

## ADJOURNED 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., December 15, 2009, pursuant to adjournment. All members were present.

A motion by Larson 2<sup>nd</sup> Falk to approve the renewal of the Solid Waste Collection and Transportation Licenses for 2010 for Engebretson Sanitary Disposal, Mattheisen Disposal, Inc., West Central Sanitation, and Miller Sanitation, was on vote unanimously adopted.

A motion by Larson 2<sup>nd</sup> Falk to approve the renewal of the Collection and Transportation of Recyclable Materials Licenses for 2010 for West Central Sanitation and Miller Sanitation was on vote unanimously adopted.

A motion by Madsen 2<sup>nd</sup> Shuck to approve the renewal of the Waste Facility Permit for 2010 for the JMBI Demolition Facility was on vote unanimously adopted.

A motion by Shuck 2<sup>nd</sup> Madsen to approve the payment of claims being \$375,519.87 from Revenue Fund, \$4,094.36 from Regional Treatment Center, \$155,828.34 from Road and Bridge Fund, \$7,152.81 from County Building Fund, \$65,742.95 from Ditch Fund, \$9,715.98 from Library Fund, \$21,764.60 from Health & Human Services Building Fund, \$61,215.85 from Eagle Lake Sewer Fund, \$16,007.92 from Water & Sewer Fund, \$7,137.75 from Capital Projects Fund, \$34,609.79 from Sewer Projects Fund, \$2,823.59 from Computer/Communication Maintenance Fund, \$537.50 from D.A.R.E. Fund, \$242,035.46 from Sanitary Landfill 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 Larson 2<sup>nd</sup> Falk to approve the minutes of the December 1, 2009 board meeting and the December 1, 2009 budget meeting was on vote unanimously adopted.

A motion by Larson 2<sup>nd</sup> Madsen to approve the abatement request from Connie Weber for non-use on parcel 12-025-0040 due to structure being destroyed by fire for real estate taxes payable 2009 in the amount of \$856.00 was on vote unanimously adopted.

A motion by Shuck 2<sup>nd</sup> Larson to approve the budget for 2010 and tax levy and make the levy's payable in 2010 as follows was on vote unanimously adopted.

KANDIYOHI COUNTY  
TAX LEVIES FOR THE YEAR 2010

County Revenue (incl. Office Emerg/CD Safety)	\$13,979,500
Family Services	\$ 5,825,700
County Road and Bridge	\$ 4,093,800
County Library	\$ 345,800
County Building and County Parks	\$ 360,000
County Building Bonds - LEC	\$ 1,423,100
Health and Human Services	\$ 598,100
Kandiyohi Area Transit	\$ 00
Armor Radio Band	\$ 1,155,200
Unallotment	<u>\$ 380,000</u>
TOTAL COUNTY LEVY	\$28,161,200
LESS: COUNTY AID	<u>\$ 2,221,295</u>
TOTAL NET LEVY	\$25,939,905

Dated at Willmar, Minnesota this 15<sup>th</sup> day of December, 2009.

ATTEST:

BY THE BOARD:

Sam Modderman  
County Auditor/Treasurer

Dennis E. Peterson  
Chairman

WHEREAS, the law requires the County board to adopt a budget for all County purpose and expenditures, and

WHEREAS, all public hearing regarding said budget have been held as required by law.

NOW, THEREFORE, BE IT RESOLVED, that the County Board of commissioners of Kandiyohi County hereby adopts the proposed budget for 2010 expenditures, and

BE IT FURTHER RESOLVED, by the County Board of Kandiyohi County, that based upon the estimate of money to be raised by taxation to meet the expenses of the County for the year 2010;

That the sum of money which is \$13,979,500 dollars on the 2009 taxable valuation will raise and the same is hereby levied for County revenue purposes.

That the sum of which is \$5,825,700 dollars on the 2009 taxable valuation will raise and the same is hereby levied for Family Services purposes.

