

JANUARY MEETING OF THE COUNTY BOARD

Office of the County Auditor/Treasurer of Kandiyohi County, Willmar, Minnesota.

The Board of Commissioners of Kandiyohi County met at 9:00 A.M., January 6, 2009 as required by law. Commissioners Harlan Madsen, Richard B. Larson, Dean Shuck, Richard Falk, and Dennis E. Peterson were present.

The Oath of Office was administered to Commissioners Richard B. Larson and Dennis E. Peterson.

The Board was re-organized by electing Dennis E. Peterson as Chairman and electing Richard Falk as Vice-Chairman.

Pastor Matt Peterson from Faith Lutheran Church opened the meeting with prayer.

A motion by Madsen 2nd Shuck to reappoint Dennis Baker to the Green Lake Sewer Commission for a term of four (4) years was on vote unanimously adopted.

A motion by Larson 2nd Falk to reappoint Douglas J. Hanson to the Planning Commission for a term of three (3) years was on vote unanimously adopted.

A motion by Falk 2nd Larson to reappoint John Dean to the Planning Commission for a term of three (3) years was on vote unanimously adopted.

A motion by Falk 2nd Larson to reappoint Dr. Alan Roiseland, Peggy Dykema and Ginny Norsten and to appoint Bev Weflen and Marie Hamborg to the Community Health Services Advisory Committee for a term of two (2) years was on vote unanimously adopted.

A motion by Shuck 2nd Madsen to reappoint Dan Kleven and Darrell Vick to the Board of Adjustment for a term of two (2) year was on vote unanimously adopted.

A motion by Falk 2nd Madsen to reappoint Betty Larson and Lourdez Schwab to the Extension Committee for a term of three (3) years was on vote unanimously adopted.

A motion by Madsen 2nd Shuck to appoint Dean Shuck to replace Dennis E. Peterson and reappoint Dallas Finske, Robert Thein and Steve Wood to the Water Planning Task Force for a term four (4) years was on vote unanimously adopted.

A motion by Larson 2nd Shuck to reappoint Jay Kieft to Woodland Centers Board for a term of four (4) years was on vote unanimously adopted.

A motion by Madsen 2nd Falk to reappoint Robyn deCathelineau to the Pioneerland Regional Library Board for a three (3) year term was on vote unanimously adopted.

A motion by Madsen 2nd Larson to reappoint Keith Detlefson to the County Development Achievement Center Board for a term of three (3) years was on vote unanimously adopted.

A motion by Larson 2nd Peterson to appoint Tim Johnson, Roman George and David Cors to the Community Corrections Advisory Committee was on vote unanimously adopted.

A motion by Larson 2nd Falk to reappoint Betty Bollig to the Kandiyohi County and City of Willmar Economic Development Commission Joint Operations Board of Directors for a term of three (3) years was on vote unanimously adopted.

A motion by Falk 2nd Shuck to approve the following County Board appointments and members of internal committees was on vote unanimously adopted.

2009 COUNTY BOARD APPOINTMENT AND INTERNAL COMMITTEES

ARMS Board - Dean Shuck

Budget & Finance - Board as a Whole, Sam Modderman, Larry Kleindl

Buildings, Public Lands & Jail Inspection - Board as a Whole

Chippewa River Watershed District Board - Dean Shuck; Alternate Harlan Madsen

Community Corrections - Dennis E. Peterson, Richard B. Larson

Community Health Services Advisory Committee - Richard Falk; alternate Dean Shuck

Convention & Visitor Bureau - Dean Shuck

County/City Economic Development Task Force - Dean Shuck, Richard Falk, Harlan Madsen

County Extension - Dennis E. Peterson, Cathy Pederson, Harlan Madsen

County Recorder Compliance Committee – Julie Kalkbrenner, Sam Modderman, Gary Geer, Jay Kroona, Duane Bonnema, Tim Falkum, Larry Kleindl, Richard Falk and Boyd Beccue

