

EXTRACT OF MINUTES OF MEETING
OF THE CITY COUNCIL OF THE
CITY OF APPLE VALLEY, DAKOTA COUNTY
MINNESOTA, HELD ON OCTOBER 22, 2015

Pursuant to due call and notice thereof, a regular meeting of the City Council of the City of Apple Valley, Dakota County, Minnesota, was held at the Municipal Center in said municipality on the 22nd day of October, 2015, at 7:00 o'clock p.m.

The following members were present:

and the following were absent:

* * * * *

The Finance Director presented an affidavit of publication showing publication of the Notice of Hearing on proposed assessment roll 640 for improvements as described in said notice. Said affidavit showed publication in the official newspaper in accordance with a resolution heretofore adopted by the City Council, which affidavit was examined, found satisfactory and ordered placed on file.

The Mayor announced that the meeting was open for consideration of objections, if any, to said proposed assessment and the Mayor proceeded to conduct the hearing related to the assessment roll. All persons were given an opportunity to present all objections and all written objections theretofore filed with the Clerk were presented and considered and all objections were tabulated and are attached hereto as Exhibit A.

The Mayor then declared the hearing closed.

Member XXX introduced Resolution No. 2015-xx and moved its adoption:

* * * * *

CITY OF APPLE VALLEY
RESOLUTION NO. 2015-

RESOLUTION APPROVING AND LEVYING SPECIAL ASSESSMENTS

WHEREAS, public hearings have been duly held this 22nd day of October, 2015, concerning the proposed assessment roll as set forth in Council Resolution No. 2015-125 with all objections to any of said assessment having been duly noted and considered, if any.

BE IT THEREFORE RESOLVED by the City Council of the City of Apple Valley, Dakota County, Minnesota, as follows:

1. The Assistant Finance Director has calculated the amount proper and necessary to be specially assessed for improvements in the areas described in the legal notice of public hearing, as set forth in Exhibit A of Resolution No. 2015-125, against every assessable lot, piece or parcel of land affected thereby upon the basis of benefits without regard to cash valuation in accordance with the provisions of Minnesota Statutes Annotated, Section 429; and notice has been duly published and mailed as required by law that this Council would meet and pass upon all objections, if any, and to amend said proposed assessment as might be necessary; and said proposed assessment roll has at all times since their filing been open for public inspection and an opportunity has been given to all interested parties to present their objections, if any, to such proposed assessment.
2. This Council, having heard and considered all objections so presented and being fully advised in the premises, finds each of the lots, pieces and parcels of land enumerated in the proposed assessment roll, dated September 24, 2015, in the aggregate amount of \$152,995.06 subject to adjustments/prepayments during the hearing process of \$11,236.60, which changes result in a revised aggregate amount of \$141,758.46 is subject to such charges and that such amount is hereby levied against each of the respective lots, pieces and parcels of land therein described. The Clerk is hereby directed to amend all necessary parts of the 12 pages of Assessment Roll 640, adopted for hearing purposes by Resolution No. 2015-125 and to attach the amended assessment roll in the amount of \$141,758.46, to this Resolution as Exhibit B, then containing 12 pages.
3. The proposed assessment roll is hereby adopted and confirmed as the proper special assessment for each of said lots. Each assessment, together with interest at the rates set forth in Exhibit A of Resolution No. 2015-125 accruing on the full amount thereof, from time to time unpaid, shall be a lien concurrent with one (1) year's interest on that and other unpaid installments to be payable with the general taxes for each consecutive year thereafter until the entire assessment is paid.
4. Prior to certification of the assessment roll to the County Auditor, the owner of any lot, piece or parcel of land assessed hereby may, at any time, pay the whole of such assessment with interest accrued to day of payment, to the Treasurer of the municipality except that the entire amount may be paid within thirty (30) days hereof without interest.

5. The Assistant Finance Director shall, as soon as may be, prepare and transmit to the County Auditor, a Special Assessment Input form as may be prescribed by the County Auditor, to be extended upon the proper tax lists of the County and the County Auditor shall thereafter collect said assessments in the manner provided by law.

ADOPTED this 22nd day of October, 2015.

Tom Goodwin, Acting Mayor

ATTEST:

Pamela J. Gackstetter, City Clerk

* * * * *

The motion for the adoption of the foregoing Resolution was duly seconded by Member XXX upon a vote being taken thereon, the following voted in favor:

and the following voted against the same:

Whereupon said Resolution was declared duly passed and adopted on the 22nd day of October, 2015.

CERTIFICATE

I, the undersigned, being duly qualified and acting Clerk of the City of Apple Valley, Dakota County, Minnesota, 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 true and complete transcript of the minutes of a meeting of the Council of said municipality, duly called and held on the date herein indicated, so far as the minutes relate to the levy of assessments for improvements in said municipality.

WITNESS my hand and seal of said City this _____ day of _____, 2015.

Pamela J. Gackstetter, City Clerk

Exhibit A
RESOLUTION NO. 2015-