be retained in the Debt Service Fund a sufficient amount to pay principal of and interest on all the Bonds, and the City Administrator must report any current or anticipated deficiency in the Debt Service Fund to the City Council. There is appropriated to the Debt Service Fund (i) capitalized interest financed from Bond proceeds, if any; (ii) any amount 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; and (iii) the accrued interest paid by the Purchaser upon closing and delivery of the Bonds, if any.

4.02. Construction Fund. The proceeds of the Bonds, less the appropriations made in Section 4.01, together with any other funds appropriated during the construction of the Project financed by the Bonds, will be deposited in a separate construction fund (the "Construction Fund") maintained by the Commission to be used solely to defray expenses of the Project and the payment of principal and interest on the Bonds prior to the completion and payment of all costs of the Project. When the Project is completed and the cost thereof paid, the Construction Fund is to be closed and any balance therein is to be deposited in the Debt Service Fund.

4.03. City and Commission Covenants. The City Council and the Commission covenant and agree with the holders of the Bonds that so long as any of the Bonds remain outstanding and unpaid, they will keep and enforce the following covenants and agreements:

(a) The Commission will continue to maintain and efficiently operate the water system and wastewater system 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 Water Fund and Wastewater Fund 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 Commission will also maintain the Debt Service Fund as a separate account and will cause money to be credited thereto from time to time, out of Net Revenues from the water system and wastewater system in sums sufficient to pay principal of and interest on the Bonds when due.

(c) The Commission will keep and maintain proper and adequate books of records and accounts separate from all other records of the Commission and the City in which will be complete and correct entries as to all transactions relating to the water system and wastewater system 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 Commission will cause persons handling revenues of the water system and wastewater system to be bonded in reasonable amounts for the protection of the City and the Commission and the bondholders and will cause the funds collected on account of the operations of the water system and wastewater system to be deposited in a bank whose deposits are guaranteed under the Federal Deposit Insurance Law.

(e) The Commission will keep the water system and wastewater system 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 Commission 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 Commission and each and all of its officers will punctually perform all duties with reference to the water system and wastewater system as required by law.

(g) The Commission will impose and collect charges of the nature authorized by Minnesota Statutes, Section 444.075, at the times and in the amounts required to produce Net Revenues adequate to pay all principal and interest when due on the 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 net revenues.

4.04. Net Revenue Pledge. It is hereby determined that the estimated collection of Net Revenues from the water system and wastewater system for the payment of principal of and interest on the Bonds will produce at least five percent in excess of the amount needed to meet, when due, the principal and interest payments on the Bonds and that no tax levy is needed at this time.

4.05. Certificate of County Auditor/Treasurer as to Registration. The City Administrator is authorized and directed to file a certified copy of this resolution with the County Auditor/Treasurer of Itasca County, Minnesota, 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, City Administrator, and Finance Director of the City and the General Manager of the Commission 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, City Administrator, and 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 and the City Administrator shall also execute and deliver to the Purchaser a suitable certificate as to absence of material litigation, and the Finance Director shall also execute and deliver a certificate as to payment for and delivery of the Bonds.

Section 6. Tax Covenant.

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.

6.02. Rebate. 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.

6.03. Not Private Activity Bonds. The City further covenants not to use 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 which are not qualified 501(c)(3) bonds) which will be issued by the City (and all subordinate entities of the City) during calendar year 2012 will not exceed \$10,000,000; and
- (d) not more than \$10,000,000 of obligations issued by the City during calendar year 2012 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 Bond, 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 shall 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 certificate, 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 owner 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 remainder of this page is intentionally left blank.)

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.

**EXHIBIT A**  
**PROPOSALS**

**EXHIBIT B**  
**FORM OF BOND**

No. R- \_\_\_\_\_ UNITED STATES OF AMERICA \$ \_\_\_\_\_  
STATE OF MINNESOTA  
COUNTY OF ITASCA  
CITY OF GRAND RAPIDS

CITY OF GRAND RAPIDS, MINNESOTA  
(PUBLIC UTILITIES COMMISSION)  
GENERAL OBLIGATION UTILITY REVENUE BOND  
SERIES 2012D

<u>Rate</u>	<u>Maturity</u>	<u>Date of Original Issue</u>	<u>CUSIP</u>
	February 1, 20__	April 1, 2012	

Registered Owner: Cede & Co.

The City of Grand Rapids, Minnesota, a duly organized and existing municipal corporation in Itasca 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, payable February 1 and August 1 in each year, commencing February 1, 2013, 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 Wells Fargo Bank, National Association, Minnesota, as 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, 2022, and on any day thereafter to prepay Bonds due on or after February 1, 2023. 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.

The City Council has designated the issue of Bonds of which this Bond forms a part 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.