County Road and Bridge - Board as a Whole

Crow River Watershed District - Dennis E. Peterson; Alternate - Harlan Madsen

Design Center/Main Street – Richard Larson

Drug Task Force – Dennis E. Peterson; Alternate - Richard Falk

Eagle Lake Sanitary Sewer Commission - Dean Shuck

Flood Control, Drainage, and Soil Conservation - Board as a Whole

Geographic Information System Committee (GIS) - Richard Falk

Glacial Ridge Trail - Dean Shuck

Government Action Committee - Richard Falk

Grass Lake Committee – Richard Larson, Loren Engelby; Alternate – Harlan Madsen

Green Lake Sewer and Water District - Dennis E. Peterson, Larry Kleindl

Hawk Creek Watershed - Richard B. Larson, Dean Shuck

Heartland Community Action Agency - Harlan Madsen

Highway #7 Task Force Committee - Harlan Madsen

Highway #12 Task Force Committee - Richard B. Larson

Highway #23 Task Force Committee - Dennis E. Peterson, Gary Danielson

Intergovernmental Relations - Board as a Whole
Kandi Works DAC – Harlan Madsen
Kandiyohi County Water Planning Commission –Dean Shuck, Harlan Madsen
Lake Improvement - Board as a Whole
Law Library - Richard Falk
Middle Fork Crow River - Dennis E. Peterson
Mid-Minnesota Development Commission - Dennis E. Peterson
Minnesota River Joint Powers Board -Harlan Madsen; Alternate Richard Larson
North Fork Crow River - Dennis Peterson
Noxious Weed Appeal Committee - Richard B. Larson; Alternate - Board as a Whole
Office of Emergency Management - Board as a Whole
PACT 4 Families - Richard B. Larson; Alternate - Dennis E. Peterson
Personnel & Labor Relations - Board as a Whole, Human Resources Director, Larry Kleindl
Pioneerland Library - Richard Falk; Alternate - Dean Shuck
Planning & Zoning – Harlan Madsen; Alternate – Richard Larson
Prairie Country R C & D - Dennis E. Peterson
Prairie Lakes Youth Program Board - Richard B. Larson; Alternate Harlan Madsen
Prairie Woods Environmental Learning Center –
 Managing Board – Dennis Peterson, Richard Larson
 Board of Trustees – Harlan Madsen
Recycling Center - Richard B. Larson, Larry Kleindl, Richard Falk
Shakopee Headwaters - Dean Shuck
Southern Minnesota Tourist Association - Dean Shuck; Alternate - Richard Larson,
Laura Clark – County Park #5, Beth Fischer and Bob Dickerson
SW 18 Adult Mental Health Board – Richard Larson
Tourism Committee - Dean Shuck, Richard B. Larson
Transit Joint Powers Board - Dean Shuck, Richard Falk
Veterans Service Advisory Board – Dennis E. Peterson
Welfare & Social Services - Board as a Whole
West Central Industries - Richard Falk
West Central Mental Health Housing: Woodland Centers – Board as a Whole
Woodland Centers – Jay Kieft, Richard Falk
WorkForce Center - Dennis E. Peterson

A motion by Madsen 2nd Larson to approve that all County Board members are appointed as alternates to the members appointed to the various committees and boards including the Joint Ditch Authority was on vote unanimously adopted.

A motion by Madsen 2nd Falk that all elected and appointed County officials are hereby authorized to attend the meetings of their respected association and committee meetings and funds are hereby appropriated from the County Revenue Fund to defray the cost of said officials in connection therewith was on vote unanimously adopted.

At 9:30 A.M., bids were opened for the County Printing for 2009 as follows:

HAWK PUBLISHING	Bid at \$8.00 per SAU for the first insertion and \$6.00 per SAU for repeat of any ad, without change
WEST CENTRAL TRIBUNE:	Bid at \$9.48 per SAU for the first insertion and \$7.11 per SAU for repeat of any ad, without change
RAYMOND PRINSBURG NEWS:	Bid at \$4.00 per SAU for the first insertion and \$3.00 per SAU for repeat of any ad, without change

A motion by Falk 2nd Larson to accept the bid of the West Central Tribune for County Printing in 2009 was on vote unanimously adopted.

A motion by Larson 2nd Shuck to approve the following Resolution was on vote unanimously adopted.

RESOLUTION

RESOLVED THAT THE WEST CENTRAL TRIBUNE BE AND THE SAME IS HEREBY designated by the County Board of Commissioners of Kandiyohi County, Minnesota as official newspaper of the County and in which the notice and the list of Real Estate remaining delinquent in the aforesaid County on the first business day in January 2009 shall be published.

Dated at Willmar, Minnesota this 6th day of January, 2009.

ATTEST:

Sam Modderman
County Auditor/Treasurer

BY THE BOARD:

Dennis E. Peterson
Chairman

A motion by Shuck 2nd Madsen to designate Raymond Prinsburg News as a second paper for publication of the County Financial Statement was on vote unanimously adopted.

