

OFFICIAL CITY COUNCIL PROCEEDINGS  
REGULAR SESSION  
JUNE 3, 2013

A regular session of the Granite Falls City Council was called to order by Mayor David Smiglewski at 7:30 p.m., Monday, June 3<sup>rd</sup>, in the Council Chambers of City Hall. Council Members present: DuWayne Galow, Sarina Otaibi, Steve Nordaune, Steve Schaub, Joe Fagnano and Scott Peterson. Staff present: City Manager Bill Lavin, Finance Director Michael Betker and City Clerk Joan Taylor. Others in attendance included City Attorney Greg Holmstrom, Carolyn Drude— Ehlers & Associates, Ron & LeAnn Thull, Dennis Smith, Gary Dalager and Advocate News Editor Scott Tedrick.

MINUTES: M/S NORDAUNE/ GALOW TO APPROVE THE MINUTES OF THE MAY 20<sup>th</sup> REGULAR MEETING. Motion carried unanimously.

BILLS: M/S NORDAUNE/SCHAUB TO APPROVE BILLS PRESENTED FOR PAYMENT. Motion carried unanimously.

HOUSING ORINANCE: City Attorney Holmstrom and residents were in attendance to review with council the changes made in the proposed rental property ordinance. Following discussion, M/S NORDAUNE/SCHAUB TO HAVE THE FIRST READING OF AN ORDINANCE AMENDING CITY CODE CHAPTER 4, LAND USE REGULATIONS (ZONING) BY ADDING ORDINANCE NO. 4.24 ENTITLED HOUSING MAINTENANCE CODE AND ORDINANCE 4.25 ENTITLED RENTAL DWELLING LICENSING CODE AND ADOPTING BY REFERENCE CITY CODE CHAPTER 1 AND SECTION 4.99, WHICH, AMONG OTHER THINGS, CONTAIN PENALTY PROVISIONS. Motion carried unanimously.

BOND: Carolyn Drude from Ehlers & Associates presented a bid tabulation sheet for three proposals received for the sale of \$1,245,000 General Obligation Improvement Bonds, Series 2013A. Following discussion, Schaub introduced the following resolution and moved its adoption to accept the bid from BOSC, Inc. from Milwaukee, Wisconsin at a true interest rate of 2.8669% for the sale of the above referenced bonds.

EXTRACT OF MINUTES OF A MEETING OF THE  
CITY COUNCIL OF THE  
CITY OF GRANITE FALLS, MINNESOTA

HELD: June 3, 2013

Pursuant to due call, a regular meeting of the City Council of the City of Granite Falls, Chippewa and Yellow Medicine Counties, Minnesota, was duly held at the City Hall on June 3, 2013, at 7:30 P.M, for the purpose, in part, of providing for the issuance and sale of \$1,265,000 General Obligation Improvement Bonds, Series 2013A.

The following members were present:

and the following were absent:

Member Schaub introduced the following resolution and moved its adoption:

RESOLUTION NO. 13-69

RESOLUTION PROVIDING FOR THE ISSUANCE AND SALE  
OF \$1,265,000 GENERAL OBLIGATION  
IMPROVEMENT BONDS, SERIES 2013A, PLEDGING  
FOR THE SECURITY THEREOF SPECIAL  
ASSESSMENTS, AND LEVYING A TAX FOR THE  
PAYMENT THEREOF

WHEREAS, the City Council of the City of Granite Falls, Minnesota (the "City") has heretofore determined and declared that it is necessary and expedient to issue \$1,265,000 General Obligation Improvement Bonds, Series 2013A (the "Bonds" or individually, a "Bond"), pursuant to Minnesota Statutes, Chapters 475 and 429 to finance various improvement projects within the City (the "Improvements"); and

WHEREAS, the Improvements and all their components have been ordered prior to the date hereof, after a hearing thereon for which notice was given describing the Improvements or all their components by general nature, estimated cost, and area to be assessed; and

WHEREAS, the City has retained Ehlers & Associates, Inc., in Roseville, Minnesota ("Ehlers"), as its independent financial advisor for the sale of the Bonds and was therefore authorized to sell the Bonds by private negotiation in accordance with Minnesota Statutes, Section 475.60, Subdivision 2(9) and proposals to purchase the Bonds will be solicited by Ehlers; and

WHEREAS, the proposals set forth on Exhibit A attached hereto were received by the Clerk, or designee, at the offices of Ehlers at 12:00 Noon this same day pursuant to the Terms of Proposal established for the Bonds; and

WHEREAS, it is in the best interests of the City that the Bonds be issued in book-entry form as hereinafter provided; and

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

Acceptance of Proposal. The proposal of \_\_\_\_\_  
\_\_\_\_\_ (the "Purchaser"), to purchase the Bonds in accordance with the Terms of Proposal, at the rates of interest hereinafter set forth, and to pay therefor the sum of \$ \_\_\_\_\_, plus interest accrued to settlement, is hereby found, determined and declared to be the most favorable proposal received and is hereby accepted, and the Bonds are hereby awarded to the Purchaser. The Clerk, or its designee in accordance with the Terms of Proposal, is directed to retain the deposit of the Purchaser and to forthwith return to the unsuccessful bidders their good faith checks or drafts.

Bond Terms.

Original Issue Date; Denominations; Maturities. The Bonds shall be dated June 27, 2013, as the date of original issue and shall be issued forthwith on or after such date in fully registered form. The Bonds shall be numbered from R-1 upward in the denomination of \$5,000 each or in any integral multiple thereof of a single maturity (the "Authorized Denominations"). The Bonds shall mature on February 1 in the years and amounts as follows:

<u>Year</u>	<u>Amount</u>	<u>Year</u>	<u>Amount</u>
2020	\$	2025	\$
2021		2026	
2022		2027	
2023		2028	
2024			

As may be requested by the Purchaser, one or more term Bonds may be issued having mandatory sinking fund redemption and final maturity amounts conforming to the foregoing principal repayment schedule, and corresponding additions may be made to the provisions of the applicable Bond(s).

Book Entry Only System. The Depository Trust Company, a limited purpose trust company organized under the laws of the State of New York or any of its successors or its successors to its functions hereunder (the "Depository") will act as securities depository for the Bonds, and to this end:

The Bonds shall be initially issued and, so long as they remain in book entry form only (the "Book Entry Only Period"), shall at all times be in the form of a separate single fully registered Bond for each maturity of the Bonds; and for purposes of complying with this requirement under paragraphs 5 and 10 Authorized Denominations for any Bond shall be deemed to be limited during the Book Entry Only Period to the outstanding principal amount of that Bond.

Upon initial issuance, ownership of the Bonds shall be registered in a bond register maintained by the Bond Registrar (as hereinafter defined) in the name of CEDE & CO, as the nominee (it or any nominee of the existing or a successor Depository, the "Nominee").

With respect to the Bonds neither the City nor the Bond Registrar shall have any responsibility or obligation to any broker, dealer, bank, or any other financial institution for which the Depository holds Bonds as securities depository (the "Participant") or the person for which a Participant holds an interest in the Bonds shown on the books and records of the Participant (the "Beneficial Owner"). Without limiting the immediately preceding sentence, neither the City, nor the Bond Registrar, shall have any such responsibility or obligation with respect to (A) the accuracy of the records of the Depository, the

Nominee or any Participant with respect to any ownership interest in the Bonds, or (B) the delivery to any Participant, any Owner or any other person, other than the Depository, of any notice with respect to the Bonds, including any notice of redemption, or (C) the payment to any Participant, any Beneficial Owner or any other person, other than the Depository, of any amount with respect to the principal of or premium, if any, or interest on the Bonds, or (D) the consent given or other action taken by the Depository as the Registered Holder of any Bonds (the "Holder"). For purposes of securing the vote or consent of any Holder under this Resolution, the City may, however, rely upon an omnibus proxy under which the Depository assigns its consenting or voting rights to certain Participants to whose accounts the Bonds are credited on the record date identified in a listing attached to the omnibus proxy.