This Bond is one of an issue in the aggregate principal amount of \$ \_\_\_\_\_ all of like original issue date and tenor, except as to number, maturity date, amount, redemption privilege, and interest rate, all issued pursuant to a resolution adopted by the City Council on March 12, 2012 (the "Resolution"), for the purpose of providing money to aid in financing improvements to the water and wastewater facilities operated by the Grand Rapids Public Utilities Commission (the "Commission"), pursuant to and in full conformity with the Constitution and laws of the State of Minnesota, including Minnesota Statutes, Section 444.075, and Minnesota Statutes, Chapter 475, as amended. The principal of and interest on the Bonds of this issue are payable primarily from net revenues of the water system and wastewater system operated by the Commission. Net revenues are pledged to a special debt service fund of the Commission, 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 ad valorem taxes on all taxable property in the City in the event of any deficiency in net revenues pledged, which 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.

IT IS HEREBY CERTIFIED AND RECITED That in and by the Resolution, the City and the Commission have covenanted and agreed that the Commission will continue to own and operate the water and wastewater systems free from competition by other like municipal utilities; that adequate insurance on said and systems 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 Water Fund and Wastewater Fund, into which the Commission will pay all of the gross revenues from the water and wastewater systems; that the Commission will also create and maintain a City of Grand Rapids, Minnesota (Public Utilities Commission) General Obligation Utility Revenue Bonds, Series 2012D Debt Service Fund, into which it will pay, out of the net revenues from the water and wastewater systems a sum sufficient to pay principal hereof and interest thereon when due; and that the City will provide, by ad valorem tax levies, for any deficiency in required net revenues of the water and wastewater 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 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 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 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 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 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 Registrar by manual signature of one of its authorized representatives.

IN WITNESS WHEREOF, the City of Grand Rapids, 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: April 1, 2012

**CITY OF GRAND RAPIDS, MINNESOTA**

\_\_\_\_\_  
(Facsimile)  
Mayor

\_\_\_\_\_  
(Facsimile)  
City Administrator

**CERTIFICATE OF AUTHENTICATION**

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

**WELLS FARGO BANK, NATIONAL ASSOCIATION**

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 \_\_\_\_\_

TEN ENT -- as tenants by entireties

(Cust)

(Minor)

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

STATE OF MINNESOTA     )  
                                          )  
COUNTY OF ITASCA       ) SS.  
                                          )  
CITY OF GRAND RAPIDS    )

I, the undersigned, being the duly qualified and acting City Administrator of the City of Grand Rapids, 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 March 12, 2012, 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 of Grand Rapids, Minnesota (Public Utilities Commission) General Obligation Utility Revenue Bonds, Series 2012D.

WITNESS My hand officially as such City Administrator and the corporate seal of the City this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
City Administrator  
Grand Rapids, Minnesota

(SEAL)

STATE OF MINNESOTA  
COUNTY OF ITASCA

CERTIFICATE OF COUNTY  
AUDITOR/TREASURER AS TO  
REGISTRATION WHERE NO  
AD VALOREM TAX LEVY

I, the undersigned County Auditor/Treasurer of Itasca County, Minnesota, hereby certify that a resolution adopted by the City Council of the City of Grand Rapids, Minnesota (the "City"), on March 12, 2012, relating to the City's \$\_\_\_\_\_ City of Grand Rapids, Minnesota (Public Utilities Commission) General Obligation Utility Revenue Bonds, Series 2012D, dated April 1, 2012, has been filed in my office and said obligations have been registered on the register of obligations in my office.

WITNESS My hand and official seal this \_\_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
County Auditor/Treasurer  
Itasca County, Minnesota

(SEAL)

By \_\_\_\_\_  
Deputy



# CITY OF GRAND RAPIDS

CITY COUNCIL CHAMBERS  
420 NORTH POKEGAMA  
AVE.

## Legislation Details (With Text)

**File #:** 12-0144      **Version:** 1      **Name:** Election Precincts & Polling Places  
**Type:** Agenda Item      **Status:** Administration Department  
**File created:** 3/6/2012      **In control:** Administration  
**On agenda:** 3/12/2012      **Final action:**  
**Title:** Adopt a resolution establishing precincts and polling places.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [Establishing precincts and polling places](#)  
[Proposed Precinct Map 2012](#)

Date	Ver.	Action By	Action	Result
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### Title

Adopt a resolution establishing precincts and polling places.

### Body

#### **Background Information:**

The City of Grand Rapids currently has five voting precincts. Discussion and review within the last year has prompted staff to present to the Council proposed changes, specifically, reducing the number of precincts from five to four. If these changes are approved, they would be effective for the 2012 election year. The changes to the precincts are as follows:

- Precinct 1 has absorbed that part of Precinct 4 that lay east of Precinct 1, thereby eliminating the division of Precinct 4.
- Precincts 2 and 3 have been combined into one precinct and identified as Precinct 2.
- Precinct 5 has been renamed and identified as Precinct 3.
- Precinct 4 changes as noted above.

The proposed map is attached for review.

#### **Requested City Council Action**

Adopt a resolution establishing precincts and polling places.

