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## COUNCIL PROCEEDINGS

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CITY OF WELLS, MINNESOTA

Council Member Weber introduced the following resolution and moved for its adoption:

**CITY OF WELLS  
RESOLUTION NO. 2009-05**

**A RESOLUTION ADOPTING ASSESSMENT**

**WHEREAS**, pursuant to proper notice duly given as required by law, the council has met and heard and passed upon all objections to the proposed assessment for the improvement of the following projects:

**Aggregate Base & Bituminous Pavement**

Ninth Street SW – Sixth Avenue SW to Fourth Avenue SW  
Sixth Avenue SW – Ninth Street SW to Eighth Street SW

**Sanitary Sewer Construction**

Ninth Street SW – Sixth Avenue SW to Fourth Avenue SW

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WELLS, MINNESOTA:**

1. Such proposed assessment, a copy of which is attached hereto and made a part hereof, is hereby accepted and shall constitute the special assessment against the lands named therein, and each tract of land therein included is hereby found to be benefited by the proposed improvement in the amount of the assessment levied against it.
2. Such assessment shall be payable in equal annual installments extending over a period of five (5) years for the Aggregate Base & Bituminous Pavement. The first installments shall be payable on the property tax statement due May of 2010, and shall bear interest at the rate of 5.5 percent per annum from the date of the adoption of this assessment resolution. To the first installment shall be added interest on the entire assessment from the date of this resolution until December 31, 2010. To each subsequent installment when due shall be added interest for one year on all unpaid installments.
3. The owner of any property so assessed may, at any time prior to certification of the assessment to the county auditor, pay the whole of the assessment on such property, with interest accrued to the date of payment, to the city

treasurer, except that no interest shall be charged if the entire assessment is paid by November 20th; and he may, at any time thereafter, pay to the city treasurer the entire amount of the assessment remaining unpaid, with interest accrued to December 31 of the year in which such payment is made. Such payment must be made before November 15 or interest will be charged through December 31 of the next succeeding year.

4. The clerk shall forthwith transmit a certified duplicate of this assessment to the county auditor to be extended on the property tax lists of the county. Such assessments shall be collected and paid over in the same manner as other municipal taxes.

The motion for the adoption of the foregoing resolution was duly seconded by Council Member Seedorf and upon vote being taken thereon, the following voted in favor:

*Savick - Burns - Seedorf - Weber*  
*(Gaines - abstained)*

and the following voted against the same:

*NONE*

Whereupon said resolution was declared duly passed and adopted by the City Council of the City of Wells, on July 13, 2009.

By: *Shannon Savick*  
Shannon Savick, Mayor

Attest:

SEAL

*Jeremy R. Germann*  
Jeremy R. Germann, City Administrator