

**PUBLIC NOTICE**

**PUBLIC NOTICE  
2012 PAYABLE  
ONE YEAR  
DITCH REPAIR FUNDS  
ASSESSMENTS**

The Lincoln County Commissioners, acting as the Ditch Authority for Lincoln County are considering the placement on one (1) year assessments on the following Ditch systems:

Table with 2 columns: Ditch No. and Amount. Includes items like County Ditch No. 2 (\$3,000.00) and Judicial Ditch No. 29 (\$10,000.00). Total: \$117,000.00

Anyone having concerns or questions can direct them to the Lincoln County Environmental Office, phone number 507-694-1344 or come in during office hours 8:00am - 4:30pm, Monday through Friday.

Robert E. Olsen  
Administrator  
Lincoln County Environmental Office

(Printed 2x, December 14 and 21, 2011 in the Tyler Tribune, Hendricks Pioneer and the Lake Benton Valley Journal)

**PUBLIC NOTICE**

**STATEMENT OF  
NONDISCRIMINATION**

East River Electric Cooperative is the recipient of Federal financial assistance from the Rural Utilities Service, an agency of the U.S. Department of Agriculture, and is subject to the provisions of Title VI of the Civil Rights Act of 1964, as amended, Section 504 of the Rehabilitation Act of 1973, as amended, the Age Discrimination Act of 1975, as amended, and the rules and regulations of the U.S. Department of Agriculture which provide that no person in the United States on the basis of race, color, national origin, sex, religion, age, veteran status or disability shall be excluded from participation in, admission or access to, denied the benefits of, or otherwise be subjected to discrimination under any of this organization's programs or activities.

The person responsible for coordinating this organization's nondiscrimination compliance efforts is Elizabeth Avery, Manager, Administrative Services. Any individual, or specific class of individuals, who feels that this organization has subjected them to discrimination may obtain further information about the statutes and regulations listed above from and/or file a written complaint with this organization; or the Administrator, Rural Utilities Service, Stop 1510, 1400 Independence Avenue, SW, Washington, DC, 20250-1510; or the Director, Office of Civil Rights, Room 326-W, Whitten Building, 1400 Independence Avenue, SW, Washington, DC 20250-9410; or call (202) 720-5964 (voice) or TDD). USDA is an equal opportunity provider and employer. Complaints must be filed within 180 days after the alleged discrimination. Confidentiality will be maintained to the extent possible.

(Printed 1x, December 21, 2011 in the Tyler Tribune)

**PIPESTONE COUNTY  
COMMISSIONER  
MEETING  
NOVEMBER 22, 2011**

The Pipestone County Commissioners met with Chairman Marvin Tinklenberg, Commissioners Marge DeRuyter, Bill Johnson, Jerry L. Remund and Harold (Butch) Miller. County Administrator Sharon Hanson was also present. Chairman Tinklenberg called the meeting to order at 9:00 AM with the Pledge of Allegiance to the Flag.

Commissioner Remund made an announcement that Chairman Marv Tinklenberg will be one of the 2011 recipients of the AMC Outstanding Service Award.

Motion by Miller, seconded by Remund to approve the agenda. Motion carried unanimously.

Motion by Remund, seconded by Johnson to approve the consent agenda as follows:

- Minutes of November 8, 2011
- Minutes of November 17, 2011 Special Meeting
- Hospital Warrants in the amount of \$428,679.69

Approve Auditor Warrant in the amount of \$2,369.12 payable to VISA. Motion carried unanimously.

**HOUSEHOLD HAZARDOUS WASTE FACILITY**

Conservation, Planning & Zoning Administrator Kyle Krier joined the meeting to present several contracts that are up for renewal and to discuss bids received for the Household Hazardous Waste Facility.

On November 17, 2011 Pipestone County held a bid opening for the Pipestone County Household Hazardous Waste Facility. Bids received can be found in the minutes of the November 17, 2011 special meeting.

Motion by Remund, seconded by DeRuyter to reject all bids and send back to the Building Committee to re-evaluate the Household Hazardous Waste Facility plans and specifications and contemplate redesign due to the higher than expected cost of the project. Motion carried unanimously.