Councilor \_\_\_\_\_ introduced the following resolution and moved for its adoption:

RESOLUTION NO. 12-

A RESOLUTION ESTABLISHING PRECINCTS AND POLLING PLACES

WHEREAS, the legislature of the State of Minnesota has been redistricted; and

WHEREAS, Minnesota Statute section 204B.14, subd. 3 (d) requires that precinct boundaries must be reestablished within 60 days of when the legislature has been redistricted or at least 19 weeks before the state primary election, whichever comes first; and

NOW THEREFORE, BE IT RESOLVED, the City Council of the City of Grand Rapids, Itasca County, Minnesota, hereby establishes the boundaries of the voting precincts and polling places as follows:

- **Precinct 1 (United Methodist Church, 1701 SE 5<sup>th</sup> Avenue)**  
That part of the city lying south of the river and east of US Highway 169/Pokegama Avenue.
- **Precinct 2 (First Ev. Lutheran Church, 735 NE 1<sup>st</sup> Avenue)**  
That part of the city lying north of the river and east of State Highway 38/NW 3<sup>rd</sup> Avenue.
- **Precinct 3 (IRA Civic Center-Upper Level, 1401 NW 3<sup>rd</sup> Avenue)**  
That part of the city lying north of the river and west of State Highway 38/NW 3<sup>rd</sup> Avenue.
- **Precinct 4 (Zion Ev. Lutheran Church, 2901 South US Highway 169)**  
That part of the city lying south of the river and west of US Highway 169/Pokegama Avenue.

Attached to this resolution, for illustrative purposes, is a map showing said precincts and the location of each polling place.

Adopted this 12th day of March 2012

\_\_\_\_\_  
Dale C. Adams, Mayor

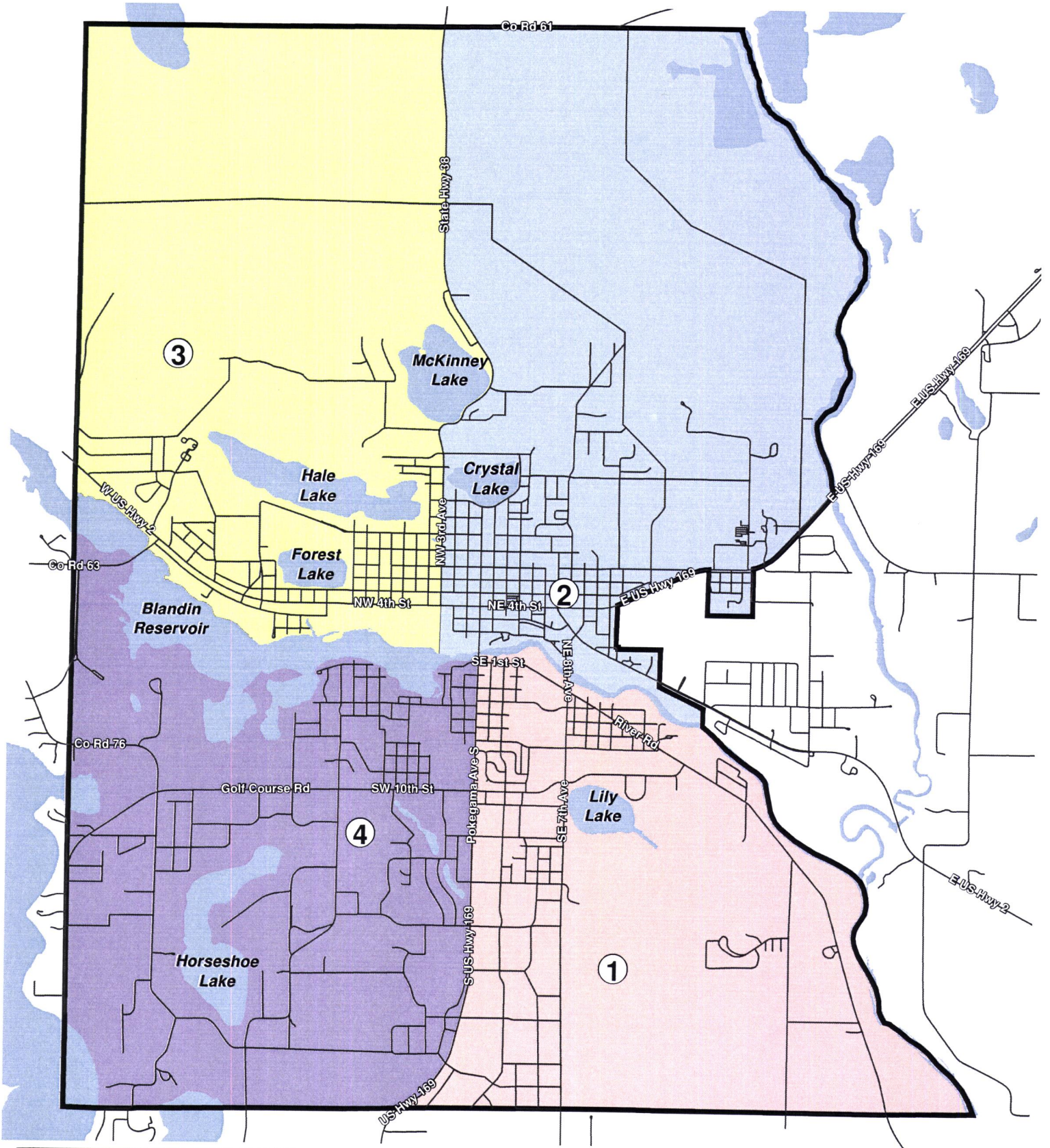
Attest:

