

**VIRGINIA CITY COUNCIL
AGENDA
JULY 16, 2013 – 6:30 P.M.**

1. **CALL MEETING TO ORDER**
2. **ROLL CALL**
3. **PLEDGE OF ALLEGIANCE**
4. **PUBLIC FORUM (Limited to 5 minutes per Council protocol)**
5. **CONSENT AGENDA** (Note: Motion will be to approve the Consent Agenda as listed.)
The following items will be enacted by one motion unless a Councillor or Citizen of the City of Virginia requests that the item be considered separately:
 - 5.1 Approval/correction of minutes of Regular Meeting held June 25, 2013.
 - 5.2 Adoption of Finance Resolution No. 13-013 – Schedule of Bills.
 - 5.3 Approve Application for Exempt Permit for Elder Services Network, Inc., to hold a raffle on October 23, 2013.
6. **APPEARANCES (Limited to 10 minutes)**
7. **UNFINISHED BUSINESS**
8. **DISCUSSION ITEMS**
 - 8.1 Communication from April Tatur, T Squared, requesting permission to block off Chestnut Street on August 19 or 21, 2013, to have a ping pong release as part of their 100 year celebration of the T Squared building.
 - 8.2 Communication from Planning and Zoning Commission submitting recommendation from meeting held on July 1, 2013, to approve Conditional Use Permit for Don Etter, 101 3rd Avenue North.
 - 8.3 Communication from Planning and Zoning Commission submitting recommendations from meeting held on July 12, 13, regarding Conditional Use Permit and Variances for John Bouska, 101 2nd Street South:
 - a. Allow parking of semi-trailers for the use as public storage in a Central Business District (B-1). The Planning and Zoning Commission imposed a condition to review the project after one year.
 - b. Allow mini storage in a Central Business District (B-1) with the conditions of no outside storage, enclosed trailers only, no routine sales events or other uses from the trailers and any sales events would be non-routine sales events. The Planning and Zoning Commission imposed a condition to review the project after one year.
 - c. Approve a variance from Chapter 11, Subd. 14E2, requiring parking lots to have an asphaltic or concrete surface.
 - d. Approve a 5 foot height variance to the maximum allowable height of 3 feet in a front yard (3rd Street South), in order to place a fence 8 feet in height.
 - e. Approve a 2 foot variance to the maximum allowable height of 6 feet on the side yard (West property line), in order to place an 8 foot fence in height.
 - f. Approve a 20 foot variance to the required 20 foot setback requirement (corner lot 1st Avenue), in order to place a fence on the 1st Avenue property line.
 - g. Approve a 6 foot height variance to the maximum allowable 2 foot height (corner lot 1st Avenue), in order to place a fence 8 feet in height.
 - h. Approve a 5 foot variance to the required 5 foot setback abutting a City alley, in order to construct a fence on the alley property line.

- i. Approve a 2 foot variance to the maximum allowable height of 6 feet, in order to construct a fence 8 feet in height on the alley property line.
- j. Recommends the Street and Alley Committee review the need for a stop sign at 2nd Street South to control traffic turning onto 1st Avenue once the project is implemented.

9. COMMITTEE REPORTS

9.1 Finance Committee-of-the-Whole (July 9, 2013)

- a. Payment of 2013 cash appropriation to the Laurentian Chamber of Commerce.
- b. Five year capital improvement plan.
- c. State bonding funds for the US Highway 53 relocation of utilities and trails. (If approved, adopt Resolution.)
- d. Change in delinquent dates to collect ambulance bills.

10. COMMISSION LIAISON/DEPARTMENT HEAD REPORTS

11. ADJOURN TO TUESDAY, AUGUST 13, 2013, AT 6:30 P.M., COUNCIL CHAMBERS

5.3

MINNESOTA LAWFUL GAMBLING
LG220 Application for Exempt Permit

<p>An exempt permit may be issued to a nonprofit organization that:</p> <ul style="list-style-type: none"> - conducts lawful gambling on five or fewer days, and - awards less than \$50,000 in prizes during a calendar year. <p>If total prize value for the year will be \$1,500 or less, contact the licensing specialist assigned to your county.</p>	<p>Application fee (non refundable)</p> <p>If application is postmarked or received 30 days or more before the event \$50; otherwise \$100.</p>
--	--

ORGANIZATION INFORMATION

Organization name Elder Services Network, Inc.	Previous gambling permit number
Minnesota tax ID number, if any	Federal employer ID number (FEIN), if any

Type of nonprofit organization. Check one.