A motion by Larson 2nd Madsen to approve the minutes from the November 21st, December 4th, and December 16th board meetings was on vote unanimously adopted.

A motion by Madsen 2nd Larson to approve the payment of claims being \$1,161,325.88 from Revenue Fund, \$9,168.93 from Regional Treatment Center, \$75,923.86 from Road and Bridge Fund, \$835.18 from County Building Fund, \$9,020.64 from Ditch Fund,

\$3,215.96 from Library Fund, \$5,241.52 from Health & Human Services Building Fund, \$7,607.34 from Water & Sewer Fund, \$30,470.81 from Sewer Projects Fund, \$1,267.50 from Computer/Communication Maintenance Fund, \$22,368.92 from Records Compliance Fund, \$247.30 from D.A.R.E. Fund, \$19,376.84 from Sanitary Landfill Fund according to the detailed listing of claims as recorded in the office of the County Auditor/Treasurer was on vote unanimously adopted.

Jeff Bredberg, Director of Environmental Services, appeared concerning three requests for monies from the Water Plan. Bredberg stated that the Water Plan Task Force had met and considered the three applications for money.

The request from the Nest Lake Improvement Association for \$10,000.00 to purchase a larger weed harvester with the recommendation from the Task Force for \$3,000.00 for 2008 and \$3,000.00 for 2009. A motion by Madsen 2nd Shuck to approve the recommendation from the Task Force was on vote unanimously adopted.

The request from the City of Willmar for \$1,000.00 to construct a rain garden at the County Fairgrounds with the recommendation from the Task Force for \$1,000.00. A motion by Larson 2nd Falk to approve the recommendation from the Task Force was on vote unanimously adopted.

The request from the City of Spicer for \$5,000.00 to establish native shoreline vegetation at the downtown park (Lions Park) to control erosion with the recommendation from the Task Force for \$3,000.00. A motion by Shuck 2nd Peterson to approve the recommendation from the Task Force was on vote unanimously adopted.

Larry Kleindl, County Administrator, explained to the Board that the State of MN unallotted \$435,523.00 of the 2nd half of the 2008 state aid payment. Kleindl recommended that the Board authorize funds in the amount of \$435,523.00 be taken out of our reserves. A motion by Madsen 2nd Shuck to approve \$435,523.00 be taken out of our reserves to compensate the unallotment of state aid from the State of MN was on vote unanimously adopted.

The Public Hearing for the Meadow Star Dairy Municipal Industrial Development Revenue Bond came on for hearing as per public notice.

Jim Stewart representing Meadow Star Dairy explained that the bond would be used for the storage and disposal of manure, that there would be no liability or effect on the County and also what steps needed to be taken to complete the process.

All those present were given an opportunity to be heard.

A motion by Falk 2nd Shuck to close the hearing was on vote unanimously adopted.

A motion by Shuck 2nd Madsen to re-open the hearing was on vote unanimously adopted.

A motion by Larson 2nd Shuck to close the hearing was on vote unanimously adopted.

A motion by Madsen 2nd Larson to approve the following Resolution was on vote unanimously adopted.

RESOLUTION APPROVING THE ISSUANCE
OF MUNICIPAL INDUSTRIAL DEVELOPMENT
REVENUE BONDS, AUTHORIZING THE SUBMISSION
OF AN APPLICATION FOR APPROVAL OF THE PROJECT
TO THE DEPARTMENT OF EMPLOYMENT AND ECONOMIC
DEVELOPMENT, AND AUTHORIZING THE PREPARATION
OF NECESSARY DOCUMENTS THEREFOR
(MEADOW STAR DAIRY, LLP PROJECT)

WHEREAS, for the purpose of promoting, attracting, encouraging, and developing an economically sound industry and commerce, preserving and developing a tax base adequate to finance necessary public services, and encouraging employment opportunities for the citizens of Kandiyohi County, Minnesota (the "County"), the County is authorized by Minnesota Statutes Section 469.152 to 469.165, as amended (the "Act") to issue industrial development revenue bonds of the County in anticipation of the collection of revenues from an authorized project; and

WHEREAS, Meadow Star Dairy, LLP, a Minnesota limited liability partnership (the "Company"), desires to undertake a project in the County, at a total cost not exceeding \$20,000,000, said project to consist of the construction, acquisition and installation of equipment to be used in connection with livestock solid waste disposal and functionally related facilities in connection with a dairy operation including site preparation, concreted flushing and scraping lanes, flushing equipment, separators and lagoons (the "Project"); and

