

**LINCOLN COUNTY BOARD OF COMMISSIONERS
MEETING MINUTES**

April 21, 2020
Courthouse Assembly Room
Ivanhoe, MN 56142

The meeting was called to order at 9:00 a.m. by Vice Board Chair Mic VanDeVere, followed by the Pledge of Allegiance. Commissioners present were Corey Sik, Rick Hamer, Mic VanDeVere and Jack Vizecky via conference call. Commissioner Drietz was absent. Also present was Lincoln County Auditor-Treasurer, Deb Vierhuf and Lincoln County Attorney, Glen Petersen. No conflicts of interest were noted.

Motion by Hamer, seconded by Sik to approve the consent agenda which included approval of the minutes from April 7, 2020 and the agenda for April 21, 2020. All (4) voted in favor.

The Vice Chair announced that the next order of business was consideration of the proposals which had been received for the purchase of the County's Taxable General Obligation Tax Abatement Bonds, Series 2020A, to be issued in the original aggregate principal amount of \$4,925,000.

The County Auditor/Treasurer presented a tabulation of the proposals that had been received in the manner specified in the Terms of Proposal for the Bonds. The proposals are attached hereto as **EXHIBIT A**. (on file in the bond register)

After due consideration of the proposals, Commissioner VanDeVere then introduced the following written resolution, the reading of which was dispensed with by unanimous consent, and moved its adoption:

RESOLUTION NO. 20-2020

A RESOLUTION AWARDING THE SALE OF TAXABLE GENERAL OBLIGATION TAX ABATEMENT BONDS, SERIES 2020A, IN THE ORIGINAL AGGREGATE PRINCIPAL AMOUNT OF \$4,925,000; FIXING THEIR FORM AND SPECIFICATIONS; DIRECTING THEIR EXECUTION AND DELIVERY; AND PROVIDING FOR THEIR PAYMENT

BE IT RESOLVED By the County Board of Lincoln County, Minnesota (the "County") as follows:

Section 1. Sale of Bonds.

1.01. Background.

(a) Interstate Telecommunications Cooperative, Inc., a South Dakota cooperative corporation (the "Provider") proposes to finance a portion of the cost of the acquisition, construction and installation of a fiber optic broadband telecommunications network and related facilities (the "Broadband Facilities") and has requested that the County issue its general obligation abatement bonds to finance a portion of the local share of the 2020 fiber-optic communication network (the "Project").

(b) Under Minnesota Statutes, Chapter 475, as amended, and Sections 469.1812 through 469.1815, as amended (collectively, the "Act"), the County is authorized to grant a property tax abatement on specified parcels in order to accomplish certain public purposes, including the provision or construction of public infrastructure.

(c) Pursuant to resolutions adopted by the County Board of the County on August 7, 2018 and April 7, 2020 (collectively, the "Abatement Resolution") following a duly noticed public

hearing, the County Board approved a property tax abatement (the “Abatements”) for certain property in the County (the “Abatement Parcels”) over a period of 20 years, in an amount in an amount up to \$6,500,000 which is sufficient to pay the principal amount of bonds issued to finance the Project.

(d) In the Abatement Resolution, the County found and determined that the Project benefits the Abatement Parcels, and that the maximum principal amount of bonds to be secured by Abatements does not exceed the estimated sum of Abatements from the Abatement Parcels for the term authorized under the Abatement Resolution.

(e) The County Board finds it necessary and expedient to the sound financial management of the affairs of the County to issue its Taxable General Obligation Tax Abatement Bonds, Series 2020A (the “Bonds”), in the original aggregate principal amount of \$4,925,000, pursuant to the Act, to provide financing for the Project.

(f) Pursuant to an Amended and Restated Memorandum of Understanding between the County and the Provider (the “MOU”), the County will provide the proceeds of the Bonds to the Provider to assist in the financing of the Project.

