

RESOLUTION #1-2021

ACCEPTING DONATION(S) TO THE CITY

**WHEREAS**, The City of Sleepy Eye, Minnesota, is generally authorized to accept donations of real and personal property pursuant to Minnesota Statutes Section 465.03 for the benefit of its citizens, and is specifically authorized to accept gifts and bequests for the benefit of the City of Sleepy Eye and its citizens pursuant to Minnesota statutes Section 471.17; and

**WHEREAS**, The following persons and entities have offered to contribute the cash amounts set forth below to the City's Dyckman Free Library:

<u>Name of Donor</u>	<u>Amount</u>	<u>For/In Memory of</u>
Eva Hawk	\$250.00	Children's books
Amy and Peter Hinrichs	\$100.00	Les Peterson
Mark Rasmussen	\$50.00	general memorial
Jim and Deb Miesen	\$15.00	Les Peterson
Sheila Schmid	\$50.00	general donation
Jane Rasmussen	\$20.00	Les Peterson

**WHEREAS**, The City Council finds that it is appropriate to accept the donations offered.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF SLEEPY EYE, MINNESOTA AS FOLLOWS:**

1. The donation described above is accepted and shall be used for the expenses specified by the donor, and if no specific expense is stated, it shall be used for general expenses of the Dyckman Free Library.

I certify that the above resolution was adopted by the City Council of the City of Sleepy Eye on February 9<sup>th</sup>, 2021.

\_\_\_\_\_  
Wayne A. Pelzel, Mayor

I hereby certify and attest that the City Council of the City of Sleepy Eye Minnesota, did pass the above Resolution on February 9, 2021 in accordance with the Charter Provisions and state laws provided therefore.

Dated: February 9. 2021

\_\_\_\_\_  
Michelle Strate, City Clerk

State of Minnesota    )  
                                  )ss.  
County of Brown        )

This instrument was acknowledged before me on February 9<sup>th</sup>, 2021 by Wayne A. Pelzel as Mayor, and by Michelle Strate as City Clerk, of the City of Sleepy Eye, a Municipal Corporation.

\_\_\_\_\_  
Notary Public

## **RESOLUTION #2-2021**

WHEREAS, the City Code for the City of Sleepy Eye, Minnesota, provides that no division of an existing parcel of land within the City shall be filed, or accepted for filing, by the Brown County Recorder unless it is accompanied by a certified copy of a Resolution adopted by the City Council approving such division; and

WHEREAS, John Pelzel (hereinafter collectively “Pelzel”) is in the process of purchasing from the City of Sleepy Eye the following legally described property: Lots 3, 4, and 5, Block 4, Sleepy Hollow Fifth Addition, Section 29, Twp. 110 North, Range 32 West, City of Sleepy Eye, Brown County, Minnesota; and

WHEREAS, Pelzel has requested permission from the City of Sleepy Eye to split the property as a contingency to their purchase of said lots.

NOW, THEREFORE, BE IT RESOLVED, the City Council for the City of Sleepy Eye, contingent on a successful sale and transfer of the said property to Pelzel, hereby approves the division of the real estate legally described as follows:

Lots 3, 4, and 5, Block 4, Sleepy Hollow Fifth Addition, Section 29, Twp. 110 North, Range 32 West, City of Sleepy Eye, Brown County, Minnesota

into FIVE separate parcels being legally described in the attached Exhibit “A”, Exhibit “B”, Exhibit “C”, Exhibit “D”, and Exhibit “E”.

Said Resolution was passed on February 9th, 2021.

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Wayne Pelzel, Mayor of the City of Sleepy Eye

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Russell “Bob” Elston, City Manager

**Exhibit “A”**

The West 76.62 feet of Lot 3, Block 4, Sleepy Hollow Fifth Addition, Section 29, Twp. 110 North, Range 32 West, City of Sleepy Eye, Brown County, Minnesota.

**Exhibit “B”**

Lot 3, Block 4, EXCEPTING THEREFROM the West 76.62 feet of Lot 3, Block 4; AND the West 25.53 feet of Lot 4, Block 4; all in Sleepy Hollow Fifth Addition, Section 29, Twp. 110 North, Range 32 West, City of Sleepy Eye, Brown County, Minnesota.

**Exhibit “C”**

Lot 4, Block 4, EXCEPTING THEREFROM the West 25.53 feet of Lot 4, Block 4 and EXCEPTING THEREFROM the East 25.56 feet of Lot 4, Block 4; Sleepy Hollow Fifth Addition, Section 29, Twp. 110 North, Range 32 West, City of Sleepy Eye, Brown County, Minnesota.

**Exhibit “D”**

The East 25.56 feet of Lot 4, Block 4; AND The West 51.06 feet of Lot 5, Block 4; all in Sleepy Hollow Fifth Addition, Section 29, Twp. 110 North, Range 32 West, City of Sleepy Eye, Brown County.

**Exhibit “E”**

Lot 5, Block 4, EXCEPTING THEREFROM the West 51.06 feet of Lot 5, Block 4, Sleepy Hollow Fifth Addition, Section 29, Twp. 110 North, Range 32 West, City of Sleepy Eye, Brown County.

RESOLUTION #3-2021

RECEIVING REPORT AND CALLING HEARING ON IMPROVEMENT

**WHEREAS**, a report has been prepared by Bolton and Menk with reference to the improvement of First Avenue between Walnut Street and St. Mary's Street, and this report was received by the council on February 9, 2021, and

**WHEREAS**, the report provides information regarding whether the proposed project is necessary, cost-effective and feasible,

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF SLEEPY EYE, MINNESOTA AS FOLLOWS:**

1. The Council will consider the improvement of such street in accordance with the report and the assessment of abutting property for all or a portion of the cost of the improvement pursuant to Minnesota Statutes, Chapter 429 at an estimated total cost of the improvement of \$1,272,137.
2. A public hearing shall be held on such proposed improvement on the 8th day of March, 2021, at the Sleepy Eye Event Center at 7:00p.m. and the clerk shall give mailed and published notice of such hearing and improvement as required by law.

I certify that the above resolution was adopted by the City Council of the City of Sleepy Eye on February 9<sup>th</sup>, 2021.

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Wayne A. Pelzel, Mayor

I hereby certify and attest that the City Council of the City of Sleepy Eye Minnesota, did pass the above Resolution on February 9, 2021 in accordance with the Charter Provisions and state laws provided therefore.

Dated: February 9, 2021

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Michelle Strate, City Clerk

State of Minnesota    )  
                                  )ss.  
County of Brown        )

This instrument was acknowledged before me on February 9<sup>th</sup>, 2021 by Wayne A. Pelzel as Mayor, and by Michelle Strate as City Clerk, of the City of Sleepy Eye, a Municipal Corporation.