Fraternal
 Religious
 Veterans
 Other nonprofit organization

Mailing address 921 17th Street South	City Virginia	State MN	Zip code 55792	County Saint Louis
--	------------------	-------------	-------------------	-----------------------

Name of chief executive officer [CEO] Fredrick L. Goodman	Daytime phone number 218 741-0415	E-mail address esn@elder-services.net
--	--------------------------------------	--

NONPROFIT STATUS

Attach a copy of ONE of the following for proof of nonprofit status.

Nonprofit Articles of Incorporation OR a current Certificate of Good Standing.
 Don't have a copy? This certificate must be obtained each year from:
 Secretary of State, Business Services Div., 60 Empire Drive, Suite 100, St. Paul, MN 55103
 Phone: 651-296-2803

IRS income tax exemption [501(c)] letter in your organization's name.
 Don't have a copy? To obtain a copy of your federal income tax exempt letter, have an organization officer contact the IRS at 877-829-5500.

IRS - Affiliate of national, statewide, or international parent nonprofit organization [charter]
 If your organization falls under a parent organization, attach copies of both of the following:
 a. IRS letter showing your parent organization is a nonprofit 501(c) organization with a group ruling, and
 b. the charter or letter from your parent organization recognizing your organization as a subordinate.

GAMBLING PREMISES INFORMATION

Name of premises where the gambling event will be conducted. For raffles, list the site where the drawing will take place.
 NorthRidge Community Credit Union

Address [do not use PO box] 921 17th Street South	City or township Virginia	Zip code 55792	County Saint Louis
--	------------------------------	-------------------	-----------------------

Date[s] of activity. For raffles, indicate the date of the drawing.
 October 23, 2013

Check each type of gambling activity that your organization will conduct.

Bingo*
 Raffle
 Paddlewheels*
 Pull-tabs*
 Tipboards*

***Gambling equipment** for bingo paper, paddlewheels, pull-tabs, and tipboards must be obtained from a distributor licensed by the Minnesota Gambling Control Board. EXCEPTION: Bingo hard cards and bingo number selection devices may be borrowed from another organization authorized to conduct bingo.

To find a licensed distributor, go to www.gcb.state.mn.us and click on **Distributors** under the **WHO'S WHO? LIST OF LICENSEES**, or call 651-639-4000.

LOCAL UNIT OF GOVERNMENT ACKNOWLEDGMENT

CITY APPROVAL
for a gambling premises
located within city limits

The application is acknowledged with no waiting period.

The application is acknowledged with a 30 day waiting period, and allows the Board to issue a permit after 30 days [60 days for a 1st class city].

The application is denied.

Print city name _____

Signature of city personnel _____

Title _____ Date _____

Local unit of government must sign

COUNTY APPROVAL
for a gambling premises
located in a township

The application is acknowledged with no waiting period.

The application is acknowledged with a 30 day waiting period, and allows the Board to issue a permit after 30 days.

The application is denied.

Print county name _____

Signature of county personnel _____

Title _____ Date _____

TOWNSHIP. If required by the county.
On behalf of the township, I acknowledge that the organization is applying for exempted gambling activity within the township limits.
[A township has no statutory authority to approve or deny an application, per Minnesota Statutes 349.166.]

Print township name _____

Signature of township officer _____

Title _____ Date _____

CHIEF EXECUTIVE OFFICER'S SIGNATURE

The information provided in this application is complete and accurate to the best of my knowledge. I acknowledge that the financial report will be completed and returned to the Board within 30 days of the event date.

Chief executive officer's signature *Fredrick L. Goodman* Date 7/10/2013

Print name Fredrick L. Goodman

REQUIREMENTS

Complete a separate application for:

- all gambling conducted on two or more consecutive days, or
- all gambling conducted on one day.

Only one application is required if one or more raffle drawings are conducted on the same day

Send application with:

a copy of your proof of nonprofit status, and

application fee (non refundable). Make check payable to "State of Minnesota."

To: Gambling Control Board
1711 West County Road B, Suite 300 South
Roseville, MN 55113

Financial report and recordkeeping required
A financial report form and instructions will be sent with your permit, or use the online fill-in form available at www.gcb.state.mn.us.

Within 30 days of the event date, complete and return the financial report form to the Gambling Control Board.

Questions?
Call the Licensing Section of the Gambling Control Board at 651-639-4000.

This form will be made available in alternative format (i.e. large print, Braille) upon request.

