

**SPECIAL SESSION OF THE MOWER COUNTY
BOARD OF COMMISSIONERS**

December 27, 2005

The Mower County Board of Commissioners in and for the County of Mower, Minnesota, met in Special Session December 27, 2005 at 8:30 a.m. at the Courthouse in Austin, Minnesota.

All members present, viz: Raymond Tucker, Chair
 David Hillier
 Dick Lang
 Garry E. Ellingson
 Craig Oscarson, County Coordinator

Members absent: Richard Cummings

Commissioner Lang moved and Commissioner Hillier seconded to approve Human Services eligibility and fee schedule to be effective January 1, 2006, subject to County Attorney review. Motion carried.

Commissioner Lang moved and Commissioner Ellingson seconded to deny the request of the Sheriff's Youth programs of Minnesota for a rate increase greater than those granted to other providers. Motion carried.

The Board received notice from the Minnesota Department of Public Safety that Mower County's application for Methamphetamine Treatment Grant funds was not funded.

Commissioner Ellingson moved and Commissioner Hillier seconded to review 2006 funding for Employment Services providers to the Finance Committee for further study and to continue existing contracts with the providers until a decision is recommended. Motion carried.

Commissioner Ellingson moved and Commissioner Lang seconded to authorize the Chair and the Director to sign the following Purchase of Service Agreements:

- a. Austin Medical Center – renew contract for Home Health Services, effective January 1, 2006 to June 30, 2007.
- b. Cedar House, Inc. – renew contract for Day Treatment Services, effective January 1, 2006 to December 31, 2006.
- c. Mental Health Consumer/Survivor Network of Minnesota – renew contract for Adult Mental Health Outreach Services, effective January 1, 2006 to December 31, 2006.

- d. Mower County Seniors, Inc. – renew contract for Chore Services, effective January 1, 2006 to June 30, 2007.
- e. REM Minnesota Community Services, Inc. – renew contract for Residential Foster Care Services, effective January 1, 2006 to December 31, 2006.
- f. Rule 36 Ltd. Partnership (Austin Manor) – renew contract for Intensive Residential Treatment Services (IRTS), effective January 1, 2006 to December 31, 2006.

Motion carried.

Commissioner Hillier moved and Commissioner Lang seconded to approve the destruction of designated Agency files in accordance with DHS Rules and Regulations. All previously approved files have been destroyed. Motion carried.

December 27, 2005

Res. # 99-05

RESOLUTION

On motion of Commissioner Ellingson, seconded by Commissioner Hillier, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held December 27, 2005 at the Courthouse in Austin, Minnesota.

WHEREAS, the Director of Community Social Services for Mower County had advised that all Social Service case actions are in conformance with State, Federal and County laws, rules, regulations and policies,

BE IT RESOLVED, That all Social Service case openings, closings, placements, and licensing actions, as documented in the Mower County Human Services Office, on office listings for licensing action, case records, record of social service plan cards, purchase of services abstract, payment authorizations, and payment records for the period December 1, 2005 through December 30, 2005 are hereby approved.

WHEREAS, the Director of Community Social Services for Mower County had advised that all Personnel Actions are in conformance with State and Federal law, Minnesota Merit System Rules, existing labor agreements, and Personnel Policies and Practices,

BE IT RESOLVED, That all Personnel Actions for the month of December 2005 for employees of the Department of Human Services as documented in the Department on proposed Personnel Action Listings, personnel abstracts, payroll reports, and Personnel Action Forms, are hereby approved.

WHEREAS the Director of Community Social Services for Mower County has been advised that all Social Service and Welfare Claims against Mower County submitted for payment in the month of December 2005 have been reviewed and are eligible for payment pursuant to all applicable rules, regulations, laws, and policies,

BE IT RESOLVED, That all bills, as listed on the listing of bills and claims against Social Services and Welfare Funds and Warrant Registers, shall be approved as valid claims against the County of Mower and are hereby approved for payments.