(g) The County is authorized by Section 475.60, subdivision 2(9) of the Act to negotiate the sale of the Bonds, it being determined that the County has retained an independent municipal advisor in connection with such sale. The actions of the County staff and municipal advisor in negotiating the sale of the Bonds are ratified and confirmed in all aspects.

1.02. Award to the Purchaser and Interest Rates. The proposal of Northland Securities, Inc., Minneapolis, Minnesota (the “Purchaser”), to purchase the Bonds is hereby found and determined to be a reasonable offer and is hereby accepted, the proposal being to purchase the Bonds at a price of \$4,883,345.50 (par amount of \$4,925,000.00, less underwriter’s discount of \$41,654.50), plus accrued interest to date of delivery, if any, for Bonds bearing interest as follows:

<u>Year</u>	<u>Interest Rate</u>	<u>Year</u>	<u>Interest Rate</u>
2022	1.40%	2027	1.80%
2023	1.45	2028	1.90
2024	1.50	2029	2.00
2025	1.60	2030	2.10
2026	1.70	2031	2.20

1.03. Purchase Contract. Any amount paid by the Purchaser over the minimum purchase price shall be credited to the Bond Fund hereinafter created or deposited in the Project Fund hereinafter created, as determined by the County Auditor/Treasurer in consultation with the County’s municipal advisor. The County Auditor/Treasurer is directed to retain the good faith check of the Purchaser, pending completion of the sale of the Bonds, and to return the good faith checks of the unsuccessful proposers. The Chair and County Auditor/Treasurer are authorized to execute a contract with the Purchaser on behalf of the County, if requested by the Purchaser.

1.04. Terms and Principal Amounts of the Bonds. The County will forthwith issue and sell the Bonds pursuant to the Act, in the total principal amount of \$4,925,000, originally dated May 14, 2020, in the denomination of \$5,000 each or any integral multiple thereof, numbered No. R-1, upward, bearing interest as above set forth, and maturing serially on February 1 in the years and amounts as follows:

<u>Year</u>	<u>Amount</u>	<u>Year</u>	<u>Amount</u>
2022	\$460,000	2027	\$495,000
2023	465,000	2028	505,000
2024	470,000	2029	510,000

2025	480,000	2030	520,000
2026	485,000	2031	535,000

1.05. Optional Redemption. The County may elect on February 1, 2027, and on any day thereafter to prepay Bonds due on or after February 1, 2028. Redemption may be in whole or in part and if in part, at the option of the County and in such manner as the County will determine. If less than all Bonds of a maturity are called for redemption, the County will notify DTC (as defined in Section 6 hereof) of the particular amount of such maturity to be prepaid. DTC will determine by lot the amount of each participant's interest in such maturity to be redeemed and each participant will then select by lot the beneficial ownership interests in such maturity to be redeemed. Prepayments will be at a price of par plus accrued interest.

Section 2. Registration and Payment.

2.01. Registered Form. The Bonds will be issued only in fully registered form. The interest thereon and, upon surrender of each Bond, the principal amount thereof, is payable by check or draft issued by the Registrar described herein.

2.02. Dates; Interest Payment Dates. Each Bond will be dated as of the last interest payment date preceding the date of authentication to which interest on the Bond has been paid or made available for payment, unless (i) the date of authentication is an interest payment date to which interest has been paid or made available for payment, in which case the Bond will be dated as of the date of authentication, or (ii) the date of authentication is prior to the first interest payment date, in which case the Bond will be dated as of the date of original issue. The interest on the Bonds is payable on February 1 and August 1 of each year, commencing February 1, 2021, to the registered owners of record thereof as of the close of business on the fifteenth day of the immediately preceding month, whether or not such day is a business day.

2.03. Registration. The County will appoint, and will maintain, a bond registrar, transfer agent, authenticating agent and paying agent (the "Registrar"). The effect of registration and the rights and duties of the County and the Registrar with respect thereto are as follows:

(a) Register. The Registrar must keep at its principal corporate trust office a bond register in which the Registrar provides for the registration of ownership of Bonds and the registration of transfers and exchanges of Bonds entitled to be registered, transferred or exchanged.