The City and the Bond Registrar may treat as and deem the Depository to be the absolute owner of the Bonds for the purpose of payment of the principal of and premium, if any, and interest on the Bonds, for the purpose of giving notices of redemption and other matters with respect to the Bonds, for the purpose of obtaining any consent or other action to be taken by Holders for the purpose of registering transfers with respect to such Bonds, and for all purpose whatsoever. The Bond Registrar, as paying agent hereunder, shall pay all principal of and premium, if any, and interest on the Bonds only to the Holder or the Holders of the Bonds as shown on the bond register, and all such payments shall be valid and effective to fully satisfy and discharge the City's obligations with respect to the principal of and premium, if any, and interest on the Bonds to the extent of the sum or sums so paid.

Upon delivery by the Depository to the Bond Registrar of written notice to the effect that the Depository has determined to substitute a new Nominee in place of the existing Nominee, and subject to the transfer provisions in paragraph 10 hereof, references to the Nominee hereunder shall refer to such new Nominee.

So long as any Bond is registered in the name of a Nominee, all payments with respect to the principal of and premium, if any, and interest on such Bond and all notices with respect to such Bond shall be made and given, respectively, by the Bond Registrar or City, as the case may be, to the Depository as provided in the Letter of Representations to the Depository required by the Depository as a condition to its acting as book-entry Depository for the Bonds (said Letter of Representations, together with any replacement thereof or amendment or substitute thereto, including any standard procedures or policies referenced therein or applicable thereto respecting the procedures and other matters relating to the Depository's role as book-entry Depository for the Bonds, collectively hereinafter referred to as the "Letter of Representations").

All transfers of beneficial ownership interests in each Bond issued in book-entry form shall be limited in principal amount to Authorized Denominations and



shall be effected by procedures by the Depository with the Participants for recording and transferring the ownership of beneficial interests in such Bonds.

In connection with any notice or other communication to be provided to the Holders pursuant to this Resolution by the City or Bond Registrar with respect to any consent or other action to be taken by Holders, the Depository shall consider the date of receipt of notice requesting such consent or other action as the record date for such consent or other action; provided, that the City or the Bond Registrar may establish a special record date for such consent or other action. The City or the Bond Registrar shall, to the extent possible, give the Depository notice of such special record date not less than 15 calendar days in advance of such special record date to the extent possible.

Any successor Bond Registrar in its written acceptance of its duties under this Resolution and any paying agency/bond registrar agreement, shall agree to take any actions necessary from time to time to comply with the requirements of the Letter of Representations.

In the case of a partial prepayment of a Bond, the Holder may, in lieu of surrendering the Bonds for a Bond of a lesser denomination as provided in paragraph 5 hereof, make a notation of the reduction in principal amount on the panel provided on the Bond stating the amount so redeemed.

Termination of Book-Entry Only System. Discontinuance of a particular Depository's services and termination of the book-entry only system may be effected as follows:

The Depository may determine to discontinue providing its services with respect to the Bonds at any time by giving written notice to the City and discharging its responsibilities with respect thereto under applicable law. The City may terminate the services of the Depository with respect to the Bond if it determines that the Depository is no longer able to carry out its functions as securities depository or the continuation of the system of book-entry transfers through the Depository is not in the best interests of the City or the Beneficial Owners.

Upon termination of the services of the Depository as provided in the preceding paragraph, and if no substitute securities depository is willing to undertake the functions of the Depository hereunder can be found which, in the opinion of the City, is willing and able to assume such functions upon reasonable or customary terms, or if the City determines that it is in the best interests of the City or the Beneficial Owners of the Bond that the Beneficial Owners be able to obtain certificates for the Bonds, the Bonds shall no longer be registered as being registered in the bond register in the name of the Nominee, but may be registered in whatever name or names the Holder of the Bonds shall designate at that time, in accordance with paragraph 11 hereof. To the extent that the Beneficial Owners are designated as the transferee by the Holders, in

accordance with paragraph 10 hereof, the Bonds will be delivered to the Beneficial Owners.

Nothing in this subparagraph (d) shall limit or restrict the provisions of paragraph 10 hereof.

Letter of Representations. The provisions in the Letter of Representations are incorporated herein by reference and made a part of the resolution, and if and to the extent any such provisions are inconsistent with the other provisions of this resolution, the provisions in the Letter of Representations shall control.

Purpose. The Bonds shall provide funds to finance the Improvements. The total cost of the Improvements, which shall include all costs enumerated in Minnesota Statutes, Section 475.65, is estimated to be at least equal to the amount of the Bonds. Work on the Project shall proceed with due diligence to completion. The City covenants that it shall do all things and perform all acts required of it to assure that work on the Project proceeds with due diligence to completion and that any and all permits and studies required under law for the Project are obtained.

Interest. The Bonds shall bear interest payable semiannually on February 1 and August 1 of each year (each, an "Interest Payment Date"), commencing February 1, 2014, calculated on the basis of a 360-day year of twelve 30-day months, at the respective rates per annum set forth opposite the maturity years as follows:

<u>Maturity Year</u>	<u>Interest Rate</u>	<u>Maturity Year</u>	<u>Interest Rate</u>
2020	%	2025	%
2021		2026	
2022		2027	
2023		2028	
2024			

Redemption. All Bonds maturing on February 1, 2022, and thereafter, shall be subject to redemption and prepayment at the option of the City on February 1, 2021, and on any date thereafter at a price of par plus accrued interest. Redemption may be in whole or in part of the Bonds subject to prepayment. If redemption is in part, the selection of the amounts and maturities of the Bonds to be prepaid shall be at the discretion of the City; and if only part of the Bonds having a common maturity date are called for prepayment, the specific Bonds to be prepaid shall be chosen by lot by the Bond Registrar. Bonds or portions thereof called for redemption shall be due and payable on the redemption date, and interest thereon shall cease to accrue from and after the redemption date. Mailed notice of redemption shall be given to the paying agent and to each affected registered holder of the Bonds at least thirty days prior to the date fixed for redemption.

To effect a partial redemption of Bonds having a common maturity date, the Bond Registrar prior to giving notice of redemption shall assign to each Bond having a common maturity date a distinctive number for each \$5,000 of the principal amount of such Bond. The Bond Registrar shall then select by lot, using such method of selection as it shall deem proper in its discretion, from the numbers so assigned to such Bonds, as many numbers as, at \$5,000 for each number, shall equal the principal amount of such Bonds to be redeemed. The Bonds to be redeemed shall be the Bonds to which were assigned numbers so selected; provided, however, that only so much of the principal amount of each such Bond of a denomination of more than \$5,000 shall be redeemed as shall equal \$5,000 for each number assigned to it and so selected. If a Bond is to be redeemed only in part, it shall be surrendered to the Bond Registrar (with, if the City or Bond Registrar so requires, a written instrument of transfer in form satisfactory to the City and Bond Registrar duly executed by the Holder thereof or the Holder's attorney duly authorized in writing) and the City shall execute (if necessary) and the Bond Registrar shall authenticate and deliver to the Holder of the Bond, without service charge, a new Bond or Bonds having the same stated maturity and interest rate and of any Authorized Denomination or Denominations, as requested by the Holder, in aggregate principal amount equal to and in exchange for the unredeemed portion of the principal of the Bond so surrendered.

Bond Registrar. Bond Trust Services Corporation, in Roseville, Minnesota, is appointed to act as bond registrar and transfer agent with respect to the Bonds (the "Bond Registrar"), and shall do so unless and until a successor Bond Registrar is duly appointed, all pursuant to any contract the City and Bond Registrar shall execute which is consistent herewith. The Bond Registrar shall also serve as paying agent unless and until a successor paying agent is duly appointed. Principal and interest on the Bonds shall be paid to the registered holders (or record holders) of the Bonds in the manner set forth in the form of Bond and paragraph 12 of this resolution.

Form of Bond. The Bonds, together with the Bond Registrar's Certificate of Authentication, the form of Assignment and the registration information thereon, shall be in substantially the following form:

UNITED STATES OF AMERICA  
STATE OF MINNESOTA  
CHIPPEWA AND YELLOW MEDICINE COUNTIES  
CITY OF GRANITE FALLS

R-\_\_\_\_\_ \$ \_\_\_\_\_

GENERAL OBLIGATION IMPROVEMENT BOND, SERIES 2013A

<u>INTEREST RATE</u>	<u>MATURITY DATE</u>	<u>DATE OF ORIGINAL ISSUE</u>	<u>CUSIP</u>
_____%	FEBRUARY 1, ____	JUNE 27, 2013	_____

REGISTERED OWNER: CEDE & CO.