The Commissioners voted as follows: Garry Ellingson aye, David Hillier aye, Ray Tucker aye, and Richard Lang aye. Passed and approved this 27th day of December, 2005.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Date: December 27, 2005

Res. # 100-05

RESOLUTION

On motion of Commissioner Ellingson, seconded by Commissioner Hillier, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held December 27, 2005, at the Courthouse in Austin, Minnesota.

WHEREAS, the Director of Community Social Services for Mower County had advised that all Income Maintenance case actions are in conformance with State, Federal and County laws, rules, regulations and policies,

BE IT RESOLVED, That all Income Maintenance case actions or approval, denial, suspension, reinstatement, closing, increased and decreased maintenance and denial as documented on the 106 Welfare Information Form, the General Assistance Budget Form, and Emergency Assistance Forms, and Warrant Register of Payments for the period December 1, 2005 through December 31, 2005 are hereby approved.

BE IT FURTHER RESOLVED, That all assistance payments authorized by Director Actions and issued during the month of December 2005 are hereby approved.

BE IT FURTHER RESOLVED, That all bills and claims against the Income Maintenance Programs, as cited in the Abstract of Payment Records and Board List in the Mower County Human Services Department, are hereby approved for payment.

BE IT FURTHER RESOLVED, That all personnel actions for the month of December 2005 for employees of the Department of Human Services as documented in the Department in the Personnel Abstracts, Payroll Reports and Personnel Action Reports, are hereby approved.

BE IT RESOLVED, That all refunds received during the month of December 2005 as listed on the Report of Refunds and Cancellation, DPW 759, are hereby acknowledged as received.

The Commissioners voted as follows: Garry Ellingson aye, David Hillier aye, Ray Tucker aye, and Richard Lang aye. Passed and approved this 27th day of December, 2005.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Date: December 27, 2005

Res. #101-05

RESOLUTION

On motion of Hillier, seconded by Lang, the following Resolution was passed and adopted by the Mower County Board of Commissioners at a meeting held December 27, 2005 at the Courthouse, Austin, Minnesota.

WHEREAS, Mower County desires to promote businesses which improve and diversify its agricultural base; and

WHEREAS, Absolute Energy has proposed an ethanol facility that would help the agricultural economy by providing market alternatives; and

WHEREAS, the proposed facility will create quality jobs and tax base for the people of Mower County; and

WHEREAS, Absolute Energy has requested economic assistance from the county through a property tax abatement; a loan from the county and for the county to assist in applying for state, federal, or local grants and loans; and

WHEREAS, the Mower County Board has an obligation to protect the interests of the people of Mower County;

THEREFORE BE IT RESOLVED, that the Mower County Board of Commissioners support the construction and operation of an ethanol facility in Lyle, MN based on the quantity and quality of jobs created and positive impact to the tax base; and

BE IT FURTHER RESOLVED, that the Mower County Board will strongly consider Absolute Energy's economic assistance request in a timeframe conducive to Absolute Energy's timetable to site selection after due diligence and proper study addressing but not limited to the following:

1. Clarification of the company's request for support for state grants/loans and impact on Mower County's financial strength.
2. Determination of any impact of the proposed tax abatement bond and other economic assistance on the county's bonding capacity.
3. Determination of the short and long term impact on the requested level of economic assistance against the county's projected infrastructure needs and potential needs for economic assistance by other companies.

BE IT FURTHER RESOLVED, that an initial budget be set at \$5,000 to contract for an economic development consultant or financial advisory to review the proposal of Absolute Energy and to make recommendation to the County.

BE IT ALSO RESOLVED, that January 17, 2006 at 1:00 p.m. be tentatively set for a public hearing on a potential economic assistance package for Absolute Energy that may include tax abatement, loan issued from a tax abatement bond and other loans or grants utilizing the name of Mower County.

Passed and approved this 27th day of December, 2005.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Motion by Commissioner Lang, seconded by Commissioner Ellingson to approve a contract with Manatron for the purchase of property tax software. Motion carried.