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Notary Public

**RESOLUTION NO. 4-2021**

**REQUESTING A VARIANCE FROM STANDARD FOR STATE AID OPERATION FOR PROJECT NO. S.A.P.008-635-015 (CSAH 35/1<sup>ST</sup> AVENUE)**

**WHEREAS**, the City of Sleepy Eye and Brown County are preparing plans for CSAH 35 (1<sup>st</sup> Ave) Urban Grading, Storm Sewer, Sanitary Sewer, Water Main and ADA Improvements located between Walnut Street and CSAH 34 (St. Mary's Street NW) in the City of Sleepy Eye; and

**WHEREAS**, Minnesota Rules for State Aid Operation 8820.9961 requires 14 feet of distance between the traffic lane and the parking stall for a parking angle of 45-degrees with a present ADT of greater than 3000 vehicles; and

**WHEREAS**, the reasons for this variance request is increasing the existing 59-foot curb face to curb face street width to the required 62-foot curb face-to-curb face street would require the reconstruction of curb radii, storm sewer structures, and RRFB lights and controller on a recent MnDOT project (2018) at the TH 14 and CSAH 34 intersection, reduce the sidewalk width to a possible non-compliant PAR, extra costs to relocate street light standards and wiring and additional encroachment into the PAR.

**NOW, THEREFORE BE IT RESOLVED**, that the City of Sleepy Eye City Council does hereby request a variance from the Minnesota Department of Transportation State Aid Operations Rules Chapter 8820.9961 *Minimum Design Standards for 45-Degree and 60- Degree Pull-in Diagonal Parking (45-degree;  $\geq$  3000 ADT)* to allow 11 feet of distance between Traffic Lane and Parking Stall in lieu of the required 14-foot minimum distance between Traffic Lane and Parking Stall;

**BE IT FURTHER RESOLVED**, that the City of Sleepy Eye City Council hereby indemnifies, saves and hold harmless the State of Minnesota and its agents and employees of and from claims, demands, actions, or causes of action arising out of or by reason of improvements made from the proposed 2021-2022 CSAH 35 (SAP 008-635-015) Project in accordance with Minnesota Rules 8820.9961 and further agrees to defend at their sole cost and expense any action or proceeding commenced for the purpose of asserting any claim arising as a result of the granting of this variance.

Passed and approved this 9<sup>th</sup> day of February, 2021

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Wayne Pelzel  
Mayor, City of Sleepy Eye

Attest: \_\_\_\_\_  
Michelle Strate,  
City Clerk, City of Sleepy Eye

**RESOLUTION NO. 5-2021**

**RESOLUTION FOR PARALLEL PARKING ONLY**

**WHEREAS**, the County of Brown has submitted to the Commissioner of Transportation, the plans and specifications for the improvement of CSAH 35 from Pine Street to St. Mary's Street, and

**WHEREAS**, state-aid funds will be expended on the improvement of this street, and

**WHEREAS**, the approved state-aid standards as applicable to this project limit and restrict all parking to that which is parallel with the curb.

**NOW, THEREFORE BE IT RESOLVED**, the City of Sleepy Eye shall require that parking of all vehicles within the corporate limits on First Avenue from Pine Street to St. Mary's Street, State Aid Route Number 35, be parallel with the curb in accordance with the State Aid Standards.

Passed and approved this 13<sup>th</sup> day of April 2021.

\_\_\_\_\_  
Wayne Pelzel  
Mayor, City of Sleepy Eye

Attest: \_\_\_\_\_  
Michelle Strate,  
City Clerk, City of Sleepy Eye

State of Minnesota    )  
County of Brown     ) SS  
City of Sleepy Eye    )

I do hereby certify that the foregoing Resolution is a true and correct copy of a resolution presented and adopted by the Council of the City of Sleepy Eye, Minnesota at a duly authorized meeting thereof held on the 13<sup>th</sup> day of April, 2021, as shown by the minutes of said meeting in my possession.

(SEAL)

\_\_\_\_\_  
Michelle Strate, City Clerk



**RESOLUTION 6-2021**

**APPROVING COUNTY PROJECT WITHIN MUNICIPAL CORPORATE LIMITS**

WHEREAS, plans for Project No. SAP 008-635-015 showing proposed alignment, profiles grades and cross-sections for the construction, reconstruction or improvement of County State-Aid Highway No.35 within the limits of the City as a State Aid Project have been prepared and presented to the City.

NOW, THEREFORE, BE IT RESOLVED: That said plans be in all things approved.

Dated this 13th, day of April, 2021.

**CERTIFICATION**

State of Minnesota

County of Brown

City of Sleepy Eye

I hereby certify that the foregoing Resolution is a true and correct copy of a resolution presented to and adopted by the City Council of Sleepy Eye at a meeting therefor held in the City of Sleepy Eye, Minnesota, on the 13th day of April, 2021, as disclosed by the records of said City in my possession.

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Michelle Strate, City Clerk

(Seal)

**RESOLUTION NO. 7-2021**

**RESOLUTION FOR PARALLEL PARKING ONLY**

**WHEREAS**, the County of Brown has submitted to the Commissioner of Transportation, the plans and specifications for the improvement of CSAH 34 from TH 4 to Windsor Road, and

**WHEREAS**, state-aid funds will be expended on the improvement of this street, and

**WHEREAS**, the approved state-aid standards as applicable to this project limit and restrict all parking to that which is parallel with the curb.

**NOW, THEREFORE BE IT RESOLVED**, the City of Sleepy Eye shall require that parking of all vehicles within the corporate limits on St. Mary’s Street and Third Avenue NE, State Aid Route Number 34, be parallel with the curb in accordance with the State Aid Standards.

Passed and approved this 13<sup>th</sup> day of April 2021.

\_\_\_\_\_  
Wayne Pelzel  
Mayor, City of Sleepy Eye

Attest: \_\_\_\_\_  
Michelle Strate,  
City Clerk, City of Sleepy Eye

State of Minnesota    )  
County of Brown      ) SS  
City of Sleepy Eye    )

I do hereby certify that the foregoing Resolution is a true and correct copy of a resolution presented and adopted by the Council of the City of Sleepy Eye, Minnesota at a duly authorized meeting thereof held on the 13<sup>th</sup> day of April, 2021, as shown by the minutes of said meeting in my possession.

(SEAL)

\_\_\_\_\_  
Michelle Strate, City Clerk

**RESOLUTION NO. 8-2021**

**APPROVING COUNTY PROJECT WITHIN MUNICIPAL CORPORATE LIMITS**

WHEREAS, plans for Project No. SAP 008-634-011 showing proposed alignment, profiles grades and cross-sections for the construction, reconstruction or improvement of County State-Aid Highway No.34 within the limits of the City as a State Aid Project have been prepared and presented to the City.