\_\_\_\_\_  
Kimberly Johnson-Gibeau, City Clerk

Councilor \_\_\_\_\_ seconded the foregoing resolution and the following voted in favor thereof: Christy, Chandler, McNerney, Zabinski, Adams; and the following voted against same: None, whereby the resolution was declared duly passed and adopted.

DRAFT

# Proposed Redistricting



**Legend**

2010 city limits Voting\_Districts

		1		2		4
		3				





# CITY OF GRAND RAPIDS

CITY COUNCIL CHAMBERS  
420 NORTH POKEGAMA  
AVE.

## Legislation Details (With Text)

**File #:** 12-0158      **Version:** 1      **Name:** Appointments  
**Type:** Agenda Item      **Status:** Administration Department  
**File created:** 3/7/2012      **In control:** Administration  
**On agenda:** 3/12/2012      **Final action:**  
**Title:** Appointments to Boards & Commissions.  
**Sponsors:**  
**Indexes:**  
**Code sections:**  
**Attachments:** [Human Rights Apps 1](#)  
[Human Rights Apps 2](#)  
[Human Rights Apps 3](#)  
[Planning Comm. Applicant](#)

Date	Ver.	Action By	Action	Result
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### Title

Appointments to Boards & Commissions.

### Body

#### **Background Information:**

Both the Human Rights Commission and the Planning Commission have one vacancy each. Attached are applications for your review. Four for the Human Rights Commission and one for the Planning Commission.

#### **Requested City Council Action**

Appoint one new member to the Human Rights Commission, term to expire March 1, 2015 and appoint one new member to the Planning Commission, term to expire March 1, 2016.



not appld.



CITY OF GRAND RAPIDS  
APPLICATION FOR CITY BOARDS AND COMMISSIONS

**NOTE:** As an applicant for a City Board or Commission, your name, address, and phone number will be available to the press and the public. You will be contacted regarding action taken on your appointment.

(Please type or print clearly.)

Name: Brenda Hendrickson Date: 1-24-11

Address: 31152 Cimarron Trl Phone: 326-5277  
Grand Rapids, MN  
55744

I am interested in serving on the following Board or Commission for the City of Grand Rapids.

Human Rights Commission

Occupation: Item Processing / Loss Prevention Manager  
(If retired, please indicate former occupation/profession)

Education: MBA, Human Resource  
CPE, Certified Fraud Examiner  
B.S., Management, AAS, Legal Secretary

Professional and/or community activities: I volunteer at  
Elder Circle through a Money Sense program  
I help elderly with their bank statements & bills.

Please include a brief statement on qualifications: As a Fraud Examiner at a  
local bank, I help individuals who have become victims of  
fraudulent account activity. Giving guidance & helping hand  
during these times is very important. Although I do not work  
in a Human Resource setting, having a master's in HR helps  
with knowledge of rights; Keeping in mind regulations  
change continually

Please return this form to: City Administration Office  
420 North Pokegama Avenue  
Grand Rapids, MN 55744

Brenda Hendrickson  
Signature of Applicant

Mag 2/14 2/21 @ 10am



**CITY OF GRAND RAPIDS  
APPLICATION FOR CITY BOARDS AND COMMISSIONS**

**NOTE:** As an applicant for a City Board or Commission, your name, address, and phone number will be available to the press and the public. You will be contacted regarding action taken on your appointment.

(Please type or print clearly.)

Name: Patty Petite Date: 3-2-12  
Address: 1692 Airport Rd Phone: 218-327-6701 (w)  
Cloquet, MN 55220

I am interested in serving on the following Board or Commission for the City of Grand Rapids.

Human Rights Commission  
Occupation: Executive Director - KOOTASCA Community Action  
(If retired, please indicate former occupation/profession)

Education: S.A.S Psychology, Masters in Education (M.Ed)  
and a Doctorate (Ed.D) in Policy + Administration  
from University of MN - Duluth and University of MN - Twin Cities

Professional and/or community activities: Currently in the  
Executive Director of KOOTASCA Community Action in Grand Rapids  
I've been a school board member, and served on many non-profit boards  
and foundations.

Please include a brief statement on qualifications: I have over 28  
years of experience in the field of Social Services,  
Education and working in a non-profit agency understanding  
the Human Rights of all individuals.

