

JULY 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., July 7, 2009, pursuant to adjournment. All members were present.

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

RESOLUTION

BE IT RESOLVED by the Kandiyohi County Board of Commissioners, that it hereby designates Kylee Olson, Executive Director of the Chippewa River Watershed Project, as the Project Representative for the Shakopee Creek Headwaters Project Partnership/319 Implementation Continuation Project.

The Project Representative shall have the authority to represent the Kandiyohi County Board of Commissioners in all matters that do not specifically require action by the Kandiyohi County Board of Commissioners.

Dated at Willmar, Minnesota this 7th day of July, 2009.

ATTEST:

BY THE BOARD:

Sam Modderman
County Auditor/Treasurer

Dennis E. Peterson
Chairman

A motion by Madsen 2nd Larson to approve the minutes from the June 15, 2009 and June 16, 2009 board meetings was on vote unanimously adopted.

A motion by Falk 2nd Larson to approve the payment of claims being \$369,118.83 from Revenue Fund, \$5,051.15 from Regional Treatment Center, \$189,954.16 from Road and Bridge Fund, \$45,840.84 from Ditch Fund, \$720.99 from Library Fund, \$3,259.56 from Health & Human Services Building Fund, \$367.50 from Eagle Lake Sewer Fund, \$11,986.66 from Water & Sewer Fund, \$5,742.25 from Capital Projects Fund, \$488.26 from Computer/Communication Maintenance Fund, \$94.06 from D.A.R.E. Fund, \$52,648.34 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.

State Auditors Mike Hance and Brian Holmberg appeared for the Planning/Entrance meeting relating to the financial statement audit, the financial reporting process and the Auditor's and Client's responsibilities.

Jeff Bredberg, Director of Environmental Services, appeared and presented to the Board a wetland replacement plan for Scott and Jackie Van Hove on their property in Section 24 of Arctander Township. A motion by Shuck 2nd Madsen to approve the Wetland Replacement Plan for Scott and Jackie Van Hove on their property in Section 24 of Arctander Township contingent upon approval from the Board of Water and Soil Resources as presented was on vote unanimously adopted.

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

The request from the Nest Lake Improvement Association for \$3,000.00 for labor for harvesting weeds with the recommendation from the Task Force for \$3,000.00 contingent upon continued state funding. A motion by Shuck 2nd Falk to approve the recommendation from the Task Force was on vote unanimously adopted.

The request from the Crow River Watershed for \$12,775.00 for a grant match over a three year period with a recommendation from the Task Force to approve the request. Bredberg recommended \$4,258.00 for 2010 and to reapply for the remaining 2 years and contingent upon continued state funding. A motion by Larson 2nd Madsen to approve the recommendation from Bredberg was on vote unanimously adopted.

The request from the City of Willmar for \$1,500.00 for a rain garden at 10th Street and Kandiyohi Avenue SW with a recommendation from the Task Force for \$1,500.00 contingent upon continued state funding. A motion by Falk 2nd Larson to approve the recommendation from the Task Force was on vote unanimously adopted.

The request from the City of New London for \$3,000.00 for stream bank erosion at Neer Park with the recommendation from the Task Force for \$3,000.00 contingent upon continued state funding. A motion by Larson 2nd Shuck to approve the recommendation from the Task Force was on vote unanimously adopted.

The request from the Hawk Creek Watershed Project for \$3,838.00 for after the fact water testing with the recommendation from the Task Force for \$3,838.00 contingent upon continued state funding. A motion by Madsen 2nd Shuck to approve the recommendation from the Task Force was on vote unanimously adopted.

The request from the Wakanda Watershed Group for \$1,350.00 for water testing with the recommendation from the Task Force for \$1,350.00 contingent upon

continued state funding. A motion by Larson 2nd Madsen to approve the recommendation from the Task Force was on vote unanimously adopted.

The request from Kim Gorans and MTGA for \$6,000.00; \$3,000.00 in 2010 and \$3,000.00 for 2011 for continued water testing and sampling with the recommendation from the Task Force to approve the request. Jeff Bredberg recommended \$3,000.00 in 2010 and reapply for \$3,000.00 in 2011 contingent upon continued state funding. A motion by Madsen 2nd Falk to approve the recommendation from Bredberg was on vote unanimously adopted.

The request from the Green Lake Property Owners Assn for \$3,000.00 for water testing with the recommendation from the Task Force for \$3,000.00 contingent upon continued state funding. A motion by Larson 2nd Shuck to approve the recommendation from the Task Force was on vote unanimously adopted.