NOW, THEREFORE, BE IT RESOLVED: That said plans be in all things approved.

Dated this 13th, day of April, 2021.

CERTIFICATION

State of Minnesota

County of Brown

City of Sleepy Eye

I hereby certify that the foregoing Resolution is a true and correct copy of a resolution presented to and adopted by the City Council of Sleepy Eye at a meeting therefor held in the City of Sleepy Eye, Minnesota, on the 13th day of April, 2021, as disclosed by the records of said City in my possession.

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Michelle Strate, City Clerk

(Seal)

RESOLUTION #9-2021

ACCEPTING DONATION(S) TO THE CITY

**WHEREAS,** The City of Sleepy Eye, Minnesota, is generally authorized to accept donations of real and personal property pursuant to Minnesota Statutes Section 465.03 for the benefit of its citizens, and is specifically authorized to accept gifts and bequests for the benefit of the City of Sleepy Eye and its citizens pursuant to Minnesota statutes Section 471.17; and

**WHEREAS,** The following persons and entities have offered to contribute the cash amounts set forth below to the City’s Dyckman Free Library, Sleepy Eye Ambulance, Sleepy Eye Police Department and Sleepy Eye Fire Department:

<u>Name of Donor</u>	<u>Amount</u>	<u>For/In Memory of</u>
Stephen and Lois Hillesheim	\$100.00	Patsy Reynolds (library)
Sandra and Richard Trondson	\$50.00	Patsy Reynolds (library)
Schwab Charitable	\$200.00	Ambulance
Schwab Charitable	\$200.00	Police Dept
Mathiowetz Construction	\$500.00	Fire Dept
SE Sportsmen’s Club	\$10,000	Docks @ SE Lake
Chuck Spaeth Ford	\$500	Docks @ SE Lake
Mike Carr	\$500	Docks @ SE Lake

**WHEREAS,** The City Council finds that it is appropriate to accept the donations offered.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF SLEEPY EYE, MINNESOTA AS FOLLOWS:**

1. The donations described above are accepted and shall be used for the expenses specified by the donor. If no specific expenses are stated, they shall be used for general expenses of the department specified.

I certify that the above resolution was adopted by the City Council of the City of Sleepy Eye on April 13<sup>th</sup>, 2021.

\_\_\_\_\_  
Wayne A. Pelzel, Mayor

I hereby certify and attest that the City Council of the City of Sleepy Eye Minnesota, did pass the above Resolution on April 13th, 2021 in accordance with the Charter Provisions and state laws provided therefore.

Dated: April 13<sup>th</sup>, 2021

\_\_\_\_\_

Michelle Strate, City Clerk

State of Minnesota    )  
                                  )ss.  
County of Brown        )

This instrument was acknowledged before me on April 9<sup>th</sup>, 2021 by Wayne A. Pelzel as Mayor, and by Michelle Strate as City Clerk, of the City of Sleepy Eye, a Municipal Corporation.

\_\_\_\_\_  
Notary Public

RESOLUTION #11-2021

ACCEPTING DONATION(S) TO THE CITY

**WHEREAS**, The City of Sleepy Eye, Minnesota, is generally authorized to accept donations of real and personal property pursuant to Minnesota Statutes Section 465.03 for the benefit of its citizens, and is specifically authorized to accept gifts and bequests for the benefit of the City of Sleepy Eye and its citizens pursuant to Minnesota statutes Section 471.17; and

**WHEREAS**, The following persons and entities have offered to contribute the cash amounts set forth below to the City of Sleepy Eye for the following departments:

<u>Name of Donor</u>	<u>Amount</u>	<u>For/In Memory of</u>
Family of Lois M. Tauer in memory of her	\$1,500	Bench on new dock
Brown County Master Gardeners	\$150	A tree in SE Parks
Brown County Master Gardeners	\$100	Flowers at City Hall
Sleepy Eye Sportsmen's Club	\$300	Fireworks donation
Sleepy Eye Sportsmen's Club	\$1,000	Sleepy Eye Ambulance
Mathiowetz Construction	\$1,000	Sleepy Eye Ambulance

**WHEREAS**, The City Council finds that it is appropriate to accept the donations offered.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF SLEEPY EYE, MINNESOTA AS FOLLOWS:**

1. The donations described above are accepted and shall be used for the expenses specified by the donor. If no specific expenses are stated, they shall be used for general expenses of the department specified.

I certify that the above resolution was adopted by the City Council of the City of Sleepy Eye on May 11<sup>th</sup>, 2021.

\_\_\_\_\_  
Wayne A. Pelzel, Mayor

I hereby certify and attest that the City Council of the City of Sleepy Eye Minnesota, did pass the above Resolution on May 11th, 2021 in accordance with the Charter Provisions and state laws provided therefore.

Dated: May 11<sup>th</sup>, 2021

\_\_\_\_\_  
Michelle Strate, City Clerk

State of Minnesota    )  
                                  )ss.  
County of Brown        )

This instrument was acknowledged before me on May 11<sup>th</sup>, 2021 by Wayne A. Pelzel as Mayor,  
and by Michelle Strate as City Clerk, of the City of Sleepy Eye, a Municipal Corporation.

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Notary Public





This instrument was acknowledged before me on May 11<sup>th</sup>, 2021 by Wayne A. Pelzel as Mayor, and by Michelle Strate as City Clerk, of the City of Sleepy Eye, a Municipal Corporation.

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Notary Public

## **RESOLUTION 13-2021**

### Lot Split for Elm Street Storage LLC

WHEREAS, the City Code for the City of Sleepy Eye, Minnesota, provides that no division of an existing parcel of land within the City shall be filed, or accepted for filing, by the Brown County Recorder unless it is accompanied by a certified copy of a Resolution adopted by the City Council approving such division; and

WHEREAS, Elm Street Storage L.L.C., a Minnesota limited liability company (hereinafter collectively “ESS”) is the owner of Lot 1, Block 4, of Sleepy Hollow Fifth Addition, City of Sleepy Eye, Brown County, Minnesota; and

WHEREAS, ESS has requested permission from the City of Sleepy Eye to split the property prior to marketing it for sale.

NOW, THEREFORE, BE IT RESOLVED, the City Council for the City of Sleepy Eye hereby approves the division of the real estate legally described as follows:

Lot 1, Block 4, of Sleepy Hollow Fifth Addition, City of Sleepy Eye, Brown County, Minnesota; also known as Lot 1, Block 4, of Sleepy Hollow Fifth Addition, Section 29, Twp. 110 North, Range 32 West, City of Sleepy Eye, Brown County, Minnesota;

into two separate parcels being legally described in the attached Exhibit “A” and “B”.

