

## ADJOURNED MEETING OF THE COUNTY BOARD

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

The Board of Commissioners of Kandiyohi County, Minnesota met at 7:00 P.M., September 18, 2009, pursuant to adjournment. All members were present.

The public hearing for the proposed boundary expansion of the Green Lake Sanitary Sewer & Water District and the wastewater system improvements for Diamond Lake in Kandiyohi County were held as per notice given.

Chairman Peterson called the hearing to order and made introductions.

Gary Danielson, Public Works Director, stated that the purpose of the hearing is to consider a boundary expansion of the Green Lake Sanitary Sewer & Water District and a wastewater collection system serving the Diamond Lake area in Kandiyohi County.

Brad DeWolf from Bolton & Menk, Inc. gave a PowerPoint presentation on the Engineer's Survey and Examination Report and the need for a proposed wastewater collection system at an estimated cost of \$16,329.00/unit.

Chairman Peterson explained the procedure for public testimony and comments.

Eleven people gave public testimony and comments.

All present were given an opportunity to be heard.

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

Gary Danielson, Public Works Director, presented and read a proposed resolution of Finding of Facts and Order.

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

### RESOLUTION

#### FINDINGS OF FACT AND ORDER

#### GREEN LAKE SANITARY SEWER AND WATER DISTRICT BOUNDARY EXPANSION & WASTEWATER SYSTEM IMPROVEMENTS TO DIAMOND LAKE

BE IT RESOLVED by the Kandiyohi County Board of Commissioners as follows:

WHEREAS, the Kandiyohi County Board of Commissioners did order Bradley C. DeWolf of Bolton & Menk, Inc., Consulting Engineers, (Engineer) to study and make recommendations regarding a wastewater collection system and expansion of Green Lake Sanitary Sewer & Water District boundaries for Diamond Lake in

Kandiyohi County; and

WHEREAS, the Engineer has made a "Report on Engineer's Survey and Examination to Kandiyohi County for providing Wastewater System Improvements to Diamond Lake in Kandiyohi County" regarding such a wastewater collection system which would be constructed and maintained in an expanded Green Lake Sanitary Sewer and Water District, and

WHEREAS, a 1,000 foot area measured from the shoreline of Diamond Lake was examined for an expanded Green Lake Sanitary Sewer & Water District (GLSSWD) service boundary as detailed in the report and subsequently modified to exclude certain public lands in the hearing notices containing descriptions of the proposed expanded district, and

WHEREAS, a Notice of Public Hearing was published on August 28 and September 4, 2009, and was mailed to affected property owners August 21, 2009; and

WHEREAS, a Public Hearing was held on September 18, 2009, and

WHEREAS, persons having an interest in these proceedings were given an opportunity to be heard at said public hearing, and

WHEREAS, all written comments and other materials furnished by persons interested in these matters, which materials are on file with the Kandiyohi County Auditor and Public Works Director, were duly considered by the Kandiyohi County Board.

NOW, THEREFORE, pursuant to the authority of Minnesota Statutes, Chapter 116A, the Kandiyohi County Board of Commissioners makes the following:

#### FINDINGS OF FACT

1. That Notice of Hearing was duly given.
2. That the existing wastewater treatment facility of the Green Lake Sanitary Sewer & Water District has capacity to process the wastewater from the Diamond Lake area and that the wastewater lift stations and forcemain being built by the City of Kandiyohi to the GLSSWD wastewater treatment facility has capacity to transport the wastewater from Diamond Lake.
3. That the City of Kandiyohi has agreed in principle to the use of the City's lift stations and forcemain.
4. That proposed improvements for the collection and transport of wastewater from the Diamond Lake area using low pressure collection lines and force main lines to the City of Kandiyohi facilities and then to District facilities are feasible.
5. That there is benefit and necessity for wastewater collection and treatment from properties around Diamond Lake

6. That there is necessity to expand Green Lake Sanitary Sewer & Water District boundaries as described at said hearing to include Diamond Lake in order to construct and maintain a wastewater collection and treatment system and to monitor all existing treatment system efficacies within the expanded district.

IT IS HEREBY ORDERED AS FOLLOWS:

The Engineer is directed to conduct a detailed survey, develop plans, specifications and bidding documents for a wastewater treatment collection system for properties in the Diamond Lake expansion area as proposed in the Engineer's Report, together with estimates of costs based on forcemain agreements with the City of Kandiyohi and bids received; and to bring those matters back to the Kandiyohi County Board of Commissioners for further consideration at the Second Hearing. The Green Lake Sanitary Sewer & Water District shall be expanded as proposed to accomplish such design, collection, transportation, treatment and monitoring.

Dated at Willmar, Minnesota this 18<sup>th</sup> day of September, 2009.

ATTEST

BY THE BOARD

Sam Modderman  
County Auditor/Treasurer

Dennis E. Peterson  
Chairman

The meeting was adjourned

ATTEST:

BY THE BOARD:

\_\_\_\_\_  
Sam Modderman  
County Auditor/Treasurer

\_\_\_\_\_  
Dennis E. Peterson  
Chairman