

## NOVEMBER 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 10:00 A.M., November 3, 2009, pursuant to adjournment. All members were present.

The public hearing for the petition for Improvement of Branch 3 of County Ditch 23A was held as per notice given.

Duane Hansel from Bolton & Menk presented the preliminary engineer's report.

All present were given an opportunity to be heard.

A motion by Falk 2<sup>nd</sup> Larson to close the hearing was on vote unanimously adopted.

A motion by Madsen 2<sup>nd</sup> Shuck to accept the preliminary engineer's report was on vote unanimously adopted.

Jeff Bredberg, Director of Environmental Services, appeared concerning a nuisance abatement assessment on the Bryce Peters Financial Group property, parcel 29-018-0090. Bredberg explained that the structure on the property has been removed and the final cost is \$8,377.55 and recommended that it be put on the 2010 real estate taxes as a special assessment. A motion by Shuck 2<sup>nd</sup> Madsen to approve an \$8,377.55 special assessment to be added on real estate taxes payable 2010 on parcel 29-018-0090 was on vote unanimously adopted.

Jeff Bredberg, Director of Environmental Services, gave the Commissioners an update on the fire at the landfill.

Sam Modderman, County Auditor/Treasurer, presented an application from Robert W. and Carol Lee for deferred payment of special assessment for senior citizens' homestead on parcel 27-615-0010. The special assessment is for the wastewater collection system on Nest Lake (S/A #5104) in the amount of \$10,375.00. A motion by Falk 2<sup>nd</sup> Madsen to approve the application from Robert W. and Carol Lee for deferred payment of special assessment #5104 for \$10,375.00 on parcel 27-615-0010 was on vote unanimously adopted.

Mark Thompson, Assistant County Auditor/Treasurer presented to the Board a Capital Assets Policy and Procedures which will establish guidelines for financial reporting, inventory, transferring, depreciating and disposing of assets. A motion by Larson 2<sup>nd</sup> Shuck to approve the Capital Assets Policy and Procedures as presented was on vote unanimously adopted.

A motion by Madsen 2<sup>nd</sup> Shuck to approve the following Resolution was on vote unanimously adopted.

### RESOLUTION APPROVING ASSESSMENT

WHEREAS, the Eagle Lake Sanitary Sewer District has recommended a special assessment in the amount of \$2,000.00 to be levied for the costs of improvements now in, and hook up charges, against the following described property, to-wit:

Lots 9, 10, 11, 12; Glendale Beach on Eagle Lake

Which bears Auditor's plate number 18-310-0230, and is presently owned by William Dale;

WHEREAS, the said owner, having been duly notified of the said assessment and waiving notice of hearing thereon, has consented to the form of this Resolution;

NOW, THEREFORE, BE IT RESOLVED, that said assessment be and hereby is levied against said property, to bear interest at the rate of six percent from and after the date hereon and to be paid concurrent with general property taxes against said property, in a manner consistent with the original assessment of said Eagle Lake Sanitary Sewer District.

Dated at Willmar, Minnesota this 3<sup>rd</sup> day of November, 2009.

ATTEST:

BY THE BOARD:

Sam Modderman  
County Auditor/Treasurer

Dennis E. Peterson  
Chairman

A motion by Shuck 2<sup>nd</sup> Peterson to approve the following Resolution was on vote unanimously adopted.

Resolution of County Board Authorizing and Fixing Terms of Sale

BE IT HEREBY RESOLVED, That the parcels of land forfeited to the State for Non-payment of taxes, appearing on the list filed with the County Auditor/Treasurer, which have been classified and re-appraised as provided by law, shall be offered for sale by the County Auditor/Treasurer, said sale to commence at 9:00 o'clock A.M., November 23, 2009, and the County Auditor/Treasurer is hereby directed to publish a notice of sale as provided by law.

IT IS FURTHER RESOLVED, That these parcels of land forfeited to the State for Non-payment of taxes, may be sold on terms as follows, to-wit: at not less than the said appraised value thereof payable as follows, to-wit: not less than twenty percent (20%) of the purchase price at the time of purchase, the balance in, not to exceed (4) equal installments with interest at a rate determined pursuant to M.S.A. 549.09, if the purchase price is more than \$300.00, and provided that all purchases in the amount of \$300.00 or less shall be for cash at the time of purchase, and further provided, that no standing timber or other timber products shall be removed therefrom until an amount equal to the purchase price shall have been paid by the purchaser.