Data privacy notice: The information requested on this form (and any attachments) will be used by the Gambling Control Board (Board) to determine your organization's qualifications to be involved in lawful gambling activities in Minnesota. Your organization has the right to refuse to supply the information; however, if your organization refuses to supply this information, the Board may not be able to determine your organization's qualifications and, as a consequence, may refuse to issue a permit. If your organization supplies the information requested, the Board will be able to process the application. Your organization's name and address will be public information when received by the Board.

All other information provided will be private data about your organization until the Board issues the permit. When the Board issues the permit, all information provided will become public. If the Board does not issue a permit, all information provided remains private, with the exception of your organization's name and address which will remain public. Private data about your organization are available to: Board members, Board staff whose work requires access to the information; Minnesota's Department of Public Safety; Attorney General; Commissioners of Administration, Minnesota Management & Budget, and Revenue; Legislative Auditor, national and international gambling regulatory agencies; anyone pursuant to court order; other individuals and agencies specifically authorized by state or federal law to have access to the information; individuals and agencies for which law or legal order authorizes a new use or sharing of information after this notice was given; and anyone with your written consent.

8.1

Here are the details of our plans for the 100 year celebration for the T Squared building.

We are looking at holding the event on either August 19th or 21st....and at a noon or 4pm time....or a time you would suggest, pending on what the police department might find easier. (We are requesting to have Chestnut Street blocked off in order to have a ping pong ball release off of the top of the T Squared building and the vendors....we hope to have the event be a nice family event.)

The agenda for the event will entail balloons to be provided for children, food vendors (if you could provide a list) around the building exterior, downtown businesses coming together in support for donations....we will be looking for 100 different items, which will be marked on the ping pong balls as prizes to the finder of them.

Let us know how we can proceed so we can get the downtown businesses to unite in this event. I will be in town next Thursday and Friday to promote the event and was hoping to get all of the details organized this week in order to get the PR pieces together beginning of next week. We are hoping that this event will unite the downtown sector and provide some vitality that has been lost. I continue to hear from the downtown businesses around my building how panhandlers have become a fixture to the area and there is a lot of frustration.

If you have any questions feel free to call me at 763-286-4001.

Cordially,

April Bergquist Tatur, CEO

T Squared, LLC

302 Chestnut Street Suite 506

Virginia, MN 55792

218-741-5114 main / 763-286-4001 cellular

www.tsquaredbuilding.com

"A Timeless Treasure"

CITY OF VIRGINIA

327 FIRST STREET SOUTH • VIRGINIA, MINNESOTA 55792-2623

8.2

ENGINEERING DEPARTMENT (218) 748-7500

TO: Honorable Mayor Louie Russo
And City Council

FROM: Chairperson Bruce Kniivila
Planning and Zoning Commission

DATE: July 10, 2013

SUBJECT: Conditional Use Permit for Don Etter – 101 3rd Avenue North:

It is the recommendation of the Planning and Zoning Commission to approve the Conditional Use Permit for Don Etter – 101 3rd Avenue North.

To consider the following request from Don Etter for a Conditional Use Permit to manufacture and operate a micro-brewery (with an annual production of less than 2,000 barrels) at 101 3rd Avenue North.

Don Etter was in attendance to speak to the Commission regarding his request for a Conditional Use Permit.

There was a written response from Dave Giorgi who is the business owner at Giorgi Laundry and his written response was distributed to all Commissioners. Dave Giorgi was in support to the Conditional Use Permit.

The Commission discussed the Conditional Use Permit and spoke with Don Etter at length regarding his request.

Doug Ellis who is the business owner of Virginia Surplus spoke to the Commission regarding his support for the Conditional Use Permit.

Joe Caufield spoke to the Commission regarding his support for the Conditional Use Permit.

Moved by Rosandich and supported by Krog for a Conditional Use Permit to manufacture and operate a micro-brewery at 101 3rd Avenue North with the condition not to exceed 2,000 barrels. **MOTION CARRIED.**

CITY OF VIRGINIA

327 FIRST STREET SOUTH • VIRGINIA, MINNESOTA 55792-2623

BASIS OF DECISION

- **Low Impact Use of Vacant Store Front**
- **Strong Support from Neighbors**

Your favorable consideration will be appreciated. If you have any questions, please feel free to contact us.