(b) Transfer of Bonds. Upon surrender for transfer of a Bond duly endorsed by the registered owner thereof or accompanied by a written instrument of transfer, in form satisfactory to the Registrar, duly executed by the registered owner thereof or by an attorney duly authorized by the registered owner in writing, the Registrar will authenticate and deliver, in the name of the designated transferee or transferees, one or more new Bonds of a like aggregate principal amount and maturity, as requested by the transferor. The Registrar may, however, close the books for registration of any transfer after the 15th day of the month preceding each interest payment date and until that interest payment date.

(c) Exchange of Bonds. When Bonds are surrendered by the registered owner for exchange the Registrar will authenticate and deliver one or more new Bonds of a like aggregate principal amount and maturity as requested by the registered owner or the owner's attorney in writing.

(d) Cancellation. Bonds surrendered upon transfer or exchange will be promptly cancelled by the Registrar and thereafter disposed of as directed by the County.

(e) Improper or Unauthorized Transfer. When a Bond is presented to the Registrar for transfer, the Registrar may refuse to transfer the Bond until the Registrar is satisfied that the

endorsement on the Bond or separate instrument of transfer is valid and genuine and that the requested transfer is legally authorized. The Registrar will incur no liability for the refusal, in good faith, to make transfers which it, in its judgment, deems improper or unauthorized.

(f) Persons Deemed Owners. The County and the Registrar may treat the person in whose name a Bond is registered in the bond register as the absolute owner of the Bond, whether the Bond is overdue or not, for the purpose of receiving payment of, or on account of, the principal of and interest on the Bond and for all other purposes, and payments so made to a registered owner or upon the owner's order will be valid and effectual to satisfy and discharge the liability upon the Bond to the extent of the sum or sums so paid.

(g) Taxes, Fees and Charges. The Registrar may impose a charge upon the owner thereof for a transfer or exchange of Bonds sufficient to reimburse the Registrar for any tax, fee or other governmental charge required to be paid with respect to the transfer or exchange.

(h) Mutilated, Lost, Stolen or Destroyed Bonds. If a Bond becomes mutilated or is destroyed, stolen or lost, the Registrar will deliver a new Bond of like amount, number, maturity date and tenor in exchange and substitution for and upon cancellation of the mutilated Bond or in lieu of and in substitution for any Bond destroyed, stolen or lost, upon the payment of the reasonable expenses and charges of the Registrar in connection therewith; and, in the case of a Bond destroyed, stolen or lost, upon filing with the Registrar of evidence satisfactory to it that the Bond was destroyed, stolen or lost, and of the ownership thereof, and upon furnishing to the Registrar an appropriate bond or indemnity in form, substance and amount satisfactory to it and as provided by law, in which both the County and the Registrar must be named as obligees. Bonds so surrendered to the Registrar will be cancelled by the Registrar and evidence of such cancellation must be given to the County. If the mutilated, destroyed, stolen or lost Bond has already matured or been called for redemption in accordance with its terms it is not necessary to issue a new Bond prior to payment.

(i) Redemption. In the event any of the Bonds are called for redemption, notice thereof identifying the Bonds to be redeemed will be given by the Registrar by mailing a copy of the redemption notice by first class mail (postage prepaid) not more than 60 days and not less than 30 days prior to the date fixed for redemption to the registered owner of each Bond to be redeemed at the address shown on the registration books kept by the Registrar and by publishing the notice if required by law. Failure to give notice by publication or by mail to any registered owner, or any defect therein, will not affect the validity of the proceedings for the redemption of Bonds. Bonds so called for redemption will cease to bear interest after the specified redemption date, provided that the funds for the redemption are on deposit with the place of payment at that time.