COMMISSIONERS' RECORD MOWER COUNTY, MINNESOTA

Motion by Commissioner Hillier, seconded by Commissioner Lang to approve the minutes of December 1, 2005 and December 1, 2005 Truth-in-Taxation hearing. Motion carried.

Motion by Commissioner Ellingson, seconded by Commissioner Lang to approve the following bi-monthly bills for payment:

GENERAL FUND			
AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
653.10	ADAMS DRUG	532.00	AGNESE HAURY INST. FOR COURT I
396.60	ALBERT LEA TRIBUNE	159.76	TERESE AMAZI
8423.11	AMERICAN SOLUTIONS FOR BUSINES	131.18	AMERICINN MOTEL & SUITES AUST
243.75	AUSTIN GED TEST CENTER	4786.34	AUSTIN MEDICAL CENTER ATTN:CAS
451.72	AUSTIN NEWSPAPERS, INC	418.32	MYLES BENDTSEN
249.83	BOB BARKER COMPANY	257.91	BRANDT LAW OFFICE
1481.57	CARDINAL HEALTH	1151.81	BRIAN CARLSON
3487.20	CEDAR RIVER ED DISTRICT	1948.71	CEDAR VALLEY SERVICES, INC
266.50	ALETA CHRISTOPHERSON	100.00	DIVERSITY COUNCIL
1462.52	DANIEL DONNELLY LAW FIRM	2502.98	DTI
864.00	JAMES ERICKSON	395.31	FOX ELECTRIC COMPANY, INC
1023.10	GOLD CROSS AMBULANCE SERVICE M	67740.00	GRAY & MALACKO LAW OFFICES
2674.46	HARTY MECHANICAL INC	298.20	HASLER MAILING SYSTEMS
438.00	CAMPOS HERRERA	168.60	BARBARA HOVDE
204.55	IKON OFFICE SOLUTIONS	821.72	J & K WINONA
214.00	MARGARET KIRCHNER	125.48	LANGUAGE LINE SERVICES
730.33	LASER PRODUCT TECHNOLOGIES INC	900.00	ROSEMARY LINDERMAN
210.80	SHELDON LUKES	225.00	MACO, COUNTY OFFICERS
8179.21	MEDIATION CENTER OF SOUTHERN M	240.00	MIDTOWN CAR WASH
1348.98	MIDWEST WIRELESS	6816.36	MIDWEST WIRELESS COMM, LLC
2920.00	MINNESOTA COUNTIES COMPUTER CO	102.54	MINNESOTA ELEVATOR, INC
145.50	MITCHELL COUNTY REGIONAL HEALT	120.00	MN ASSOC OF COUNTY VET SERVICE
244.00	MOWER COUNTY SHOPPER	124.95	MULTILINGUAL MATTERS
23719.91	NORTH AM COMMUNICATIONS	331.13	QWEST
915.93	RADISSON RIVERFRONT HOTEL ST P	308.35	JAMES RISIUS
1350.50	RS EDEN INC	488.93	SCHILLING SUPPLY COMPANY
103.57	SCHWAAB, INC	286.60	SHOPKO STORE #141
100.00	THE WELCOME CENTER INC.	645.97	UNIFORMS UNLIMITED INC
8489.00	UNIV OF MINN EXTENSION	4000.00	THE VALUATION GROUP
397.52	WASTE MANAGEMENT OF SO MINNESO	508.78	WELLS FARGO FINANCIAL LEASING
5375.32	WEST GROUP		
	34 PAYMENTS LESS THAN \$100	1,745.48	
GENERAL FUND		\$175,146.99	* TOTAL
ROAD & BRIDGE FUND			
AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
1266.16	ABOVE ALL CLEANING, INC	325.00	ANDERSON RADIATOR SERVICE
136.80	AUSTIN NEWSPAPERS, INC	239.69	AUTO VALUE AUSTIN
1353.37	BOYER TRUCKS SO. ST. PAUL	103.09	BUNDY AUTO PARTS
227.14	CINTAS FIRST AID & SAFETY	715.34	CONTINENTAL RESEARCH CORP.
1118.43	CRETEX CONCRETE PRODUCTS NORTH	314.66	DAVE'S PLUMBING & HEATING
232.68	DELL MARKETING L P	1176.00	DEXTER LP, INC
144.46	THOMAS DUNLAP	1105.69	HIGH FOREST BOBCAT SERVICE
1071.79	INTERSTATE MOTOR TRUCKS, INC.	1267.35	K & K FABRICATION, INC
114.98	KESTNER ELECTRIC, INC.	100.00	LAKE SUPERIOR COLLEGE - SPO
152.81	LAWSON PRODUCTS, INC	191.36	LEEF BROS., INC.
245.97	MANTEK	358.47	NAPA AUTO PARTS
7962.05	NORTH AMERICAN SALT CO	177.28	PETROBLEND CORP.
549.56	PROLINE DIST., INC	173.40	QWEST
833.90	RAK INDUSTRIES	294.92	REED CONSTRUCTION INFORMATION
7000.00	ROBINSON APPRAISAL & ASSOCIATE	1389.40	SCHAEFFER MFG CO.
234.09	SCHAEFFER OIL	798.68	STATE OF MINNESOTA,
466.69	STROUP DISTRIBUTING, INC.	1336.91	3D SPECIALTIES, INC.
	8 PAYMENTS LESS THAN \$100	323.65	
ROAD & BRIDGE FUND		\$33,501.77	* TOTAL
SOCIAL SERVICE FUND			
AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
	1 PAYMENTS LESS THAN \$100	16.50	
SOCIAL SERVICE FUND		\$16.50	* TOTAL