CITY OF VIRGINIA

327 FIRST STREET SOUTH • VIRGINIA, MINNESOTA 55792-2623

8.3

ENGINEERING DEPARTMENT

(218) 748-7500

TO: Honorable Mayor Louie Russo
And City Council

FROM: Chairperson Bruce Kniivila
Planning and Zoning Commission

DATE: July 11, 2013

SUBJECT: Conditional Use Permits and Variances for John Bouska – 101 2nd Street South:

It is the recommendation of the Planning and Zoning Commission to approve the Conditional Use Permits and Variances for John Bouska – 101 2nd Street South.

To consider the following requests to allow John Bouska to fence in the property at 101 2nd Street South for use as a semi-trailer mini storage area:

John Bouska and John Bouska Jr. were in attendance to speak to the Commission regarding the request for Conditional Use Permits and Variances.

The Commission discussed the Conditional Use Permits and Variances and spoke at length with John Bouska and John Bouska Jr. regarding the requests.

1.) CONDITIONAL USE PERMIT:

- A. Allow parking of semi-trailers for the use as public storage in a Central Business District (B-1).

Moved by Rosandich and supported by Bird to allow parking of semi-trailers for the use as public storage in a Central Business District (B-1) and the Planning and Zoning Commission imposed a condition to review the project after one year. MOTION CARRIED.

BASIS OF DECISION

- Proposed location is on the fringe of the Central Business District (B-1)

(A.)

CITY OF VIRGINIA

327 FIRST STREET SOUTH • VIRGINIA, MINNESOTA 55792-2623

- Proposed mini-storage is not inconsistent with the current uses in that immediate area
- Parking semi-trailers for storage usage is not inconsistent with current uses in that immediate area

B. Allow mini-storage in a Central Business District (B-1).

(b.) Moved by Bird and supported by Rosandich to allow mini storage in a Central Business District (B-1) with the conditions of no outside storage, enclosed trailers only, no routine sales events or other uses from the trailers and any sales events would be non-routine sales events and the Planning and Zoning Commission imposed a condition to review the project after one year. MOTION CARRIED.

BASIS OF DECISION

- Proposed location is on the fringe of the Central Business District (B-1)
- Proposed mini-storage is not inconsistent with the current uses in that immediate area
- Parking semi-trailers for storage usage is not inconsistent with current uses in that immediate area

2.) VARIANCES:

A. A variance from Chapter 11, Subd. 14E2, requiring parking lots to have an asphaltic or concrete surface.

(c.) Moved by Krog and supported by Rosandich for a variance from Chapter 11, Subd. 14E2, requiring parking lots to have an asphaltic or concrete surface. MOTION CARRIED.

BASIS OF DECISION

- Traffic Use Low Impact
- No Neighbor Response

B. A 5 foot height variance to the maximum allowable height of 3 feet in a front yard (3rd Street South), in order to place a fence 8 feet in height.

(d.) Moved by Bird and supported by Rosandich for a 5 foot height variance to the maximum allowable height of 3 feet in a front yard (3rd Street South), in order to place a fence 8 feet in height. MOTION CARRIED.

CITY OF VIRGINIA

327 FIRST STREET SOUTH • VIRGINIA, MINNESOTA 55792-2623

BASIS OF DECISION

- Safety and Security of Sight
- No Line of Sight Issues Created
- No Neighbor Response

- C. A 2 foot variance to the maximum allowable height of 6 feet on the side yard (West property line), in order to place an 8 foot fence in height.

Moved by Rosandich and supported by Krog for a 2 foot variance to the maximum allowable height of 6 feet on the side yard (West property line), in order to place an 8 foot fence in height. MOTION CARRIED.

e.

BASIS OF DECISION

- Safety and Security of Sight
- No Line of Sight Issues Created
- No Neighbor Response

- D. A 20 foot variance to the required 20 foot setback requirement (corner lot 1st Avenue), in order to place a fence on the 1st Avenue property line.

Moved by Rosandich and supported by Krog for a 20 foot variance to the required 20 foot setback requirement (corner lot 1st Avenue), in order to place a fence on the 1st Avenue property line. MOTION CARRIED.

f.

BASIS OF DECISION

- Full Use of Lot was Needed for Viability of Project
- No Neighbor Response

- E. A 6 foot height variance to the maximum allowable 2 foot height (corner lot 1st Avenue), in order to place a fence 8 feet in height.

Moved by Rosandich and supported by Krog for a 6 foot height variance to the maximum allowable 2 foot height (corner lot 1st Avenue), in order to place a fence 8 feet in height. MOTION CARRIED.

g.