PRINCIPAL AMOUNT:

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DOLLARS

THE CITY OF GRANITE FALLS, CHIPPEWA AND YELLOW MEDICINE COUNTIES, MINNESOTA (the "Issuer"), certifies that it is indebted and for value received promises to pay to the registered owner specified above, or registered assigns, unless called for earlier redemption, in the manner hereinafter set forth, the principal amount specified above, on the maturity date specified above, and to pay interest thereon semiannually on February 1 and August 1 of each year (each, an "Interest Payment Date"), commencing February 1, 2014, at the rate per annum specified above (calculated on the basis of a 360-day year of twelve 30-day months) until the principal sum is paid or has been provided for. This Bond will bear interest from the most recent Interest Payment Date to which interest has been paid or, if no interest has been paid, from the date of original issue hereof. The principal of and premium, if any, on this Bond are payable upon presentation and surrender hereof at the Bond Trust Services Corporation, in Roseville, Minnesota (the "Bond Registrar"), acting as paying agent, or any successor paying agent duly appointed by the Issuer (the "Bond Registrar"), acting as paying agent, or any successor paying agent duly appointed by the Issuer. Interest on this Bond will be paid on each Interest Payment Date by check or draft mailed to the person in whose name this Bond is registered (the "Holder" or "Bondholder") on the registration books of the Issuer maintained by the Bond Registrar and at the address appearing thereon at the close of business on the fifteenth day of the calendar month next preceding such Interest Payment Date (the "Regular Record Date"). Any interest not so timely paid shall cease to be payable to the person who is the Holder hereof as of the Regular Record Date, and shall be payable to the person who is the Holder hereof at the close of business on a date (the "Special Record Date") fixed by the Bond Registrar whenever money becomes available for payment of the defaulted interest. Notice of the Special Record Date shall be given to Bondholders not less than ten days prior to the Special Record Date. The principal of and premium, if any, and interest on this Bond are payable in lawful money of the United States of America. So long as this Bond is registered in the name of the Depository or its Nominee as provided in the Resolution hereinafter described, and as those terms are defined therein, payment of principal of, premium, if any, and interest on this Bond and notice with respect thereto shall be made as provided in the Letter of Representations, as defined in the Resolution, and surrender of this Bond shall not be required for payment of the redemption price upon a partial redemption of this Bond. Until termination of the book-entry only system pursuant to the Resolution, Bonds may only be registered in the name of the Depository or its Nominee.

Optional Redemption. All Bonds of this issue (the "Bonds") maturing on February 1, 2022, and thereafter, are subject to redemption and prepayment at the option of the Issuer on February 1, 2021, and on any date thereafter at a price of par plus accrued interest. Redemption may be in whole or in part of the Bonds subject to prepayment. If redemption is in part, the selection of the amounts and maturities of the Bonds to be prepaid shall be at the discretion of the Issuer; and if only part of the Bonds having a common maturity date are called for prepayment, the specific Bonds to be prepaid shall be chosen by lot by the Bond Registrar. Bonds or portions thereof called for redemption shall be due and payable on the redemption date, and interest thereon shall cease to accrue from and after the redemption date. Mailed notice of redemption shall be given to the paying agent and to each affected Holder of the Bonds at least thirty days prior to the date fixed for redemption.

Selection of Bonds for Redemption; Partial Redemption. To effect a partial redemption of Bonds having a common maturity date, the Bond Registrar shall assign to each Bond having a common maturity date a distinctive number for each \$5,000 of the principal amount of such Bond. The Bond Registrar shall then select by lot, using such method of selection as it shall deem proper in its discretion, from the numbers assigned to the Bonds, as many numbers as, at \$5,000 for each number, shall equal the principal amount of such Bonds to be redeemed. The Bonds to be redeemed shall be the Bonds to which were assigned numbers so selected; provided, however, that only so much of the principal amount of such Bond of a denomination of more than \$5,000 shall be redeemed as shall equal \$5,000 for each number assigned to it and so selected. If a Bond is to be redeemed only in part, it shall be surrendered to the Bond Registrar (with, if the Issuer or Bond Registrar so requires, a written instrument of transfer in form satisfactory to the Issuer and Bond Registrar duly executed by the Holder thereof or the Holder's attorney duly authorized in writing) and the Issuer shall execute (if necessary) and the Bond Registrar shall authenticate and deliver to the Holder of the Bond, without service charge, a new Bond or Bonds having the same stated maturity and interest rate and of any Authorized Denomination or Denominations, as requested by the Holder, in aggregate principal amount equal to and in exchange for the unredeemed portion of the principal of the Bond so surrendered.

Issuance; Purpose; General Obligation. This Bond is one of an issue in the total principal amount of \$1,265,000, all of like date of original issue and tenor, except as to number, maturity, interest rate, denomination and redemption privilege, issued pursuant to and in full conformity with the City Charter, the Constitution and laws of the State of Minnesota and pursuant to a resolution adopted by the City Council of the Issuer on June 3, 2013 (the "Resolution"), for the purpose of providing money to finance various improvement projects within the jurisdiction of the Issuer. This Bond is payable out of the General Obligation Improvement Bonds, Series 2013A Fund of the Issuer. This Bond constitutes a general obligation of the Issuer, and to provide moneys for the prompt and full payment of its principal, premium, if any, and interest when the same become due, the full faith and credit and taxing powers of the Issuer have been and are hereby irrevocably pledged.

Denominations; Exchange; Resolution. The Bonds are issuable solely in fully registered form in Authorized Denominations (as defined in the Resolution) and are exchangeable for fully registered Bonds of other Authorized Denominations in equal aggregate principal amounts at the principal office of the Bond Registrar, but only in the manner and subject to the limitations provided in the Resolution. Reference is hereby made to the Resolution for a description of the rights and duties of the Bond Registrar. Copies of the Resolution are on file in the principal office of the Bond Registrar.

Transfer. This Bond is transferable by the Holder in person or the Holder's attorney duly authorized in writing at the principal office of the Bond Registrar upon presentation and surrender hereof to the Bond Registrar, all subject to the terms and conditions provided in the Resolution and to reasonable regulations of the Issuer contained in any agreement with the Bond Registrar. Thereupon the Issuer shall execute and the Bond Registrar shall authenticate and deliver, in exchange for this Bond, one or more new fully registered Bonds in the name of the transferee (but not registered in blank or to "bearer" or similar designation), of an Authorized Denomination or Denominations, in aggregate principal



amount equal to the principal amount of this Bond, of the same maturity and bearing interest at the same rate.

Fees upon Transfer or Loss. The Bond Registrar may require payment of a sum sufficient to cover any tax or other governmental charge payable in connection with the transfer or exchange of this Bond and any legal or unusual costs regarding transfers and lost Bonds.

Treatment of Registered Owners. The Issuer and Bond Registrar may treat the person in whose name this Bond is registered as the owner hereof for the purpose of receiving payment as herein provided (except as otherwise provided herein with respect to the Record Date) and for all other purposes, whether or not this Bond shall be overdue, and neither the Issuer nor the Bond Registrar shall be affected by notice to the contrary.

Authentication. This Bond shall not be valid or become obligatory for any purpose or be entitled to any security unless the Certificate of Authentication hereon shall have been executed by the Bond Registrar.

Qualified Tax-Exempt Obligation. This Bond has been designated by the Issuer as a "qualified tax-exempt obligation" for purposes of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended.

IT IS HEREBY CERTIFIED AND RECITED that all acts, conditions and things required by the City Charter, the Constitution and laws of the State of Minnesota to be done, to happen and to be performed, precedent to and in the issuance of this Bond, have been done, have happened and have been performed, in regular and due form, time and manner as required by law, and that this Bond, together with all other debts of the Issuer outstanding on the date of original issue hereof and the date of its issuance and delivery to the original purchaser, does not exceed any charter, constitutional or statutory limitation of indebtedness.

IN WITNESS WHEREOF, the City of Granite Falls, Chippewa and Yellow Medicine Counties, Minnesota, by its City Council has caused this Bond to be executed on its behalf by the facsimile signatures of its Mayor and its Clerk, the corporate seal of the Issuer having been intentionally omitted as permitted by law.