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

RESOLUTION

WHEREAS, the County Board of Commissioners of the County of Kandiyohi, State of Minnesota desire to offer for sale certain parcels of land that have forfeited to the State of Minnesota for non-payment of taxes, and

WHEREAS, said parcels of land have been viewed by the County Board of Commissioners and have been classified as non-conservative lands as provided for in Minnesota Statutes 282.01;

THEREFORE, be it resolved that the Kandiyohi County Board of Commissioners hereby certify that all parcels of land have been viewed and comply with the provisions of Minnesota Statutes 85.012,92.461, 282.01, Subd 8, 282.018 and the 1992 laws of Minnesota Ch 354, Art. 10, Sec. 9, amending M.S. Sec. 282.018, Sub. 2 (1990). The County Board of Commissioners hereby certifies that either the County Land Commissioner or the Soil and Water Conservation Board of the district in where the land is located has reviewed the following land sale list and identified any and all non-forested marginal land and wetland.

PARCEL NUMBER	LEGAL DESCRIPTION
27-744-0110	Lot Eleven (11), Block One (1), Fourth Addition to Peaceful Hills as per plat of record

BE IT FURTHER RESOLVED, That the Kandiyohi County Board of Commissioners hereby request approval from the Minnesota Department of Natural Resources for the sale of said lands.

Dated at Willmar, Minnesota this 7th day of July, 2009.

ATTEST:

BY THE BOARD:

Sam Modderman
County Auditor/Treasurer

Dennis E. Peterson
Chairman

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

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT

Be it resolved that the Kandiyohi County Sheriff's Office enter into a grant agreement with the Minnesota Department of Public Safety, Office of Traffic Safety for the project entitled SAFE & SOBER COMMUNITIES during the period from October 1, 2009 through September 30, 2010.

The Sheriff of Kandiyohi County is hereby authorized to execute such agreements and amendments as are necessary to implement the project on behalf of the Kandiyohi County Sheriff's Office and to be the fiscal agent and administer the grant.

Dated at Willmar, Minnesota this 7th day of July, 2009.

ATTEST:

BY THE BOARD:

Sam Modderman
County Auditor/Treasurer

Dennis E. Peterson
Chairman

Gary Danielson, Public Works Director, appeared and reported on the bids for the Kandiyohi County Sanitary Landfill 2009 Phase 6 Liner and Final Cover Construction LFPH6-09 and reported that the bid from Chad Monson Excavating, LCC should be corrected to read \$527,318.49 and recommended that the bid be awarded to the lowest bidder, Chad Monson Excavating, LCC of Willmar, MN in the amount of \$527,318.49. A motion by Larson 2nd Madsen to award the bid for the Kandiyohi County Sanitary Landfill 2009 Phase 6 Liner and Final Cover Construction LFPH6-09 to Chad Monson Excavating, LLC of Willmar, MN in the amount of \$527,318.49 was on vote unanimously adopted.

A motion by Falk 2nd Larson to approve the Cooperative Construction Agreement between City of Willmar and Kandiyohi County for SAP 34-623-26 and SAP 175-020-21 (Willmar Avenue SW) Improvement Projects in the amount of \$248,814.25 was on vote unanimously adopted.

A motion by Shuck 2nd Madsen to approve the Cooperative Construction Agreement between City of Willmar and Kandiyohi County for SAP 34-623-25 and SAP 175-020-20 (Willmar Avenue SW) Improvement Projects in the amount of \$62,635.00 was on adopted. Voting yes: Shuck, Madsen, Peterson, Larson. Voting no: Falk.

A motion by Larson 2nd Shuck to approve the grant from the Otto Bremer Foundation in the amount of \$60,000.00 for the Restorative Justice-Circle Sentencing Project was on vote unanimously adopted.

The Public Hearing on the Capital Improvement Plan and Authorizing the issuance and sale of General Obligation Capital Improvement Plan Bonds came on for hearing as per public notice.

Larry Kleindl, County Administrator presented the information on the refunding of the 1998 Certificates of Participation issued by the Kandiyohi Building Authority and replacing with General Obligation Capital Improvement Plan Bonds.

All those present were given an opportunity to be heard.

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

A motion by Madsen 2nd Shuck to approve the Resolution authorizing the adoption of a Capital Improvement Plan and issuance of General Obligation Capital Improvement Plan Bonds and authorizing the County to enter into an agreement with the Public Facilities Authority was on vote unanimously adopted.

The County Board meeting was recessed.

The Board of Health meeting was held.

The County Board meeting was reconvened.

A motion by Falk 2nd Larson to approve the 2009 Cooperative Agreement for Waste Pesticide Collection for the period from July 1, 2009 thru June 30, 2010 was on vote unanimously adopted.

On motion the meeting was adjourned until 10:00 A.M., July 21, 2009.

ATTEST:

BY THE BOARD:

Sam Modderman
County Auditor/Treasurer

Dennis E. Peterson
Chairman