

**COMMISSIONER PROCEEDINGS  
July 12, 2016**

Minutes of the Wilkin County Board of Commissioners held at the Courthouse, Breckenridge, Minnesota, on Tuesday, July 12, 2016. All Commissioners were present, with Commissioner Blaufuss arriving at 8:08 A.M. Chairman Folstad called the meeting to order at 8:00 A.M.

The meeting was closed at 8:01 A.M. to conduct a public hearing pursuant to notice given, to adopt Wilkin County's Dangerous Dog Ordinance. There were no members of the general public in attendance to voice opinions and reasons for not adopting said ordinance.

The regular meeting was reopened at 8:03 A.M.

Motion by Hovland, seconded by Perry and carried, to approve the Dangerous Dog Ordinance.

Motion by Perry, seconded by Miranowski and carried, to approve the agenda with additions.

Motion by Miranowski, seconded by Perry and carried, to approve the minutes of the June 17, 2016, special meeting.

Motion by Hovland, seconded by Perry and carried, to approve the minutes of the June 21, 2016, Special Meeting.

Motion by Blaufuss, seconded by Hovland and carried, to authorize Carl Thunem, Wilkin County Attorney, to appoint Cynthia Clark, Breckenridge City Attorney, as Assistant County Attorney for the purpose only of the absence of the County Attorney.

Motion by Perry, seconded by Hovland and carried, to approve the quarterly Ag Inspector report as given by Wayne Krump.

Commissioner Hovland offered the following resolution and moved for its adoption. The motion was seconded by Commissioner Blaufuss and carried.

**RESOLUTION 32-16**

STATE OF MINNESOTA  
COUNTY OF WILKIN

**CONTRACT EXTENSION**

This agreement, made this 12<sup>th</sup> day of July, 2016, between the County of Wilkin in the State of Minnesota, party of the first part, hereinafter called the County, and Turner Sand & Gravel of Wolverton, MN party of the second part, hereinafter called the Contractor.

WITNESSETH, that the Contractor, for and in consideration of the payment or payments herein specified and by the County to be made, hereby covenants and agrees to furnish all materials (except such as are specified to be furnished by the County), all necessary tools and equipment and to do and perform all work and labor in production and stockpiling of aggregate in the Nord pit and Smith & Politiski pit for the price and compensation set forth in the Proposal signed and dated by the contractor on March 6<sup>th</sup>, 2015, which is on file in the Office of the County Engineer, and is to be part of this contract.

WHEREAS, the Contractor has discovered additional material in these pits and Specification 1402.2 allows the Engineer to increase the time required for the performance of this additional work.

NOW THEREFORE, BE IT RESOLVED, that the Contractor further covenants and agrees that the additional work shall be completed in every respect to the satisfaction and approval of the County on or before November 1, 2018.

BE IT FURTHER RESOLVED, that a fuel escalation clause be added to the contract, current fuel cost as of date of contract supplement is \$2.50/gallon.

IN WITNESS WHEREOF, the County has caused these presents to be executed and the Contractor has hereunto subscribed his name.

Dated at Breckenridge, this 12th day of July, 2016.

COUNTY OF WILKIN

By \_\_\_\_\_  
Neal Folstad, Chairman  
Wilkin County Board of Commissioner

By \_\_\_\_\_  
Janelle Krump, Wilkin County Auditor/Treasurer

Turner Sand & Gravel, Inc.

By \_\_\_\_\_

By \_\_\_\_\_

Approved as to form and execution this 12th day of July, 2016.

\_\_\_\_\_  
Carl Thunem, County Attorney

Motion by Blaufuss, seconded by Hovland and carried, with Commissioner Miranowski abstaining from the vote, to accept the low bid from M&M Contractors, LLC, Breckenridge, Minnesota, for Wilkin County Highway Project SAP 084-624-010 in the amount of \$76,000.00.

Motion by Perry, seconded by Blaufuss and carried, to promote Tim Christopher to the Maintenance Supervisor position effective August 1, 2016.

Motion by Blaufuss, seconded by Hovland and carried, advertise for an open Heavy Equipment Operator position.

The Commissioners agreed, by consensus, that the Judge's chambers be moved to the room adjacent to the courtroom as requested by Judge Doll.

Rick Teberg, Jail Administrator, provided a monthly update.

Motion by Hovland, seconded by Miranowski and carried, to approve the rating and hiring for a new Communications Training Officer position in dispatch.

Motion by Perry, seconded by Blaufuss and carried, to accept the 50% matching grant from the Central MN Emergency Services board for a new radio tower to be placed on the Wilkin County LEC building, with the City of Breckenridge sharing half of the cost.

Motion by Hovland, seconded by Miranowski and carried, to reappoint Cathy Affield as the Buffalo-Red River Watershed District Manager for another three year term.

Motion by Blaufuss, seconded by Miranowski and carried, to approve payment of any bills as they are due for improvements at the Family Services Building by Auditor's Warrant.

Commissioner Blaufuss offered the following resolution and moved for its adoption. The motion was seconded by Commissioner Perry and carried.

**RESOLUTION 33-16  
NOTICE OF PRIVATE SALE OF TAX-FORFEITED LAND TO OTHER OR ADJACENT OWNERS**

**NOTICE IS HEREBY GIVEN** that a private sale of the following described parcel of tax-forfeited land located in Wilkin County and adjacent and contiguous to your property will be held at **9:00 AM on Wednesday, August 10, 2016 in the Wilkin County Commissioners Room in the Wilkin County Courthouse**, located at 300 5<sup>th</sup> Street South, Breckenridge, MN.