Date of Registration:

Registrable by: BOND TRUST SERVICES  
CORPORATION

Payable at: BOND TRUST SERVICES  
CORPORATION

BOND REGISTRAR'S  
CERTIFICATE OF  
AUTHENTICATION

CITY OF GRANITE FALLS,  
CHIPPEWA AND YELLOW MEDICINE  
COUNTIES, MINNESOTA

This Bond is one of the  
Bonds described in the  
Resolution mentioned

/s/ Facsimile  
Mayor



within.

Bond Trust Services Corporation  
Roseville, Minnesota  
Bond Registrar

/s/ Facsimile  
Clerk

By: \_\_\_\_\_  
Authorized Signature

#### ABBREVIATIONS

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

TEN COM - as tenants in common

TEN ENT - as tenants by the entireties

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

UTMA - \_\_\_\_\_ as custodian for \_\_\_\_\_

(Cust)

(Minor)

under the \_\_\_\_\_ Uniform

(State)

Transfers to Minors Act

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 does hereby irrevocably constitute and appoint \_\_\_\_\_ attorney to  
transfer the Bond on the books kept for the registration thereof, 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:

\_\_\_\_\_  
Signature(s) must be guaranteed by a national bank or trust company or by a brokerage firm  
having a membership in one of the major stock exchanges or any other "Eligible Guarantor  
Institution" as defined in 17 CFR 240.17 Ad-15(a)(2).

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

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

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

#### PREPAYMENT SCHEDULE

This Bond has been prepaid in part on the date(s) and in the amount(s) as follows:

<u>DATE</u>	<u>AMOUNT</u>	<u>AUTHORIZED SIGNATURE OF HOLDER</u>
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Execution; Temporary Bonds. The Bonds shall be printed (or, at the request of the Purchaser, typewritten) and shall be executed on behalf of the City by the signatures of its Mayor and Clerk and be sealed with the seal of the City; provided, however, that the seal of the City may be a printed (or, at the request of the Purchaser, photocopied) facsimile; and provided further that both of such signatures may be printed (or, at the request of the Purchaser, photocopied) facsimiles and the corporate seal may be omitted on the Bonds as permitted by law. In the event of disability or resignation or other absence of either officer, the Bonds may be signed by the manual or facsimile signature of that officer who may act on behalf of the absent or disabled officer. In case either officer whose signature or facsimile of whose signature shall appear on the Bonds shall cease to be such officer before the delivery of the Bonds, the signature or facsimile shall nevertheless be valid and sufficient for all purposes, the same as if the officer had remained in office until delivery. The City may elect to deliver, in lieu of printed definitive bonds, one or more typewritten temporary bonds in substantially the form set forth above, with such changes as may be necessary to reflect more than one maturity in a single temporary bond. Such temporary bonds may be executed with photocopied facsimile signatures of the Mayor and Clerk. Such temporary bonds shall, upon the printing of the definitive bonds and the execution thereof, be exchanged therefor and canceled.

Authentication. No Bond shall be valid or obligatory for any purpose or be entitled to any security or benefit under this resolution unless a Certificate of Authentication on the Bond, substantially in the form hereinabove set forth, shall have been duly executed by an authorized representative of the Bond Registrar. Certificates of Authentication on different Bonds need not be signed by the same person. The Bond Registrar shall authenticate the signatures of officers of the City on each Bond by execution of the Certificate of Authentication on the Bond and by inserting as the date of registration in the space provided the date on which the Bond is authenticated, except that for purposes of delivering the original Bonds to the Purchaser, the Bond Registrar shall insert as a date of registration the date of original issue, which date is June 27, 2013. The Certificate of Authentication so executed on each Bond shall be conclusive evidence that it has been authenticated and delivered under this resolution.

Registration; Transfer; Exchange. The City will cause to be kept at the principal office of the Bond Registrar a bond register in which, subject to such reasonable regulations as the Bond Registrar may prescribe, the Bond Registrar shall provide for the registration of Bonds and the registration of transfers of Bonds entitled to be registered or transferred as herein provided.

Upon surrender for transfer of any Bond at the principal office of the Bond Registrar, the City shall execute (if necessary), and the Bond Registrar shall authenticate, insert the date of registration (as provided in paragraph 9) of, and deliver, in the name of the designated transferee or transferees, one or more new Bonds of any Authorized Denomination or Denominations of a like aggregate principal amount, having the same stated maturity and interest rate, as requested by the transferor; provided, however, that no Bond may be registered in blank or in the name of "bearer" or similar designation.

At the option of the Holder, Bonds may be exchanged for Bonds of any Authorized Denomination or Denominations of a like aggregate principal amount and stated maturity, upon surrender of the Bonds to be exchanged at the principal office of the Bond Registrar. Whenever any Bonds are so surrendered for exchange, the City shall execute (if necessary), and the Bond Registrar shall authenticate, insert the date of registration of, and deliver the Bonds which the Holder making the exchange is entitled to receive.

All Bonds surrendered upon any exchange or transfer provided for in this resolution shall be promptly canceled by the Bond Registrar and thereafter disposed of as directed by the City.

All Bonds delivered in exchange for or upon transfer of Bonds shall be valid general obligations of the City evidencing the same debt, and entitled to the same benefits under this resolution, as the Bonds surrendered for such exchange or transfer.

Every Bond presented or surrendered for transfer or exchange shall be duly endorsed or be accompanied by a written instrument of transfer, in form satisfactory to the Bond Registrar, duly executed by the Holder thereof or his, her or its attorney duly authorized in writing

The Bond Registrar may require payment of a sum sufficient to cover any tax or other governmental charge payable in connection with the transfer or exchange of any Bond and any legal or unusual costs regarding transfers and lost Bonds.

Transfers shall also be subject to reasonable regulations of the City contained in any agreement with the Bond Registrar, including regulations which permit the Bond Registrar to close its transfer books between record dates and payment dates. The Clerk is hereby authorized to negotiate and execute the terms of said agreement.

Rights Upon Transfer or Exchange. Each Bond delivered upon transfer of or in exchange for or in lieu of any other Bond shall carry all the rights to interest accrued and unpaid, and to accrue, which were carried by such other Bond.

Interest Payment; Record Date. Interest on any Bond shall be paid on each Interest Payment Date by check or draft mailed to the person in whose name the Bond is registered (the "Holder") on the registration books of the City maintained by the Bond Registrar and at the address appearing thereon at the close of business on the fifteenth day of the calendar month next preceding such Interest Payment Date (the "Regular Record Date"). Any such interest not so timely paid shall cease to be payable to the person who is the Holder thereof as of the Regular Record Date, and shall be payable to the person who is the Holder thereof at the close of business on a date (the "Special Record Date") fixed by the Bond Registrar whenever money becomes available for payment of the defaulted interest. Notice of the Special Record Date shall be given by the Bond Registrar to the Holders not less than ten days prior to the Special Record Date.

Treatment of Registered Owner. The City and Bond Registrar may treat the person in whose name any Bond is registered as the owner of such Bond for the purpose of receiving payment of principal of and premium, if any, and interest (subject to the payment provisions in paragraph 12) on, such Bond and for all other purposes whatsoever whether or not such Bond shall be overdue, and neither the City nor the Bond Registrar shall be affected by notice to the contrary.

Delivery; Application of Proceeds. The Bonds when so prepared and executed shall be delivered by the Clerk to the Purchaser upon receipt of the purchase price, and the Purchaser shall not be obliged to see to the proper application thereof.