Dated at Willmar, Minnesota this 3<sup>rd</sup> day of November, 2009.

ATTEST:

BY THE BOARD:

Sam Modderman  
County Auditor/Treasurer

Dennis E. Peterson  
Chairman

A motion by Falk 2<sup>nd</sup> Larson to approve the minutes of the October 20, 2009 board meeting was on vote unanimously adopted.

A motion by Larson 2<sup>nd</sup> Madsen to approve the payment of claims being \$195,496.97 from Revenue Fund, \$2,529.38 from Regional Treatment Center, \$74,405.38 from Road and Bridge Fund, \$2,563.63 from County Building Fund, \$14,738.84 from Ditch Fund, \$4,579.55 from Library Fund, \$12,288.04 from Health & Human Services Building Fund, \$99,850.00 from Green Lake Sewer Fund, \$13,544.64 from Water & Sewer Fund, \$3,325.08 from Capital Projects Fund, \$229.65 from Sewer Projects Fund, \$50.00 from Computer/Communication Maintenance Fund, \$39,358.13 from Sanitary Landfill Fund, \$43.53 from Forfeited Tax Sale Fund, \$18,185.42 from SCORE Fund according to the detailed listing of claims as recorded in the office of the County Auditor/Treasurer was on vote unanimously adopted.

A motion by Falk 2<sup>nd</sup> Madsen to approve the following Resolution was on vote unanimously adopted.

Green Lake Sanitary Sewer and Water District Resolution No. 1  
Basic 2010 Rate and Fee Structure for Uniform Benefit Capital Costs  
and Operation and Maintenance Costs  
Includes the Green Lake area, Lake Florida area, Nest, George, & Henderson Lake  
areas, and the corporate limits of New London, Spicer, and Kandiyohi

**WHEREAS**, Kandiyohi County is the owner and operator of the Green Lake Sanitary Sewer and Water District (GLSSWD), and;

**WHEREAS**, Kandiyohi County has issued **bonds** and entered into **loan agreements** to construct various water and wastewater improvement projects of the GLSSWD with payments due in 2010, and;

**WHEREAS**, in 2010, \$1,019,500 of this amount will be raised by Equivalent Dwelling Unit (EDU) monthly charges on water and sewer uniform benefit services for all users of District water and sewer services, and;

**WHEREAS**, 2010 budgeted **operation and maintenance costs** are projected at \$922,200 and these costs will be paid through monthly usage fees per 1,000 gallons of water sold and per 1,000 gallons of wastewater treated, and;

**WHEREAS**, Kandiyohi County has appointed the Green Lake Sanitary Sewer and Water District (GLSSWD) Commission to recommend budgets, rates and fees for the GLSSWD, and;

**WHEREAS**, The Green Lake Sanitary Sewer and Water District Commission recommends the 2010 EDU charge for water be \$13.60 per month per EDU and the EDU charge for sewer be \$20.40 per month per EDU, except that Kandiyohi shall pay \$14.40 per month per EDU, and;

**WHEREAS**, The Green Lake Sanitary Sewer and Water District Commission also recommends GLSSWD water and sewer usage charges be \$2.42/1,000 gallons of water sold and \$4.24/1,000 gallons of wastewater treated.

**THEREFORE, BE IT RESOLVED**, the 2010 EDU charge for water will be \$13.60 per month per EDU and the 2010 EDU charge for sewer will be \$20.40 per month per EDU, except that Kandiyohi shall pay \$14.40 per month per EDU, with all proceeds deposited to appropriate debt service accounts.

**THEREFORE, BE IT FURTHER RESOLVED**, 2010 GLSSWD water and sewer operation and maintenance charges are set at \$2.42/1,000 gallons of water sold and \$4.24/1,000 gallons of wastewater treated, with proceeds deposited to appropriate GLSSWD operation and maintenance accounts.

Dated at Willmar, MN, this 3<sup>rd</sup> day of November 2009.

ATTEST:

BY THE BOARD:

Sam Modderman  
County Auditor/Treasurer

Dennis E. Peterson  
Chairman

A motion by Falk 2<sup>nd</sup> Madsen to approve the following Resolution was on vote unanimously adopted.

