

SPECIAL SESSION OF THE MOWER COUNTY
BOARD OF COMMISSIONERS

September 11, 2007

The Mower County Board of Commissioners in and for the County of Mower, Minnesota, met in Special Session September 11, 2007 at 8:30 a.m. at the Courthouse in Austin, Minnesota.

All members present, viz: Dick Lang, Chair
 Richard Cummings
 Raymond Tucker
 David Hillier
 Dave Tollefson
 Craig Oscarson, County Coordinator

GENERAL:

Commissioner Tucker moved and Commissioner Cummings seconded to re-appoint Monica Rollie to serve as the Region X Delegate to the Minnesota Social Service Association. Motion carried.

Commissioner Cummings moved and Commissioner Tollefson seconded to authorize the Chair to sign an interagency agreement with DHS delegating some licensing functions to Mower County under the Alternative Quality Assurance Licensing System for the period from July 1, 2007 through June 30, 2009. Motion carried.

Commissioner Hillier moved and Commissioner Tucker seconded to authorize the Director and County Coordinator to sign Human Service contract addendums for any of the following purposes and to list the Addendums on the next Human Services County Board Agenda:

1. Contract extensions for up to 90 days
2. Contract attachments to update rates, definitions and reporting requirements

Motion carried.

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

- a. Cedar House, Inc. – renew contract for Home & Community Based Services, effective October 1, 2007 to June 30, 2009.
- b. Helping Hands Home Care of Minnesota, Inc. – renew contract for Home & Community Based Services, effective October 1, 2007 to June 30, 2009.

- c. MSOCS (Turtle Creek Industries) – approve contract for Scanning Services, effective August 1, 2007 to July 31, 2008.

Motion carried.

Commissioner Cummings moved and Commissioner Tollefson 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.

SOCIAL SERVICE ACTIONS:

Commissioner Hillier moved and Commissioner Tucker seconded to approve the Social Service Actions. Motion carried.

INCOME MAINTENANCE ACTIONS:

Commissioner Cummings moved and Commissioner Tollefson seconded to approve the Income Maintenance Actions. Motion carried.

A Public Hearing was held in regard to the request of the Development Corporation of Austin (DCA) for a tax abatement for a business expanding to the Cook Farm Business Park.

Craig Johnson, DCA, presented information to the Board and spoke in favor of the tax abatement. Two others spoke in favor of the tax abatement. No one spoke against the requested tax abatement.

Date: September 11, 2007

Res. #70-07

**RESOLUTION APPROVING PROPERTY TAX ABATEMENT FOR THE
DEVELOPMENT CORPORATION OF AUSTIN AND MOWER COUNTY
(OWNER) AND SMYTH COMPANIES (TENANT) IN THE COOK INDUSTRIAL
PARK, CITY OF AUSTIN, MOWER COUNTY, MN**

On motion of Commissioner Tollefson, seconded by Commissioner Tucker, the following resolution was unanimously passed and adopted by the Mower County Board of Commissioners at a meeting held September 11, 2007 at the Courthouse, Austin, Minnesota.

BE IT RESOLVED by Board of Commissioners (the "Board") of Mower County, Minnesota (the "County"), as follows:

Recitals.

The Development Corporation of Austin and Mower County will purchase certain real property (the "Property") in the City of Austin, PIN 34-156-0010, (with a legal description of Lot 1, Block 1, Cook Farm Business Park, City of Austin, Mower County, Minnesota) and develop an industrial facility for a tenant, Smyth Company, Inc. (the "Tenant") of approximately 30,000 square feet. The Developer has requested the County to abate the County's share of all property taxes to be generated for 5 years on the Property and to use the abatements to assist in making the Project financially feasible. The maximum aggregate amount of the abatements (the "Abatement") over the term is estimated to be

\$40,000. The Abatement is authorized by Minnesota Statutes, Sections 469.1812 through 469.1815 (the "Abatement Law").

Prior to adopting this resolution, the Board held a public hearing on the question of the Abatement, and said hearing was preceded by at least 10 days but not more than 30 days prior published notice thereof.

Findings for the Abatement. The Board hereby makes the following findings:

The Board expects the benefits to the County of the Abatement to at least equal the costs thereof.

Granting the Abatement is in the public interest because it will be the first building in the Cook Industrial Park, and the impetus for future development of industrial facilities of a similar nature and quality of construction, to increase or preserve the tax base of the County, and to encourage and assist an existing Mower County business, Smyth Companies, Inc. to continue to invest in Mower County.

The Board expects the public benefits described above to be derived from the Abatement.

During the period of abatement, the Property will not be located in a tax increment financing district.

In any year, the total amount of property taxes abated by the County by this and other resolutions does not exceed the greater of ten percent (10%) of the current levy or \$200,000.

Terms of Abatement. The Abatement is hereby approved. The terms of the abatement are as follows:

The Abatement shall be for a maximum of 5 years and shall apply to the taxes payable commencing in the year 2009, if construction of the Project is 50% completed by January 1, 2008, as determined by the County, otherwise it will commence in the year 2010.