COMMISSIONERS' RECORD MOWER COUNTY, MINNESOTA

SOLID WASTE/RECYCLING FUND			
AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
22257.73	CEDAR VALLEY SERVICES, INC	6069.90	IVERSON HAULING
	4 PAYMENTS LESS THAN \$100		65.79
SOLID WASTE/RECYCLING FUND		\$28,393.42	* TOTAL

DITCH FUND			
AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
3927.65	JONES, HAUGH & SMITH, INC.	8155.00	MOWER COUNTY SOIL & WATER CONS
	0 PAYMENTS LESS THAN \$100		.00
DITCH FUND		\$12,082.65	* TOTAL

FAMILY CONNECTIONS			
AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
1300.00	HEARTMAN INSURANCE	227.86	MIDWEST WIRELESS
	0 PAYMENTS LESS THAN \$100		.00
FAMILY CONNECTIONS		\$1,527.86	* TOTAL
****	FINAL TOTAL.....	\$250,669.19	****

Motion carried.

Date: December 27, 2005

Res. #102-05

RESOLUTION

On motion of Commissioner Ellingson, seconded by Commissioner Hillier, the following Resolution was unanimously passed and adopted by the Mower County Board of Commissioners at a meeting held December 27, 2005, at the Courthouse in Austin, Minnesota.

WHEREAS, on July 23, 1996, the Mower County Board of Commissioners passed and adopted Ordinance #3-96, which authorizes and establishes the Mower County ISTS Loan Program, and

WHEREAS, on July 23, 1996, the Mower County Board of Commissioners by motion adopted the Individual Sewage Treatment Systems (ISTS) Loan Procedural Guide, and

WHEREAS, Mower County has received monies from the Department of Agriculture to fund the Mower County ISTS Loan Program, and

WHEREAS, affected property owners who sign the ISTS Loan and Assessment Agreement have agreed that their 5-year loan repayment, plus interest, at the per annum rate of 3%, shall be added in equal annual installments to the real estate tax levied on the affected property, and

WHEREAS, said property owners have the right to pay off the remaining balance of the loan before November 15th of any year thereafter, and

WHEREAS, the County Auditor has submitted a list of affected properties, owners, and amounts. Said list is identified as ISTS Loan (Dept. of Ag.) 2005/2006.