That the sum of which is \$ 4,093,800 dollars on the 2009 taxable valuation will raise and the same is hereby levied for County Road purposes.

That the sum of which is \$345,800 dollars on the 2009 taxable valuation will raise and the same is hereby levied for Regional Library Fund, to be levied against total County Valuation except the City of Willmar.

That the sum of which is \$360,000 dollars on the 2009 taxable valuation will raise and the same is hereby levied for County Building and County Parks.

That the sum of which is \$1,423,100 dollars on the 2009 taxable valuation will raise and the same is hereby levied for County Building Bonds Fund.

That the sum of which is \$598,100 dollars on the 2009 taxable valuation will raise and the same is hereby levied for Health and Human Services.

That the sum of which is \$1,155,200 dollars on the 2009 taxable valuation will raise and the same is hereby levied for Armor Radio Band.

That all said levies be made upon the taxable value of property of Kandiyohi County as determined by the 2009 assessment in accordance with laws governing each of said funds.

Dated at Willmar, Minnesota this 15<sup>th</sup> day of December, 2009.

ATTEST:

BY THE BOARD:

Sam Modderman  
County Auditor/Treasurer

Dennis E. Peterson  
Chairman

Julie Funk, Human Resources Director appeared and presented the 2010 pay scale for County employees, except Corrections. A motion by Larson 2<sup>nd</sup> Falk to approve the 2010 pay scale 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

BE IT RESOLVED, that effective January 1, 2010, the following provisions shall govern the compensation of County Commissioners:

1. That the annual salary for County Commissioners shall be set at the sum of \$28,140.00 per annum.

2. That the committee and meetings for which stipend may be paid to Commissioners shall be as follows:
  - a. Intergovernmental Relations  
Personnel and Labor Relations  
Budget and Finance  
Welfare and Social Services  
County Parks  
Law Library  
County Roads and Bridge  
Lake Improvement  
County Sewer and Water Districts  
Buildings, Public Lands and Jail Inspection
  - b. Other meetings and services directed by the Chairman and/or required by law.
3. That the stipend compensation for attending any of the foregoing meetings shall be \$70.00 per meeting. No more than one stipend shall per day. Stipend shall not be paid when paid by another agency.
4. That, in addition to the foregoing provisions, Commissioners shall be entitled to reimbursement for travel, lodging and meal expenses in accordance with county and statutory criteria

Dated at Willmar, Minnesota this 15<sup>th</sup> day of December, 2009.

ATTEST:

Sam Modderman  
County Auditor/Treasurer

BY THE BOARD:

Dennis E. Peterson  
Chairman

A motion by Falk 2<sup>nd</sup> Shuck to approve the transfer of funds in the amount of \$400,000.00 from the Data Processing Capital Equipment Fund to Computer-Communication Maintenance Fund was on vote unanimously adopted.

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

#### RESOLUTION

WHEREAS, Contract 9006 has in all things been completed, the County Board being fully advised in the premises.

NOW THEN, BE IT RESOLVED that the Board hereby accepts the completed contract for and in behalf of the County of Kandiyohi and authorized final payment to Structural Specialties Inc. in the amount of \$14,911.54.

Dated at Willmar, Minnesota this 15<sup>th</sup> day of December, 2009.

ATTEST:

BY THE BOARD:

Sam Modderman  
County Auditor/Treasurer

Dennis E. Peterson  
Chairman

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

#### RESOLUTION

WHEREAS, Contract 9002 has in all things been completed, the County Board being fully advised in the premises.

NOW THEN, BE IT RESOLVED that the Board hereby accepts the completed contract for and in behalf of the County of Kandiyohi and authorized final payment to Duinink Bros., Inc. in the amount of \$128,186.61.

Dated at Willmar, Minnesota this 15<sup>th</sup> day of December, 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 roll call vote adopted. Voting yes: Larson, Falk, Peterson, Shuck, Madsen. Voting no: None.