**AERIAL FLIGHT AGREEMENT-PICTOMETRY**

Administrator Krier presented an agreement for services from Pictometry International Corporation to perform an aerial photography flight in 2012 for an update of the Pictometry enhanced mapping system for Pipestone County's geographic information system (GIS) program. Cost of the flight is \$56,613.00 with \$50,000 of the cost being paid for by the Pipestone County Soil and Water Conservation District.

Motion by Miller, seconded by Johnson to approve the agreement between Pictometry International Corporation and Pipestone County for the 2012 aerial photography flight with a cost of approximately \$55,893.00. Motion carried unanimously.

**PIPESTONE COUNTY CARDBOARD COMPENSATION AGREEMENT**

Administrator Krier presented for approval a cardboard compensation agreement between Pipestone County and D's Sanitation in which D's Sanitation will transport cardboard from Pipestone to Tri County Recycling in Slayton, MN for payment of \$4.00 per mile (round trip) with a minimum of four tons per load. The contract is effective December 1, 2011 through December 31, 2012. Motion by Miller, seconded by DeRuyter to approve the 2012 cardboard compensation agreement between Pipestone County and D's Sanitation for hauling cardboard from Pipestone to Tri County Recycling for \$4.00 per mile (round trip) with a minimum of four tons per load. Motion carried unanimously.

(Printed 1x, December 21, 2011 in the Tyler Tribune)

**RECYCLING CONTRACT / QUONSET BUILDING CONTRACT**

Administrator Krier proposed a two-year renewal of the recycling contract with Van Dyke Sanitation. Van Dyke's Sanitation's Obligations include (1) Haul recyclable materials to the Murray County Recycling Center as stipulated in the Tri-County Agreement (2) All recycling sheds shall be kept free of garbage and a dumpster shall be provided at each recycling shed location (3) Schedule other businesses in the County that wish to drop off recyclables. Total renewal cost for the two year-contract is \$202,392.00 or \$101,196.00 annually. Motion by Miller, seconded by Remund to approve the two-year Van Dyke Recycling Contract effective January 1, 2012 to December 31, 2013 at an annual cost of \$101,196.00. Motion carried unanimously.

Administrator Krier presented for approval a contract between Pipestone County and Van Dyke Sanitation for the use of the steel Quonset building located at the Pipestone County Fairgrounds for the storage of recyclable materials. This contract is effective January 1, 2012 through December 31, 2013. The cost for the use of the building is \$300.00 per month. Motion by Remund, seconded by DeRuyter to approve the contract between Pipestone County and Van Dyke Sanitation for the use of the Quonset building at the Fairgrounds for storage of recyclable materials in 2012 and 2013 for \$300.00 per month. Motion carried unanimously.

**MURRAY COUNTY RECYCLING CENTER - TRI-COUNTY AGREEMENT**

Administrator Krier presented the Murray County Recycling Center Tri-County Recycling Agreement for consideration. This agreement states that Murray County will process Pipestone County recyclable materials at the Murray County Recycling Center at \$50.00 per ton of recyclable materials. Motion by Miller, seconded by Johnson to approve the Murray County Recycling Center Tri-County Recycling Agreement effective January 1, 2012 through December 31, 2013 between Murray County and Pipestone County with Pipestone County recyclable materials billed at \$50.00 per ton. Motion carried unanimously.

**COUNTY FEEDLOT PROGRAM**

Motion by Remund, seconded by Miller to approve the 2012-2013 County Feedlot Program Delegation Agreement and Work Plan between Pipestone County and Minnesota Pollution Control Agency that details feedlot inspection and program requirements and authorize Board Chair signature. Motion carried unanimously.

**SEPTIC SYSTEM ASSESSMENTS**

Administrator Krier explained that via past County Board adoption of septic system loan programs through Pipestone County, MN Department of Agriculture and Minnesota Pollution Control Agency, the County has the ability for the benefit of the landowner to assess the cost of the septic system upgrade to the individual landowner property tax statement via the loan program terms and agreements. Motion by Remund, seconded by DeRuyter to approve the notification by Administrator Krier the 2012 assessment of septic system upgrades made available to landowners via existing septic system loan programs. Motion carried unanimously. The Planning and Zoning Office has on file the complete listing of septic system assessments for taxes payable 2012.