Said Resolution was passed on July 13, 2021.

Dated: July 13, 2021

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Wayne Pelzel, Mayor of the City of Sleepy Eye

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Russell “Bob” Elston, City Manager

**Exhibit "A"**

The West 30 feet of Lot 1, Block 4, Sleepy Hollow Fifth Addition, as measured on the north line of said Lot 1, City of Sleepy Eye, Brown County, Minnesota. The east and west lines of parcel are to be parallel.

**Exhibit "B"**

Lot 1, Block 4, EXCEPTING THEREFROM the West 30 feet of Lot 1, Block 4, Sleepy Hollow Fifth Addition, as measured on the north line of said Lot 1, City of Sleepy Eye, Brown County, Minnesota. The east and west lines of parcel are to be parallel.



**RESOLUTION No. 15-2021**

Resolution of support for the Sleepy Eye Dyckman Free Library’s Grant Application to the Minnesota Department of Education for Library Construction funding.

**WHEREAS,** The Sleepy Eye Dyckman Free Library has identified through past facility studies the need for numerous repairs including roof repair, window repair and refinishing in 1999 addition, carpet replacement in 1999 addition, floor tile repair of main entrance and a updating of service desk; and return to hardwood floors of 1900 original portion of the library.

**WHEREAS,** The Dyckman Free Library is pursuing an application for a Library Construction Grant from the Minnesota Department for education for \$55,000 for the cost of these repairs; and

**WHEREAS,** The total cost estimate for this project is \$110,000 with \$55,000 committed in matching funding from the City of Sleepy Eye cash reserves;

**NOW, THEREFORE, BE IT RESOLVED, BY THE CITY OF SLEEPY EYE, MINNESOTA** that the City Council supports the submission of this grant application and the acceptance of this grant proceeds.

**PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF SLEEPY EYE THIS 13<sup>TH</sup> DAY OF JULY, 2021**

    /s/Wayne Pelzel    

Wayne Pelzel, Mayor

ATTEST:

    /s/Michelle Strate    

Michelle Strate, City Clerk

RESOLUTION #16-2021

ACCEPTING DONATION(S) TO THE CITY

**WHEREAS,** The City of Sleepy Eye, Minnesota, is generally authorized to accept donations of real and personal property pursuant to Minnesota Statutes Section 465.03 for the benefit of its citizens, and is specifically authorized to accept gifts and bequests for the benefit of the City of Sleepy Eye and its citizens pursuant to Minnesota statutes Section 471.17; and

**WHEREAS,** The following persons and entities have offered to contribute the cash amounts set forth below to the City of Sleepy Eye for the Sleepy Eye Fire Department:

<u>Name of Donor</u>	<u>Amount</u>	<u>For/In Memory of</u>
United Farmers Co-op	\$2,477.07	Equipment Maintenance/training

**WHEREAS,** The City Council finds that it is appropriate to accept the donations offered.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF SLEEPY EYE, MINNESOTA AS FOLLOWS:**

1. The donations described above are accepted and shall be used for the expenses specified by the donor. If no specific expenses are stated, they shall be used for general expenses of the department specified.

I certify that the above resolution was adopted by the City Council of the City of Sleepy Eye on August 10<sup>th</sup>, 2021.

\_\_\_\_\_  
Wayne A. Pelzel, Mayor

I hereby certify and attest that the City Council of the City of Sleepy Eye Minnesota, did pass the above Resolution on August 10<sup>th</sup>, 2021 in accordance with the Charter Provisions and state laws provided therefore.

Dated: August 10<sup>th</sup>, 2021

\_\_\_\_\_  
Michelle Strate, City Clerk

State of Minnesota    )  
                                  )ss.  
County of Brown     )

This instrument was acknowledged before me on May 11<sup>th</sup>, 2021 by Wayne A. Pelzel as Mayor, and by Michelle Strate as City Clerk, of the City of Sleepy Eye, a Municipal Corporation.

\_\_\_\_\_  
Notary Public

## **RESOLUTION #17-2021**

Resolution for a lot split for the sale of property to Allen and Jodi Arneson

WHEREAS, the City Code for the City of Sleepy Eye, Minnesota, provides that no division of an existing parcel of land within the City shall be filed, or accepted for filing, by the Brown County Recorder unless it is accompanied by a certified copy of a Resolution adopted by the City Council approving such division; and

WHEREAS, the City of Sleepy Eye (hereinafter collectively "City") is the owner of the Balance of Outlot 27, Government Lot 6, Section 30, Township 110, Range 32, Allison's Second Addition of Outlots, City of Sleepy Eye, Brown County, Minnesota.; and

WHEREAS, the City is selling a portion of the above-described property.

NOW, THEREFORE, BE IT RESOLVED, the City Council for the City of Sleepy Eye hereby approves the division of the real estate legally described as follows:

Balance of Outlot 27, Government Lot 6, Section 30, Township 110, Range 32, Allison's Second Addition of Outlots, City of Sleepy Eye, Brown County, Minnesota;

into two separate parcels being legally described in the attached Exhibit "A" and "B".

Said Resolution was passed on August 10, 2021.

Dated: August 10, 2021

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Wayne Pelzel, Mayor of the City of Sleepy Eye

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Russell "Bob" Elston, City Manager

### **Exhibit "A"**

Balance of Outlot 27, Government Lot 6, Section 30, Township 110, Range 32, Allison's Second Addition of Outlots, City of Sleepy Eye, Brown County, Minnesota, excepting therefrom the following:

That part of Outlot 27 of Government Lot 6, Sec. 30, Twp. 110, Range 32, Allison's Second Addition of Outlots, according to the recorded plat thereof, City of Sleepy Eye, Brown County, Minnesota, described as follows:

Beginning at the northwest corner of said Outlot 27; thence South 00 degrees 14 minutes 12 seconds West, an assumed bearing on the west line of said Outlot 27, a distance of 75.00 feet; thence North 89 degrees 54 minutes 43 seconds East parallel to the north line of said Outlot 27, a distance of 313.38 feet; thence North 16 degrees 37 minutes 11 seconds East, a distance of 78.31 feet to the southeast corner of Lot 8, Block 1, ALLISON'S PARKWAY ADDITION, according to the recorded plat thereof, also being on the north line of said Outlot 27; thence South 89 degrees 54 minutes 43 seconds West, on said north line, a distance of 335.27 feet to the point of beginning.

Parcel contains 0.56 acres of land.

