

RESOLUTION ESTABLISHING AN ECONOMIC DEVELOPMENT AUTHORITY

Mayor Bill Sauter introduced the following resolution and moved for its adoption:

WHEREAS, Minnesota Statutes, Sections 469.090 to 469.108, authorizes the City of Pine City to establish an economic development authority (the "Authority") with specified powers and obligations to promote and to provide incentives for economic development;

WHEREAS, the City Council of the City of Pine City, Minnesota (the "City") has determined that it is in its best interest to establish the Authority in order to preserve and create jobs, enhance its tax base, and to promote the general welfare of the people of the City; and

WHEREAS, the City has provided public notice and conducted a public hearing on the proposed adoption of this enabling resolution on May 6, 1992 and has fulfilled all other legal requirements for the establishment of the Authority.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PINE CITY;

1. An economic development authority to be known as the "Economic Development Authority of the City of Pine City" with all of the powers, rights, duties, and obligations as set forth in Minnesota Statutes, Sections 469.090 to 469.108 and any other law is hereby established in and for the City, except as herein limited.

2. The Authority shall be governed by a board of five Commissioners; Commissioners shall be appointed by the Mayor with approval of the City Council and at least two of the Commissioners shall be members of the City Council. Commissioners initially appointed shall be appointed for terms of two, three, fourth, five, and six years respectively. Thereafter all Commissioners shall be appointed for six-year terms.

A vacancy is created in the membership of the Authority when a City Council Member of the Authority ends council membership. A vacancy for this or another reason must be filled for the balance of the unexpired term, in the manner in which the original appointment was made. The City Council may set the term of the Commissioners who are members of the City Council to coincide with their term of office as members of the City Council.

3. The actions of the Authority shall be subject to the following procedures and/or restrictions:

(a) That, except when previously pledged by the Authority, the City Council may by resolution require the Authority to transfer any portion of the reserves generated by activities of the Authority that the City Council determines is not necessary for the successful operation of the Authority to the debt service fund of the City, to be used solely to reduce tax levies for bonded indebtedness of the City.

(b) That the sale of all bonds or obligations issued by the Authority be approved by the City Council before issuance.

(c) That the Authority follow the budget process for City departments.

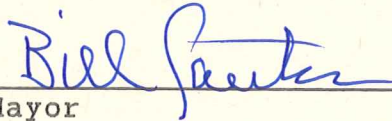
(d) That the Authority shall not acquire or dispose of real property, whether by purchase, sale, lease, condemnation or otherwise without the prior approval of the City Council.

(e) That the Authority shall submit for City Council approval its initial bylaws by June 1, 1992. The initial bylaws and all subsequent amendments shall become effective upon City Council approval, unless a later date is specified.

The motion for the adoption of the foregoing resolution was duly seconded by Councilmember Dave Rholl and, after a full discussion thereof and upon vote being taken thereon, the following voted in favor thereof: Rholl, Holstein, Sauter, Schumacher, and Lindquist

and the following voted against the same: none


Whereupon said resolution was declared duly passed and adopted by the City Council this 6th day of May, 1992.



Mayor

(SEAL)

ATTEST:



City Administrator