Please return this form to:

City Administration Office  
420 North Pokegama Avenue  
Grand Rapids, MN 55744

Patty Petite  
Signature of Applicant

RECEIVED

FEB 11 2012

CITY OF GRAND RAPIDS  
ADMINISTRATION



**CITY OF GRAND RAPIDS  
APPLICATION FOR CITY BOARDS AND COMMISSIONS**

**NOTE:** As an applicant for a City Board or Commission, your name, address, and phone number will be available to the press and the public. You will be contacted regarding action taken on your appointment.

(Please type or print clearly.)

Name: Manuel Colunga-Hernandez Date: 11 Feb 2012

Address: 48121 Silver Spider Forge Rd. Phone: 218-659-2629  
Deer River MN 56636-2590

I am interested in serving on the following Board or Commission for the City of Grand Rapids.

Human Rights Commission

Occupation: Artist / metalsmith  
(If retired, please indicate former occupation/profession)

Education: LPN - South Dakota Bld West Tech 1979  
3 sem college - Classical Greek, Zoology, Anishanabe  
Studies - Ojibwe

Professional and/or community activities: Black Hills Alliance coordinating  
Committee, Front Press (Free Press Project), Aion Press -  
Free Press Project; Various political (Democratic) actions since  
1968

Please include a brief statement on qualifications: As a member of a 'minority  
community' I have been on the receiving end of many actions  
as well as actions involving human rights issues. I have been  
an ordained minister since 1979, and for over 30 years an activist,  
for Human Rights.

Please return this form to: City Administration Office  
420 North Pokegama Avenue  
Grand Rapids, MN 55744

Manuel Colunga-Hernandez  
Signature of Applicant

RECEIVED

FEB 2012

CITY OF GRAND RAPIDS  
ADMINISTRATION



**CITY OF GRAND RAPIDS  
APPLICATION FOR CITY BOARDS AND COMMISSIONS**

**NOTE:** As an applicant for a City Board or Commission, your name, address, and phone number will be available to the press and the public. You will be contacted regarding action taken on your appointment.

(Please type or print clearly.)

Name: Laura Turman Date: 2-10-12

Address: 2009 River Rd Phone: 327-1215  
Grand Rapids, MN

I am interested in serving on the following Board or Commission for the City of Grand Rapids.

Human Rights

Occupation: Journeyman Millwright  
(If retired, please indicate former occupation/profession)

Education: 1985 Graduate of Moorhead Senior High - 2 yrs at Moorhead State University

Professional and/or community activities: I am a volunteer at Murphy Elementary & also for the Knowledge @ Work RSEMS & Bridges Kinship mentor

Please include a brief statement on qualifications: Just a genuine care & concern for people, Also have read the Universal Declaration of Human Rights.

Please return this form to:

City Administration Office  
420 North Pokegama Avenue  
Grand Rapids, MN 55744

Laura Turman  
Signature of Applicant



CITY OF  
**GRAND RAPIDS**  
 IT'S IN MINNESOTA'S NATURE

ADMINISTRATION DEPARTMENT

420 NORTH POKEGAMA AVENUE, GRAND RAPIDS, MINNESOTA 55744-2662

November 1, 2011

Jeff Wartchow  
 316 NE 8<sup>th</sup> Street  
 Grand Rapids, MN 55744

Re: Board & Commission Term Expirations

Dear Jeff,

Your terms of office on the Central School Commission and the Human Rights Commission expire on March 1, 2012.

Current policies indicate that you are eligible to continue service on both of these Commissions. In order to proceed with our appointment process and advertise for vacant positions, we need to know your wishes regarding re-appointment to either of these Commissions.


Please indicate your wishes on being reappointed, and return this letter to the Administration Office by January 31, 2011.

Yes, I am interest in being reappointed to HUMAN RIGHTS COMMISSION &/or \_\_\_\_\_.

No, I am not interested in being reappointed to CENTRAL School COMMISSION &/or \_\_\_\_\_.

Thank you for your dedicated service to the City of Grand Rapids.

Sincerely,

  
 Kimberly Johnson-Gibeau  
 City Clerk



CITY OF GRAND RAPIDS  
APPLICATION FOR CITY BOARDS AND COMMISSIONS

RECEIVED

MAR 05 2012

CITY OF GRAND RAPIDS  
ADMINISTRATION

**NOTE:** As an applicant for a City Board or Commission, your name, address, and phone number will be available to the press and the public. You will be contacted regarding action taken on your appointment.

(Please type or print clearly.)

Name: MARN FLICKER Date: 3/01/12

Address: 1949 N.W. 20<sup>th</sup> ST Phone: 218 326 0811  
Grand Rapids

I am interested in serving on the following Board or Commission for the City of Grand Rapids.