**BOARD OF WATER AND SOIL RESOURCES ANNUAL BLOCK GRANT AGREEMENT**

Motion by Miller, seconded by

DeRuyter to approve the annual Board of Water and Soil Resources Block Grant Agreement (BWSR) between BWSR and Pipestone County for the following programs and amounts: This grant agreement is for the following grant programs: Comprehensive Local Water Management Base Grant \$15,247 Wetland Conservation Act Base Grant \$8,778 DNR Shoreland Management Base Grant \$2,615 MPCA County Feedlot Base Grant \$46,662 MPCA/BWSR SSTS Base Grant \$18,941 TOTAL \$92,243

Motion carried unanimously.

**REGIONAL LOGGING**

Commissioner Miller explained that the Finance Committee of the Regional Radio Board (RRB) recommended to the RAC/RRB that the regional logging concept be adopted as an acceptable way to accomplish logging for the Southwest Region. The RAC/RRB is currently gathering information on county interest. Motion by Miller, seconded by Remund stating Pipestone County's interest in participating in the regional logging system concept. Motion carried unanimously.

**ACS CONTRACT - TAX/CAMA**

County Treasurer Steve Weets and IT Coordinator Bill Folger joined the meeting to discuss renewing a contract with Affiliated Computer Services (ACS) for the tax support system and the CAMA USA appraisal system. This is a five-year contract running from 1/1/2012 through 12/31/2016. Costs for the system in 2012 will be \$8,046 per quarter with the rate increasing by 2% each year for the duration of the contract. Motion by Miller, seconded by Remund, to approve the proposed five-year ACS contract renewal between Pipestone County and Minnesota Counties Computer Cooperative effective January 1, 2012 through December 31, 2016 for tax support system and the CAMA USA appraisal system through ACS at a cost of \$8,046 per quarter and 2% increase each year. Motion carried unanimously.

IT Coordinator Bill Folger requested approval from the board to repurpose the use of a server that is currently being used to house Manatran tax software. Motion by Remund, seconded by DeRuyter to remove the Manatran software from the server and repurpose it for other uses within the county. Motion carried unanimously.

IT Coordinator Folger stated that the old AS400 system was decommissioned on August 1, 2011 and he is planning on selling the system on eBay for a value of approximately \$700.00.

**MARKET VALUE CREDIT**

County Administrator Sharon Hanson presented a three-minute video produced by Minnesota Public Radio (MPR) which explains the changes to Market Value Credit as a result of the MN Legislature repealing Market Value Credit Homestead starting in 2011. Consensus of the Board to show the MPR video at the Truth and Taxation Meeting.

**2012 BUDGET UPDATE**

Administrator Hanson provided an update on the 2012 Budget

**SW MENTAL HEALTH CENTER BUILDING PROJECT**

Motion by Miller, seconded by Remund to approve recommendation from Family Services Board to dedicate a \$107,000 loan to the Southwest Mental Health Center Building Project. This loan is to come from the Family Services fund and has a payback of 30 years at 2% interest with final terms via agreement between Southwest Mental Health and Pipestone County in 2012. Motion carried unanimously.

**PUBLIC NOTICE**

**EMERGENCY MANAGEMENT PERFORMANCE GRANT AGREEMENT RESOLUTION 59-44-11**

Motion by Remund, seconded by DeRuyter to approve Resolution 59-44-2011 authorizing execution of grant agreement with State of Minnesota Department of Public Safety for the 2011 Emergency Management Performance Grant. The grant totals \$14,853.00 with a matching requirement of \$14,853.00. Motion carried unanimously.