Fund and Accounts. There is hereby created a special fund to be designated the "General Obligation Improvement Bonds, Series 2013A Fund" (the "Fund") to be administered and maintained by the Finance Director as a bookkeeping account separate and apart from all other funds maintained in the official financial records of the City. The Fund shall be maintained in the manner herein specified until all of the Bonds and the interest thereon have been fully paid. There shall be maintained in the Fund the "Construction Account" and "Debt Service Account":

Construction Account. To the Construction Account there shall be credited the proceeds of the sale of the Bonds, less capitalized interest and less any amount paid for the Bonds in excess of the minimum bid, plus any special assessments levied with respect to the Improvements and collected prior to completion of the Improvements and payment of the



costs thereof. From the Construction Account there shall be paid all costs and expenses of making the Improvements listed in paragraph 16, including the cost of any construction contracts heretofore let and all other costs incurred and to be incurred of the kind authorized in Minnesota Statutes, Section 475.65; and the moneys in the account shall be used for no other purpose except as otherwise provided by law; provided that the proceeds of the Bonds may also be used to the extent necessary to pay interest on the Bonds due prior to the anticipated date of commencement of the receipt of the collection of taxes or special assessments herein levied or covenanted to be levied; and provided further that if upon completion of the Improvements there shall remain any unexpended balance in the Construction Account, the balance (other than any special assessments) may be transferred by the Council to the Debt Service Account or the fund of any other improvement instituted pursuant to Minnesota Statutes, Chapter 429, and provided further that any special assessments credited to the Construction Account shall only be applied towards payment of the costs of the Improvements upon adoption of a resolution by the City Council determining that the application of the special assessments for such purpose will not cause the City to no longer be in compliance with Minnesota Statutes, Section 475.61, Subdivision 1.

Debt Service Account. There are hereby irrevocably appropriated and pledged to, and there shall be credited to, the Debt Service Account: (i) all collections of special assessments herein covenanted to be levied with respect to the Improvements and either initially credited to the Construction Account and not already spent a permitted above and required to pay any principal and interest due on the Bonds or collected subsequent to the completion of the Improvements and payment of the costs thereof; (ii) capitalized interest in the amount of \$\_\_\_\_\_ (together with interest earnings thereon and subject to such other adjustments as are appropriate to provide sufficient funds to pay interest due on the Bonds on or before February 1, 2014); (iii) any amount paid for the Bonds in excess of the minimum bid; (iv) any collection of all taxes herein or hereafter levied for the payment of the Bonds and interest thereon; (v) all funds remaining in the Construction Account after completion of the Improvements and payment of the costs thereof; (vi) all investment earnings on funds held in the Debt Service Account; and (vii) any and all other moneys which are properly available and are appropriated by the governing body of the City to the Debt Service Account. The Debt Service Account shall be used solely to pay the principal and interest and any premiums for redemption of the Bonds and any other general obligation bonds of the City hereafter issued by the City and made payable from the account as provided by law.

No portion of the proceeds of the Bonds shall be used directly or indirectly to acquire higher yielding investments or to replace funds which were used directly or indirectly to acquire higher yielding investments, except (1) for a reasonable temporary period until such proceeds are needed for the purpose for which the Bonds were issued and (2) in addition to the above in an amount not greater than the lesser of five percent of the proceeds of the Bonds or \$100,000. To this effect, any proceeds of the Bonds and any sums from time to time held in the Construction Account or Debt Service Account (or any other City account which will be used to pay principal or interest to become due on the bonds payable therefrom) in excess of amounts which under then applicable federal arbitrage regulations may be invested without regard to yield shall not be invested at a yield in excess of the applicable yield restrictions imposed by the arbitrage regulations on such investments after

taking into account any applicable "temporary periods" or "minor portion" made available under the federal arbitrage regulations. Money in the Fund shall not be invested in obligations or deposits issued by, guaranteed by or insured by the United States or any agency or instrumentality thereof if and to the extent that such investment would cause the Bonds to be "federally guaranteed" within the meaning of Section 149(b) of the Internal Revenue Code of 1986, as amended (the "Code").

Assessments. It is hereby determined that no less than twenty percent of the cost to the City of each Improvement financed hereunder within the meaning of Minnesota Statutes, Section 475.58, Subdivision 1(3), shall be paid by special assessments to be levied against every assessable lot, piece and parcel of land benefitted by any of the Improvements. The City hereby covenants and agrees that it will let all construction contracts not heretofore let within one year after ordering each Improvement financed hereunder unless the resolution ordering the Improvement specifies a different time limit for the letting of construction contracts. The City hereby further covenants and agrees that it will do and perform as soon as they may be done all acts and things necessary for the final and valid levy of such special assessments, and in the event that any such assessment be at any time held invalid with respect to any lot, piece or parcel of land due to any error, defect, or irregularity in any action or proceedings taken or to be taken by the City or the City Council or any of the City officers or employees, either in the making of the assessments or in the performance of any condition precedent thereto, the City and the City Council will forthwith do all further acts and take all further proceedings as may be required by law to make the assessments a valid and binding lien upon such property. It is hereby determined that the assessments shall be payable in equal, consecutive, annual installments, with general taxes for the years shown below and with interest on the declining balance of all such assessments at a rate per annum not greater than the maximum permitted by law and not less than the rates per annum shown opposite their collection years specified below:

<u>Improvement Designation</u>	<u>Amount</u>	<u>Levy Years</u>	<u>Collection Years</u>	<u>Rate</u>
	\$ _____	2014-2026	2015-2027	____%

At the time the assessments are in fact levied the City Council shall, based on the then-current estimated collections of the assessments, make any adjustments in any ad valorem taxes required to be levied in order to assure that the City continues to be in compliance with Minnesota Statutes, Section 475.61, Subdivision 1.

Tax Levy; Coverage Test. To provide moneys for payment of the principal and interest on the Bonds there is hereby levied upon all of the taxable property in the City a direct annual ad valorem tax which shall be spread upon the tax rolls and collected with and as part of other general property taxes in the City for the years and in the amounts as follows:

<u>Year of Tax Levy</u>	<u>Year of Tax Collection</u>	<u>Amount</u>
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See Attached



The tax levies are such that if collected in full they, together with estimated collections of special assessments and other revenues herein pledged for the payment of 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. The tax levies shall be irrevocable so long as any of the Bonds are outstanding and unpaid, provided that the City reserves the right and power to reduce the levies in the manner and to the extent permitted by Minnesota Statutes, Section 475.61, Subdivision 3.

Defeasance. When all Bonds have been discharged as provided in this paragraph, all pledges, covenants and other rights granted by this resolution to the registered holders of the Bonds shall, to the extent permitted by law, cease. The City may discharge its obligations with respect to any Bonds which are due on any date by irrevocably depositing with the Bond Registrar on or before that date a sum sufficient for the payment thereof in full; or if any Bond should not be paid when due, it may nevertheless be discharged by depositing with the Bond Registrar a sum sufficient for the payment thereof in full with interest accrued to the date of such deposit. The City may also discharge its obligations with respect to any prepayable Bonds called for redemption on any date when they are prepayable according to their terms, by depositing with the Bond Registrar on or before that date a sum sufficient for the payment thereof in full, provided that notice of redemption thereof has been duly given. The City may also at any time discharge its obligations with respect to any Bonds, subject to the provisions of law now or hereafter authorizing and regulating such action, by depositing irrevocably in escrow, with a suitable banking institution qualified by law as an escrow agent for this purpose, cash or securities described in Minnesota Statutes, Section 475.67, Subdivision 8, bearing interest payable at such times and at such rates and maturing on such dates as shall be required, without regard to sale and/or reinvestment, to pay all amounts to become due thereon to maturity or, if notice of redemption as herein required has been duly provided for, to such earlier redemption date.

Compliance With Reimbursement Bond Regulations. The provisions of this paragraph are intended to establish and provide for the City's compliance with United States Treasury Regulations Section 1.150-2 (the "Reimbursement Regulations") applicable to the "reimbursement proceeds" of the Bonds, being those portions thereof which will be used by the City to reimburse itself for any expenditure which the City paid or will have paid prior to the Closing Date (a "Reimbursement Expenditure").

The City hereby certifies and/or covenants as follows:

Not later than 60 days after the date of payment of a Reimbursement Expenditure, the City (or person designated to do so on behalf of the City) has made or will have made a written declaration of the City's official intent (a "Declaration") which effectively (i) states the City's reasonable expectation to reimburse itself for the payment of the Reimbursement Expenditure out of the proceeds of a subsequent borrowing; (ii) gives a general and functional description of the property, project or program to which the Declaration relates and for which the Reimbursement Expenditure is paid, or identifies a specific fund or account of the City and the general functional purpose thereof from which the Reimbursement Expenditure was to be paid (collectively the "Project"); and (iii) states the maximum principal amount of debt expected to be issued by the City for the purpose of financing the Project; provided, however, that no such Declaration shall necessarily have

been made with respect to: (i) "preliminary expenditures" for the Project, defined in the Reimbursement Regulations to include engineering or architectural, surveying and soil testing expenses and similar prefatory costs, which in the aggregate do not exceed 20% of the "issue price" of the Bonds, and (ii) a *de minimis* amount of Reimbursement Expenditures not in excess of the lesser of \$100,000 or five percent of the proceeds of the Bonds.