Planning Commission

Occupation: (Retired) self Employed Retail (32 yrs)  
(If retired, please indicate former occupation/profession)

Education: 3yr post High School + Air Force Electronics  
3yr Electronic Tech @ St Cloud Voc Tech  
Customer Service Annual Workshops

Professional and/or community activities: Industrial Dev. Committee  
in Monticello, 22yr volunteer Firefighter, Community  
Educ. Advisory Board, Lake Assoc. President, AARP  
Driver Safety TRAINER, instructor + Coordinator

Please include a brief statement on qualifications: Saving the public  
is a priority for me. Qualifications include  
Vietnam Vet - Church Boards - School Boards - Firefighter  
RSVP volunteer - Youth mentor - Property management

Please return this form to:

City Administration Office  
420 North Pokegama Avenue  
Grand Rapids, MN 55744

Marn Flicker  
Signature of Applicant



CITY OF  
GRAND RAPIDS  
IT'S IN MINNESOTA'S NATURE

# CITY OF GRAND RAPIDS

CITY COUNCIL CHAMBERS  
420 NORTH POKEGAMA  
AVE.

## Legislation Details (With Text)

**File #:** 12-0159      **Version:** 1      **Name:** VERIFIED CLAIMS  
**Type:** Agenda Item      **Status:** Verified Claims  
**File created:** 3/7/2012      **In control:** Finance  
**On agenda:** 3/12/2012      **Final action:**  
**Title:** Consider approving the verified claims for the period February 21, 2012 to March 5, 2012 in the total amount of \$320,980.09.  
**Sponsors:**  
**Indexes:**  
**Code sections:**  
**Attachments:** [03/12/2012 BILL LIST.pdf](#)

Date	Ver.	Action By	Action	Result
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*Title*

Consider approving the verified claims for the period February 21, 2012 to March 5, 2012 in the total amount of \$320,980.09.

**Requested City Council Action**

Consider approving the verified claims for the period February 21, 2012 to March 5, 2012 in the total amount of \$320,980.09.

COUNCIL BILL LIST - MARCH 12, 2012

DATE: 03/07/2012  
 TIME: 12:55:41  
 ID: AP443000.CGR

CITY OF GRAND RAPIDS  
 DEPARTMENT SUMMARY REPORT

PAGE: 1

INVOICES DUE ON/BEFORE 03/12/2012

VENDOR #	NAME	AMOUNT DUE
GENERAL FUND		
CITY WIDE		
0805830	HEWLETT-PACKARD COMPANY	85.50
	TOTAL CITY WIDE	85.50
ADMINISTRATION		
0718060	GRAND RAPIDS NEWSPAPERS INC	712.55
0805830	HEWLETT-PACKARD COMPANY	85.50
1415377	NORTHERN BUSINESS PRODUCTS INC	124.58
1920240	STERLE LAW OFFICE	3,120.00
	TOTAL ADMINISTRATION	4,042.63
BUILDING MAINTENANCE-CITY HALL		
0103325	ACHESON TIRE COMPANY INC	20.00
0113233	AMERIPRIDE LINEN & APPAREL	25.40
0315455	COLE HARDWARE INC	64.09
0920060	ITASCA COUNTY TREASURER	113.56
1909510	SIM SUPPLY INC	98.05
	TOTAL BUILDING MAINTENANCE-CITY HALL	321.10
COMMUNITY DEVELOPMENT		
0718060	GRAND RAPIDS NEWSPAPERS INC	69.00
1415377	NORTHERN BUSINESS PRODUCTS INC	94.56
1920240	STERLE LAW OFFICE	260.00
	TOTAL COMMUNITY DEVELOPMENT	423.56
ENGINEERING		
1415377	NORTHERN BUSINESS PRODUCTS INC	5.72
1920240	STERLE LAW OFFICE	780.00
	TOTAL ENGINEERING	785.72
FINANCE		
1309330	MINNESOTA SOCIETY OF CPA'S	490.00
1309495	MINUTEMAN PRESS	309.35
1415377	NORTHERN BUSINESS PRODUCTS INC	120.13
2001750	TAUTGES REDPATH & CO LTD	22,120.03
	TOTAL FINANCE	23,039.51