NOW, THEREFORE, BE IT RESOLVED, There is now levied against the properties listed in the Auditor's ISTS Loan (Dept. of Ag.) 2005/2006 list an amount, plus interest, necessary to repay the monies loaned by Mower County for upgrade or repair of individual sewage treatment systems.

BE IT FURTHER RESOLVED, That the amount each tract and property shall be liable for and must pay is contained in the County Auditor's ISTS Loan (Dept. of Ag.) 2005/2006 list, which is on file in the office of the Mower County Auditor and shall be levied over a 5-year period, commencing with real estate taxes payable in the year 2006.

BE IT FURTHER RESOLVED, That the principal loan shall bear interest at the rate of 3% per annum, per signed loan and assessment agreements.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Date: December 27, 2005

Res. #103-05

RESOLUTION

On motion of Commissioner Hillier, seconded by Commissioner Lang, the following Resolution was unanimously passed and adopted by the Mower County Board of Commissioners at a meeting held December 27, 2005, at the Courthouse in Austin, Minnesota.

WHEREAS, on July 23, 1996, the Mower County Board of Commissioners passed and adopted Ordinance #3-96, which authorizes and establishes the Mower County ISTS Loan Program, and

WHEREAS, on July 23, 1996, the Mower County Board of Commissioners by motion adopted the Individual Sewage Treatment Systems (ISTS) Loan Procedural Guide, and

WHEREAS, Mower County has received monies from the Department of Agriculture to fund the Mower County ISTS Loan Program, and

WHEREAS, affected property owners who sign the ISTS Loan and Assessment Agreement have agreed that their 10-year loan repayment, plus interest, at the per annum

rate of 3%, shall be added in equal annual installments to the real estate tax levied on the affected property, and

WHEREAS, said property owners have the right to pay off the remaining balance of the loan before November 15th of any year thereafter, and

WHEREAS, the County Auditor has submitted a list of affected properties, owners, and amounts. Said list is identified as ISTS Loan (Dept. of Ag.) 2005/2006.

NOW, THEREFORE, BE IT RESOLVED, There is now levied against the properties listed in the Auditor's ISTS Loan (Dept. of Ag.) 2005/2006 list an amount, plus interest, necessary to repay the monies loaned by Mower County for upgrade or repair of individual sewage treatment systems.

BE IT FURTHER RESOLVED, That the amount each tract and property shall be liable for and must pay is contained in the County Auditor's ISTS Loan (Dept. of Ag.) 2005/2006 list, which is on file in the office of the Mower County Auditor and shall be levied over a 10-year period, commencing with real estate taxes payable in the year 2006.

BE IT FURTHER RESOLVED, That the principal loan shall bear interest at the rate of 3% per annum, per signed loan and assessment agreements.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Date: December 27, 2005

Res. #104-05

RESOLUTION

On motion of Commissioner Ellingson, seconded by Commissioner Lang, the following Resolution was unanimously passed and adopted by the Mower County Board of Commissioners at a meeting held December 27, 2005, at the Courthouse in Austin, Minnesota.

WHEREAS, on July 23, 1996, the Mower County Board of Commissioners passed and adopted Ordinance #3-96, which authorized and established the Mower County Individual Septic Treatment System (ISTS) and Well Sealing Loan Programs, and

COMMISSIONERS' RECORD MOWER COUNTY, MINNESOTA

WHEREAS, on July 23, 1996 the Mower County Board of Commissioners by motion adopted the Individual Sewage Treatment Systems (ISTS) and Well Sealing Loan Procedural Guide and

WHEREAS, by motion of April 25, 2000, Mower County has committed monies to fund the Mower County ISTS Loan Program, and

WHEREAS, affected property owners who sign the ISTS Loan and Assessment Agreement have agreed that their ten-year loan repayment, plus interest, at the per annum rate of 3%, shall be added in equal annual installments to the real estate tax levied on the affected property, and

WHEREAS, said property owners have the right to pay off the remaining balance of the loan before November 15th of any year thereafter, and

WHEREAS, the County Auditor has submitted a list of affected properties, owners and amounts. Said list is identified as ISTS Loan (Mower County) 2005/2006.