Each Reimbursement Expenditure is a capital expenditure or a cost of issuance of the Bonds or any of the other types of expenditures described in Section 1.150-2(d)(3) of the Reimbursement Regulations.

The "reimbursement allocation" described in the Reimbursement Regulations for each Reimbursement Expenditure shall and will be made forthwith following (but not prior to) the issuance of the Bonds and in all events within the period ending on the date which is the later of three years after payment of the Reimbursement Expenditure or one year after the date on which the Project to which the Reimbursement Expenditure relates is first placed in service.

Each such reimbursement allocation will be made in a writing that evidences the City's use of Bond proceeds to reimburse the Reimbursement Expenditure and, if made within 30 days after the Bonds are issued, shall be treated as made on the day the Bonds are issued.

Provided, however, that the City may take action contrary to any of the foregoing covenants in this paragraph upon receipt of an opinion of its Bond Counsel for the Bonds stating in effect that such action will not impair the tax-exempt status of the Bonds.

Continuing Disclosure. The City is the sole obligated person with respect to the Bonds. The City hereby agrees, in accordance with the provisions of Rule 15c2-12 (the "Rule"), promulgated by the Securities and Exchange Commission (the "Commission") pursuant to the Securities Exchange Act of 1934, as amended, and a Continuing Disclosure Undertaking (the "Undertaking") hereinafter described to:

Provide or cause to be provided to the Municipal Securities Rulemaking Board (the "MSRB") by filing at [www.emma.msrb.org](http://www.emma.msrb.org) in accordance with the Rule, certain annual financial information and operating data in accordance with the Undertaking. The City reserves the right to modify from time to time the terms of the Undertaking as provided therein.

Provide or cause to be provided to the MSRB notice of the occurrence of certain events with respect to the Bonds in not more than ten (10) business days after the occurrence of the event, in accordance with the Undertaking.

Provide or cause to be provided to the MSRB notice of a failure by the City to provide the annual financial information with respect to the City described in the Undertaking, in not more than ten (10) business days following such amendment.

The City agrees that its covenants pursuant to the Rule set forth in this paragraph and in the Undertaking is intended to be for the benefit of the Holders of the Bonds and shall be enforceable on behalf of such Holders; provided that the right to enforce the provisions of

these covenants shall be limited to a right to obtain specific enforcement of the City's obligations under the covenants.

The Mayor and City Manager of the City, or any other officer of the City authorized to act in their place (the "Officers") are hereby authorized and directed to execute on behalf of the City the Undertaking in substantially the form presented to the City Council subject to such modifications thereof or additions thereto as are (i) consistent with the requirements under the Rule, (ii) required by the Purchaser of the Bonds, and (iii) acceptable to the Officers.

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

Certificate of Registration. A certified copy of this resolution is hereby directed to be filed with the County Auditor of Chippewa and Yellow Medicine Counties, Minnesota, together with such other information as the Auditor shall require, and there shall be obtained from the County Auditor a certificate that the Bonds have been entered in the County Auditor's Bond Register and that the tax levy required by law has been made.

Records and Certificates. The officers of the City are hereby authorized and directed to prepare and furnish to the Purchaser, and to the attorneys approving the legality of the issuance of the Bonds, certified copies of all proceedings and records of the City relating to the Bonds and to the financial condition and affairs of the City, and such other affidavits, certificates and information as are required to show the facts relating to the legality and marketability of the Bonds as the same appear from the books and records under their custody and control or as otherwise known to them, and all such certified copies, certificates and affidavits, including any heretofore furnished, shall be deemed representations of the City as to the facts recited therein.

Negative Covenant as to Use of Bond Proceeds and Project. The City hereby covenants not to use the proceeds of the Bonds or to use the Project, or to cause or permit them to be used, or to enter into any deferred payment arrangements for the cost of the Project, 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.

Tax-Exempt Status of the Bonds; Rebate. The City shall comply with requirements necessary under the Code to establish and maintain the exclusion from gross income under Section 103 of the Code of the interest on the Bonds, including without limitation (a) requirements relating to temporary periods for investments, (b) limitations on amounts invested at a yield greater than the yield on the Bonds, and (c) the rebate of excess investment earnings to the United States if the Bonds (together with other obligations reasonably expected to be issued and outstanding at one time in this calendar year) exceed

the small-issuer exception amount of \$5,000,000. For purposes of qualifying for the exception to the federal arbitrage rebate requirements for governmental units issuing \$5,000,000 or less of bonds, the City hereby finds, determines and declares that:

the Bonds are issued by a governmental unit with general taxing powers;

no Bond is a private activity bond;

ninety-five percent or more of the net proceeds of the Bonds are to be used for local governmental activities of the City (or of a governmental unit the jurisdiction of which is entirely within the jurisdiction of the City); and

the aggregate face amount of all tax-exempt bonds (other than private activity bonds) issued by the City (and all subordinate entities thereof, and all entities treated as one issuer with the City) during the calendar year in which the Bonds are issued and outstanding at one time is not reasonably expected to exceed \$5,000,000, all within the meaning of Section 148(f)(4)(D) of the Code.

Designation of 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 hereby makes the following factual statements and representations:

the Bonds are issued after August 7, 1986;

the Bonds are not "private activity bonds" as defined in Section 141 of the Code;

the City hereby designates the Bonds as "qualified tax-exempt obligations" for purposes of Section 265(b)(3) of the Code;

the reasonably anticipated amount of tax-exempt obligations (other than private activity bonds, treating qualified 501(c)(3) bonds as not being private activity bonds) which will be issued by the City (and all entities treated as one issuer with the City, and all subordinate entities whose obligations are treated as issued by the City) during this calendar year 2013 will not exceed \$30,000,000; and

not more than \$30,000,000 of obligations issued by the City during this calendar year 2013 have been designated for purposes of Section 265(b)(3) of the Code.

The City shall use its best efforts to comply with any federal procedural requirements which may apply in order to effectuate the designation made by this paragraph.

Official Statement. The Official Statement relating to the Bonds prepared and distributed by Ehlers is hereby approved and the officers of the City are authorized in connection with the delivery of the Bonds to sign such certificates as may be necessary with respect to the completeness and accuracy of the Official Statement.

Payment of Issuance Expenses. The City authorizes the Purchaser to forward the amount of Bond proceeds allocable to the payment of issuance expenses to KleinBank in Chaska, Minnesota, on the closing date for further distribution as directed by Ehlers.

Severability. If any section, paragraph or provision of this resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this resolution.

Headings. Headings in this resolution are included for convenience of reference only and are not a part hereof, and shall not limit or define the meaning of any provision hereof.

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

and the following voted against the same:

Whereupon the resolution was declared duly passed and adopted.

STATE OF MINNESOTA  
COUNTY OF CHIPPEWA  
CITY OF GRANITE FALLS

I, the undersigned, being the duly qualified and acting Clerk of the City of Granite Falls, Minnesota, DO HEREBY CERTIFY that I have compared the attached and foregoing extract of minutes with the original thereof on file in my office, and that the same is a full, true and complete transcript of the minutes of a meeting of the City Council of the City, duly called and held on the date therein indicated, insofar as such minutes relate to considering proposals and awarding the sale of \$1,265,000 General Obligation Improvement Bonds, Series 2013A.

WITNESS my hand on June 3, 2013.

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Clerk

STATE OF MINNESOTA    COUNTY AUDITOR'S CERTIFICATE

COUNTY OF CHIPPEWA

AS TO TAX LEVY AND REGISTRATION

I, the undersigned, being the duly qualified and acting County Auditor of Chippewa County, Minnesota, DO HEREBY CERTIFY that on the date hereof, there was filed in my office a certified copy of a resolution adopted on June 3, 2013, by the City Council of the City of Granite Falls, Minnesota, authorizing the issuance of \$1,265,000 General Obligation Improvement Bonds, Series 2013A (the "Bonds"), and levying a tax for the payment thereof, together with full information regarding the Bonds for which the tax was levied; and the Bonds have been entered in my Bond Register and the tax levy required by law has been made.