**Green Lake Sanitary Sewer and Water District Resolution No. 2  
Resolution Establishing Service Availability Charges(SAC) and Other Water and Sewer  
Use Charges for Green Lake including the 2010 Green Lake Water and Sewer Usage Fee  
within the GLSSWD but Outside the Corporate Limits of New London, Spicer, and  
Kandiyohi  
(a.k.a. Green Lake Area)**

**WHEREAS**, Kandiyohi County is the owner and operator of the Green Lake Sanitary Sewer and Water District (GLSSWD), and;

**WHEREAS**, Kandiyohi County has appointed the Green Lake Sanitary Sewer and Water District (GLSSWD) Commission to review and recommend budgets, rates and fees for the GLSSWD, including and;

**WHEREAS**, Green Lake Area properties are receiving additional water and sewer operation and maintenance services and receiving capital cost benefits of water and sewer infrastructure not provided by New London, Spicer, or Kandiyohi,

**WHEREAS**, these 2010 budgeted operation and maintenance costs are projected at \$110,400. and capital cost recovery paid by the Service Availability Charge (SAC) is projected at \$241,500.

**THEREFORE, BE IT RESOLVED**, the following rate and fee structure shall apply for water and sewer service.

<b>2010 Water and Sewer Rate</b>	
<b>Cost Component</b>	<b>Green Lake Area Charge Rate</b>
<b><u>Capital Costs</u></b>	
SAC (where applicable)	\$350/year as part of annual usage fee
\$13.60/EDU Water Residential	\$12/month + \$19.20/year to annual usage fee
\$20.40/EDU Sewer Residential	\$12/month + \$100.80/year to annual usage fee
Commercial Rate Per EDU	\$13.60/mo. water, \$20.40/month sewer
<b><u>O &amp; M Costs</u></b>	
Residential EDU, water & sewer or sewer only	\$146/year as part of annual fee
Commercial EDU's water & sewer	\$53.00/calculated EDU water \$93.00/calculated EDU sewer
District Water	\$2.42/1,000 gallons sold
District Sewer	\$4.24/1,000 gallons treated
District Sewer ISTS	\$566.67/year usage fee

<b>Total Combined Green Lake Residential Water and Sewer Annual Fee</b>	
SAC	\$ 350.00
EDU Water	\$ 19.20
EDU Sewer	\$ 100.80
Internal O & M	\$ 146.00
<b>Total</b>	<b>\$ 616.00</b>

<b>Total Combined Green Lake Commercial Water and Sewer Annual Fee</b>	
SAC	\$350.00/unit
Internal O & M	Water \$53.00/calculated unit Sewer \$93.00/calculated unit

Dated at Willmar, MN, this 3<sup>rd</sup> day of November 2009.

ATTEST:

Sam Modderman  
County Auditor/Treasurer

BY THE BOARD:

Dennis E. Peterson  
Chairman

A motion by Falk 2<sup>nd</sup> Madsen to approve the following Resolution was on vote unanimously adopted.

**Green Lake Sanitary Sewer and Water District Resolution No. 3  
Resolution Establishing Sewer Use Charges for Lake Florida including the 2010 Lake  
Florida Sewer Usage Fee within the GLSSWD  
(a.k.a. Lake Florida Area)**

**WHEREAS**, Kandiyohi County is the owner and operator of the Green Lake Sanitary Sewer and Water District (GLSSWD), and;

**WHEREAS**, Kandiyohi County has appointed the Green Lake Sanitary Sewer and Water District (GLSSWD) Commission to review and recommend budgets, rates and fees for the GLSSWD, including and;

**WHEREAS**, Lake Florida Area properties are receiving additional sewer operation and maintenance services and receiving capital cost benefits of sewer infrastructure and;

**WHEREAS**, these 2010 budgeted operation and maintenance costs are projected at \$13,800.

**THEREFORE, BE IT RESOLVED**, the following rate and fee structure shall apply for sewer service.

<b>2010 Sewer Rate</b>	
<b>Cost Component</b>	<b>Lake Florida Area Charge Rate</b>
<b><u>Capital Costs</u></b>	
EDU Sewer Residential	\$21.40/month*
Commercial Rate Per EDU	\$21.40/month sewer*
<b><u>O &amp; M Costs</u></b>	
Residential Internal Sewer per Collection Line Assessment	\$60.00/year as part of annual fee
Internal Commercial Sewer	\$60.00 per calculated EDU as part of annual fee
District Sewer	\$4.24/1,000 gallons treated
Utility Billing Fee** By others	\$2.18/month