#### RESOLUTION OF THE KANDIYOHI COUNTY BOARD OF COMMISSIONERS REGARDING SALE OF LAND KNOWN AS UNIT 8

WHEREAS, the County of Kandiyohi (hereafter referred to as Seller) is the owner of property located on the former State Hospital Grounds, located in the City of Willmar, County of Kandiyohi, State of Minnesota, know as Unit 8 which is legally described on attached Exhibit A which is made a part hereof, and

WHEREAS, Unit 8 is no longer required by either the State of Minnesota or by Kandiyohi County, and

WHEREAS, Kandiyohi County has notified MinnWest Technology Campus Management Company, LLC, (hereafter referred to as Buyer), of the availability of Unit 8 under the provisions of the Option Agreement, and Buyer has advised Seller, within the time limit of the notice, of its intention to purchase the unit pursuant to the terms of the Option Agreement, and

WHEREAS, Buyer has presented to Seller a Purchase Agreement which is tendered in accordance with terms and conditions of the Option Agreement, now

THEREFORE, BE IT RESOLVED, that the County of Kandiyohi does accept the purchase offer for Unit 8 from Buyer for the sale price of \$45,073.00 plus the depreciated value of the major capital improvements of \$113,517.59, and

BE IT FURTHER RESOLVED that the Chairman of the Board of County Commissioners and the County Auditor are hereby authorized to execute on behalf of Kandiyohi County all documents and instruments necessary to effectuate the transfer or transfers contemplated in said agreement.

Dated at Willmar, Minnesota this 15<sup>th</sup> day of December, 2009.

ATTEST:

BY THE BOARD:

Sam Modderman  
County Auditor/Treasurer

Dennis E. Peterson  
Chairman

A motion by Shuck 2<sup>nd</sup> Larson to approve the following Resolution was on roll call vote adopted. Voting yes: Larson, Falk, Peterson, Shuck, Madsen. Voting no: None.

RESOLUTION OF THE  
KANDIYOHI COUNTY BOARD OF COMMISSIONERS  
REGARDING SALE OF LAND KNOWN AS UNIT 14

WHEREAS, the County of Kandiyohi (hereafter referred to as Seller) is the owner of property located on the former State Hospital Grounds, located in the City of Willmar, County of Kandiyohi, State of Minnesota, know as Unit 14 which is legally described on attached Exhibit A which is made a part hereof, and

WHEREAS, Unit 14 is no longer required by either the State of Minnesota or by Kandiyohi County, and

WHEREAS, Kandiyohi County has notified MinnWest Technology Campus Management Company, LLC, (hereafter referred to as Buyer), of the availability

of Unit 14 under the provisions of the Option Agreement, and Buyer has advised Seller, within the time limit of the notice, of its intention to purchase the unit pursuant to the terms of the Option Agreement, and

WHEREAS, Buyer has presented to Seller a Purchase Agreement which is tendered in accordance with terms and conditions of the Option Agreement, now

THEREFORE, BE IT RESOLVED, that the County of Kandiyohi does accept the purchase offer for Unit 14 from Buyer for the sale price of \$93,848.00 plus the depreciated value of the major capital improvements of \$148,357.59, and

BE IT FURTHER RESOLVED that the Chairman of the Board of County Commissioners and the County Auditor are hereby authorized to execute on behalf of Kandiyohi County all documents and instruments necessary to effectuate the transfer or transfers contemplated in said agreement.

Dated at Willmar, Minnesota this 15<sup>th</sup> day of December, 2009.