COUNCIL BILL LIST - MARCH 12, 2012

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CITY OF GRAND RAPIDS  
 DEPARTMENT SUMMARY REPORT

PAGE: 2

INVOICES DUE ON/BEFORE 03/12/2012

VENDOR #	NAME	AMOUNT DUE
GENERAL FUND		
FIRE		
0113233	AMERIPRIDE LINEN & APPAREL	8.70
0221650	BURGGRAF'S ACE HARDWARE INC	99.51
0401804	DAVIS OIL	199.54
0920040	ITASCA COUNTY FARM SERVICE	21.16
0920060	ITASCA COUNTY TREASURER	151.71
2215600	VOLUNTEER FIREMANS BENEFIT	217.00
TOTAL FIRE		697.62
PUBLIC WORKS		
0100046	ASV, INC.	679.40
0103325	ACHESON TIRE COMPANY INC	181.69
0121721	AUTO VALUE - GRAND RAPIDS	517.63
0205535	BENTZ OIL COMPANY INC	282.76
0218755	CHARLES BRUEMMER	500.00
0301655	CARGILL INCORPORATED	6,043.55
0301685	CARQUEST AUTO PARTS	240.64
0315455	COLE HARDWARE INC	207.90
0401804	DAVIS OIL	1,282.91
0801836	HAWKINSON SAND & GRAVEL	305.83
0920060	ITASCA COUNTY TREASURER	1,121.70
1421155	NUCH'S IN THE CORNER	164.10
1503150	OCCUPATIONAL DEVELOPMENT CTR	1,440.00
1615650	PORTABLE JOHN	307.80
2300600	W.P. & R.S. MARS COMPANY	559.39
2300765	W.W. WALLWORK INC	252.91
2301906	WAYNE'S AUTOMOTIVE	60.60
2305453	WESCO RECEIVABLE CORP	877.23
TOTAL PUBLIC WORKS		15,026.04
FLEET MAINTENANCE		
0103325	ACHESON TIRE COMPANY INC	309.94
0114203	ANDERSON LUBRICANTS INC	830.88
0301685	CARQUEST AUTO PARTS	464.29
0315455	COLE HARDWARE INC	203.56
0601155	FACTORY MOTOR PARTS	87.21
0805640	HERC-U-LIFT	38.00
1301015	MACQUEEN EQUIPMENT INC	610.30
1415030	NORD AUTO PARTS	143.26
1415484	NORTHERN LIGHTS TRUCK	128.21
1415536	NORTHLAND HYDRAULIC SERVICE	775.09
1500700	OSI ENVIRONMENTAL BR 50	50.00
TOTAL FLEET MAINTENANCE		3,640.74

COUNCIL BILL LIST - MARCH 12, 2012

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CITY OF GRAND RAPIDS  
 DEPARTMENT SUMMARY REPORT

PAGE: 3

INVOICES DUE ON/BEFORE 03/12/2012

VENDOR #	NAME	AMOUNT DUE
GENERAL FUND		
POLICE		
0118625	ARROW EMBROIDERY	57.85
0221650	BURGGRAF'S ACE HARDWARE INC	12.81
0409501	DIMICH LAW OFFICE	5,250.00
0615653	FORMS & SYSTEMS OF MINNESOTA	1,456.47
0715447	GOLDEN RULE CREATION INC	197.09
0920060	ITASCA COUNTY TREASURER	3,908.45
1309495	MINUTEMAN PRESS	65.73
1605665	PERSONNEL DYNAMICS, LLC	292.50
1801570	RAPIDS AUTO WASH	188.50
1801609	RAPIDS TOWING	360.00
1920233	STREICHER'S INC	256.95
1920240	STERLE LAW OFFICE	1,007.50
2000400	T J TOWING	305.00
2001145	PUBLIC SAFETY EQUIPMENT LLC	699.46
2001657	TASER INTERNATIONAL INC	69.95
	TOTAL POLICE	14,128.26
AIRPORT		
0315455	COLE HARDWARE INC	62.02
0801836	HAWKINSON SAND & GRAVEL	193.63
	TOTAL	255.65
CIVIC CENTER		
GENERAL ADMINISTRATION		
0113233	AMERIPRIDE LINEN & APPAREL	28.66
0118648	ARROWHEAD FIRE SAFETY EQUIP	234.01
0215805	BOVEY COLERAINE YOUTH CENTER	251.94
0221650	BURGGRAF'S ACE HARDWARE INC	56.62
0315455	COLE HARDWARE INC	29.75
0315495	COMMERCIAL REFRIGERATION	802.88
0501656	THE EARTHGRAINS COMPANY INC	42.15
0605670	FERRELLGAS	239.40
0718024	GRAND RAPIDS GYMNASTICS	163.13
0805830	HEWLETT-PACKARD COMPANY	42.75
1103125	KC BEVCO LLC	420.00
1200500	L&M SUPPLY	15.18
1205725	LET'S PLAY HOCKEY/SOFTBALL	472.64
1209302	LIGHTNING BOOSTER CLUB	192.13
1301168	MARKETPLACE FOODS	17.95
1415480	NORTHERN HEALTH & FITNESS PLUS	35.00
1605611	PEPSI-COLA	849.52

COUNCIL BILL LIST - MARCH 12, 2012

DATE: 03/07/2012  
 TIME: 12:55:41  
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CITY OF GRAND RAPIDS  
 DEPARTMENT SUMMARY REPORT