**MNDOT DELEGATED CONTRACTING AGREEMENT 59-45-11**

Motion by DeRuyter, seconded by Miller to approve Resolution 59-45-2011 authorizing the County Administrator and Highway Engineer to act on behalf of the County to execute and enter into an agreement with the Commissioner of Transportation prescribing the terms and conditions of said federal aid participation as set forth in Minnesota Department of Transportation Agency Agreement No. 00059. Motion carried unanimously.

**PERSONNEL**

Motion by Miller, seconded by Johnson to remove from the table a request from the November 8, 2011 meeting regarding the Building and Grounds Supervisor and Transit Director job descriptions. Motion carried unanimously. HR Coordinator Cathy Peste presented job descriptions for the Building and Grounds Supervisor and Transit Director. Motion by Miller, seconded by Johnson to approve the job descriptions and have them sent to Rod Kelsey for scoring with an individual working in 25% Building and Grounds Maintenance Supervisor duties and 75% Transit Director duties. Motion carried unanimously.

**SWRRB MEMORANDUM OF UNDERSTANDING**

Motion by Miller, seconded by Johnson to approve The Southwest Regional Radio Board's Memorandum of Understanding (MOU) between the State of Minnesota and the Southwest Regional Radio Board and its local units of government including Pipestone County that establishes a Strategic Technology Reserve (STR) to provide basic communication after a catastrophic loss of public safety communications resources with equipment detailed in Appendix A of the MOU. Motion carried unanimously.

**COMMITTEE REPORTS**

Commissioners reported on the following committee meetings:

Commissioner Johnson: Casey Jones Trail, IT Committee, Pipestone Active Living Partnership, Soil & Waste Committee.

Commissioner Miller: Soil & Water Conservation District Meeting, IT Committee, Bid Opening, Personnel Committee.

Commissioner DeRuyter: RCRCA, Budget Session, Minnesota Association of County Health Plans, Yellow Ribbon Committee, Bid Opening

Commissioner Remund: PrimeWest, Plan Operations, Pipestone/Rock Family Services Collaborative.

Commissioner Tinklenberg: Edgerton City Council Meeting, SRDC Board Meeting, Rural Minnesota County Based Purchasing Meeting, County Hazardous Waste Building Bid Opening, Personnel Committee.

Motion by Remund, seconded by Johnson to adjourn. Motion carried unanimously. Meeting adjourned at 11:18a.m.

Marvin Tinklenberg  
Pipestone County Board Chair

ATTEST:  
Sharon Hanson  
County Administrator

(Printed 1x, December 21, 2011 in the Tyler Tribune)

**PUBLIC NOTICE**

**NOTICE FOR BIDS  
FOR COUNTY  
PRINTING 2012**

The County Board of Lincoln County, MN, will receive bids until 9:30 a.m., Tuesday, January 3, 2012, at the Commissioner's Room-Courthouse, Ivanhoe, Minnesota, for the Official County Paper for 2012; the publication of the County Financial Statement for the year 2010; the Delinquent Tax List; the Proceedings of the County Board for 2012; and all other legal notices required by law for publication during the year 2012.

M.S.A. 375.17 provides that the financial statement shall be published once in a newspaper designated by the county board as the Official County Paper, and also in a newspaper situated in a different section of the county (Secondary Paper) than that of the Official Paper.

Proposals are hereby called for each publication. Bid "specs" may be obtained from the Office of the County Auditor, Ivanhoe, MN. The Board reserves the right to reject any or all bids.

DATED this 14th day of December 2011.

SS/ Kathy Schreurs  
Lincoln County Auditor

(Printed 1x, December 21, 2011 in the Tyler Tribune, Hendricks Pioneer and the Lake Benton Valley Journal)

**D-482 FLORENCE  
STATE OF MINNESOTA  
OFFICE OF  
ADMINISTRATIVE  
HEARINGS**

**NOTICE OF  
RECONVENED HEARING**

IN THE MATTER OF THE PETITION FOR THE DETACHMENT OF CERTAIN LAND FROM THE CITY OF FLORENCE PURSUANT TO MINNESOTA STATUTES 414

The evidentiary hearing concerning this Petition will reconvene on Wednesday, December 28, 2011, beginning at 1:00 p.m. at the Law Offices of Runchey, Louwagie & Wellman, 533 West Main Street, Marshall, Minnesota. The hearing will be before Administrative Law Judge Barbara J. Runchey. This is a continuation of the first hearing in this matter held on August 18, 2011.