WHEREAS, the County by resolution adopted December, 2, 2008, gave preliminary approval to the Project subject to: (i) a public hearing (ii) the approval of the Project by the Commissioner of the Department of Employment and Economic Development or such other state officer having authority to grant approval (the "Commissioner"), (iii) receipt of an adequate allocation of authority to issue private activity bonds (which allocation is not made hereby), and (iv) final approval by the County Board, the Company, and the purchaser of the Revenue Bonds as to the ultimate details of the financing of the Project; and

WHEREAS, a public notice setting forth the nature of the Project and the date and time of a public hearing on the Project was published according to law and a public hearing has been held according to law on January 6, 2009, at which public hearing all those appearing at said hearing who desired to speak were heard and written comments, if any, were considered; and

WHEREAS, following the public hearing, it appears the issuance of the Bonds is in the public interest and the Kandiyohi County Board of Commissioners hereby determines to proceed with the Project and its financing.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Kandiyohi County, Minnesota, as follows:

1. The Project is hereby approved by the County subject to the approval of the Project by the Commissioner of the Department of Employment and Economic Development or such other state officer having authority to grant approval and subject to receipt of an adequate allocation of authority to issue private activity bonds (which allocation is not made hereby), and subject to final approval by this Board, the Company, and the purchaser of the Revenue Bonds as to the ultimate details of the financing of the Project.
2. The Chairman of the Board of County Commissioners or the County Administrator is hereby authorized and directed to submit the proposal for the Project to the Commissioner of Employment and Economic Development requesting his approval, and other officers, employees and agents of the County are hereby authorized to provide the Commissioner of Employment and Economic Development with such information as he may require.
3. Bond counsel, the underwriter and financial advisor are authorized to prepare the necessary documents relating to the Revenue Bonds, to consult with the County's counsel, the Company and the purchaser of the Revenue Bonds as to the maturities, interest rates and other terms and provisions of the Revenue Bonds and as to the covenants and other provisions of the necessary documents, and to submit such documents to the Kandiyohi County Board of Commissioners for final approval.

Dated at Willmar, Minnesota this 6th day of January, 2009.

ATTEST:

BY THE BOARD:

Sam Modderman
County Auditor/Treasurer

Dennis E. Peterson
Chairman

A motion by Larson 2nd Shuck to approve the following one year ditch liens was on vote unanimously adopted.

2009 ONE YEAR DITCH LIENS	
DITCH	PERCENTAGE
County Ditch #8A	3.00%
County Ditch #10, Imp C	1.00%
County Ditch #15	20.00%

County Ditch #16A	4.00%
County Ditch #18A	3.00%
County Ditch #23A	1.00%
County Ditch #24A	9.00%
County Ditch #27	3.00%
County Ditch #28, Impr Br 7	5.00%
County Ditch #38	29.00%
County Ditch #40	25.00%
County Ditch #47	3.00%
County Ditch #56	5.00%
County Ditch #64	2.00%
J.D. #1, Lat B, M & K	12.00%
J.D. #1, Lat G, M & K	20.00%
J.D. #2, R & K	40.00%
J.D. #2, Lat 5, R & K	8.00%
J.D. #2, Lat 8, R & K	28.00%
J.D. #2, C & K	1.00%
J.D. #3, Lat B, K & C	2.00%
J.D. #3, Lat A of Lat B, K & C	3.00%
J.D. #3, Lat C, K & C	1.00%
JD #16, R & K	35.00%
JD #17, M & K	6.00%
JD #18, Sw, K & C	7.00%
JD #19, Sw & K	7.00%
JD #21, Sw, K & C	1.00%

A motion by Larson 2nd Shuck to approve the following ditch liens was on vote unanimously adopted.

Ditch	Percentage	Number of Years
County Ditch #26	220.00%	4 years
JD #11, K & M	525.00%	7 years

Sam Modderman, County Auditor/Treasurer, advised the Board that there is a deficit of \$3,521.64 in JD #3, K & C Ditch Fund and recommended that the balance be paid out of the general fund. A motion by Shuck 2nd Falk to approve paying the deficit in the ditch fund for JD #3, K & C out of the general fund in the amount of \$3,521.64 was on vote unanimously adopted.

The County Board was recessed.

The Board of Health meeting was held.

The County Board was reconvened.

On motion the meeting was adjourned until 10:00 A.M., January 20, 2009.

ATTEST:

BY THE BOARD:

Sam Modderman
County Auditor/Treasurer

Dennis E. Peterson
Chairman