### **Exhibit "B"**

That part of Outlot 27 of Government Lot 6, Sec. 30, Twp. 110, Range 32, Allison's Second Addition of Outlots, according to the recorded plat thereof, City of Sleepy Eye, Brown County, Minnesota, described as follows:

Beginning at the northwest corner of said Outlot 27; thence South 00 degrees 14 minutes 12 seconds West, an assumed bearing on the west line of said Outlot 27, a distance of 75.00 feet; thence North 89 degrees 54 minutes 43 seconds East parallel to the north line of said Outlot 27, a distance of 313.38 feet; thence North 16 degrees 37 minutes 11 seconds East, a distance of 78.31 feet to the southeast corner of Lot 8, Block 1, ALLISON'S PARKWAY ADDITION, according to the recorded plat thereof, also being on the north line of said Outlot 27; thence South 89 degrees 54 minutes 43 seconds West, on said north line, a distance of 335.27 feet to the point of beginning.

Parcel contains 0.56 acres of land.



RESOLUTION #18-2021

ACCEPTING DONATION(S) TO THE CITY

**WHEREAS,** The City of Sleepy Eye, Minnesota, is generally authorized to accept donations of real and personal property pursuant to Minnesota Statutes Section 465.03 for the benefit of its citizens, and is specifically authorized to accept gifts and bequests for the benefit of the City of Sleepy Eye and its citizens pursuant to Minnesota statutes Section 471.17; and

**WHEREAS,** The following persons and entities have offered to contribute the cash amounts set forth below to the City of Sleepy Eye for the Sleepy Eye Police Department:

<u>Name of Donor</u>	<u>Amount</u>	<u>For/In Memory of</u>
Sleepy Eye Sportsmen’s Club	\$1,000	Body Cameras

**WHEREAS,** The City Council finds that it is appropriate to accept the donations offered.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF SLEEPY EYE, MINNESOTA AS FOLLOWS:**

1. The donations described above are accepted and shall be used for the expenses specified by the donor. If no specific expenses are stated, they shall be used for general expenses of the department specified.

I certify that the above resolution was adopted by the City Council of the City of Sleepy Eye on September 14<sup>th</sup>, 2021.

\_\_\_\_\_  
Wayne A. Pelzel, Mayor

I hereby certify and attest that the City Council of the City of Sleepy Eye Minnesota, did pass the above Resolution on August 10th,2021 in accordance with the Charter Provisions and state laws provided therefore.

Dated: September 14<sup>th</sup>, 2021

\_\_\_\_\_  
Michelle Strate, City Clerk

State of Minnesota    )  
                                  )ss.  
County of Brown     )

This instrument was acknowledged before me on September 15<sup>th</sup>, 2021, by Wayne A. Pelzel as Mayor, and by Michelle Strate as City Clerk, of the City of Sleepy Eye, a Municipal Corporation.

\_\_\_\_\_  
Notary Public

RESOLUTION #19-2021

RESOLUTION AUTHORIZING TERMINATION OF A DEVELOPMENT AGREEMENT  
AND AUTHORIZING EXECUTION OF A TERMINATION AGREEMENT

A. WHEREAS, the City of Sleepy Eye, Minnesota (the "City"), and Frontier Labs MN LLC (the "Developer") entered into a Contract for Private Development/Business Subsidy Agreement, dated as of July 15, 2018, and duly recorded in the Office of the County Recorder in and for Brown County, Minnesota, on December 31, 2018, Document No. 418822 (the "Development Agreement"), in connection with the planned construction of a new two-story laboratory and agricultural warehouse facility with associated office space, of approximately 60,000 square feet (the "Project") on the Property (all capitalized terms used but not defined herein are as defined in the Development Agreement) by the Developer; and

B. WHEREAS, pursuant to Section 4.1(a) of the Development Agreement, the City conveyed and transferred the Property to the Developer for a cost of \$1, having estimated the fair market value of the Property to be \$62,500, thereby granting the Developer a business subsidy of \$62,499; and

C. WHEREAS, the Developer failed to construct the Project on the Property no later than August 1, 2021, in substantial accordance with the Development Agreement as required pursuant to Sections 3.1 and 3.3 of the Development Agreement; and

D. WHEREAS, the Developer has agreed to convey and transfer the Property back to the City; and

E. WHEREAS, the Developer and the City have determined to enter into a Termination of Development Agreement (the "Termination Agreement") providing for the termination of the Development Agreement on the date that said Property is conveyed and transferred back to the City; and

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

1. Pursuant to the terms of Section 6.2 of the Development Agreement, the City hereby terminates and cancels the Development Agreement, effective as of the date that the Developer conveys and transfers the Property back to the City (the "Transfer Date"), and the Developer and the City shall be released from all of their respective duties, obligations and responsibilities under the Development Agreement as of the Transfer Date.

2. The City Council hereby approves the Termination Agreement in substantially the form submitted, and the Mayor and the City Manager are hereby authorized and directed to execute the Termination Agreement on behalf of the City, with such modifications, deletions, and additions thereto as may be necessary and appropriate and approved by the officials of the City authorized by this Resolution to execute the Termination Agreement. The execution of the Termination Agreement by the appropriate officers of the City shall be conclusive evidence of the approval of the Termination Agreement in accordance with the terms hereof.

The motion for adoption of the foregoing resolution was duly seconded by member \_\_\_\_\_ and, after full discussion thereof, and upon a vote being taken thereof, the following voted in favor thereof:

and the following voted against same:

Adopted this 14th day of September, 2021.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
City Clerk

STATE OF MINNESOTA  
COUNTY OF BROWN  
CITY OF SLEEPY EYE

I, the undersigned, being the duly qualified and acting City Clerk of the City of Sleepy Eye, Minnesota, DO HEREBY CERTIFY that I have carefully compared the attached and foregoing extract of minutes with the original minutes of a meeting of the City Council of the City held on the date therein indicated, which are on file and of record in my office, and the same is a full, true and complete transcript therefrom insofar as the same relates to a Resolution Authorizing Termination of a Development Agreement and Authorizing Execution of a Termination Agreement.

WITNESS my hand as such City Clerk of the City of Sleepy Eye, Minnesota this \_\_\_\_\_ day of September, 2021.

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



This instrument was acknowledged before me on October 12<sup>th</sup>, 2021, by Wayne A. Pelzel as Mayor, and by Michelle Strate as City Clerk, of the City of Sleepy Eye, a Municipal Corporation.

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Notary Public

RESOLUTION #21-2021

ALLOWING HALF-TIME OFFICERS TO PARTICIPATE IN PERA

WHEREAS, the policy of the State of Minnesota as declared in Minnesota Statutes 353.63 is to give special consideration to employees who perform hazardous work and devote their time and skills to protecting the property and personal safety of others; and

WHEREAS, Minnesota Statutes Section 353.64 permits governmental subdivisions to request coverage in the Public Employees Police and Fire plan for eligible employees of police or sheriff departments whose position duties meet the requirements stated therein and listed below.