CITY OF VIRGINIA

327 FIRST STREET SOUTH • VIRGINIA, MINNESOTA 55792-2623

BASIS OF DECISION

- Safety and Security of Sight
- No Line of Sight Issues Created
- No Neighbor Response

F. A 5 foot variance to the required 5 foot setback abutting a City alley, in order to construct a fence on the alley property line.

Moved by Bird and supported by Rosandich for a 5 foot variance to the required 5 foot setback abutting a City alley, in order to construct a fence on the alley property line. **MOTION CARRIED.**

BASIS OF DECISION

- Full Use of Lot was Needed for Viability of Project
- No Neighbor Response

G. A 2 foot variance to the maximum allowable height of 6 feet, in order to construct a fence 8 feet in height on the alley property line.

Moved by Bird and supported by Kauppi for a 2 foot variance to the maximum allowable height of 6 feet, in order to construct a fence 8 feet in height on the alley property line. **MOTION CARRIED.**

BASIS OF DECISION

- Safety and Security of Sight
- No Line of Sight Issues Created
- No Neighbor Response

The Planning and Zoning Commission recommends the Street and Alley Committee review the need for a stop sign at 2nd Street South to control traffic turning onto 1st Avenue once the project is implemented.

Your favorable consideration will be appreciated. If you have any questions, please feel free to contact us.

9.1

FINANCE COMMITTEE-OF-THE-WHOLE

Tuesday, July 9, 2013 – 9:00 A.M.

Council Chambers, City Hall

Present: Councillors Cuffe, Littlewolf, Ralston, Baribeau, Sipola, Baranzelli, Mayor Russo – 7

Absent: None

Also Present: Bill Hennis, Lead Engineer; Bernie Collins, Laurentian Chamber; Sherry Erickson, Finance/HR Director; Rick Puhek, City Assessor; Matt Reid, SEH Engineering, John Bachman, Park/Recreation Director; Ed Alto, Public Works Team Coordinator; John Tourville, City Operations Director; Lois Roskoski, City Clerk; Dan L'Allier, Fire Chief; Tom Butorac, City Attorney

Bernie Collins, President, Laurentian Chamber of Commerce, was present to discuss the budget appropriation for the Chamber and Mineview in the Sky for the year 2013. The Chamber's budget included a cash appropriation of \$19,105 for the year 2013, but Finance Director Erickson confirmed that the Chamber will be given a cash appropriation of \$7,405. The remaining budget of \$11,700 will be used by the City to pay the utilities, maintenance, taxes and lease for the Mineview in the Sky. Mr. Collins stated the Chamber incurred a \$1,200 loss in revenue in 2012. Chamber staff is hoping to recoup \$850.00 in additional revenue in 2013 from advertising sales. Mr. Collins informed the committee that the City of Mt. Iron supports the Chamber with a \$2,500 appropriation. The cities of Eveleth and Gilbert are not providing any financial support for the Laurentian Chamber. Finance Director Erickson stated the City of Virginia provided cash appropriations of \$21,601 in 2010 and \$19,105 in 2011. In 2012, the City Council voted to retain the total budget for the Chamber and Mineview at \$19,105, with the cash appropriation reduced to \$7,405. In 2012, the Council asked the Chamber to solicit funding from the other cities in the quad city to assist in the operation of the Laurentian Chamber of Commerce.

① Moved by Russo and supported by Cuffe to authorize the payment of the 2013 cash appropriation, in the amount of \$7,405, to the Laurentian Chamber of Commerce. Motion carried.

Councillor Baribeau requested Chamber President Collins to provide Finance Director Erickson with a copy of the 2013 budget for the Laurentian Chamber of Commerce.

Finance Director Erickson presented the final information provided by Walker, Giroux and Hahne regarding the City audit for the year ending December 31, 2012. The following items were discussed:

- Park/Recreation Director Bachman will provide the Finance Director with written documentation on the liquor deposit amounts with each liquor distributor. (Management Point #3)
- Finance Director Erickson will discuss the current investment policy with Mr. Knutson. The policy currently allows the City Attorney, City Administrator and Mayor to reinvest funds and requires approval by the City Council to cash in any investments. (Management Point #5)
- Finance Director Erickson stated the bonds for the Golf Course will expire in 2013, which should eliminate the annual operating loss. (Management Point #8)
- Finance Director Erickson reported the Hospital did not meet the collateral requirements as of December 31, 2012. (Significant Deficiency)
- Councillor Sipola noted the unassigned fund balance of \$1,474,205 as of December 31, 2012. According to the City's Fund Balance Policy, the unassigned fund balance should be between \$4.5 to \$5.2 million, which would be 35 to 40 percent of the subsequent year's General Fund budgeted expenditures. Finance Director Erickson noted funds are still due the City for the Capital Projects Fund, which would increase the unassigned fund balance. She also stated a transfer of \$500,000 was made to the OPEB account to lower the City's liability.
- Finance Director Erickson will meet with the Finance Committee Chair, City Administrator and two Finance Department employees to discuss reconciliation of grants receivables, in order to strengthen internal controls for grants. (Management Point #6)