The Abatement shall be for 100% of the County's share of the increased ad valorem property taxes generated by the Property as a result of the proposed redevelopment of the Property by the Developer. 100% of the Abatement will be paid to the Tenant.

The Abatement will be for the full tax market valuation of the property, including the land and land improvements.

The Amount Abatement will be determined based on the prior year tax rate for ease in budget and administrative purposes. (i.e. current tax capacity x prior year tax rate = abatement)

The abatement may not be modified or changed during the term set forth above, except with the prior written consent of the Developer and County.

The Abatement shall be subject to all the terms and limitations of the Abatement Law.

The County has determined that jobs and wages are not specific goals of the Abatement.

Approval of Agreement. County staff and legal counsel are authorized to prepare a property tax abatement agreement incorporating the terms of the Abatement and the appropriate officers of the County are hereby authorized to execute the same on behalf of the County.

Adopted on September 11, 2007, by the Mower County Board of Commissioners.

THE MOWER COUNTY BOARD OF COMMISSIONERS

By: _____
Chairperson

By: _____
Clerk/Coordinator

Motion by Commissioner Hillier, seconded by Commissioner Cummings to authorize filling a vacant deputy sheriff position. Motion carried.

The Personnel Committee provided an update on personnel requests for 2008.

Finance Committee and staff presented the recommendation for a preliminary levy and solid waste service charge for 2008.

Motion by Commissioner Tucker, seconded by Commissioner Tollefson to set the 2008 preliminary levy at a 9% increase, which equals \$12,618,763 with \$247,702 of this for county library and the Solid Waste Service Charge at \$270,615.00. Motion carried.

Motion by Commissioner Tucker to provide one time funding to the Visitation Center Project in the amount of \$100,000. Hearing no second to the motion the Chair Lang passed the gavel to Vice-chair Cummings and Commissioner Lang seconded the motion.

Motion by Commissioner Hillier, seconded by Commissioner Tollefson to amend the motion by Commissioner Tucker to provide one time funding to the Visitation Center Project in the amount of \$200,000. The Commissioners voted as follows on the amendment: Tollefson aye, Tucker aye, Hillier aye, Lang nay, Cummings aye. The amendment carried 4 to 1.

The Commissioners voted as follows on the motion as amended: Tollefson aye, Tucker aye, Hillier aye, Lang nay and Cummings aye. Motion carried 4 to 1.

The Vice-chair passed the gavel to the Chair.

Motion by Commissioner Hillier, seconded by Commissioner Tucker to approve the minutes of August 28, 2007. Motion carried.

COMMISSIONERS' RECORD MOWER COUNTY, MINNESOTA

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

GENERAL FUND

AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
982.50	ADAMS AREA AMBULANCE SERVICE	2569.40	ADAMS DRUG
300.75	ADAMS, RIZZI AND SWEEN	129.12	ALLTEL
540.79	ARROW PRINTING	1400.00	ASBESTROL, INC
323.38	ATRIX INTERNATIONAL INC.	12184.00	AUSTIN MEDICAL CENTER ATTN:CAS
7462.05	AUSTIN NEWSPAPERS, INC	258.07	AUTO VALUE AUSTIN
348.02	BACHMAN LEGAL PRINTING	272.00	BAUDLER, BAUDLER, MAUS, BLAHNIK
768.09	BOB BARKER COMPANY INC.	104.49	BP
1037.92	CDW GOVERNMENT, INC.	30779.81	CITY OF AUSTIN
170.70	DASH MEDICAL GLOVES INC.	299.07	DE LAGE LANDEN FINANCIAL SERVI
3223.84	DELL MARKETING L.P.	127.60	DELTA CLEANERS
4175.82	DANIEL DONNELLY LAW FIRM	100.31	DOUBLE K SPECIALTY, INC.
10573.47	FREEBORN COUNTY ADULT DETENTIO	142.43	GRAINGER
2272.82	IKON OFFICE SOLUTIONS	383.00	INTOXIMETERS, INC
779.77	J & K WINONA	659.64	JAKOBSON DRUG & HALLMARK SHOP
317.34	LANGUAGE LINE SERVICES	1296.25	LARSONALLEN LLP
723.74	LASER PRODUCT TECHNOLOGIES INC	113.00	KATHY LEISEN
471.08	THE LIGHTING CONNECTION	280.00	ROSEMARY LINDERMAN
197.25	MARSHALL MEDICAL SYSTEMS & EQU	384.27	MARTIN BROS
6552.20	MASYS CORPORATION	257.20	MINNESOTA COUNTY ATTORNEYS ASS
1036.55	MITCHELL COUNTY REGIONAL HEALT	965.00	MN OFFICE OF ENTERPRISE TECHNO
3000.00	POLICE CENTRAL INC.	985.13	PUBLIC SAFETY CENTER INC.
950.00	PYRAMID CONCEPTS INC.	188.32	QWEST DENVER
6705.00	RS EDEN INC	2524.94	SCHMIDT-GOODMAN OFFICE PROD
318.00	DR. SCHMITT	130.95	SCHWAAB INC
1075.65	SERVICEMASTER CLEAN	235.00	SEVEN COUNTY PROCESS SERVERS L
135.00	SHERIFF FREEBORN COUNTY	600.00	SKALICKY APPRAISALS
447.76	SMYTH COMPANIES INC	207.91	STAPLES CREDIT PLAN
137.33	DON STREICHER GUNS	154.32	TACTICAL SOLUTIONS
1269.69	TIGERDIRECT	375.91	TRIPLE J DISPOSAL, INC.
980.53	UNIFORMS UNLIMITED INC	1002.66	WELLS FARGO FINANCIAL LEASING
	37 PAYMENTS LESS THAN \$100	1,891.50	
GENERAL FUND		\$118,278.34	* TOTAL