BE IT RESOLVED that the City Council, of the City of Sleepy Eye hereby declares that the position(s) of Police Officer, currently held by Issac Froehlich and Taylor Bolinger, meet all of the following Police and Fire Plan membership requirements:

1. Said position requires a license by the Minnesota peace officer standards and training board under sections 626.84 to 626.863 and this employee is so licensed;
2. Said position's primary (over 50%) duty is to enforce the general criminal laws of the state;
3. Said position charges this employee with the prevention and detection of crime;
4. Said position gives this employee the full power of arrest, and
5. Said position is assigned to a designated police or sheriff's department.

BE IT FURTHER RESOLVED that this governing body hereby requests that the named employee be accepted as a member of the Public Employees Police and Fire Plan effective the date of this employee's initial Police and Fire Plan salary deduction by the governmental subdivision.

Adopted this 12th day of October, 2021.

\_\_\_\_\_, Mayor

Attest: \_\_\_\_\_, City Clerk

## **RESOLUTION #22-2021**

WHEREAS, the City Code for the City of Sleepy Eye, Minnesota, provides that no division of an existing parcel of land within the City shall be filed, or accepted for filing, by the Brown County Recorder unless it is accompanied by a certified copy of a Resolution adopted by the City Council approving such division; and

WHEREAS, the City of Sleepy Eye (hereinafter collectively “City”) is the owner of Outlot A of Kiefer’s Ninth Addition, City of Sleepy Eye, Brown County, Minnesota; and

WHEREAS, the City is conveying a portion of the above-described property to its former owner.

NOW, THEREFORE, BE IT RESOLVED, the City Council for the City of Sleepy Eye hereby approves the division of the real estate legally described as follows:

Outlot A of Kiefer’s Ninth Addition, City of Sleepy Eye, Brown County, Minnesota;  
into THREE separate parcels being legally described in the attached Exhibit “A”, “B” and “C”.

Said Resolution was passed on October 12th, 2021.

Dated October 12, 2021

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Wayne Pelzel, Mayor of the City of Sleepy Eye

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Russell “Bob” Elston, City Manager



## Exhibit "A"

Outlot A of Kiefer's Ninth Addition, City of Sleepy Eye, Brown County, Minnesota, excepting therefrom the following two parcels:

### LEGAL DESCRIPTION

That part of Outlot A of Kiefer's Ninth Addition, City of Sleepy Eye, Brown County, Minnesota, described as follows:

Beginning at the Northwest corner of said Outlot A; thence South 89 degrees 46 minutes 04 seconds East, bearing based on Brown County Coordinate System NAD83(11) on the north line of said Outlot A, a distance of 158.00 feet; thence South 58 degrees 12 minutes 45 seconds West, a distance of 93.03 feet; thence South 33 degrees 33 minutes 41 seconds West, a distance of 65.87 feet; thence South 16 degrees 47 minutes 11 seconds West, a distance of 55.14 feet; thence South 00 degrees 12 minutes 44 seconds East, a distance of 38.17 feet; thence South 89 degrees 44 minutes 04 seconds West, a distance of 26.00 feet to the Southwest corner of Outlot A; thence North 00 degrees 12 minutes 44 seconds West on the west line of said Outlot A, a distance of 195.62 feet to the point of beginning.

Contains 0.27 acres of land.

AND

### LEGAL DESCRIPTION

The East 25.00 feet of Outlot A, Kiefer's Ninth Addition, City of Sleepy Eye, Brown County, Minnesota.

Contains 0.07 acres of land.

## **Exhibit “B”**

### **LEGAL DESCRIPTION**

That part of Outlot A of Kiefer's Ninth Addition, City of Sleepy Eye, Brown County, Minnesota, described as follows:

Beginning at the Northwest corner of said Outlot A; thence South 89 degrees 46 minutes 04 seconds East, bearing based on Brown County Coordinate System NAD83(11) on the north line of said Outlot A, a distance of 158.00 feet; thence South 58 degrees 12 minutes 45 seconds West, a distance of 93.03 feet; thence South 33 degrees 33 minutes 41 seconds West, a distance of 65.87 feet; thence South 16 degrees 47 minutes 11 seconds West, a distance of 55.14 feet; thence South 00 degrees 12 minutes 44 seconds East, a distance of 38.17 feet; thence South 89 degrees 44 minutes 04 seconds West, a distance of 26.00 feet to the Southwest corner of Outlot A; thence North 00 degrees 12 minutes 44 seconds West on the west line of said Outlot A, a distance of 195.62 feet to the point of beginning.

Contains 0.27 acres of land.

## **Exhibit “C”**

### **LEGAL DESCRIPTION**

The East 25.00 feet of Outlot A, Kiefer's Ninth Addition, City of Sleepy Eye, Brown County, Minnesota.

Contains 0.07 acres of land.

**RESOLUTION #23-2021**

CALLING FOR A HEARING ON PROPOSED ASSESSMENT FOR 12<sup>TH</sup> AVE NE AND ST.  
MARY'S STREET NE

WHEREAS, the clerk has notified the council that a proposed assessment for the 12<sup>th</sup> Avenue NE and St. Mary's Street NE improvements project has been completed and filed in her office for public inspection. The location(s) of improvements are described in said assessment roll as prepared by Bolton and Menk and dated 10/05/2021.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SLEEPY EYE, MINNESOTA:

- 1 . A hearing shall be held on the 9<sup>th</sup> day of November 2021 in the City Council Chambers at 6:00 pm to pass upon such proposed assessment and at such time and place all persons owning property affected by such improvement will be given an opportunity to be heard with reference to such assessment.
- 2 . The city clerk is hereby directed to cause a notice of the hearing on the proposed assessment to be published once in the official newspaper at least two weeks prior to the hearing, and she shall state in the notice the total cost of the improvement. She shall also cause mailed notice to be given to the owner of each parcel described in the assessment roll not less than two weeks prior to the hearings.
- 3 . All amounts for such assessments will be due and payable without interest up to thirty days from the date of adoption of the assessment. Any unpaid balances are to be certified to the County Auditor and to be paid in ten equal annual installments and to bear interest on the unpaid balance at the rate to be determined by the City Council from the date of adoption.

