

CITY OF MARSHALL, MINNESOTA

**RESOLUTION NO. _____
SECOND SERIES**

**RESOLUTION CALLING PUBLIC HEARINGS ON STREET
RECONSTRUCTION PLAN, TAX ABATEMENTS AND
ISSUANCE OF BONDS**

BE IT RESOLVED By the City Council of the City of Marshall, Lyon County, Minnesota (the “City”) as follows:

Section 1. Background.

1.01. The City is authorized under Minnesota Statutes, Section 475.58, subdivision 3b (the “Street Reconstruction Act”), to prepare a plan for reconstruction of streets in the City over the next five years, which includes a description of the affected streets and estimated costs (the “Street Reconstruction Plan”), and to issue general obligation bonds to finance the cost of street reconstruction activities described in the Street Reconstruction Plan, including the South 4th Street Reconstruction Project and South 1st Street Reconstruction Project (the “Street Reconstruction Bonds”).

1.02. Pursuant to the Street Reconstruction Act, before adopting a Street Reconstruction Plan or issuing Street Reconstruction Bonds, the City Council is required to hold a public hearing regarding the Street Reconstruction Plan and issuance of the Street Reconstruction Bonds.

1.03. Under the proposed Street Reconstruction Plan, the City will issue Street Reconstruction Bonds to finance a portion of the costs described in the Street Reconstruction Plan.

1.04. The City is authorized by Minnesota Statutes, Sections 469.1812 through 469.1815 (the “Abatement Act”) to grant an abatement of all or a part of the taxes levied by the City on real property within its boundaries (the “Abatement”) and to issue general obligation bonds to finance public improvements (the “Abatement Bonds”).

1.05. Pursuant to the Abatement Act, before approving a property tax abatement, the City Council is required to hold a public hearing regarding the Abatement.

1.06. The City proposes to issue Abatement Bonds to finance public improvements, including improvements to a restroom at Freedom Park in the City.

Section 2. Hearings Scheduled.

2.01. The City Council will hold a public hearing regarding the approval of the Street Reconstruction Plan and issuance of the Street Reconstruction Bonds on Tuesday, April 14, 2020, at approximately 5:30 PM in the Professional Development Room of the Marshall Middle School. The City Clerk is authorized and directed to publish a notice substantially in the form attached hereto as EXHIBIT A, to be published in the official newspaper of the City at least 10 days but not more than 28 days before the date of the hearing.

2.03. The City Council will hold a public hearing regarding the approval of the Abatement on Tuesday, April 14, 2020 at approximately 5:30 PM in the Professional Development Room of the Marshall Middle School or at the MERIT Center. The City Clerk is authorized and directed to publish a notice substantially the form attached as EXHIBIT B, to be published in a newspaper of general circulation in the City more than 10 days but less than 30 days before the date of the hearing.

2.04. City staff and consultants are authorized to take all other actions needed to the Street Reconstruction Plan and the proposed Abatement and issuance of the Street Reconstruction Bonds and Abatement Bonds before the City Council.

Approved this March 24, 2020 by the City Council of the City of Marshall, Minnesota.

CITY OF MARSHALL, MINNESOTA

Mayor

Attest:

City Clerk

EXHIBIT A

NOTICE OF PUBLIC HEARING

**CITY OF MARSHALL, MINNESOTA
NOTICE OF PUBLIC HEARING
REGARDING THE ADOPTION OF A FIVE-YEAR STREET RECONSTRUCTION PLAN AND THE
ISSUANCE OF GENERAL OBLIGATION BONDS THEREUNDER**

NOTICE IS HEREBY GIVEN that the City Council of the City of Marshall, Minnesota (the “City”), will meet on Tuesday, April 14, 2020 at approximately 5:30 PM [in the Professional Development Room of the Marshall Middle School, 401 S. Saratoga St., Marshall, Minnesota] [at the MERIT Center located at 1001 West Erie Road in Marshall, Minnesota], to hold a public hearing concerning: (1) the adoption of a five-year street reconstruction plan (the “Plan”); and (2) the proposed issuance of general obligation bonds (the “Bonds”) to finance certain street reconstruction projects described in the Plan, all pursuant to Minnesota Statutes, Section 475.58, subdivision 3b. The maximum principal amount of the Bonds to be issued under the Plan is \$1,400,000. A draft copy of the Plan is on file with the City Clerk and is available for public inspection at City Hall during regular business hours.

All interested persons may appear and be heard at the public hearing either orally or in writing, or may file written comments with the City Clerk before the hearing.

If a petition requesting a vote on the issuance of the Bonds, signed by voters equal to five percent (5%) of the votes cast in the City in the last general election, is filed with the City Clerk within 30 days after the public hearing (i.e., by May 14, 2020), the City may issue the Bonds only after obtaining approval of a majority of voters voting on the question at an election.

PLEASE NOTE, due to COVID-19, the public hearing will be conducted via telephone or other electronic means as allowed under Minnesota Statutes, Section 13D.021. Please refer to the City of Marshall’s website at or call City Hall at 507-537-6760 to learn how to attend the public hearing via telephone or electronically.

**BY ORDER OF THE CITY COUNCIL OF THE
CITY OF MARSHALL, MINNESOTA**

EXHIBIT B

NOTICE OF PUBLIC HEARING

**CITY OF MARSHALL, MINNESOTA
NOTICE OF PUBLIC HEARING
REGARDING PROPOSED PROPERTY TAX ABATEMENTS**

NOTICE IS HEREBY GIVEN that the City Council of the City of Marshall, Minnesota (the “City”), will meet on Tuesday, April 14, 2020 at approximately 5:30 PM [in the Professional Development Room of the Marshall Middle School, 401 S. Saratoga St., Marshall, Minnesota] [at the MERIT Center located at 1001 West Erie Road in Marshall, Minnesota], to hold a public hearing on the proposal that the City abate property taxes levied by the City on the property identified as tax parcel numbers (collectively, the “Property”):

[insert PID nos.]

The total amount of the taxes proposed to be abated by the City on the Property is estimated to be not more than \$130,000. The City Council will consider the property tax abatement in connection with financing certain public improvements, including improvements to a restroom at Freedom Park in the City.

All interested persons may appear and be heard at the public hearing either orally or in writing, or may file written comments with the City Clerk before the hearing.

PLEASE NOTE, due to COVID-19, the public hearing will be conducted via telephone or other electronic means as allowed under Minnesota Statutes, Section 13D.021. Please refer to the City of Marshall’s website at or call City Hall at 507-537-6760 to learn how to attend the public hearing via telephone or electronically.

**BY ORDER OF THE CITY COUNCIL OF THE
CITY OF MARSHALL, MINNESOTA**