The only formal parties to this proceeding to date are the Petitioners, City of Florence, and Shelburne Township. The Petitioners have petitioned the State for authority to detach certain land.

The hearing will be conducted pursuant to the procedure set out in Minn. Rules, Chapter 6000 as supplemented by Minnesota Rules 14.57 - 14.62. A copy of the Rules may be purchased from the Minnesota Bookstore, telephone: 651-297-3000. The Rules are also located on the Internet at [www.revisor.leg.state.mn.us](http://www.revisor.leg.state.mn.us).

The property proposed for detachment is described as follows:

All that part of the South Half of the Northwest Quarter (S½NW¼) of Section Twenty (20), Township One Hundred Nine (109), Range Forty-three (43), lying east and south of the railroad right of way,

AND  
All that part of the North Half of the Northwest Quarter (N½NW¼) of said

Section Twenty (20), bounded as follows: Beginning at a point on the quarter line of said section distant 80 rods north of the center of said section, running thence north on said quarter line a distance of 14 rods; running thence west at right angles to last mentioned line to a point in the southeast line of the right-of-way of the Great Northern Railway Company; beginning again at the point of beginning and running thence west and parallel to the second mentioned line and on the 80 rod line to a point in the southeast line of the right of way of the Great Northern Railway Company; running thence in a northeasterly direction along the southeasterly line of the right of way of the great northern railway company to point where said second line above mentioned ends.

EXCEPTING THEREFROM the following described property:

All that part of the three following described tracts:

1. That part of the southeast quarter of the northwest quarter (SE ¼ NW ¼) of section 20, township 109 north, range 43 west, lying east of the right of way of the Great Northern Railway Company;

2. That part of the northeast quarter of the northwest quarter (NE ¼ NW ¼) of section 20, township 109 north, range 43 west, lying easterly of Trunk Highway No. 23 as now located and established and southerly of the following described line: From a point on the quarter line of said section 20, distant 80 rods north of the center line of said section, run north on said quarter line a distance of 14 rods to the point of beginning; thence run west at right angles to the last mentioned line to a point on the southeast line of the right of way of the Great Northern Railway Company and there terminating;

3. The south 900 feet of the northwest quarter of the northeast quarter (NW ¼ NE ¼) of section 20, township 109 north, range 43 west, excepting therefrom that part described as follows: Commencing at the southeast

corner of Outlot 3 of the Village of Florence; thence run east 112 feet; thence north 389 feet 9 inches; thence west 112 feet to the east line of said outlot; thence south along said line to the southeast corner of said outlot;

which lies northwesterly of a line run parallel with and distant 100 feet southeasterly of Line A described as follows:

Line A. Beginning at a point on the west line of said section 20 distant 1115.2 feet north of the southwest corner thereof; thence run northeasterly at an angle of 44°23' with said west section line for 1786.27 feet; thence deflect to the left a 1°15' curve (delta angle 23°16') for 1861.33 feet; thence on tangent to said curve for 260.68 feet; thence deflect to the right on a 1°00' curve (delta angle 8°00') for 800 feet and there terminating; containing 3.25 acres, more or less, in to the existing highway; in addition to the existing highway.

Following the close of the hearing, the Chief Administrative Law Judge will issue a written final decision pursuant to Minnesota Statutes, Chapter 414 and the October 11, 2011 referral from the Municipal Boundary Adjustment Unit.

Any questions concerning the proposed detachment can be directed to Barbara Runchey, Administrative Law Judge, at 507-537-0515, or Shirley Pagel, Florence City Clerk, at 507-823-4695.

For special accommodations, please contact the Office of Administrative Hearings, at (651) 361-7900; or Greater Minnesota TTY 1-800-627-3529.

Dated this 6th day of

December, 2011.

Timothy J. O'Malley  
Assistant Chief Administrative

Law Judge  
Municipal Boundary  
Adjustment Unit

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