ATTEST:

BY THE BOARD:

Sam Modderman  
County Auditor/Treasurer

Dennis E. Peterson  
Chairman

A motion by Madsen 2<sup>nd</sup> Shuck to approve the list of Depositories/Custodian Pledged Securities of Kandiyohi County Funds, pursuant to Minnesota Statutes 118A, effective January 1, 2010 as follows:

<u>Depositories</u>	<u>Custodian Pledged Securities</u>
Bremer Bank	FDIC/Wells Fargo Safekeeping
Concorde Bank	FDIC
Atwater State Bank	FDIC/United Bankers Bank
United Minnesota Bank	FDIC
U S Bank	FDIC/US Bank National Ass'n
Home State Bank	FDIC
United Prairie Bank	FDIC/Cert of Suretyship
Citizens Bank Lake Lillian	FDIC
Prinsburg State Bank	FDIC
Wells Fargo Bank	FDIC/SIPC
Heritage Bank	FDIC
Lake Region Bank	FDIC/Letter of Credit/United Bankers Bank
Magic Fund	FDIC/PublicFinancial Management Group
North American State Bank	FDIC/United Bankers Bank
Charles Schwab	FDIC/SIPC
Morgan Keegan	FDIC/SIPC

was on vote unanimously adopted.

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

## RESOLUTION

WHEREAS, the County of Kandiyohi supports the grant application made to the Minnesota Department of Natural Resources for a Solar Energy Legacy Grant. The application is to purchase, install, and interpret solar electric panels at the trailhead and education facility of Prairie Woods Environmental Learning Center which includes the Bur Oak Nordic Ski Trail and a section of a 230 mile snowmobile trail maintained by the Little Crow Trail Association. The project is located within the 500 acres of Prairie Woods Environmental Learning Center and

WHEREAS, the County of Kandiyohi recognizes the twenty-five (25) percent match requirement for the Solar Energy Legacy Grants, and has secured the matching funds.

NOW, THEREFORE, BE IT RESOLVED, if the County of Kandiyohi is awarded a grant by the Minnesota Department of Natural Resources, the County of Kandiyohi agrees to accept the grant award, and may enter into an agreement with the State of Minnesota for the above referenced project. The County of Kandiyohi will comply with all applicable laws, environmental requirements and regulations as stated in the grant agreement, and

BE IT FURTHER RESOLVED, the County Commissioners of the County of Kandiyohi names the fiscal agent for the County of Kandiyohi for this project as:

Sam Modderman  
Kandiyohi County Auditor/Treasurer  
400 SW Benson Avenue  
Willmar, MN 56201

BE IT FURTHER RESOLVED, the County of Kandiyohi hereby assures the Solar Energy Project will be maintained for a period of no less than 20 years.

Dated at Willmar, Minnesota this 14<sup>th</sup> day of December, 2009.

ATTEST:

Sam Modderman  
County Auditor/Treasurer

BY THE BOARD:

Dennis E. Peterson  
Chairman

A motion by Larson 2<sup>nd</sup> Shuck to allow permits to be issued by the Highway Department for 10% over loads in the winter months of 2009-2010 was on vote unanimously adopted.

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

#### RESOLUTION

WHEREAS, Contract for the 16 Bed State Operated Inpatient Mental Health Facility has in all things been completed, the County Board being fully advised in the premises.

NOW THEN, BE IT RESOLVED that the Board hereby accepts the completed contract for and in behalf of the County of Kandiyohi and authorized final payment to Kue Contractors, Inc. in the amount of \$10,907.00.

Dated at Willmar, Minnesota this 15<sup>th</sup> day of December, 2009.

ATTEST:

BY THE BOARD:

Sam Modderman  
County Auditor/Treasurer

Dennis E. Peterson  
Chairman

A motion by Falk 2<sup>nd</sup> Shuck to approve increasing the jail booking fees from \$10.00 to \$15.00 effective January 1, 2010 with an increase to \$20.00 effective January 1, 2011 if it can be substantiated was on vote unanimously adopted.

A motion by Shuck 2<sup>nd</sup> Larson to approve the contract with the City of Pennock for police patrol from January 1, 2010 to December 31, 2010 at a rate of \$36.75 per hour for 40 hours per month was on vote unanimously adopted.

On motion the meeting was adjourned until 9:00 A.M., January 5, 2010.

ATTEST:

BY THE BOARD:

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Sam Modderman  
County Auditor/Treasurer

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Dennis E. Peterson  
Chairman