2.04. Appointment of Initial Registrar. The County appoints Bond Trust Services Corporation, Roseville, Minnesota, as the initial Registrar. The Chair and the County Auditor/Treasurer are authorized to execute and deliver, on behalf of the County, a contract with the Registrar. Upon merger or consolidation of the Registrar with another corporation, if the resulting corporation is a bank or trust company authorized by law to conduct such business, the resulting corporation is authorized to act as successor Registrar. The County agrees to pay the reasonable and customary charges of the Registrar for the services performed. The County reserves the right to remove the Registrar upon 30 days' notice and upon the appointment of a successor Registrar, in which event the predecessor Registrar must deliver all cash and Bonds in its possession to the successor Registrar and must deliver the bond register to the successor Registrar. On or before each principal or interest due date, without further order of this Board, the County Auditor/Treasurer must transmit to the Registrar moneys sufficient for the payment of all principal and interest then due.

2.05. Execution, Authentication and Delivery. The Bonds will be prepared under the direction of the County Auditor/Treasurer and executed on behalf of the County by the signatures of the Chair and the County Auditor/Treasurer, provided that those signatures may be printed, engraved or lithographed

facsimiles of the originals. If an officer whose signature or a facsimile of whose signature appears on the Bonds ceases to be such officer before the delivery of a Bond, that signature or facsimile will nevertheless be valid and sufficient for all purposes, the same as if the officer had remained in office until delivery. Notwithstanding such execution, a Bond will not be valid or obligatory for any purpose or entitled to any security or benefit under this resolution unless and until a certificate of authentication on the Bond has been duly executed by the manual signature of an authorized representative of the Registrar. Certificates of authentication on different Bonds need not be signed by the same representative. The executed certificate of authentication on a Bond is conclusive evidence that it has been authenticated and delivered under this resolution. When the Bonds have been so prepared, executed and authenticated, the County Auditor/Treasurer will deliver the same to the Purchaser upon payment of the purchase price in accordance with the contract of sale heretofore made and executed, and the Purchaser is not obligated to see to the application of the purchase price.

Section 3. Form of Bond.

3.01. Execution of the Bonds. The Bonds will be printed or typewritten in substantially the form set forth in **EXHIBIT B.** (On file in the bond register)

3.02. Approving Legal Opinion. The County Auditor/Treasurer is authorized and directed to obtain a copy of the proposed approving legal opinion of Kennedy & Graven, Chartered, Minneapolis, Minnesota, which is to be complete except as to dating thereof and cause the opinion to be printed on or accompany each Bond.

Section 4. Payment; Security; Pledges and Covenants.

4.01. Bond Fund. The Bonds will be payable from the Taxable General Obligation Tax Abatement Bonds, Series 2020A Bond Fund (the "Bond Fund") hereby created. The Bond Fund shall be administered and maintained by the County Auditor/Treasurer as a bookkeeping account separate and apart from all other funds maintained in the official financial records of the County. The Abatements from the Abatement Parcels are hereby pledged to the Bond Fund. There is also appropriated to the Bond Fund (i) capitalized interest financed from the proceeds of the Bonds, if any; and (ii) amounts over the minimum purchase price paid by the Purchaser, to the extent designated for deposit in the Bond Fund in accordance with Section 1.03 hereof.

4.02. Project Fund. The County hereby creates the Taxable General Obligation Tax Abatement Bonds, Series 2020A Project Fund (the "Project Fund"). Proceeds of the Bonds, less the appropriations made in Section 4.01 hereof, will be deposited in the Project Fund to be used solely to defray expenses of the Project described herein and in the MOU and the Abatement Resolution. When the Project is completed and the cost thereof paid, the Project Fund is to be closed and any funds remaining may be deposited in the Bond Fund.

4.03. General Obligation Pledge. For the prompt and full payment of the principal of and interest on the Bonds, as the same respectively become due, the full faith, credit and taxing powers of the County will be and are hereby irrevocably pledged. If the balance in the Bond Fund is ever insufficient to pay all principal and interest then due on the Bonds and any other bonds payable therefrom, the deficiency will be promptly paid out of monies in the general fund of the County which are available for such purpose, and such general fund may be reimbursed with or without interest from the Bond Fund when a sufficient balance is available therein.