SOCIAL SERVICE FUND

AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
	2 PAYMENTS LESS THAN \$100	111.32	
SOCIAL SERVICE FUND		\$111.32	* TOTAL

ROAD & BRIDGE FUND

AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
223.66	A.E.S., INC.	939.33	ABOVE ALL CLEANING, INC
168.29	CRYSSTEEL TRUCK EQUIPMENT, INC.	2200.00	ERICKSON ENGINEERING
146.93	ETTERMAN ENTERPRISES	2920.00	FERRELLGAS-AUSTIN
17431.73	FLINT HILLS RESOURCES, LP	139.36	LEEF BROS., INC.
619.68	M-R SIGN COMPANY, INC.	113.85	MANTEK
439.31	METAL CULVERTS, INC.	105.00	MOLINE AWARDS
963.22	ROCHESTER PETROLEUM EQUIPMENT	299.30	ROCKMOUNT RESEARCH & ALLOYS, I
2127.55	RONCO ENGINEERING SALES, INC.	198.66	SCHMIDT-GOODMAN OFFICE PROD
348.04	SHOPKO	165.83	DAVE SYVERSON FREIGHTLINER
260.66	TERMINAL SUPPLY CO.	310.00	UNIVERSITY OF MINNESOTA
254.02	USEMS	134.64	3D SPECIALTIES, INC.
383.40	3M MAG2409		
	13 PAYMENTS LESS THAN \$100	670.99	
ROAD & BRIDGE FUND		\$31,563.45	* TOTAL

SOLID WASTE/RECYCLING FUND

AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
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COMMISSIONERS' RECORD MOWER COUNTY, MINNESOTA

475.00 WALLACE BUSTAD		787.80 CONSOLIDATED CONTAINER COMPANY	
457.00 MOWER COUNTY SHOPPER		974.53 WASTE MANAGEMENT OF SO MINNESO	
2 PAYMENTS LESS THAN \$100		50.45	
SOLID WASTE/RECYCLING FUND		\$2,744.78	* TOTAL
DITCH FUND			
AMOUNT	VENDOR NAME	AMOUNT	VENDOR NAME
8512.98	BOE BROTHERS TILING, INC	1127.79	HATLE DRAINAGE & CONSTRUCTION,
3194.00	ROBERT RUBLE		
0 PAYMENTS LESS THAN \$100		.00	
DITCH FUND		\$12,834.77	* TOTAL
****	FINAL TOTAL.....	\$165,532.66	****

Motion carried.

The Chair set a work session for Tuesday, September 18, 2007 at 9:00 a.m. in regard to the City of Austin's request to have the County study a downtown site for the proposed Justice Center.

Daryl Franklin, Environmental Services Director, presented the 2008 Feedlot Program delegate agreement and work plan.

Motion by Commissioner Tucker, seconded by Commissioner Tollefson to authorize the Chair to sign the 2008 Feedlot Program delegate agreement and work plan. Motion carried.

Tim Carroll addressed the Board to provide information in regard to concerns with a feedlot permitted to Holden Farms.

Motion by Commissioner Hillier, seconded by Commissioner Tucker to adjourn the meeting at 11:21 a.m. until September 25, 2007 at 8:30 a.m. Motion carried.

THE MOWER COUNTY BOARD OF COMMISSIONERS

BY: _____
Chairperson

Attest:

By: _____
Clerk/Coordinator

INDEX

2

2008 Feedlot Program delegate agreement and work plan, 218
2008 preliminary levy set, 216

A

adjourn, 218
Alternative Quality Assurance Licensing System sign interagency agreement, 213

B

bi-monthly bills, 217

C

Carroll, Tim
 feedlot concerns, 218
Cedar House, Inc.
 renew for Home & Community Based Services, 213

D

deputy sheriff
 authorize filling, 216
destruction of designated Agency files, 214

H

Helping Hands Home Care of Minnesota, Inc.
 renew for Home & Community Bases Services, 214
Human Service contract addendums

authorize to sign, 213

I

Income Maintenance Actions, 214

M

minutes
 8/28/07, 217
MSOCS (Turtle Creek Industries)
 scanning services, 214

R

Region X Delegate
 appoint Monica Rollie, 213
Res. #70-07
 property tax abatement
 DCA and Smyth Companies, 214

S

Social Service Actions, 214

V

Visitation Center Project, 216

W

work session
 set for 9/18/07, 218