Adopted by the City Council this 12<sup>th</sup> day of October, 2021

\_\_\_\_\_  
Mayor

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

**RESOLUTION #24-2021**

CALLING FOR A HEARING ON PROPOSED ASSESSMENT 2020-2021 STREET AND  
UTILITY PROJECT

WHEREAS, the clerk has notified the council that a proposed assessment for the 2020-2021 Street and Utility improvements has been completed and filed in her office for public inspection. The location(s) of improvements are described in said assessment roll as prepared by Bolton and Menk and dated 10/\_\_\_/2021.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SLEEPY EYE, MINNESOTA:

- 1 . A hearing shall be held on the 9<sup>th</sup> day of November 2021 in the City Council Chambers at 6:00 pm to pass upon such proposed assessment and at such time and place all persons owning property affected by such improvement will be given an opportunity to be heard with reference to such assessment.
- 2 . The city clerk is hereby directed to cause a notice of the hearing on the proposed assessment to be published once in the official newspaper at least two weeks prior to the hearing, and she shall state in the notice the total cost of the improvement. She shall also cause mailed notice to be given to the owner of each parcel described in the assessment roll not less than two weeks prior to the hearings.
- 3 . All amounts for such assessments will be due and payable without interest up to thirty days from the date of adoption of the assessment. Any unpaid balances are to be certified to the County Auditor and to be paid in ten equal annual installments and to bear interest on the unpaid balance at the rate to be determined by the City Council from the date of adoption.

Adopted by the City Council this 12<sup>th</sup> day of October, 2021

\_\_\_\_\_  
Mayor

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

**RESOLUTION #25-2021**

CALLING FOR A HEARING ON PROPOSED ASSESSMENT FOR FIRST AVE  
NORTH/CSAH 35 IMPROVEMENTS

WHEREAS, the clerk has notified the council that a proposed assessment for the First Avenue North/CSAH 35 improvements has been completed and filed in her office for public inspection. The location(s) of improvements are described in said assessment roll as prepared by Bolton and Menk and dated 10/08/2021.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SLEEPY EYE, MINNESOTA:

- 1 . A hearing shall be held on the 9<sup>th</sup> day of November 2021 in the City Council Chambers at 6:00 pm to pass upon such proposed assessment and at such time and place all persons owning property affected by such improvement will be given an opportunity to be heard with reference to such assessment.
- 2 . The city clerk is hereby directed to cause a notice of the hearing on the proposed assessment to be published once in the official newspaper at least two weeks prior to the hearing, and she shall state in the notice the total cost of the improvement. She shall also cause mailed notice to be given to the owner of each parcel described in the assessment roll not less than two weeks prior to the hearings.
- 3 . All amounts for such assessments will be due and payable without interest up to thirty days from the date of adoption of the assessment. Any unpaid balances are to be certified to the County Auditor and to be paid in ten equal annual installments and to bear interest on the unpaid balance at the rate to be determined by the City Council from the date of adoption.

Adopted by the City Council this 12<sup>th</sup> day of October, 2021

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Mayor

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City Clerk

RESOLUTION #26-2021

ACCEPTING DONATION(S) TO THE CITY

**WHEREAS**, The City of Sleepy Eye, Minnesota, is generally authorized to accept donations of real and personal property pursuant to Minnesota Statutes Section 465.03 for the benefit of its citizens, and is specifically authorized to accept gifts and bequests for the benefit of the City of Sleepy Eye and its citizens pursuant to Minnesota statutes Section 471.17; and

**WHEREAS**, The following persons and entities have offered to contribute the cash amounts set forth below to the City of Sleepy Eye for the Dyckman Library and the Sleepy Eye Police Dept :

<u>Name of Donor</u>	<u>Amount</u>	<u>For/In Memory of</u>
GFWC Women’s Club	\$50.00	General expenses for Library
St. John’s Church, Sleepy Eye	\$5,330.65	Pumpkin Patch Palooza event, library
Charles Hansen	\$200.00	Body Cameras for Police Dept.
Sleepy Eye Senior Citizens	\$50.00	Body Cameras for Police Dept.

**WHEREAS**, The City Council finds that it is appropriate to accept the donations offered.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF SLEEPY EYE, MINNESOTA AS FOLLOWS:**

1. The donations described above are accepted and shall be used for the expenses specified by the donor. If no specific expenses are stated, they shall be used for general expenses of the department specified.

I certify that the above resolution was adopted by the City Council of the City of Sleepy Eye on November 9th, 2021.

---

Wayne A. Pelzel, Mayor

I hereby certify and attest that the City Council of the City of Sleepy Eye Minnesota, did pass the above Resolution on November 9th,2021 in accordance with the Charter Provisions and state laws provided therefore.

Dated: November 9<sup>th</sup>, 2021

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Michelle Strate, City Clerk

State of Minnesota    )  
                                   )ss.  
 County of Brown     )

This instrument was acknowledged before me on November 9<sup>th</sup>, 2021, by Wayne A. Pelzel as Mayor, and by Michelle Strate as City Clerk, of the City of Sleepy Eye, a Municipal Corporation.

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Notary Public

EXTRACT OF MINUTES OF A MEETING OF THE  
CITY COUNCIL OF THE CITY OF  
SLEEPY EYE, MINNESOTA  
HELD: November 9, 2021

Pursuant to due call and notice thereof, a regular meeting of the City Council of the City of Sleepy Eye, Brown County, Minnesota, was duly held at the Sleepy Eye Council Chambers on the 9th day of November, 2021 at 7:00 p.m.

The following members of the Council were present:

and the following were absent:

Member \_\_\_\_\_ introduced the following resolution and moved its adoption:

**RESOLUTION NO. 27-2021**

**A RESOLUTION DECERTIFYING  
TAX INCREMENT FINANCING REDEVELOPMENT DISTRICT NO. 3-1  
OF THE CITY OF SLEEPY EYE**

WHEREAS, on May 15, 1995, the City of Sleepy Eye (the "City") established its Tax Increment Financing (Housing) District No. 3-1, (the "District"); and

WHEREAS, Minnesota Statutes, Section 469.174 to 469.1794 (the "TIF Act") authorizes the City Council to decertify a tax increment financing district on any date after all bonds and other obligations have been satisfied; and

WHEREAS, as of the date hereof there no outstanding obligations to which tax increment from the District have been pledged; and

WHEREAS, the City desires by this resolution to decertify the District effective December 31, 2021, by which all taxing jurisdictions will benefit from an increased tax base effective for taxes payable in 2022; and

WHEREAS, the City Council acknowledges such action will be taken by Brown County to decertify the District as a tax increment district and to no longer remit tax increment from the District to the City after December 31, 2021.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Sleepy Eye that:

1. The City Manager is authorized and directed to provide Brown County with documents related to decertification of the District, to submit the Confirmation of Decertified TIF District form to the Office of the State Auditor and take any other steps required for decertification by December 31, 2021.
2. The City Manager is authorized and directed to determine the amount of excess tax increment in the account for the District and to return all excess tax increment to Brown County for redistribution to other taxing jurisdictions.

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.