WITNESS my hand and the seal of the County Auditor on \_\_\_\_\_, 2013.

\_\_\_\_\_  
County Auditor

(SEAL)

STATE OF MINNESOTA

COUNTY AUDITOR'S CERTIFICATE

COUNTY OF YELLOW MEDICINE

AS TO TAX LEVY AND REGISTRATION

I, the undersigned, being the duly qualified and acting County Auditor of Yellow Medicine County, Minnesota, DO HEREBY CERTIFY that on the date hereof, there was filed in my office a certified copy of a resolution adopted on June 3, 2013, by the City Council of the City of Granite Falls, Minnesota, authorizing the issuance of \$1,265,000 General Obligation Improvement Bonds, Series 2013A (the "Bonds"), and levying a tax for the payment thereof, together with full information regarding the Bonds for which the tax was levied; and the Bonds have been entered in my Bond Register and the tax levy required by law has been made.

WITNESS my hand and the seal of the County Auditor on \_\_\_\_\_, 2013.

\_\_\_\_\_  
County Auditor

(SEAL)

With second by Fagnano, the resolution was adopted unanimously.

REPORTS: The following reports were acknowledged at this time: Building Inspector, Kilowatt Community Center, Planning Commission, Public Works and Utilities Commission.

TENNIS COURTS: Following discussion Nordaune introduced a resolution approving a cost-share agreement with the Yellow Medicine East School District to resurface the tennis courts adjacent to the school's running track following the completion of the 2013 storm sewer improvement at a total cost of \$7,312.50 each. It was agreed that the funds remaining in the debt service fund for the 1999 improvements will be used to pay the city's share.

RESOLUTION NO. 13-70

RESOLUTION APPROVING COST-SHARING  
FOR RESURFACING OF TENNIS COURTS



WHEREAS, part of the 2013 Utility Improvement Project is a new storm sewer which will run directly through the tennis courts adjacent to the Yellow Medicine East running track; and

WHEREAS the Park Board is recommending the tennis courts be completely resurfaced rather than the 20' wide patch; and

WHEREAS, an estimate has been received from Lee Sports Surfacing LLC in the amount of \$18,000 to resurface the tennis courts; and

WHEREAS, the Yellow Medicine East's Capital Improvement Committee has agreed to cost share with the city the expense for completely resurfacing the tennis courts;

WHEREAS, the city's share \$7,312.50 could be paid with funds remaining in the debt service fund for the 1999 Improvement Project.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA, approving the cost-sharing agreement with the YME School District to resurface the tennis courts adjacent to the running track with the city's total share being \$7,312.50; said funds to come from funds remaining in the debt service fund for the 1999 Improvements.

Adopted by the City Council this 3<sup>rd</sup> day of June, 2013.

David Smiglewski  
Mayor

ATTEST:

Joan M. Taylor  
City Clerk

With second by Schaub, the resolution was adopted unanimously.

WATER METER REPLACEMENT: Upon the recommendation of Stantec, the city's consulting engineer, Galow introduced the following resolution and moved its adoption authorizing execution of Change Order No. 1 to the contract with Ferguson Waterworks to modify the contract price to account for the actual qualities of unit price items that were installed as part of the project which will decrease the contract with Ferguson Waterworks in the amount of \$77,376.69 for a total contract price of \$506,526.82.

RESOLUTION NO. 13-71

RESOLUTION AUTHORIZING EXECUTION OF  
CHANGE ORDER NO. 1 – FERGUSON WATERWORKS

WHEREAS, pursuant to Resolution No. 11-165 council awarded a bid received from Ferguson Waterworks in the amount of \$583,903.51 to replace all water meters within the city; and

WHEREAS, the city's consulting engineer, Stantec, is recommending council authorize execution of Change Order No. 1 to modify the contract price to account for the actual qualities of unit price items that were installed as part of the project.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA, authorizing execution of Change Order No. 1 for a decrease in the contract with Ferguson Waterworks in the amount of \$77,376.69 for a total contract price of \$506,526.82.

Adopted by the City Council this 3<sup>rd</sup> day of June, 2013.

David Smiglewski  
Mayor

ATTEST:

Joan M. Taylor  
City Clerk

With second by Nordaune, the resolution was adopted unanimously.

DALLAS II: Nordaune introduced the following resolution and moved its adoption waiving calling for quotes and accepting the quote received from West Central Roofing in the amount of \$4,220 to repair the roof on the Dallas II portion of the liquor store building.

RESOLUTION NO. 13-72

RESOLUTION WAIVING CALLING FOR QUOTES AND ACCEPTING QUOTE  
FOR REPAIRS TO DALLAS II ROOF

WHEREAS, West Central Roofing has submitted a quote to repair the roof of the Dallas II building in the amount of \$4,220.

WHEREAS, it being in the best interest of the city to expedite the repairs to this roof it has been recommended that council waive calling for quotes and accept the quote received from West Central Roofing.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA, waiving calling for quotes and accepting the quote from West Central Roofing in the amount of \$4,220 to complete repairs to the Dallas II roof.

Adopted by the City Council this 3<sup>rd</sup> day of June, 2013.

David Smiglewski  
Mayor

ATTEST:

Joan M. Taylor  
City Clerk

With second by Fagnano, the resolution was adopted unanimously.

SEWER MAINTENANCE POLICY: Upon the recommendation of the League of Minnesota Cities Insurance Trust, the city's insurance carrier, Nordaune introduced the following resolution and moved its adoption establishing the Sanitary Sewer Maintenance Policy as presented.

RESOLUTION NO. 13-73

RESOLUTION ADOPTING  
SANITARY SEWER MAINTENANCE POLICY

WHEREAS, the city's property/casualty/liability insurance carrier is recommending the city establish a Sanitary Sewer Maintenance Policy.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF GRANITE FALLS, MINNESOTA, adopting the Sanitary Sewer Maintenance Policy as presented by the Minnesota Cities Insurance Trust.

Adopted by the City Council this 3<sup>rd</sup> day of June, 2013.

David Smiglewski  
Mayor

ATTEST:

Joan M. Taylor  
City Clerk

With second by Schaub, the resolution was adopted unanimously.

**SANITARY SEWER LIFT STATION:** Council reviewed an update relative to the archaeological investigation of the lift station area. Based upon the additional investigation that is required an addendum to the original contract was received in an amount not to exceed \$7,987.50. The DNR has indicated that this cost is eligible to be reimbursed to the city through the Flood Hazard Mitigation Grant Program.

**WATER TREATMENT PLANT:** Council also discussed the update received from Stantec relative to the new Water Treatment Plant.

**2013 UTILITY PROJECTS:** A pre-construction meeting was held on Thursday, May 30<sup>th</sup>. Quam Construction will begin work on the utility improvements the second week in June with a completion date of mid-August.

**2013 STREET PROJECTS:** A pre-construction meeting for the street projects is set for Wednesday, June 5<sup>th</sup>.

**LEGISLATIVE SESSION:** Council discussed legislation that was passed during the 2013 Legislative Session. Some of the pertinent bills that were passed include a bonding bill which includes \$20 million to the Department of Natural Resources for flood mitigation; an increase in the appropriation of Local Government Aid; tax exemption for cities and counties; and a one year levy limit in the amount of 3%.

**APPOINTMENT:** M/S TO APPOINT ROBERT LOEWE TO THE LIBRARY BOARD WITH THE TERM TO EXPIRE DECEMBER 31, 2015. Motion carried unanimously.

**ECONOMIC DEVELOPMENT:** Council discussed an economic development opportunity which is being examined by the EDA Board.