4.04. Debt Service Coverage. For the purpose of paying the principal of and interest on the Bonds, there is levied a direct annual irrevocable ad valorem tax (the "Taxes") upon all of the taxable property in the County, which will be spread upon the tax rolls and collected with and as part of other general taxes of the County. The taxes will be credited to the Debt Service Fund above provided and will be in the years and amounts as set forth in **EXHIBIT C.**(on file in the bond register) It is hereby determined that the estimated collections of Abatements and the foregoing Taxes will produce at least 5% in excess of the amount needed to meet when due the principal and interest payments on the Bonds.

4.05. Registration of Resolution. The County Auditor/Treasurer is authorized and directed to file a certified copy of this resolution with the County Auditor/Treasurer of Lincoln County, Minnesota and to obtain the certificate required by Section 475.63 of the Act.

Section 5. Authentication of Transcript.

5.01. County Proceedings and Records. The officers of the County are authorized and directed to prepare and furnish to the Purchaser and to the attorneys approving the Bonds, certified copies of proceedings and records of the County relating to the Bonds and to the financial condition and affairs of the County, and such other certificates, affidavits and transcripts as may be required to show the facts within their knowledge or as shown by the books and records in their custody and under their control, relating to the validity and marketability of the Bonds, and such instruments, including any heretofore furnished, will be deemed representations of the County as to the facts stated therein.

5.02. Certification as to Official Statement. The Chair and the County Auditor/Treasurer are authorized and directed to certify that they have examined the Official Statement prepared and circulated in connection with the issuance and sale of the Bonds and that to the best of their knowledge and belief the Official Statement is a complete and accurate representation of the facts and representations made therein as of the date of the Official Statement.

5.03. Other Certificates. The Chair and County Auditor/Treasurer are hereby authorized and directed to furnish to the Purchaser at the closing such certificates as are required as a condition of sale. Unless litigation shall have been commenced and be pending questioning the Bonds or the organization of the County or incumbency of its officers, at the closing the Chair, and the County Auditor/Treasurer shall also execute and deliver to the Purchaser a suitable certificate as to absence of material litigation, and the County Auditor/Treasurer shall also execute and deliver a certificate as to payment for and delivery of the Bonds.

5.05. Payment of Costs of Issuance. The County authorizes the Purchaser to forward the amount of Bond proceeds allocable to the payment of issuance expenses to Old National Bank, Chaska, Minnesota on the closing date for further distribution as directed by the County's municipal advisor, Ehlers & Associates, Inc.

Section 6. Book-Entry System; Limited Obligation of County.

6.01. DTC. The Bonds will be initially issued in the form of a separate single typewritten or printed fully registered Bond for each of the maturities set forth in Section 1.04 hereof. Upon initial issuance, the ownership of each Bond will be registered in the registration books kept by the Registrar in the name of Cede & Co., as nominee for The Depository Trust Company, New York, New York, and its successors and assigns ("DTC"). Except as provided in this section, all of the outstanding Bonds will be registered in the registration books kept by the Registrar in the name of Cede & Co., as nominee of DTC.

6.02. Participants. With respect to Bonds registered in the registration books kept by the Registrar in the name of Cede & Co., as nominee of DTC, the County, the Registrar and the Paying Agent will have no responsibility or obligation to any broker dealers, banks and other financial institutions from time to time for which DTC holds Bonds as securities depository (the "Participants") or to any other person on behalf of which a Participant holds an interest in the Bonds, including but not limited to any responsibility or obligation with respect to (i) the accuracy of the records of DTC, Cede & Co. or any Participant with respect to any ownership interest in the Bonds, (ii) the delivery to any Participant or any other person (other than a registered owner of Bonds, as shown by the registration books kept by the Registrar), of any notice with respect to the Bonds, including any notice of redemption, or (iii) the payment to any Participant or any other person, other than a registered owner of Bonds, of any amount with respect to principal of, premium, if any, or interest on the Bonds. The County, the Registrar and the Paying Agent may treat and consider the person in whose name each Bond is registered in the registration books kept by the Registrar as the holder and absolute owner of such Bond for the purpose of

