

**LINCOLN COUNTY BOARD OF COMMISSIONERS  
MEETING MINUTES**

September 20, 2011  
Courthouse Commissioner Room  
Ivanhoe, MN 56142

The meeting was called to order at 9:00 a.m. by Board Chair, Don Evers, followed by the Pledge of Allegiance. Commissioners present were Don Evers, Adam Gillund, Curtis Blumeyer, Larry Hansen and Joan Jagt. Also present were Auditor, Kathy Schreurs and Glen Petersen, County Attorney.

Motion by Gillund, seconded by Jagt, to approve minutes from the September 6, 2011 Commissioner meeting. All voted in favor

Motion by Blumeyer, seconded by Hansen, to approve agenda items. All voted in favor.

Robert Olsen, Environmental Office, reported that repairs have been completed on Judicial Ditch 28.

Olsen reported that County Ditch 35 will be receiving a bill from Andrejek Construction for work done on County Ditch 35 for the removal, burying and burning of trees. Matt Jerzak has agreed to pay half of the cost. Total cost is \$4,790.00.

Olsen reported that Kontz Family Trust has agreed to pay \$10,000.00 to the Judicial Ditch 11 Repair Fund for future repairs to the Ditch. U.S. Fish and Wildlife currently has a purchase option on the property and has agreed to pay \$25,000.00 in lieu of future property taxes as U.S. Fish and Wildlife is exempt from paying ditch assessments.

Motion by Hansen, seconded by Jagt, to remove the Board's objection to the USFWS acquisition of the Kontz property and to certify the acquisition based upon the USFWS's commitment of a one-time payment of \$25,000.00 to Lincoln County to address future property tax deficiency on the property; that USFWS will continue to make annual payments to the county (so long as funded by congress) in lieu of taxes; USFWS to include language in the deed recognizing the drainage system and the drainage authorities obligation to inspect and maintain the system; and USFWS (either of its own or from proceeds from the acquisition) to deposit \$10,000.00 in the maintenance account for the drainage system to offset the removal of the property from future maintenance assessments for the drainage system. Commissioners Jagt, Hansen and Gillund voted in favor. Commissioners Blumeyer and Evers voted in opposition. Motion carried by majority vote.

Olsen reported that Auditor Schreurs has received a Petition for Improvement for County Ditch No. 33. Motion by Jagt, seconded by Hansen to accept the petition. All voted in favor.

Motion by Jagt, seconded by Gillund, to appoint Duane Hensel as Engineer for the County Ditch No. 33 petition. All voted in favor.

Olsen reported that there will be a JD #31 FEMA repair project bid review with the Engineer on September 22, 2011.

Olsen reported that Mike Thooft is interested in possibly being a Ditch Viewer.

Cara Nielsen, Transit Director, reported that she has forwarded information to Mn/DOT regarding a complaint involving the transporting of pre-school children to school. Nielsen reported that the department is in compliance with current regulations.

Lee Amundson, Engineer, gave the construction/maintenance update.

Amundson reported:

- that the repairs have been completed on CSAH 17 (Hendricks) and is now draining properly

- that the shop lighting has been completed and a rebate check is expected soon
- that the DNR will begin draining water from the Tyler DNR Wetland Management Area along US Highway 14 west of Tyler on September 22, 2011
- presented a budget comparison between 2000 and 2011
- reported that CSAH 7, SP 041-607-39, project information meeting is scheduled for September 20, 2011 at 7:00 p.m. in Porter, MN
- he had received letter from the City of Arco requesting blacktop of approximately one mile of County Road 111 and Arco's Railroad Street
- that the deadline requirement to install reflective signs has been eliminated

Carolyn Drude, Ehlers & Associates, reviewed a pre-sale report for refunding bonds that are being considered. The sale would include a combination of the current jail facility bonds and the capital improvement bonds. There is a potential savings of \$140,000.00. Motion by Gillund, seconded by Jagt to approve Resolution No. 34-2011. All voted in favor.

**Resolution No. 35-2011  
Resolution Providing for the Sale of  
Approximately \$1,620,000.00 General Obligation Refunding Bonds  
Series 2011A**

- A. WHEREAS, the County Board of Lincoln County, Minnesota, has heretofore determined that it is necessary and expedient to issue the County's approximately \$1,620,000 General Obligation Refunding Bonds, Series 2011A (the "Bonds"), to provide funds sufficient for a current refunding on February 1, 2012, of all the County's General Obligation Refunding Bonds, Series 2004, dated August 1, 2004 and the General Obligation Capital Improvement Plan Bonds, Series 2008, dated September 11, 2008; and
- B. WHEREAS, the County has retained Ehlers & Associates, Inc., in Roseville, Minnesota ("Ehlers"), as its independent financial advisor for the Bonds and is therefore authorized to solicit proposals in accordance with Minnesota Statutes, Section 475.60, Subdivision 2(9):

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

1. Authorization; Findings. The County Board hereby authorizes Ehlers to solicit proposals for the sale of the Bonds.
2. Meeting: Proposal Opening. The County Board shall meet at 11:30 p.m. on October 18, 2011, for the purpose of considering sealed proposals for and awarding the sale of the Bonds.
3. Official Statement. In connection with said sale, the officers or employees of the County are hereby authorized to cooperate with Ehlers and participate in the preparation of an official statement for the Bonds and to execute and deliver it on behalf of the County upon its completion.

ADOPTED by unanimous voted this 20<sup>th</sup> day of September, 2011.

ATTEST:

\_\_\_\_\_  
Don Evers, 2011 Board Chair

\_\_\_\_\_  
Kathy Schreurs, County Auditor

Correspondence was reviewed and the following Committee Reports were given:

Evers – Road and Bridge Pre-Construction  
Gillund – none  
Jagt – none  
Blumeyer – SWCD, SW Workforce Council, LCEDC  
Hansen – SRDC, RSVP, LCEDC

Auditor Warrants were presented.

Motion by Gillund, seconded by Jagt, to approve the following Commissioner Warrants #14659 – 14763 for the following amounts: Revenue – \$51,822.94, Road & Bridge - \$36,260.32, Ditch - \$69,908.66, LBLID - \$1,247.20. All voted in favor.

The following bills were over \$2,000.00 per M.S. 375.12:

Alpha Wireless - \$3,894.90, Andrzejek Cherp Exc. - \$10,330.85, Tom Barber - \$5,296.00, Buffalo Ridge Concrete - \$38,179.92, Divine Providence - \$2,086.50, Double D Gravel - \$11,647.82, Ken's AutoBody - \$3,536.23, Midwest Glass - \$3,230.00, Nielsen Excavating - \$11,457.00, Olson & Johnson - \$3,694.03, Prairie Pride - \$24,472.10, Tyler Oil - \$2,111.85, Waste Management - \$5,569.31.

Motion by Blumeyer, seconded by Jagt, to approve Fishing Pier Cooperative Agreement with the Department of Natural Resources. All voted in favor.

Motion by Gillund, seconded by Jagt, to approve 63 month lease agreement for digital mailing system: Claritus IM480. All voted in favor.

Motion by Jagt, seconded by Hansen to approve Memorandum of Understanding between the Southwest Regional Development Commission and Lincoln County, for the purpose of creating the Southwest Sustainable Development Consortium as outlined in the U.S. Department of Housing and Urban Development's Sustainable Communities Regional Planning Grant Program Application and referred to as Docket No. FR-5500-N-30. All voted in favor.

Motion by Gillund, seconded by Hansen, to adjourn at 11:15 a.m. All voted in favor.

ATTEST:

---

Don Evers, 2011 Board Chair

---

Kathy Schreurs, County Auditor