STATE OF MINNESOTA  
COUNTY OF BROWN  
CITY OF SLEEPY EYE

I, the undersigned, being the duly qualified and acting City Clerk of the City of Sleepy Eye, Minnesota, DO HEREBY CERTIFY that the attached resolution is a true and correct copy of an extract of minutes of a meeting of the City Council of the City of Sleepy Eye, Minnesota duly called and held, as such minutes relate to the decertification of Tax Increment Financing (Housing) District No. 3-1.

WITNESS my hand this \_\_\_ day of \_\_\_\_\_, 2021.

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

**RESOLUTION # 28-2021**

**AUTOHRIZATION TO EXECUTE MINNESOTA DEPARTMENT OF TRANSPORTATION  
AIRPORT MAINTENANCE AND OPERATION GRANT CONTRACT**

Be it resolved by the City of Sleepy Eye as follows:

1. That the state of Minnesota Contract Number 1047554, "Airport Maintenance and Operation Grant Contract" at the Sleepy Eye Municipal Airport is accepted.
2. That the Mayor and City Clerk are authorized to execute this Contact and any amendments on behalf of the City of Sleepy Eye.

**CERTIFICATION**

STATE OF MINNESOTA

COUNTY OF BROWN,

I certify that the above Resolution is a true and correct copy of the Resolution adopted by the City Council of the City of Sleepy Eye at an authorized meeting held on the 9<sup>th</sup> day of November 2021 as shown by the minutes of the meeting in my possession

---

Michelle Strate - City Clerk

RESOLUTION No. 29-2021

WHEREAS, pursuant to proper notice duly given as required by law, the City Council of the City of Sleepy Eye, MN, has met and heard and passed the proposed assessment for the 2020-2021 Street and Utility Project, location as described in said assessment roll as prepared by Bolton & Menk, Inc., and dated 11-9-2021.

NOW THEREFORE BE IN RESOLVED BY THE CITY COUNCIL OF SLEEPY EYE, MINNESOTA

1. Such proposed assessments, a copy of which is attached hereto and made a part of thereof, is hereby accepted and shall constitute the special assessment against the lands named therein, and each tract of land therein included is hereby found to be benefited by the improvement in the amount of the assessment levied against it.
2. All amounts for such assessments will be due and payable without interest up to thirty days from this date. Any unpaid balances are to be certified to the County Auditor and to be paid in ten equal annual installments and to bear interest on the unpaid balance at the rate of 3% per annum from the date of adoption.
3. The City Clerk shall file the assessment rolls pertaining to this assessment in the City office and shall certify to the County Auditor as may be required by law the total amount of the assessment of land included in the assessment roll.
4. Said Assessment is in accordance with M.S. Chapter 429 and the City Charter, Chapter VIII.

Adopted by the City Council this 9th day of November 2021.

\_\_\_\_\_  
Wayne Pelzel, Mayor

ATTEST: \_\_\_\_\_  
Michelle Strate, City Clerk

RESOLUTION No. 30-2021

WHEREAS, pursuant to proper notice duly given as required by law, the City Council of the City of Sleepy Eye, MN, has met and heard and passed the proposed assessment for the 12<sup>th</sup> Avenue/St. Mary's Street and Utility Project, location as described in said assessment roll as prepared by Bolton & Menk, Inc., and dated 11-9-2021.

NOW THEREFORE BE IN RESOLVED BY THE CITY COUNCIL OF SLEEPY EYE, MINNESOTA

1. Such proposed assessments, a copy of which is attached hereto and made a part of thereof, is hereby accepted and shall constitute the special assessment against the lands named therein, and each tract of land therein included is hereby found to be benefited by the improvement in the amount of the assessment levied against it.
2. All amounts for such assessments will be due and payable without interest up to thirty days from this date. Any unpaid balances are to be certified to the County Auditor and to be paid in ten equal annual installments and to bear interest on the unpaid balance at the rate of 3% per annum from the date of adoption.
3. The City Clerk shall file the assessment rolls pertaining to this assessment in the City office and shall certify to the County Auditor as may be required by law the total amount of the assessment of land included in the assessment roll.
4. Said Assessment is in accordance with M.S. Chapter 429 and the City Charter, Chapter VIII.

Adopted by the City Council this 9th day of November, 2021.

\_\_\_\_\_  
Wayne Pelzel, Mayor

ATTEST: \_\_\_\_\_  
Michelle Strate, City Clerk

RESOLUTION No. 31-2021

WHEREAS, pursuant to proper notice duly given as required by law, the City Council of the City of Sleepy Eye, MN, has met and heard and passed the proposed assessment for the CSAH 35/First Avenue Street and Utility Project, location as described in said assessment roll as prepared by Bolton & Menk, Inc., and dated 11-9-2021.

NOW THEREFORE BE IN RESOLVED BY THE CITY COUNCIL OF SLEEPY EYE, MINNESOTA

1. Such proposed assessments, a copy of which is attached hereto and made a part of thereof, is hereby accepted and shall constitute the special assessment against the lands named therein, and each tract of land therein included is hereby found to be benefited by the improvement in the amount of the assessment levied against it.
2. All amounts for such assessments will be due and payable without interest up to thirty days from this date. Any unpaid balances are to be certified to the County Auditor and to be paid in ten equal annual installments and to bear interest on the unpaid balance at the rate of 3% per annum from the date of adoption.
3. The City Clerk shall file the assessment rolls pertaining to this assessment in the City office and shall certify to the County Auditor as may be required by law the total amount of the assessment of land included in the assessment roll.
4. Said Assessment is in accordance with M.S. Chapter 429 and the City Charter, Chapter VIII.

Adopted by the City Council this 9th day of November, 2021.

\_\_\_\_\_  
Wayne Pelzel, Mayor

ATTEST: \_\_\_\_\_  
Michelle Strate, City Clerk

**RESOLUTION NO. 32-2021**

A RESOLUTION SETTING A PUBLIC HEARING ON THE PROPOSED VACATION OF MAPLE STREET SE PREVIOUSLY DEDICATED IN SNOW FOURTH ADDITION

WHEREAS, the City Council pursuant to Minnesota Statute § 412.851 desires to consider the vacation of Maple Street SE, previously dedicated in Snow Fourth Addition, which lies between 12<sup>th</sup> Avenue SE in the City of Sleepy Eye and 260<sup>th</sup> Avenue in Home Township.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SLEEPY EYE, MINNESOTA, AS FOLLOWS:

The City Council will consider the vacation of such street and a public hearing shall be held on such proposed vacation on the 14th day of December, 2021, in the Council Chambers located at 200 Main Street East, Sleepy Eye, at 7:00pm; and

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to give published, posted and mailed notice of such hearing as required by law.

Passed by the City Council of Sleepy Eye, Minnesota this 9th day of November, 2021.

\_\_\_\_\_  
Mayor

Attested:

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