payment of principal, premium and interest with respect to such Bond, for the purpose of registering transfers with respect to such Bonds, and for all other purposes. The Paying Agent will pay all principal of, premium, if any, and interest on the Bonds only to or on the order of the respective registered owners, as shown in the registration books kept by the Registrar, and all such payments will be valid and effectual to fully satisfy and discharge the County's obligations with respect to payment of principal of, premium, if any, or interest on the Bonds to the extent of the sum or sums so paid. No person other than a registered owner of Bonds, as shown in the registration books kept by the Registrar, will receive a certificated Bond evidencing the obligation of this resolution. Upon delivery by DTC to the County Auditor/Treasurer of a written notice to the effect that DTC has determined to substitute a new nominee in place of Cede & Co., the words "Cede & Co." will refer to such new nominee of DTC; and upon receipt of such a notice, the County Auditor/Treasurer will promptly deliver a copy of the same to the Registrar and Paying Agent.

6.03. Representation Letter. The County has heretofore executed and delivered to DTC a Blanket Issuer Letter of Representations (the "Representation Letter") which will govern payment of principal of, premium, if any, and interest on the Bonds and notices with respect to the Bonds. Any Paying Agent or Registrar subsequently appointed by the County with respect to the Bonds will agree to take all action necessary for all representations of the County in the Representation Letter with respect to the Registrar and Paying Agent, respectively, to be complied with at all times.

6.04. Transfers Outside Book-Entry System. In the event the County, by resolution of the County Board, determines that it is in the best interests of the persons having beneficial interests in the Bonds that they be able to obtain Bond certificates, the County will notify DTC, whereupon DTC will notify the Participants, of the availability through DTC of Bond certificates. In such event the County will issue, transfer and exchange Bond certificates as requested by DTC and any other registered owners in accordance with the provisions of this resolution. DTC may determine to discontinue providing its services with respect to the Bonds at any time by giving notice to the County and discharging its responsibilities with respect thereto under applicable law. In such event, if no successor securities depository is appointed, the County will issue and the Registrar will authenticate Bond certificates in accordance with this resolution and the provisions hereof will apply to the transfer, exchange and method of payment thereof.

6.05. Payments to Cede & Co. Notwithstanding any other provision of this resolution to the contrary, so long as a Bond is registered in the name of Cede & Co., as nominee of DTC, payments with respect to principal of, premium, if any, and interest on the Bond and all notices with respect to the Bond will be made and given, respectively in the manner provided in DTC's Operational Arrangements, as set forth in the Representation Letter.

Section 7. Continuing Disclosure.

7.01. Execution of Continuing Disclosure Certificate. "Continuing Disclosure Certificate" means that certain Continuing Disclosure Certificate executed by the Chair and County Auditor/Treasurer and dated the date of issuance and delivery of the Bonds, as originally executed and as it may be amended from time to time in accordance with the terms thereof.

7.02. County Compliance with Provisions of Continuing Disclosure Certificate. The County hereby covenants and agrees that it will comply with and carry out all of the provisions of the Continuing Disclosure Certificate. Notwithstanding any other provision of this resolution, failure of the County to comply with the Continuing Disclosure Certificate is not to be considered an event of default with respect to the Bonds; however, any Bondholder may take such actions as may be necessary and appropriate, including seeking mandate or specific performance by court order, to cause the County to comply with its obligations under this section.