**ADJOURN:** M/S/P NORDAUNE/SCHAUB TO ADJOURN at 8:45 p.m.

David Smiglewski  
Mayor

ATTEST:

Joan M. Taylor  
City Clerk

**BILLS PAID:**

AMERICAN EXPRESS	AIRPORT AMEX FEE	7.95
CITIZENS ALLIANCE BANK	NSF M.KROGSTAD	794.61
COCARD	KCC CREDIT CARD FEE	84.50
DANA F. COLE & CO LLP	FLEX	924.57
EFTPS	FED WHOLDING TAX	46,119.15
GF RIVERFRONT REVITALIZATION	LOAN	7,000.00
HEARTLAND PAYMENT SYSTEMS	AIRPORT CREDIT CARD FEES	76.03
KOTEK/NICOLLE	KCC CLASSES	340.00

LOCHER BROTHERS	BEER INV	7,601.60
MADISON NATIONAL LIFE	LONG TERM DISABILITY	248.21
MERCURY PAYMENT SYSTEMS	RBS CREDIT CARD FEE	1,430.93
MN DEPARTMENT OF HEALTH	LIFT STATION PERMIT FEE	150.00
MN DEPT OF REVENUE	SALES/USE TAX	32,538.13
MN POLLUTION CONTROL AGENCY	2013 UTILITY IMPRV	1,110.00
NIELSEN/BETSY	KCC CLASSES	240.00
PERA	PERA	29,791.32
POSTMASTER	UTILITY BILLINGS POSTAGE	1,278.10
SIOUX VALLEY WIRELESS	EMAIL HOSTINGS	21.32
VANCO SERVICES	KCC PROGRAM FEE	45.90

\*\*\* Final Totals... 122,008.13

ABDO, EICK & MEYERS	AUDIT	26,400.00
ADVOCATE-TRIBUNE	LEGALS/BIDS/NOTICES	2,056.26
AMERICAN PUBLIC POWER ASS'N.	2013 DUES	1,481.66
ARTIC GLACIER INC	ICE ICE CREAM 4 RESALE	185.42
BAHN/STEVEN	DEPOSIT REFUND	53.41
BAKER & TAYLOR BOOKS	BOOKS	9.41
BEVERAGE WHOLESALERS INC	BEER	323.60
BLUE/VICKI	ENERGY STAR REBATE	50.00
BORDER STATES ELECTRIC SUPPLY	LAMPS	255.00
BRUENDERS CORNER MART INC DBA	TOW OLDS BRAVADA	64.13
BSN SPORTS	KCC/BACKBOARD PADDING	400.12
BURGESSON/BRAD	ENERGY STAR REBATE	50.00
BUYSSE/JOHN	DEMFG REBATE	35.00
CARLSON/MIKE & MELISSA	ENERGY STAR REBATE	50.00
CENTURYLINK	KCC PHONE	192.28
CENTURYLINK-PHOENIX	AIRPORT LINE CHARGE	67.64
COLLECTION BUREAU	RBS UPGRADE	575.82
CONVENTION & VISITORS BUREAU	APRIL TAXES RECPT MAY	702.05
DAKOTAH LODGING	CREDIT ON ACCOUNT	76.12
ENGINEERING UNLIMITED, INC.	STREET SUPPLIES	160.80
ERICKSON/ELAINE	SECURITY DEPOSIT REFUND	650.00
ERICKSON/MYRON	ENERGY STAR REBATE	50.00
ESCOBAR-CRUZ/TINA	DEPOSIT REFUND	52.40
FIELD/CAREY	DEPOSIT REFUND	126.68
FRANK/GREGORY	DEPOSIT REFUND	129.20
FROMM/NATHAN & AMBER	DEPOSIT REFUND	103.14
G & K SERVICES	KCC RUGS/TOWELS	111.60
GILLUND ENTERPRISES	SHOP SUPPLIES	110.68
GOPHER STATE ONE-CALL	99 LOCATES	146.55
GRAINGER INC/WW	REZ SHRINK WRAP	34.34
GRANITE FLORAL & GREENHOUSE	BROVOLD FLOWERS	58.78
GRAYMONT CAPITAL INC	LIME	3,828.66
GREAT PLAINS GAS CO.	TRANSIT BLDG	183.35
H & H CONSTRUCTION	BLADING DIKE ROAD	250.00
HAWKINS INC	CHEMICALS	1,538.27
HD SUPPLY FACILITIES MAINT.	KCC GLOVES	57.68
HILLYARD-HUTCHINSON	KCC BELT	30.51
HOERNEMANN/PAUL	CABLE SERVICE	255.00
JOHNSON BROS WHOLESALE LIQUOR	LIQUOR/WINE	4,496.62
JOHNSON/KIMBERLY	DEPOSIT REFUND	51.55
JOHNSON/TIM & SUSIE	ENERGY STAR REBATE	25.00
KNOLLENBERG/ANGIE	ENERGY STAR REBATE	50.00
KRANITZ/FRANK	WORK @ SENIOR CITZ CENTE	325.00
LALIM/JODI	BLDG MAINT	342.50
LIGHT FUND	WWTP	26,405.16
LINDEN/JASON	DEPOSIT REFUND	103.90
LOCHER BROTHERS	BEER	12,912.42
MADISON BOTTLING CO.	BEER W/CREDITS	11,878.50
MARCO	BIZHUB COPIER COUNT	62.29
MARTIN MARIETTA AGGREGATES	ELM STREET GRAVEL	138.20
MINNESOTA LIFE	RETIREE'S LIFE INS	1.14
MN DEPARTMENT OF HEALTH	KCC HOSPITALITY FEE	35.00
MN DEPT OF HEALTH-WATER	CONNECTION FEE/WATER	1,964.00
MN NCPERS-496000	PERA LIFE INS	80.00
MN VALLEY TESTING LAB, INC.	WWTP TESTING	173.00
MOSS & BARNETT	MEDIACOM	41.50
MVTV	WWTP	362.70

OFFICE DEPOT	MV TONER	74.20
OPDAHL/TIMOTHY	DEPOSIT REFUND	103.16
PAR PIPING & FABRICATION	MEMORIAL PARK GATE	53.72
PETE'S COMMUNICATIONS	BATTERY BUS PHONE	67.26
PETTY CASH	PPC LUNCH MTG	126.69
PHILLIPS WINE & SPIRITS CO.	LIQUOR/WINE/SODA	1,851.63
POSEY/JEREMY	ENERGY STAR REBATE	50.00
PRAXAIR INC	CO2	1,282.50
R.C. PETERSON ELECTRIC INC	KCC CIRCUIT BREAKER	422.88
REGIONAL DEVELOP. COMMISSION	FLOOD AGENT WORK	15,482.92
REIGSTAD/JOHN	DEPOSIT REFUND	36.72
RHODA/DANA	DEPOSIT REFUND	51.02
RICE LAKE CONSTRUCITON GROUP	CREDIT ON UTILITY ACCT	108.97
RODEBERG & BERRYMAN, INC.	2013 UTILITY IMRPV	12,985.21
SHEA/JANIS	DEPOSIT REFUND	104.04
SHRED-IT SIOUX FALLS	SHREDDING SERVICES	33.60
SOUTHERN WINE & SPIRITS OF MN	LIQUOR/WINE	362.77
SOUTHWEST WHOLESALE CO	KCC COFFEE	53.75
STANTEC CONSULTING SERVICES	FACILITIES PLAN	225.68
SUNSOURCE	MOTOR SAND SPREADER #27	451.05
SW-WC SERVICE COOPERATIVES	GRP HEALTH INS	31,148.50
TIMM/CURTIS	ENERGY STAR REBATE	50.00
TOLIFSON/SHAWN	DEPOSIT REFUND	130.61
TRAUBA/DANIELLA	DEPOSIT REFUND	51.58
TROY'S ELECTRIC COMPANY	PPC/STATE FARM OUTLET	255.49
UPS	FIRE DEPT PAGER SHIPPING	29.82
VERIZON WIRELESS	SQUADS INTERNET	52.04
WBM WINE & SPIRITS	LIQUOR/WINE W/CREDIT	2,241.55
WEST CENTRAL ROOFING INC	LIBRARY ROOF REPAIRS	584.20
WIDSETH SMITH NOLTING & ASSC.	FLOOD/RDC/DNR	3,893.50
WILLMAR ELECTRIC SERVICE	H2O DISC PHONE & ADD	65.00
WINE MERCHANTS	WINE	120.00
YELLOW MEDICINE CO. AUDITOR	PD 1ST QTR PHONE	330.49
2XL CORPORATION	KCC GYM WIPES	121.34

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Final Totals... 173,355.93