NOW THEREFORE BE IT RESOLVED there is now levied against the properties listed in the Auditor's ISTS Loan (Mower County) 2005/2006 list an amount, plus interest, necessary to repay the monies loaned by Mower County for upgrade and repair of individual sewage treatment systems.

BE IT FURTHER RESOLVED, that the amount each tract and property shall be liable for and must pay is contained in the County Auditor's ISTS Loan (Mower County) 2005/2006 list, which is on file in the office of the Mower County Auditor and shall be levied over a ten-year period, commencing with real estate taxes payable in the year 2006.

BE IT FURTHER RESOLVED, that the principal loan shall bear interest at the rate of 3% per annum, per signed loan and assessment agreements.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Motion by Commissioner Hillier, seconded by Commissioner Lang to reappoint Charles Ekle to the Mower County Housing and Redevelopment Authority Board for a five-year term, effective January 1, 2006. Motion carried.

DATE: December 27, 2005

Res. #105-05

RESOLUTION

On motion of Commissioner Ellingson, seconded by Commissioner Lang, the following resolution was unanimously passed and adopted by the Mower County Board of Commissioners at a meeting held December 27, 2005 at the Courthouse, Austin, Minnesota.

WHEREAS, the Mower County Board of Commissioners has been notified by the Minnesota Board of Water and Soil Resources that the Mower County Comprehensive Local Water Management Plan has been approved according to Minnesota Statutes Chapter 103B.301:

NOW, THEREFORE BE IT RESOLVED, the Mower County Board Commissioners hereby adopts and will begin implementation of its approved comprehensive water plan.

BE IT FURTHER RESOLVED, after the adoption of the local comprehensive water management plan, the Mower County Board shall amend exiting water and related land resources plans and official controls as necessary to conform them to the applicable and approved comprehensive water plan.

BE IT FURTHER RESOLVED, after the adoption of the local comprehensive water management plan, Mower County shall notify local units of government within the County of the adoption of the plan or amendments to the plan. The local units of government are required to submit existing water and related land resources plans and official controls within 90 days to the County Board for review.

BE IT FURTHER RESOLVED, Within 180 days, the Mower County Board shall review the submitted plans and official controls and identify any inconsistencies between the local plans and official controls, and local comprehensive water management plan. The Mower County Board shall specify applicable and necessary measures to bring the local plans and official controls into conformance with the local comprehensive water management plan.

BE IT FURTHER RESOLVED, if a local unit of government disagrees with any changes to its plan, the local unit has 60 days after receiving the county's recommendations to appeal the recommendations to the Board of Water and Soil Resources.

BE IT FURTHER RESOLVED, after receiving the recommendations of the Mower County Board, or a resolution of an appeal, a local unit of government has 180 days to initiate revisions to its plan or official controls. The new or revised plans and official controls must be submitted to the Mower County Board for review and recommendations.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Motion by Commissioner Hillier, seconded by Commissioner Lang to direct the Water Committee to recommend a prioritization of items in the ten year plan for Board approval. Motion carried.

Motion by Commissioner Lang, seconded by Commissioner Ellingson to authorize the Environmental Services Director to proceed with the purchase of flood property known as the Ramsey Golf Club house and parking lot at the appraised value and to set a 10% required match of the appraised value for the property owner. In addition, property owners are responsible for demolition and removal of building, asbestos abatement, sealing of wells and septic systems and any other related items in accordance with federal, state and local regulations. Motion carried.