Section 8. Defeasance. When all Bonds and all interest thereon have been discharged as provided in this section, all pledges, covenants and other rights granted by this resolution to the holders of the Bonds will cease, except that the pledge of the full faith and credit of the County for the prompt and full payment of the principal of and interest on the Bonds will remain in full force and effect. The County

may discharge all Bonds which are due on any date by depositing with the Registrar on or before that date a sum sufficient for the payment thereof in full or by depositing irrevocably in escrow, with a suitable institution qualified by law as an escrow agent for this purpose, cash or securities which are backed by the full faith and credit of the United States of America, or any other security authorized under Minnesota law for such purpose, bearing interest payable at such times and at such rates and maturing on such dates and in such amounts as shall be required and sufficient, subject to sale and/or reinvestment in like securities, to pay said obligation(s), which may include any interest payment on such Bond and/or principal amount due thereon at a stated maturity (or if irrevocable provision shall have been made for permitted prior redemption of such principal amount, at such earlier redemption date). If any Bond should not be paid when due, it may nevertheless be discharged by depositing with the Registrar a sum sufficient for the payment thereof in full with interest accrued to the date of such deposit.

The motion for the adoption of the foregoing resolution was duly seconded by Commissioner Sik and upon vote being taken thereon, the following voted in favor thereof:

and the following voted against the same:

Whereupon said resolution was declared duly passed and adopted.
Passed and adopted this 21st day of April, 2020.

ATTEST:

Joe Drietz, 2020 Board Chair

Deb Vierhuf, County Auditor-Treasurer

Chad Meester, Lincoln County Sheriff, presented a quote and information to purchase Higher Ground Capture 911 Equipment. We have had the current system for about 8 years and it is no longer compatible with our computer system. Motion by Sik, seconded by Hamer to purchase the Higher Ground Capture 911 Equipment in the amount of \$20,123.00. All (4) voted in favor.

Joe Wilson, Lincoln County Engineer, was present to give project updates. They were as follows:

- Working towards getting ready for this year's construction projects.
- The contractor is looking at finishing the County Highway 10 Graveling project. It is currently too wet.

Wilson presented maintenance updates. They were as follows:

- Have started removing the snow plow equipment.
- Finished up with the crack filling.
- Blading and shaping the gravel roads and shoulders to facilitate drainage.
- Have done some cleaning up at the Guida Pit with the Bulldozer.
- Tree trimming.

Wilson presented the Highway Annual Report to be reviewed and brought back for approval at the May 5th meeting. Information only.

Wilson informed the Board that the Community Wind North Repower Road Use Agreement is being worked on for approval at a later time. Information only.

Wilson informed the Board that the spring road restrictions came off on April 20, 2020. Information only.

Robert Olsen, Environmental, gave the following updates:

- The permit was issued to do the treatment at Lake Benton Lake. The Treatment will be done on April 22nd with Fluridone.

- Olsen would like to open the Landfill with safety protocols in place. The Board was in consensus with opening as long as the staff is comfortable with the guidelines.
- Currently working on a tiling project South of Highway 13 and have other projects lined up.
- Getting ready to install signage on the Blazing Star 1 project and working on replacing damaged signs.
- Will be increasing the hours of the part-time landfill employee to help out with summer projects.
- We have about 25 miles of buffer to get seeded.
- The rural garbage sites have been a mess with spring clean-up.

Information only.

Amber Scholten, Lincoln County Emergency Management, presented the updated Cell Phone Policy for approval. Motion by Sik, seconded by Hamer to approve the Updated Cell Phone Policy which is Code No. 134.2 of the Personnel Rules and Policies. All (4) voted in favor.

Scholten would like the Board to amend Resolution 17-2020 to extend the State of Emergency due to COVID-19. Motion by Hamer, seconded by Sik to approve Amended Resolution 17-2020 to extend the State of Emergency in Lincoln County due to COVID-19. All (4) voted in favor.

**Amended
Resolution No. 17-2020
Declaring a State of Emergency**

WHEREAS the COVID-19 pandemic impacted the population of Lincoln County and its cities; and

WHEREAS the COVID-19 pandemic event has caused a significant amount of public hardship and distress for Lincoln County Government, cities, residents and businesses; and

WHEREAS the Lincoln County Board originally passed Resolution 17-2020 Declaring a State of Emergency on March 17, 2020

WHEREAS the Lincoln County Department of Emergency Management requests the Lincoln County Board of Commissioners amend Resolution 17-2020 to extend Lincoln County's STATE OF EMERGENCY for the COVID-19 pandemic event of 2020 through May 13, 2020;

NOW, THEREFORE, BE IT RESOLVED, that the Lincoln County Board of Commissioners amend Resolution 17-2020 to extend Lincoln County's State of Emergency for conditions resulting from the COVID-19 pandemic event of 2020 through May 13, 2020.