MUNICIPALITY PHYSICAL ADDRESS	PID LEGAL DESCRIPTION	VALUE	ASSESSMENTS BEFORE FORFEITURE		
Town of Atherton Physical Address - None	03-028-0810	Appraised Value	\$3,500.00	None	0.00
	Section 28 Township 136 Range 46 West ½ of the SE ¼, undivided 2/9 interest	Specials after Forfeiture None	0.00		
<b>Basic Sale Price</b>			<b>\$3,500.00</b>	<b>Total</b>	<b>0.00</b>

The sale of the above referenced parcel will be governed by the provision of Minnesota Statute 282 and by the resolution of the Wilkin County Board of Commissioners authorizing such sale: The resolution reads as follows:

**BE IT RESOLVED**, by the Board of County Commissioners of Wilkin County, Minnesota, that the parcel of tax-forfeited land listed above has been classified as non-conservation land; that the basic sale price of the parcel stated above, be approved and authorization for a private sale to adjacent landowners of the above referenced land be granted pursuant to the Minnesota Statute 282; that the sale will be held at **9:00 a.m., Wednesday, August 10, 2016** by the Wilkin County Auditor-Treasurer in the Wilkin County Commissioners Room in the Wilkin County Courthouse, for not less than the basic sale price; and that all sales shall be for full cash payment per the terms as set forth in the Notice of Private Sales of Tax-Forfeited Lands to Adjacent Owners.

**BE IT FURTHER RESOLVED**, that the conditions and terms of the private sale to adjacent landowners shall be as described within this notice and as approved by the Wilkin County Board of Commissioners:

**TERMS FOR THE SALE OF TAX-FORFEITED LAND**

**Private Sales: Basic Sale Price**

The above listed parcel is offered at private auction to the adjacent landowners and will be sold to the highest bidder on a cash basis. The minimum bid acceptable is the basic sale price, which is stated above. The basic sale price is equal to the appraised value, plus the timber value assigned by the Department of Natural Resources, plus any extra charges for special assessments levied after forfeiture and for hazardous waste control.

### **Extra Fees and Costs: In Addition to the Basic Sale Price**

In addition to the purchase price of the land the following extra fees and costs are due at the time of sale:

1. A 3% surcharge for the state assurance account.
2. A state deed fee of \$25.00.
3. A deed recording fee of \$46.00
4. A state deed tax equal to the greater of \$1.65 or 0.33% of the total basic sale price.
5. If applicable, a well certificate fee of \$50.00

**Payment Terms:** All parcels shall be paid on a cash basis and in full at the time of sale. (Note – Payment must be in U.S. Dollars, by cash, by money order, or draft from a U.S. Bank or Branch. Draft must have bank's coded transit number along bottom edge.) **No Exceptions.**

### **Special Assessments: Levied Before and After Forfeiture**

The balance of any special assessments that were levied before forfeiture and canceled at forfeiture are not included in the basic sale price and may be reassessed by the municipality. These special assessments are shown above under the column entitled "Assessments before Forfeiture."

Any special assessments that were levied after forfeiture and certified to the County Auditor-Treasurer have been added to the appraised value and must be paid by the purchaser as part of the basic sale price. These special assessments are shown above with a special line entitled "Specials after Forfeiture."

### **Conditions: Restrictions on the Use of the Properties**

Sales are subject to the following restrictions on the use of the properties:

1. existing leases and access agreements,
2. easements obtained by a governmental subdivision or state agency for a public purpose,
3. existing road and/or railroad easements/right-of-ways,
4. subdivision controls ordinance, building codes and zoning laws
5. all sales are final with no refunds or exchanges allowed,
6. the appraised value does not represent a basis for future taxes,
7. all mineral rights are reserved by the State of Minnesota, and
8. parcels marked with an asterisk (\*) will include a restrictive covenant prohibiting enrollment of the parcel in a state funded program providing compensation for conservation of marginal lands or wetlands.

### **Parcels Not Sold at Private Auction**

If the parcel is not sold at the private sale it may be purchased after the private sale, by another or adjacent landowner, by paying the basic sale price. The basic sale price cannot be changed until the parcel is reappraised, republished, and again offered at a later public and/or private sale to adjacent landowners.

### **Title: Proof of Ownership**

The buyer will receive a receipt at the time of the sale. Within a reasonable time, after full payment has been received, the County Auditor-Treasurer's office will request the Department of Revenue issue a state quitclaim deed to the property. A state deed has the characteristics of a patent from the State of Minnesota. Title to the land, to be offered for sale, is not guaranteed by either Wilkin County or the State of Minnesota.

The Wilkin County Board of Commissioners reserves the right to reject any or all bids and to restrict or withdraw any parcel listed before or during the sale.

Information about the sale of tax forfeited land in Wilkin County can be obtained as follows:

1. at the Office of the County Auditor-Treasurer located at the Wilkin County Courthouse, 300 5<sup>th</sup> Street South, Breckenridge, MN 56520,
2. by Telephone at (218) 643-7165, or
3. by email at [jkrump@co.wilkin.mn.us](mailto:jkrump@co.wilkin.mn.us), or

Given under my hand and official seal at Breckenridge, Minnesota this 12th day of July, 2016

Neal Folstad  
Chairman

Attest: Janelle Krump  
Wilkin County Auditor-Treasurer  
(Seal)

Motion by Blaufuss, seconded by Miranowski and carried, to ratify the software program agreement between Mid-State Computer Cooperative and Computer Professionals Unlimited, Inc. for software programming and development service effective through July 1, 2019.

Informational items were shared.

With no further business before the Commission at this regular meeting and the next regular meeting date set for July 19, 2016, in the Commissioners Room at 8:00 A.M., Chairman Folstad adjourned the meeting at 9:50 A.M.

Neal Folstad  
Chairman

Attest: Janelle Krump  
County Auditor-Treasurer  
(Seal)