PAGE: 4

INVOICES DUE ON/BEFORE 03/12/2012

VENDOR #	NAME	AMOUNT DUE
CIVIC CENTER		
GENERAL ADMINISTRATION		
1801610	RAPIDS PLUMBING & HEATING INC	752.50
1901535	SANDSTROM COMPANY INC	2,446.98
1905150	SECURITY ACCESS CONTROL	57.71
1909510	SIM SUPPLY INC	604.06
TOTAL GENERAL ADMINISTRATION		7,754.96
CEMETERY		
1415590	NORTHWEST GAS	1,429.69
TOTAL		1,429.69
DOMESTIC ANIMAL CONTROL FAC		
0113233	AMERIPRIDE LINEN & APPAREL	6.16
0815730	HOTSY EQUIPMENT OF MINNESOTA	144.59
0920060	ITASCA COUNTY TREASURER	131.94
1401650	NARDINI FIRE EQUIPMENT CO. INC	96.00
TOTAL		378.69
CAPITAL EQPT REPLACEMENT FUND		
CAPITAL OUTLAY-IT DEPT		
0400015	D.C.R. COMMUNICATIONS INC	456.84
0805435	HELLO DIRECT	2,937.25
TOTAL CAPITAL OUTLAY-IT DEPT		3,394.09
CAPITAL OUTLAY-POLICE		
1621122	PUBLIC SAFETY WAREHOUSE	258.58
TOTAL CAPITAL OUTLAY-POLICE		258.58
PIR-PERMANENT IMPRV REVOLV FND		
NO PROJECT		
1301012	MACNEIL ENVIRONMENTAL INC	960.00
TOTAL NO PROJECT		960.00

COUNCIL BILL LIST - MARCH 12, 2012

DATE: 03/07/2012  
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CITY OF GRAND RAPIDS  
 DEPARTMENT SUMMARY REPORT

PAGE: 5

INVOICES DUE ON/BEFORE 03/12/2012

VENDOR #	NAME	AMOUNT DUE
-----		
STORM WATER UTILITY		
0205535	BENTZ OIL COMPANY INC	41.10
0401804	DAVIS OIL	1,568.77
0920060	ITASCA COUNTY TREASURER	292.93
1421155	NUCH'S IN THE CORNER	125.01
1621125	PUBLIC UTILITIES COMMISSION	3,028.91
	TOTAL	5,056.72
	TOTAL UN-PAID TO BE APPROVED	81,679.06
CHECKS ISSUED-PRIOR APPROVAL		
PRIOR APPROVAL		
0114210	D. ANDERSON - CHANGE FUND	4,960.00
0114213	STEVE ANDERSON	40.00
0200024	BP/AMOCO	78.45
0201356	BRUCE BAIRD	233.10
0212751	BLUE CROSS BLUE SHIELD	163.50
0305530	CENTURYLINK INC	7.39
0405447	DELTA DENTAL OF MINNESOTA	2,149.35
0405505	JAMES DENNY	32.00
0504610	RON EDMINSTER	149.85
0709456	SHAWN J GILLEN	1,025.00
0718015	GRAND RAPIDS CITY PAYROLL	183,320.42
0718070	GRAND RAPIDS STATE BANK	25.00
0805358	JACKIE HEINRICH	40.00
1101645	LASHA KARELS	40.00
1201402	LAKE COUNTRY POWER	36.72
1205090	LEAGUE OF MINNESOTA CITIES	155.00
1209516	LINCOLN NATIONAL LIFE	764.80
1305210	MESABI RANGE COMMUNITY &	1,000.00
1309199	MINNESOTA ENERGY RESOURCES	3,587.92
1309332	MN STATE RETIREMENT SYSTEM	2,054.00
1503151	OCCUPATION DEVELOPMENT CENTER	22.00
1516220	OPERATING ENGINEERS LOCAL #49	28,746.00
1601305	THOMAS J. PAGEL	61.05
1609557	PIONEER MUTUAL LIFE INS CO	251.95
1621130	P.U.C.	8,862.18
1801206	RADIOLOGIST ASSOC. IN DULUTH	51.70
1901820	WILLIAM SAW	40.00
1903321	STEVEN SCHAAR	32.00
1915734	SOUTH CENTRAL	360.00
2114360	UNITED PARCEL SERVICE	103.49
2301700	WASTE MANAGEMENT	908.16
	TOTAL PRIOR APPROVAL	239,301.03
	TOTAL ALL DEPARTMENTS	320,980.09



## Legislation Details (With Text)

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**File #:** 12-0146      **Version:** 1      **Name:**

**Type:** Public Hearing      **Status:** Public Hearing

**File created:** 3/6/2012      **In control:** Administration

**On agenda:** 3/12/2012      **Final action:**

**Title:** Public hearing pertaining to City ordinance regarding 2 am closing for on-sale liquor.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
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***Title***

Public hearing pertaining to City ordinance regarding 2 am closing for on-sale liquor.

***Body***

**Background Information:**

City Ordinance does not currently allow the on-sale of liquor past the hours of 1:00 a.m. Local on-sale license holders are requesting the City Council consider a text amendment to the ordinance that would allow for on-sale establishments to apply to the State of Minnesota for a 2am Liquor License. The State requires that the City approve the 2am application prior to issuance.

**Requested City Council Action**

Conduct a public hearing allowing for public comment regarding a text amendment to the current city ordinance regarding hours of operation for on-sale liquor.