<b>Total Lake Florida Residential Sewer Annual Fee</b>	
Internal O & M	\$60.00
<b>Total</b>	<b>\$60.00</b>

<b>Total Lake Florida Commercial Sewer Annual Fee</b>	
Internal O&M	\$60.00/calculated EDU

\*\$14.40/mo. GLSSWD Bond Fund \$1.00 Lake Florida Budget  
\$6.00/mo. Trunk Line Revolving Fund  
\*\*Fee collected per sub meter by contracted billing agent.

Dated at Willmar, MN, this 3<sup>rd</sup> day of November 2009.

ATTEST:

BY THE BOARD:

Sam Modderman  
County Auditor/Treasurer

Dennis E. Peterson  
Chairman

A motion by Falk 2<sup>nd</sup> Madsen to approve the following Resolution was on vote unanimously adopted.

**Green Lake Sanitary Sewer and Water District Resolution No. 4  
Resolution Establishing Sewer Use Charges for Nest, George, & Henderson Lakes  
including the 2010 Nest, George, & Henderson Lakes Sewer  
Usage Fee within the GLSSWD  
(a.k.a. Tri Lakes Area)**

**WHEREAS**, Kandiyohi County is the owner and operator of the Green Lake Sanitary Sewer and Water District (GLSSWD), and;

**WHEREAS**, Kandiyohi County has appointed the Green Lake Sanitary Sewer and Water District (GLSSWD) Commission to review and recommend budgets, rates and fees for the GLSSWD, including and;

**WHEREAS**, Nest, George, & Henderson Lakes Area properties are receiving additional sewer operation and maintenance services and receiving capital cost benefits of sewer infrastructure and;

**WHEREAS**, these 2010 budgeted operation and maintenance costs are projected at \$10,400.

**THEREFORE, BE IT RESOLVED**, the following rate and fee structure shall apply for sewer service.

<b>2010 Sewer Rate</b>	
<b>Cost Component</b>	<b>Tri Lakes Area Charge Rate</b>
<b><u>Capital Costs</u></b>	
EDU Sewer Residential	\$20.40/month*
Commercial Rate Per EDU	\$20.40/month sewer*
<b><u>O &amp; M Costs</u></b>	
Residential Internal Sewer per Collection Line Assessment	\$60.00/year as part of annual fee
Internal Commercial Sewer	\$60.00 per calculated EDU as part of annual fee
District Sewer	\$4.24/1,000 gallons treated
Utility Billing Fee** By others	\$2.18/month \$1.85/month

\*\$14.40/mo. GLSSWD Bond Fund

\$6.00/mo. Trunk Line Revolving Fund

\*\*Fees collected per sub meter or billed account by separate contracted billing agents.

<b>Total Tri Lakes Residential Sewer Annual Fee</b>	
Internal O & M	\$60.00
<b>Total</b>	<b>\$60.00</b>

<b>Total Tri Lakes Commercial Sewer Annual Fee</b>	
Internal O &M	\$60.00/calculated EDU

Dated at Willmar, MN, this 3<sup>rd</sup> day of November 2009.

ATTEST:

Sam Modderman  
County Auditor/Treasurer

BY THE BOARD:

Dennis E. Peterson  
Chairman

Larry Weiss of the U.S. Census Bureau appeared and reported on Census 2010. Weiss stated the concern to have everyone counted in the 2010 census. A motion by Larson 2<sup>nd</sup> Falk to participate in the US Census 2010 was on vote unanimously adopted.

A motion by Larson 2<sup>nd</sup> Shuck to approve a Grant Contract in the amount of \$2,970.00 between the Commissioner of Public Safety, State Patrol Division and the Kandiyohi County Sheriff's Office for the Highway Enforcement of Aggressive Traffic (HEAT) speed control enforcement grant was on vote unanimously adopted.

On motion the meeting was adjourned until 10:00 A.M., November 17, 2009.

ATTEST:

BY THE BOARD:

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Sam Modderman  
County Auditor/Treasurer

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Dennis E. Peterson  
Chairman