Motion by Commissioner Hillier, seconded by Commissioner Lang to set the Mower County Board of Equalization for Tuesday, June 13, 2006 at 1:00 p.m. Motion carried.

Motion by Commissioner Lang, seconded by Commissioner Hillier to authorize the Chair, Coordinator and Finance Director to sign a letter of understanding with the State Auditor in regard to the 2005 audit. Motion carried.

Bob Crowell, Horizon Wind Energy, presented information in regard to an environmental assessment for a proposed 161kv high voltage line to be constructed in Mower County.

Motion by Commissioner Ellingson, seconded by Commissioner Lang to accept the scope of the environmental assessment for a proposed 161kv high voltage line to be constructed in Mower County as recommended by the Planning Commission and to authorize Horizon Wind Energy to proceed with the environmental assessment. Motion carried.

At this time a public hearing was held in regard to amending Section 14-18.5 and Section 14-18.6, Special Requirements for Wind Energy Conversion of the Mower County Zoning Ordinance to add prohibited locations.

One person asked for more information on registration of the prohibited locations. There was no further public comment.

Date: December 27, 2005

Ord. #06-05

Ordinance

On motion of Commissioner Ellingson, seconded by Commissioner Hillier, the following Ordinance was unanimously passed and adopted by the Mower County Board of Commissioners at a meeting held December 27, 2005 at the Courthouse, Austin, Minnesota.

WHEREAS, a Notice of Intention to consider amending Section 14-18.5 and Section 14-18.6, Special Requirements for Wind Energy Conservation of the Mower County Zoning Ordinance was published in the Austin Daily Herald on December 12, 2005.

WHEREAS, the County Board held a public hearing on said amendment on December 27, 2005.

WHEREAS, the Mower County Planning Commission recommended by a majority the amending of the Mower County Zoning Ordinance;

BE IT ORDAINED that Section 14-18.5, Special Requirements for Wind Energy Conservation of the Mower County Zoning Ordinance is amended to add the following prohibited locations to subparagraph (4):

Freeborn County – MN Department of Transportation Tower:

The end points are as follows: Oakland Woods: 43-39-43, 21N 93-06-51.49W

Olmsted County – MN Department of Transportation Tower:

Rock Dell: 43-56-4.86N 93-37-2.45W

(Map on file in office of the County Auditor)

BE IT FURTHER ORDAINED that Section 14-18.6, Special Requirements for Wind Energy Conservation of the Mower County Zoning Ordinance is amended to add the following prohibited locations to subparagraph (4):

Freeborn County – MN Department of Transportation Tower:

The end points are as follows: Oakland Woods: 43-39-43, 21N 93-06-51.49W

Olmsted County – MN Department of Transportation Tower:

Rock Dell: 43-56-4.86N 93-37-2.45W

(Map on file in office of the County Auditor)

A copy of the entire Mower County Zoning Ordinance and related maps are on file in the Mower County Auditor's office.

Passed and approved this 27th day of December, 2005.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Motion by Commissioner Hillier, seconded by Commissioner Lang to award the bid on SAP 50-599-098, Bridge #50J80, to Midwest Contracting, LLC and SAP 50-599-099, Bridge #50J65, to Minnowa Construction, Inc. Detailed abstracts of bids are on file in the office of the County Auditor. Motion carried.

Motion by Commissioner Ellingson, seconded by Commissioner Hillier to authorize the following final payments:

- CP 50-05-03, Rochester Sand and Gravel, \$130.56;
- CP 50-05-03, Ulland Brothers, Inc., \$1,155.09; and
- CP 50-05-01, Osmundson Brothers Contractors, Inc., \$940.77.

Motion carried.

Motion by Commissioner Ellingson, seconded by Commissioner Lang to adjourn the meeting at 11:26 a.m. until January 3, 2006 at 1:00 p.m. Motion carried.

THE MOWER COUNTY BOARD OF COMMISSIONERS

BY: _____
Chairperson

Attest:

By: _____
Clerk/Coordinator

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