Adopted by the Lincoln County Board of Commissioners this 21st day of April, 2020.

ATTEST:

Joe Drietz, 2020 Board Chair

Deb Vierhuf, County Auditor-Treasurer

Scholten gave an update on the following items:

- Discussion was held with the Wind Tower construction people and what their procedures are for stopping the spread of COVID-19. Anyone coming in with Excel Energy are to work from their truck for two weeks and not be in contact with other individuals. There will be a conference call set up to discuss with all Wind Tower construction individuals.

- Scholten would like to clarify that when alternate care sites was discussed previously, it was stated that Divine Providence Hospital has mold in it. Scholten would like to clarify -it is the Nunnery part of Divine Providence that has the mold, not the Nursing Home or other areas of the building.
- Courthouse staff is working alternating 12 hour days to keep offices open if someone in an office gets sick.
- Continue to work with first responders and PPE.
- MDH can now share the address for COVID-19 if responders are called to that residence.
- Partition barriers have been ordered for the offices.
- Some of the Safety training may be done online this year.
- Homemade mask drive will take place on April 25th and will be headed up by the fire departments.
- A.C.E. will be holding the food shelf drive on April 23rd in the Highway parking lot.
- Lincoln County has received \$11,000.00 in grant dollars to go towards GIS. Scholten would like to form a GIS Committee with the Assessor's office, Environmental office, Sheriff's Office along with a Commissioner to review signage around the County. The Board was in consensus with Scholten moving forward with forming the committee.

Information only.

Discussion was held on the Lincoln County Parks. They will remain closed until May 5th and the topic will be revisited at the May 5th Board Meeting. Governor Walz has mandated the closure of all campgrounds at this time. Information only.

Committee Reports were given:

Drietz – absent

Hamer – None

Sik – SW Adult Mental Health Consortium, SWHHS

VanDeVere – SWHHS, 3 COVID-19 Meetings, 2 Bond Meetings, SW Regional Development

Vizecky – None

Auditor Warrants were presented.

Motion by Hamer, seconded by Sik to approve the following Commissioner Warrants #12628 - #12688 for the following amounts: Revenue - \$112,428.37, Road & Bridge - \$13,221.70, Ditch - \$5,287.55 and Solid Waste - \$360.00. All (4) voted in favor.

The following bills were over \$2,000.00 per M.S. 375.12: A.C.E. of Southwest Minnesota - \$4,057.50, Ag Plus Cooperative - \$2,510.59, Counties Providing Technology - \$5,266.00, Divine Prov. Health Center Inc. - \$2,474.75, MN Dept. of Agriculture - \$52,503.00, MN Dept. of Corrections - \$17,650.97. Gayle Rasmussen - \$3,201.53. Dennis Heinz Renken - \$2,086.02, Southwest Health and Human Services - \$21,651.00, Ziegler Power Systems (CAT) - \$3,510.87 and 51 payments less than \$2,000.00 - \$16,385.39.

Motion by Sik, seconded by Hamer to approve voiding check #12464 to MN Dept. of Corrections in the amount of \$19,021.03 due to their incorrect billing. The corrected amount of \$17,650.97 is in the Commissioner warrants today. All (4) voted in favor.

The Work Force Development Joint Powers Agreement was passed out to be reviewed. Comments should be submitted by April 28, 2020. Information only.

Motion by Sik, seconded by Vizecky to adjourn at 10:37 a.m. All (4) voted in favor.

ATTEST: (SEAL)

Joe Drietz, 2020 Board Chair

Deb Vierhuf, County Auditor-Treasurer