Finance Director Erickson distributed the preliminary 2014 budget. Councillor Ralston requested the Finance Director to prepare a schedule for budget presentations, by department.

b. Moved by Cuffe and supported by Sipola to request the department heads to submit a five year capital improvement plan, including personnel, as part of their 2014 budget presentation. Motion carried.

City Administrator Tourville requested permission to submit a request for \$22.2 million in State bond funds to relocate the utilities and trails, due to the Highway 53 relocation project.

c. Moved by Baribeau and supported to adopt a Resolution authorizing the request and acceptance of State bonding funds for the US Highway 53 Relocation of Utilities and Trails. Motion carried.

City Administrator Tourville stated he will be meeting with Senator Tomassoni to discuss allowing communities to submit funding requests for civic centers in future State bonding bills. At this time, the relocation of the utilities and trails along Highway 53 would be Virginia's first priority for State bond funds, with the improvements to the Miners Memorial Building the second priority.

Councillor Baribeau stated an updated packet of information has been compiled by the Impact 53 Committee and presented to the legislators. Any further updated information will be given to the City Clerk to forward to Alicia Cope for the Impact 53 Committee.

Councillor Baribeau stated the St. Louis County Board will be considering two options on a wheelage tax, which would allow St. Louis County to place a \$10 tax on vehicle licenses to be used to fund road and bridge construction. The first option, requested by Commissioner Raukar, calls for the adoption of the wheelage tax as of January 1, 2014. The second option, proposed by Commissioner Nelson, requests a delay in implementation the wheelage tax until June 1, 2014, to allow completion of the 2014 legislative session.

Moved by Sipola and supported by Baribeau to authorize the City Administrator to immediately forward a request to Commissioner Nelson's office to request the St. Louis County Board to delay action on the wheelage tax until after the conclusion of the 2014 legislative session. Motion carried.

A discussion took place on the importance of the City Council publicly supporting any routes to relocate Highway 53 that will keep Second Avenue viable. No action was taken.

Councillor Sipola clarified the status of the Ad Hoc Committee that was formed to review the ambulance billings and stated the committee will make independent decisions on the day to day business operations. The Ad Hoc Committee will bring all financial issues to the full City Council, as well as other issues that they feel require a vote. The Ad Hoc Committee will also provide periodic updates to the City Council.

d. Moved by Russo and supported by Cuffe to authorize the Ad Hoc Committee to direct Advantage Billing to change the delinquent dates to collect ambulance bills from 150 days to 90 days. Motion carried.

Meeting adjourned at 10:45 A.M.

COUNCIL CHAMBERS

9.10.

Resolution No.

City of Virginia, Minnesota, July 16, 2013

Resolution authorizing request and acceptance of State bonding funds for the US Highway 53 Relocation of Utilities and Trails

Resolved by the City Council of the City of Virginia, that

BE IT RESOLVED that the City of Virginia act as the legal sponsor for the project contained in Minnesota Laws 2006, Chapter 268, Section 21, Subdivision 23, entitled "US Highway 53 Relocation of Utilities and Trails";

BE IT FURTHER RESOLVED that the City of Virginia has the legal authority to receive financial assistance, and the institutional, managerial, and financial capability to ensure adequate project administration.

BE IT FURTHER RESOLVED that the sources and amounts of the local match identified in the development proposal are committed to the project identified.

BE IT FURTHER RESOLVED that the City of Virginia has not violated any Federal, State or local laws pertaining to fraud, bribery, graft, kickbacks, collusion, conflict of interest or other unlawful or corrupt practice.

BE IT FURTHER RESOLVED that upon approval of its development proposal by the State, the City of Virginia may enter into an agreement with the State of Minnesota for the above-referenced project and that the City of Virginia certifies that it will comply with all applicable laws and regulations as stated in all contract agreements.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and/or City Administrator are hereby authorized to execute such agreements as are necessary to implement the project on behalf of the City of Virginia.

Moved by Councillor supported by Councillor that the above resolution be adopted.

Ayes:

Nays: