



**LE SUEUR COUNTY BOARD OF COMMISSIONERS
MEETING AGENDA
September 5, 2017**

1. **9:00 a.m. Agenda and Consent Agenda**
RE: August 22, 2017 Minutes and Summary Minutes
RE: August 2017 Transfers
2. **9:05 a.m. Claims (5 min)**
3. **9:10 a.m. Dan Larson, MN Rural Counties (20 min)**
RE: Background and Activities Update
4. **9:30 a.m. Jim McMillen, Maintenance Director (5 min)**
RE: Request to replace area under dumpsters with concrete
5. **9:35 a.m. Pam Simonette (5 min)**
RE: Application for Repurchase for Shane Selbrade
6. **9:40 a.m. Brett Mason, Sheriff (15 min)**
RE: K9 Purchase Request
7. **9:55 a.m. Human Resources (5 min)**
8. **10:00 a.m. Peter Lindstrom (15 min)**
RE: New Prague Senior Living PACE Project
9. **10:15 a.m. Darrell Pettis, County Administrator / Engineer**
RE: Notice from MPCA

RE: EMPG Grant
RE: CR 104 Right of Way
RE: County Ditch #42

10. **10:20 a.m. Joshua Mankowski (10 min)**
RE: Gravel Tax Shoreland project
11. **Commissioner Committee Reports**
12. **Future Meetings List**
13. **10:30 a.m. German Jefferson Workshop**
14. **11:00 a.m. Market Study Results Workshop**



Le Sueur County, MN

Tuesday, September 5, 2017

Board Meeting

Item 1

9:00 a.m. Agenda and Consent Agenda

RE: August 22, 2017 Minutes and Summary Minutes

RE: August 2017 Transfers

Staff Contact:

Minutes of Le Sueur County Board of Commissioners Meeting

August 22, 2017

The Le Sueur County Board of Commissioners met in regular session on Tuesday, August 22, 2017 at 9:00 a.m. at the Courthouse in Le Center, Minnesota. Those members present were: Steve Rohlfling, Lance Wetzel and Dave Gliszinski. Brent Christian and Darrell Pettis were also present. Joe Connolly and John King were excused.

On motion by Wetzel, seconded by Gliszinski and unanimously approved, the Board approved the agenda.

On motion by Gliszinski, seconded by Wetzel and unanimously approved, the Board approved the consent agenda:

- Approved the August 15, 2017 County Board Minutes and Summary Minutes

Kathy Brockway, Planning & Zoning Director appeared before the Board with two items for approval.

On motion by Wetzel, seconded by Gliszinski and unanimously approved via roll call 3-0 with Connolly and King absent, the Board approved a Conditional Use Permit to Jerry & Caroline Loader, Waterville, MN, (Applicant\Owner) to allow grading, excavating, and filling of approximately 145 cubic yards of material for the construction of retaining walls for a bluff restoration project in a Recreational Residential “RR” District and a Flood Fringe “FF” Floodplain District on a Recreational Development “RD” lake, Lake Tetonka. Property is located at Lot 14, 15, & 16 Auditor’s Subdivision, Section 28, Waterville Township. The application was approved with the following conditions and findings are on file at the Planning and Zoning Office:

- Use Minnesota, deep-rooted native vegetation to further provide site stability and to provide natural screening of the block walls;
- Have an engineer sign off on certified construction plans and provide a copy to the Department prior to beginning work on site.

On motion by Gliszinski, seconded by Wetzel and unanimously approved via roll call 3-0 with Connolly and King absent, the Board approved a conditional use permit to Anthony Heyda, New Prague, MN, (Applicant\Owner) for the Rezoning of approximately 2.04 acres from General Industry “I” District to an Urban/Rural Residential District “R1” District. Property is located in the SW 1/4 SE 1/4, Section 10, Lanesburgh Township. Findings are on file at the Planning and Zoning Office.

Cindy Shaughnessy and Public Health staff presented a 2016 Annual Agency Evaluation.

On motion by Gliszinski, seconded by Wetzel and unanimously approved, the Board convened a public hearing for an ATV, Golf Cart and Mini Truck Ordinance at 10:00 a.m.

Darrell Pettis gave a brief overview of the proposed ordinance.

There was one public comment received.

On motion by Wetzel, seconded by Gliszinski and unanimously approved, the Board closed the public hearing at 10:05 a.m.

On motion by Wetzel, seconded by Gliszinski and unanimously approved, the Board approved the following ATV, Golf Cart, Mini Truck Ordinance:

**RESOLUTION OF THE LE SUEUR COUNTY
BOARD OF COMMISSIONERS**

Regulating the Use of
ATV's, Golf Carts and Mini Trucks
on County Highways

BE IT AND IT IS HEREBY RESOLVED, By the Le Sueur County Board of Commissioners, County of Le Sueur, State of Minnesota, under authority provided in Minn. Stat. § 169.045, do ordain:

An Ordinance regulating the use and operation of motorized golf carts, four-wheel all-terrain vehicles, and mini trucks on portions of designated roadways under the County's jurisdiction be and hereby is established as follows:

SECTION I - PURPOSE

The purpose of this Ordinance is to provide authority for the use of more fuel efficient and cost effective vehicles on county roads which are located within cities that adopt an Ordinance establishing standards and permitting the use of such vehicles on designated roadways within its jurisdiction pursuant to the authority granted by Minn. Stat. § 169.045.

SECTION II - SCOPE

This Ordinance shall provide for the authorization of the operation of motorized golf carts, four-wheel all-terrain vehicles, or mini trucks on portions of county roadways which are located within the jurisdictional boundaries of cities that have adopted an Ordinance permitting the use of such vehicles as allowed by Minnesota law.

SECTION III - AUTHORITY

This Ordinance is enacted pursuant to Minnesota Statute § 169.045 which establishes the authority of the County to authorize by Ordinance the operation of motorized golf carts, four-wheel all-terrain vehicles, or mini trucks on designated portions of county roadways under its jurisdiction.

SECTION IV - DEFINITIONS

For the purpose of this Ordinance, the following definitions will apply:

- 4.1 Designated Roadway means that portion of county roads or county state-aid highways within Le Sueur County which are located within the jurisdictional boundaries of a city that has enacted an Ordinance authorizing, providing standards, and establishing a permitting process for the use of motorized golf carts, four-wheel all-terrain vehicles, or mini trucks on roadways under its jurisdiction pursuant to Minn. Stat. § 169.045.
- 4.2 Four-wheel all-terrain vehicle means a motorized floatation-tired vehicle with four low-pressure tires that is limited in engine displacement of less than 800 cubic centimeters and has a total dry weight of less than 600 pounds.
- 4.3 Mini truck means a motor vehicle that has four wheels, is propelled by an electric motor with a rated power of 7500 watts or less or an internal combustion engine with a piston displacement capacity of 660 cubic centimeters or less, has a total dry weight of 900 to 2200 pounds, contains an enclosed cabin and a seat for the vehicle operator, commonly resembles a pickup truck or van, including a cargo area or bed located at the rear of the vehicle, and was not originally manufactured to meet federal motor vehicle safety standards required of motor vehicles in the Code of Federal Regulations, title 49, sections 571.101 to 571.404 and successor requirements. A mini truck does not include:
 - (i) A neighborhood electric vehicle or a medium speed electric vehicle; or
 - (ii) A motor vehicle that meets or exceeds the regulations in the Code of Federal Regulations, title 49, section 571.500, and successor requirements.
- 4.4 Motorized golf cart means any vehicle designed for use primarily on a golf course that is propelled by either a gas or electric motor.

SECTION V - PERMIT REQUIRED

- 5.1 It shall be unlawful for any person to operate a motorized golf cart, a four-wheel all-terrain vehicle, or a mini truck on roadways under the jurisdiction of Le Sueur County, except when the vehicle is traveling on designated roadways and is prominently displaying a valid permit obtained from the city in which the designated roadway is located.
- 5.2 Permits are to be granted for duration not to exceed one year and must be renewed annually, as required by law, to remain valid.

SECTION VI - RIGHTS AND DUTIES

- 6.1 Every person operating a motorized golf cart, four wheel all-terrain vehicle, or mini truck under permit on designated roadways has all the rights and duties applicable to the driver of any other vehicle under the provisions of Minn. Stat. Chapter 169, except when those provisions cannot reasonably be applied to the vehicle.
- 6.2 Motorized golf carts and four-wheel all-terrain vehicles may only be operated on designated roadways from sunrise to sunset. Motorized golf carts and four-wheel all-terrain vehicles may not be operated in inclement weather or when visibility is impaired by weather, smoke, fog, or other conditions, or at any time when there is insufficient light to clearly see persons and vehicles on the roadway at a distance of 500 feet.
- 6.3 Motorized golf carts shall display the slow-moving vehicle emblem provided for in Minn.

Stat. § 169.522.

- 6.4 The provisions of Minn. Stat. Chapter 171 are applicable to persons operating mini trucks under permit on designated roadways.
- 6.5 Notwithstanding any other law, a mini truck may be operated on designated roadways under permit only if it is equipped with:
- (a) at least two headlamps;
 - (b) at least two tail lamps;
 - (c) front and rear turn-signal lamps;
 - (d) an exterior mirror mounted on the driver's side of the vehicle and either:
 - (i) an exterior mirror mounted on the passenger's side of the vehicle; or
 - (ii) an interior mirror;
 - (e) a windshield;
 - (f) a seat belt for the driver and front passenger; and
 - (g) a parking brake.

SECTION VII - REVOCATION

Law enforcement officers shall report all violations of this Ordinance to the office responsible for issuing the required permit for travel on designated roadways for determination of revocation of the permit.

SECTION VIII - SEVERABILITY

The provisions of this Ordinance shall be severable. Should any section, paragraph, sentence, clause, phrase or portion of this regulation be declared invalid for any reason, the remainder of said regulation shall not be affected and the remainder of the provisions shall remain in full force and effect.

SECTION IX - PENALTIES

Violations of this Ordinance shall be petty misdemeanors, except that violations committed under circumstances that endanger or are likely to endanger persons or property, which shall be misdemeanors. A violation of this Ordinance within twelve (12) months of a conviction for a prior violation of this Ordinance shall be a misdemeanor and shall result in revocation of the violator's permit to operate the motorized golf cart, four wheel all-terrain vehicle, or mini truck, on designated roadways for a period of twelve (12) months following conviction.

SECTION X - EFFECTIVE DATE

This regulation shall be in full force and effect upon publication and adoption pursuant to law.

Brett Mason, Sheriff appeared before the Board with one item for approval.

On motion by Gliszinski, seconded by Wetzel and unanimously approved, the Board approved and authorized the Board Chair and County Administrator to sign a Resolution Approving State

of Minnesota Joint Powers Agreements with the County of Le Sueur on Behalf of its County Attorney and Sheriff.

Cindy Westerhouse, Human Resources Director came before the Board with several items for discussion and approval.

On motion by Wetzel, seconded by Gliszinski and unanimously approved, the Board approved to hire Breanna Lloyd as a full time Support Enforcement Aide in Human Services, as a Grade 5, Step 1 at \$16.92 per hour, effective September 7, 2017.

On motion by Gliszinski, seconded by Wetzel and unanimously approved, the Board approved to hire Theresa Kubes as a full time Sheriff Administrative Assistant in the Sheriff's Office, as a Grade 6, Step 1 at \$17.94 per hour, effective September 5, 2017.

On motion by Wetzel, seconded by Gliszinski and unanimously approved, the Board approved to grant regular status to Jason Squires, full time Corrections Sergeant in the Sheriff's Office, effective August 17, 2017. Jason has completed the one-year probationary period.

Darrell Pettis, County Administrator appeared before the Board with several items for discussion.

At the request of Commissioner Rohlffing, Stan Wills appeared before the Board with a West Jefferson project update.

Commissioner Committee Reports:

Commissioner Gliszinski attended Justice Center meetings with BKV and AP.

Commissioner Wetzel attended LCDS and P&Z meetings.

Commissioner Rohlffing attended an Elysian City Council, Elysian Township and LCDS meetings.

On motion by Wetzel, seconded by Gliszinski and unanimously approved, the Board adjourned until Tuesday, September 5, 2017 at 9:00 a.m.

ATTEST:

Le Sueur County Administrator

Le Sueur County Chairman

Summary Minutes of Le Sueur County Board of Commissioners Meeting, August 22, 2017

•This is only a summary publication per MN Statutes 375.12 and 331A.01 sub. 10. The complete minutes are on file in the Le Sueur County Administrator's Office at 88 S Park Ave. Le Center, MN and are available at www.co.le-sueur.mn.us.

•Approved the agenda. (Wetzel-Gliszinski)

•Approved the consent agenda. (Gliszinski-Wetzel)

•Approved a Conditional Use Permit to Jerry & Caroline Loader, Waterville, MN, (Applicant\Owner) with conditions and findings are on file at the Planning and Zoning Office. (Wetzel-Gliszinski)

•Approved a conditional use permit to Anthony Heyda, New Prague, MN, (Applicant\Owner) and findings are on file at the Planning and Zoning Office. (Gliszinski-Wetzel)

•Convened a public hearing for an ATV, Golf Cart and Mini Truck Ordinance at 10:00 a.m. (Gliszinski-Wetzel)

•The Board closed the public hearing at 10:05 a.m. after one public comment. (Wetzel-Gliszinski)

•Approved a Resolution of the Le Sueur County Board of Commissioners Regulating the Use of ATV's, Golf Carts, and Mini Trucks on County Highways. (Wetzel-Gliszinski)

•Approved a Resolution Approving State of Minnesota Joint Powers Agreements with the County of Le Sueur on Behalf of its County Attorney and Sheriff. (Gliszinski-Wetzel)

•Approved to hire Breanna Lloyd in Human Services. (Wetzel-Gliszinski)

•Approved to hire Theresa Kubes in the Sheriff's Office. (Gliszinski-Wetzel)

•Approved to grant regular status to Jason Squires in the Sheriff's Office. (Wetzel-Gliszinski)

•Adjourned until Tuesday, September 5, 2017 at 9:00 a.m. (Wetzel-Gliszinski)

ATTEST: Le Sueur County Administrator Le Sueur County Chairman

August 2017 Transfers

- | | |
|-------|---|
| #1665 | Transfer 2,667.90 from Bonded Indebt to Env Serv
(AJE 03 2016 Baker Tilly) |
| #1666 | Transfer 3,182.00 from Human Services to Revenue
(A87 Qtr Ending 6-30-17) |
| #1667 | Transfer 3,788.00 from Agency to Revenue
(August Landshark) |



Le Sueur County, MN

Tuesday, September 5, 2017

Board Meeting

Item 2

9:05 a.m. Claims (5 min)

Staff Contact:



Le Sueur County, MN

Tuesday, September 5, 2017

Board Meeting

Item 3

9:10 a.m. Dan Larson, MN Rural Counties (20 min)

RE: Background and Activities Update

Staff Contact:



Le Sueur County MRC-Derived Benefits:

The MRC quantified benefits to Greater Minnesota counties resulting from successful efforts to modify the Vulnerable Children and Adults Act (VCAA), and create a brand new, state-of-the-art, regional park and trail system in Greater MN.

Here are the results we found for the benefits for your county from these two MRC-initiated programs:

MRC projects a VCAA revenue savings to your county of \$194,454 annually.

**Le Sueur is a top 5% gainer on the VCAA formula.*

Greater MN Regional Parks and Trails Grant Applications

Le Sueur Co., Lake Washington

**GMRPT Funding is Available Until 2034*



MRC Calendar 2017

Date	Time	Meeting	Location
Mon., Jan. 9	Noon – 3 p.m.	Board of Directors	Douglas Co Public Works. Bldg.
Wed., Feb. 15	7-9:30 p.m.	Board of Directors	InterContinental Hotel, St. Paul
Wed., March 15	10 a.m. – Noon	Board of Directors	ITV
Mon., April 3	10 a.m. – Noon	Board of Directors	ITV
Mon., May 8	Noon – 2 p.m.	Board of Directors	ITV
Mon. June 5	10 a.m. – 1 p.m.	Board of Directors	McLeod Co.
Wed., Sept. 13	7 p.m. – 9:30 p.m.	Board of Directors Pre- AMC Policy	Breezy Point
Mon., Oct. 2	8 a.m. – Noon	MRC Annual Mtg.	TBD
Sun. Dec. 3 *AMC dates in bold	7 p.m. – 9:30 p.m.	Board of Directors	St. Cloud



MRC Interim Programs and Membership Action Items 2017

Enbridge Valuation Appeal: MRC is working with AMC, and under the leadership of Polk Co. Administrator Chuck Whiting, to coordinate the 13 counties affected by the Enbridge challenge to MN Dept. of Revenue property tax valuations for 2012 - 2016. The case will be heard in October and implications of a positive ruling for Enbridge could set a precedent that would open the door for other utilities across the state to file similar complaints.

MRC Rural Foundations Program: MRC is moving forward with a program to identify and coordinate organizations that represent key factions of our rural culture and economy, and we'd like your help. Thus far we have reached out to a small group of core organizations to gauge interest and have received positive response from each of the groups contacted. They include MN Rural Health Assn., MN Farmers Union, MN Assn. of Townships, and Cooperative Network. We will be holding an initial meeting within the next couple of weeks to discuss how the group should form and operate, and who needs to be involved.

MRC Greater MN Workforce Opportunity Grants Program: This program is an MRC initiated economic development program designed to provide training and financial support to Greater MN programs that market the natural, cultural and economic assets of their region over social media on a digital platform to attract new workers and residents. It encapsulates the widely supported concepts advocated by U of M Extension Sr. Fellow Ben Winchester in his "Brain Gain," presentations.

MRC Land Use Program: We heard from a number of members over the years that the purchase of private lands with public funding - through programs like Lessard-Sams Outdoor Heritage Council or LCCMR - was a growing concern among members. More than 75% of those responding to the 2017 MRC County Survey said their county was negatively affected by the acquisition of private lands with public revenues. We've developed a program to address concerns, but we need your help.

MRC Broadband Program: MRC continues to advocate for funding the Border-to-Border Grant Program at a level that will allow the state to meet its goals for deploying broadband across the state.

MRC Transportation Funding Program: MRC will continue to advocate for adequate funding that is generated primarily from dedicated funding to address the growing backlog of local road and bridge needs.

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Minnesota Rural Counties Leadership List 2017

MRC Officers 2017

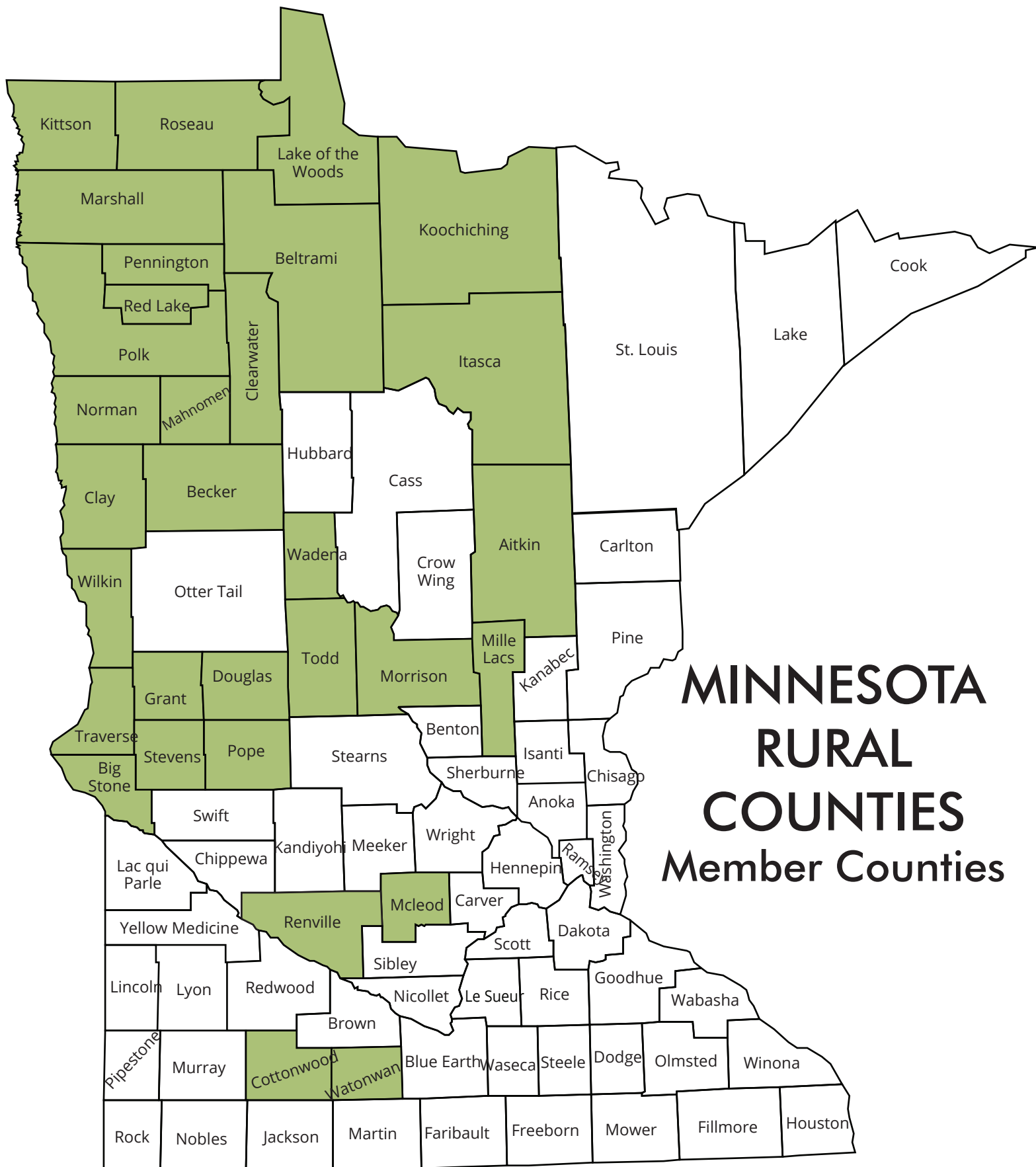
Chairman
Vice-Chair
Secretary/Treasurer

Jim Stratton
Bob Kopizke
Sharon Bring

Delegates / Alternates to MRC Board of Directors

	Delegate	Alternate(s)
Aitkin	Don Niemi	Bill Pratt
Becker	Barry Nelson	Jack Okeson
Beltrami	Reed Olson	Jim Lucachick
Big Stone	Wade Athey	All Other Members
Clay	Grant Weyland	Frank Gross
Clearwater	Neal Illies	All Other Members
Cottonwood	Kevin Stevens	Jim Schmidt
Douglas	Jim Stratton	Any of the Other Members
Grant	Troy Johnson	Doyle Sperr
Itasca	Terry Snyder	Davin Tinquist
Kittson	Leon Olson	All Other Members
Koochiching	Wayne Skoe	Brian McBride
LOW	Cody Hasbargen	All Other Members
Mahnomen	David Geray	Brad Athmann
Marshall	Sharon Bring	Gary Kiesow
McLeod	Doug Krueger	Ron Shimanski
Mille Lacs	Roger Tellinghuisen	Dave Oslin
Morrison	Mike LaMieur	All Other Members
Norman	Steve Jacobson	Nathan Redland
Pennington	Don Jensen	Neil Peterson
Polk	Jerry Jacobson	All Other Members
Pope	Paul Gerde	Larry Lindor
Red Lake	Dave Sorenson	Chuck Simpson
Renville	Randy Kramer	All Other Members
Roseau	Russ Walker	Glenda Phillipe
Stevens	Bob Kopitski	Phil Gausman
Todd	Dave Kircher	Gary Kneisl
Traverse	Dave Salberg	Todd Johnson
Wadena	Bill Stearns	All Other Members
Wilkin	Dennis Larson	Lyle Hovland
Watsonwan		

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Here's what your colleagues are saying about MRC:

"Recreation is a key part of the economy in our area. Before MRC went to work on it, metro and DNR interests were taking 86% of Legacy Parks and Trails funding, while the remaining 80 non-metro counties were forced to compete with metro counties for what remained. MRC changed all that and we are now building a first-class regional parks and trails system in Greater MN."

Jim Stratton – Douglas County Commissioner and MRC Chairman

"Metro area legislators and lobbyists participate in every meeting affecting rural areas at the legislature. Greater MN needs a group like MRC that watches our interests and fights for its priorities."

Bob Kopitzke - Stevens County and MRC Vice-Chair

"As a charter MRC member, our county was there from the beginning when we formed to push-back on a state-sponsored one-size-fits-all wetland plan. It had support from outdoor, environmental, and metro advocates, but would have been terrible for many rural regions of the state. The MRC stopped the plan and helped create the three-tiered system that has worked as a model ever since."

Don Jensen – Pennington County

"Greater Minnesota is building a brand-new, world-class regional parks and trails system because MRC stepped up and fought for the funding. Groups like this deserve support." **David Kircher - Todd County Commissioner**

"Our county joined the MRC last year on a one-year trial basis. I was asked to participate in a land use work group that is addressing important concerns for rural counties, and I told my board recently that MRC is doing a good job representing rural concerns. I will be recommending continuing our membership in the MRC and encourage other counties to consider joining."

Randy Kramer - Renville County Commissioner

"As the lead staff person for a rural county, my greatest challenge is keeping up with developments on critical issues at the legislature. This is especially true late in the session when final decisions are being made. MRC sends updates as they occur – often multiple times per day when things are happening quickly – along with suggested messages and contacts. MRC's communication is invaluable and outstanding." **Rebecca Young – Stevens County Coordinator**

"The MRCC is making a difference for us – but it needs to grow. It doesn't cost much to join in either time or effort, and the returns have been significant."

Kevin Stevens – Cottonwood County Commissioner

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Le Sueur County, MN

Tuesday, September 5, 2017

Board Meeting

Item 4

9:30 a.m. Jim McMillen, Maintenance Director (5 min)

RE: Request to replace area under dumpsters with concrete

Staff Contact:

Le Sueur County, MN

Tuesday, September 5, 2017

Board Meeting

Item 5

9:35 a.m. Pam Simonette (5 min)

RE: Application for Repurchase for Shane Selbrade

Staff Contact:



Le Sueur County, MN

Tuesday, September 5, 2017

Board Meeting

Item 6

9:40 a.m. Brett Mason, Sheriff (15 min)

RE: K9 Purchase Request

Staff Contact:



Le Sueur County, MN

Tuesday, September 5, 2017

Board Meeting

Item 7

9:55 a.m. Human Resources (5 min)

Staff Contact:



Human Resources

88 SOUTH PARK AVENUE • LE CENTER, MINNESOTA 56057

Telephone: 507-357-8517 • Fax: 507-357-8607

Cindy Westerhouse – Human Resources Director

HUMAN RESOURCES

AGENDA ITEMS

September 5, 2017

Human Services Staff met with the Human Resources Committee to request review of several positions. The Committee approved the reclassification requests to be submitted to Springsted. Springsted made their recommendations to reclassify the positions indicated below. Upon board approval, the grade, step and hourly wage for the employees listed will be effective September 18, 2017.

Recommendation to reclassify the following full time Agency Social Workers in Human Services.

Alana Adams, Grade 11, Step 2, \$24.87 per hour
Stacey Beil, Grade 11, Step 7, \$29.68 per hour
Jennifer Christensen, Grade 11, Step 4, \$26.71 per hour
Justin Coates, Grade 11, Step 2, \$24.87 per hour
Kari Davis, Grade 11, Step 5, \$27.69 per hour
Talia Gilster, Grade 11, Step 1, \$24.01 per hour
Teri Hopkins, Grade 11, Step 4, \$26.71 per hour
Megan Kelly, Grade 11, Step 1 at \$24.01 per hour
Audrey Krenik, Grade 11, Step 6, \$28.68 per hour
Amber Lazzari, Grade 11, Step 2, \$24.87 per hour
Jeffrey Mack, Grade 11, Step 6, \$28.68 per hour
Maggie Novak, Grade 11, Step 3, \$25.77 per hour
Marni Pearson, Grade 11, Step 5, \$27.69 per hour
Kari Peters, Grade 11, Step 10, \$32.90 per hour
Sally Schroer, Grade 11, Step 10, \$32.90 per hour
Jessica Schwartz, Grade 11, Step 1, \$24.01 per hour
Katherine Van Otterloo, Grade 11, Step 2, \$24.87 per hour
Amanda Worrell, Grade 11, Step 1, \$24.01 per hour
Shari Solheim, Grade 11, Step 10, \$32.90 per hour

Recommendation to reclassify the following full time Eligibility Workers in Human Services.

Robin Allen, Grade 7, Step 10, \$26.08
Abby Alonso, Grade 7, Step 4, \$21.15 per hour
Leanne Gieseke, Grade 7, Step 4 \$21.15 per hour
Margaret Kline, Grade 7, Step 10, \$26.08 per hour
Laura La Valle, Grade 7, Step 3, \$20.42 per hour
Suzanne Milam, Grade 7, Step 3, \$20.42 per hour
Shawn O'Malley, Grade 7, Step 5, \$21.92 per hour
Sheyna Patterson, Grade 7, Step 5, \$21.92 per hour
Ramona Shook, Grade 7, Step 10, \$26.08 per hour
Ann Sunderman, Grade 7, Step 10, \$26.08 per hour
Erin Wachtel, Grade 7, Step 1, \$19.00 per hour

Equal Opportunity Employer



Human Resources

88 SOUTH PARK AVENUE • LE CENTER, MINNESOTA 56057

Telephone: 507-357-8517 • Fax: 507-357-8607

Cindy Westerhouse – Human Resources Director

Recommendation to reclassify the following full time Lead Eligibility Workers in Human Services.

Laurie Appel, Grade 8, Step 10, \$27.64 per hour

Cindy Jirak, Grade 8, Step 11, \$28.60 per hour

Recommendation to reclassify the following full time Child Support Supervisor in Human Services.

Kandi Larson, Grade 12, Step 7, \$31.47 per hour

Recommendation to reclassify the following full time Fiscal Supervisor in Human Services.

Kari Sowieja, Grade 12, Step 7, \$31.47 per hour

Recommendation to reclassify the following full time Office Support Specialists in Human Services.

Denell Cesafsky, Grade 3, Step 6, \$18.00 per hour

Erica Miller, Grade 3, Step 9, \$19.95 per hour

Recommendation to reclassify the following full time Community Support Technicians in Human Services.

Christopher Schoenstedt, Grade 6, Step 8, \$22.96 per hour

Kathy Siebsen, Grade 6, Step 10, \$24.60 per hour

Recommendation to promote the following full time Office Support Specialist to a full time Office Support Specialist, Sr. in Human Services.

Patty Wolter, Grade 4, Step 7, \$19.74 per hour

Recommendation to post the reclassification announcements for the full time positions in Human Services. It has been past practice that all positions that have been reclassified are posted internally.

Equal Opportunity Employer



Le Sueur County, MN

Tuesday, September 5, 2017

Board Meeting

Item 8

10:00 a.m. Peter Lindstrom (15 min)

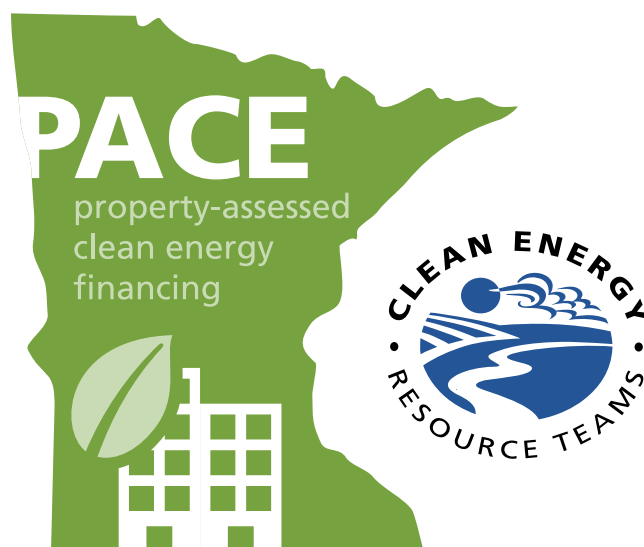
RE: New Prague Senior Living PACE Project

Staff Contact:

What is Property Assessed Clean Energy (PACE)?

PACE is a new way to finance energy efficiency and renewable energy upgrades to the buildings of commercial property owners.

Energy-saving measures pursued by the owners receive project financing and are repaid as a separate item on their property tax assessment for a set period. PACE eliminates the burden of upfront costs by providing low-cost, long-term financing.



Why PACE, and how does it work?

PACE financing helps overcome several barriers to making energy improvements:

- Eliminates high up-front costs
- Reduces dependence on credit
- Allows for comprehensive retrofits
- Allows programs to recoup their costs

Property Assessed Clean Energy (PACE) financing allows property owners to finance energy-related improvements to their buildings with affordable, long-term capital.

PACE PROJECT PROCESS



HOW THE MONEY FLOWS



**Learn more
on reverse**

Can I use PACE to finance building improvements?

Minnesota state law allows local units of government to enter into joint powers agreements to create PACE programs. Under this innovative arrangement, commercial, industrial, nonprofit and multi-housing property owners can take on voluntary special assessments to finance energy efficiency, renewable energy, or electric vehicle infrastructure improvements to their properties.

PACE allows companies the opportunity to maintain a positive cash flow while investing in energy upgrades at no cost to taxpayers. PACE financing can also make it easier for building owners to transfer financed improvement repayment to the next owner upon sale, as the repayment resides with the property tax assessment.

Basic qualifications for PACE financing:

- Property owners must be current on mortgage and property taxes
- No federal or state liens against the property
- Must not be in bankruptcy proceeding
- Lender acknowledgement or "consent" from current mortgage lender
- Term of financing may not exceed weighted average useful life of improvements
- Improvements may not exceed 20% of assessed property value

What programs exist in Minnesota?

There are currently two commercial PACE programs available to Minnesota cities and counties that want to help finance building energy improvements in their jurisdictions.

Rural Minnesota Energy Board

Available to entities in the Rural Minnesota Energy Board's counties. The program is administered by the Southwest Regional Development Commission. Learn more at <http://mncerts.org/pace#rmeb>.



Saint Paul Port Authority

Available to entities in any city or county in Minnesota. Interested local governments can work with the Saint Paul Port Authority to authorize the program. Learn more at <http://mncerts.org/pace#sppa>.



Ready To Get Started?



Dig a little deeper: Visit the CERTs website resource page on PACE, which includes program details, a map of all participating cities and counties, and interviews with business owners who have completed projects at <http://mncerts.org/pace>.

Go further: Contact Pete Lindstrom with the Clean Energy Resource Teams at plindstr@umn.edu or 612-625-9634.

**Port Authority of the City of Saint Paul
Property Assessed Clean Energy Program
(MinnPACE)
JOINT POWERS AGREEMENT**

Saint Paul Port Authority
850 Lawson Commons
380 St. Peter Street
Saint Paul, MN 55102
(651) 224-5686
(651) 223-5198 (fax)
www.sppa.com

DRAFT

JOINT POWERS AGREEMENT

This Agreement, made and entered into as of the ____ day of _____, 2017, by and between the Port Authority of the City of Saint Paul (the "Port Authority"), a body corporate and politic, and the County of Le Sueur, Minnesota, a political subdivision under the laws of Minnesota (the "County"), provides as follows:

WHEREAS, the Port Authority has been engaged in governmental programs for providing financing throughout the State of Minnesota (the "State") by making loans evidenced by various financing leases and loan agreements, and in the process of operating these programs the Port Authority has developed a high degree of financial expertise and strength; and

WHEREAS, Minnesota Statutes, Sections 216C.435 and 216C.436 and Chapter 429 and 471.59 (collectively the "Act") authorize the County to provide for the financing of the acquisition and construction or installation of energy efficiency and conservation improvements (the "Cost Effective Energy Improvements" as defined in the Act or "Improvements") on Qualifying Real Properties" as defined in the Act (the "Properties" or "Property") located within the boundaries of the County through the use of special assessments; and

WHEREAS, the Act authorizes the County to designate a local government unit other than the County to implement the program under the Act on behalf of the County; and

WHEREAS, the County has one or more projects within the boundaries of the County that have Improvements in need of financing, and has adopted its Resolution No. _____ (a copy of which is attached hereto as Exhibit A) to designate the Port Authority to implement and administer a program on behalf of the County to finance such Improvements; and

WHEREAS, the Port Authority has created a program under the Act known as the Property Assessed Clean Energy Program ("MinnPACE") for purposes of implementing and administering the activities described in the Act, and the Port Authority is willing to implement and administer that program on behalf of the County as requested herein; and

WHEREAS, the County has expressed a desire to make energy improvement financing programs of the kind managed by the Port Authority available for improvements of eligible properties within its boundaries, including but not limited to the Energy Savings Partnership, Trillion BTU and MinnPACE, and a joint powers agreement is required between the County and the Port Authority for MinnPACE; and

WHEREAS, the Improvements will serve citizens of Le Sueur County and the State of Minnesota.

NOW THEREFORE, in consideration of the mutual covenants herein made, the parties to this Agreement hereby agree as follows:

1. The Port Authority will exercise the powers of the Act on behalf of the County by providing financing for Improvements located within the boundaries of the County. Except as otherwise provided in this Joint Powers Agreement, the Port Authority shall be solely responsible for the implementation and administration of MinnPACE and the financing of the Improvements.

2. In connection with its implementation and administration of MinnPACE, and its financing of the Improvements located within the boundaries of the County, it is anticipated that the Port Authority will enter into various agreements with persons wishing to obtain financing for Improvements located within the boundaries of the County as well as with sources of financing for such Improvements (collectively the "Program Documents").

3. The Port Authority may and is permitted to charge fees for its implementation and administration of MinnPACE, which fee will be described in, and payable under, the Program Documents.

4. The Port Authority will have the sole duty and responsibility to comply with or enforce covenants and agreements contained in the Program Documents. This power specifically includes the responsibility for monitoring and enforcing compliance with the provisions of the Program Documents.

5. Either the Port Authority or a lending institution (the "Lender") will use its own financial resources to finance the Improvements (the "Loan"), or a taxable special assessment revenue bond(s) (the "Bond(s)") issued by the Port Authority in favor of the Lender will be used to finance the Improvements. Regardless of the financing mechanism, the Lender will advance funds under the Program Documents to be paid from levied special assessments.

6. The Loan(s) or Bond(s) must be a special/limited obligation of the Port Authority, payable solely from special assessments levied by the County as provided herein. The Loan(s) or Bond(s) and interest thereon must neither constitute nor give rise to a general indebtedness or pecuniary liability, or a general or moral obligation, or a pledge or loan of credit of the Port Authority, the County, the City of Saint Paul or the State of Minnesota, within the meaning of any constitutional or statutory provision. To that end, the Port Authority hereby agrees to indemnify and hold harmless the County from and against any claims or losses arising out of the failure of the Port Authority to provide for the payment of principal of, and the interest or any premium on the Loan(s) or Bond(s), from special assessment payments actually paid to the Port Authority by the County. This indemnity must not, however, be construed to relate to any claims or losses which might arise by virtue of the exercise, by the County, of its governmental powers in connection with the Project, or by virtue of the failure of the County to levy and collect special assessments with respect to the Improvements or promptly remit such special assessment payments to the Port Authority as provided in the Program Documents.

7. As and for its contribution to the financing of the Improvements, and as provided in the Act, the County must impose and collect special assessments necessary to pay debt service on that portion of the Loan(s) or Bond(s) attributable to the Improvements located within the boundaries of the County. Evidence that the County has imposed such special assessments is a

precondition to the Port Authority's obligation to provide financing to any Improvements located within the boundaries of the County in accordance with the following process:

A. The Port shall provide to County an application from an Applicant under the Program which includes the following documentation:

1) A copy of the Application containing the legal name of the Applicant, its legal status, its legal address, a description of the Project, the cost of the Improvements, the total amount to be assessed against the Property and the address, legal description and tax identification code for the Property upon which the Improvements are to be constructed or installed.

2) A statement from the Port that the proposed Project as described in the Application qualifies under the requirements of the Act and the Port Authority.

3) A fully-executed copy of the Applicant's Petition and Assessment Agreement suitable for evidencing, and recording if necessary, Applicant's agreement to be assessed for the amount of the Improvements.

B. Upon receipt of the documentation described in Subparagraph A above, County agrees that it will levy an assessment against the Property for the amount to be assessed as set forth in Section 7.A. above.

C. Evidence that the County has imposed such special assessments is a precondition to the Port Authority's obligation to provide financing to any Improvements located within the boundaries of the County.

D. In the event that, after the County levies an assessment against the Property for the costs of the Improvements and related costs as provided for in Subparagraph B above, the Port does not fund the cost of the Improvements as contemplated by this Agreement, the Port shall promptly notify County that it has not and will not fund the costs of the Improvements under the Program and County shall thereafter inform the County Auditor to remove the subject assessment from the Property.

8. Once the County has imposed special assessments to finance Improvements located within the boundaries of the County, the County transfer all collections of the assessments received by it upon receipt to the Port Authority for application to the payment of the applicable Loan(s) or Bond(s). The County will take all actions permitted by law for the recovery of the assessments, including without limitation, reinstating the outstanding balance of assessments when the land returns to private ownership, in accordance with Minn. Stat. Section 429.071, Subd. 4. The County has no obligation to make any payment on the applicable Loan(s) or Bond(s) other than by the imposition and collection of special assessments pursuant to the Act. The County acknowledges that the Lender is a third-party beneficiary of the County's covenants herein with respect to the imposition and transfer of special assessments described herein.

9. Unless otherwise provided by concurrent action of the Port Authority and the County, this Agreement will terminate upon a 30-day's advanced written notice to the other Joint Powers Agreement partner or upon the retirement or defeasance of all Loan(s) or Bond(s), whichever is later; and notwithstanding any other provisions, this Agreement may not be terminated in advance of such retirement or defeasance.

10. This Agreement may be amended by the Port Authority and the County, at any time, by an instrument executed by both of them. The Port Authority or the County may not amend this Agreement, however, if the effect of the amendment would impair the rights of the holder of the Loan(s) or Bond(s), unless the holder has consented to the amendment.

11. This Agreement may be executed in any number of counterparts, each of which when taken together will constitute a single agreement.

[Remainder of page intentionally left blank]

IN WITNESS WHEREOF, the Port Authority and the County have caused this Agreement to be executed on their behalf, by their duly authorized officers, as of the day and year first above written.

PORT AUTHORITY OF THE
CITY OF SAINT PAUL

By: _____
Its: President

By: _____
Its: Chief Financial Officer

COUNTY OF LE SUEUR, MINNESOTA

By: _____
Its: _____

By: _____
Its: _____

EXHIBIT A

Extract of Minutes of Meeting of the Board of Commissioners of the County of Le Sueur, Minnesota

Pursuant to due call and notice thereof, a regular meeting of the Board of Commissioners of the County of Le Sueur (the "County"), was duly held at the Le Sueur County Government Center in the County, on _____, 2017, at _____ P.M.

The following members were present:

and the following were absent:

* * * * *

The Chair announced that the next order of business was consideration of the designation of the Port Authority of the City of Saint Paul to implement and administer a program under Minnesota Statutes, Sections 216C.435 and 216C.436 and Chapter 429 and 471.59 on behalf of the County.

Member _____ introduced the following resolution and moved its adoption, the reading of which had been dispensed with by unanimous consent:

RESOLUTION NO. _____

RESOLUTION DESIGNATING THE PORT AUTHORITY TO
IMPLEMENT AND ADMINISTER A PROPERTY ASSESSED
CLEAN ENERGY IMPROVEMENT FINANCING ON BEHALF
OF THE COUNTY, AND PROVIDING FOR THE IMPOSITION
OF SPECIAL ASSESSMENTS AS NEEDED IN CONNECTION
WITH THAT PROGRAM

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

1. The Port Authority of the City of Saint Paul (the "**Port Authority**") has established the Property Assessed Clean Energy Program ("**MinnPACE**") to finance the acquisition and construction or installation of energy efficiency and conservation improvements

A-1

(the “**Improvements**”), on properties located throughout the State of Minnesota through the use of special assessments pursuant to Minnesota Statutes Sections 216C.435 and 216C.436 and Chapter 429 and 471.59 (the “Act”).

2. In order to finance the Improvements, the County hereby determines that it is beneficial to participate in MinnPACE, and to designate the Port Authority as the implementor and administrator of that program on behalf of the County for purposes of financing Improvements located within the County.

3. The County understands that the Port Authority may obtain funding from designated lending institutions or may issue its MinnPACE special assessment revenue bond(s) to finance the Improvements, and that the sole security for the loan(s) or bond(s) will be special assessments imposed by the governmental entity participating in MinnPACE.

4. To facilitate and encourage the financing of Improvements located within the County, the County covenants to levy assessments for said Improvements on the property so benefitted, in accordance with the Application and Petition for Special Assessments received from the owner(s) of the Property and approved by the Port Authority. The interest rate on the Special Assessments shall be the interest rate on the Loan(s) or Bond(s), and may include additional interest.

5. After imposition of the special assessments, the County shall collect such assessments and remit them to the Port Authority for use in the repayment of the Loan(s) or Bond(s). The County will take all actions permitted by law to recover the assessments, including without limitation, reinstating the outstanding balance of assessments when the land returns to private ownership, in accordance with Minn. Stat. Section 429.071, Subd. 4.

6. The County Manager or Assistant County Manager are authorized to execute on behalf of the County, any documents, certificates or agreements necessary to implement the program authorized by this resolution.

The motion for the adoption of the foregoing resolution was duly seconded by Member

_____ 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.

STATE OF MINNESOTA)
) ss.
COUNTY OF LE SUEUR)

I, the undersigned, being the duly qualified and acting _____ of the County of Le
Sueur, hereby certify that I have carefully compared the attached and foregoing extract of
minutes of a meeting of the Board of Commissioners of said County held _____,
with the original thereof on file and of record in my office and the same is a full, true and
complete transcript therefrom.

WITNESS My hand officially and the seal of the County this _____ of
_____.

(Seal)

By: _____
Its: _____
County of Le Sueur



Property Owner(s) Type(s) — *check all that apply*

- ☐ Individual(s)/Joint Tenants/Common Property (not in trust) ☐ Corporation ☒ Limited Liability Company
☐ Trust/Trustees/Living Trust ☐ Partnership ☐ Other (Specify):

Property Owner Contact Information

Name: Mark Appelbaum Email: mark.appelbaum@makado.com
Phone (Day): (612) 399-6685 Cell Phone: _____

Physical Property Address

Street Address: 10th Avenue SE between 1st Street SE and 3rd Street SE City, State Zip: New Prague, MN 56071

Property Type: ☐ Commercial/Industrial ☒ Apartment (more than four units)

Square Footage of Building (if applicable): 116,078 SF / 91 units

Finance Amount Requested: \$1.58 million based on TIF value of \$7.92 million, subject to modification.

Finance Term: ☐ 10 Years ☒ Other: 20 Years, subject to change based on final energy audit.

Current Mortgage Financing — *attach a copy of Mortgage Statement*

Name of Mortgage Lender: _____

Mortgage Lender Address: _____

Outstanding Principal Balance: _____

Utility Company: _____

Improvement Description — *attach all relevant documentation, including bids and estimates*

Ground up construction of a new, 91 unit senior living facility. The Property is currently planned to have 20% affordable units (max 50% AMI). The project will include the construction of a 4 story building and underground parking garage. Unit mix is currently estimated to be 32 independent living units, 43 assisted living units and 16 memory care units.

Initials

(all signers)



Special Assessments Application and Petition Agreement

The Property Assessed Clean Energy Program (MinnPACE), administered by the Saint Paul Port Authority, provides a finance mechanism for the installation of energy efficiency, renewable and conservation Improvements that are permanently fixed to the eligible properties and petition for special assessments in accordance with Minnesota Statutes Sections 216C.435 and 2016C.436 and Chapter 42, and the MinnPACE program. *For further information on eligibility requirements, see the Administrative Guidelines and Financing Summary found at minnpace.com or contact the Saint Paul Port Authority at 651-204-6236.* This MinnPACE Agreement contains an Application section, a Petition for Special Assessment, and designated attachments, all of which must be reviewed and completed, and constitute a full and complete agreement.

APPLICATION

Eligibility Requirements

- Applicant(s) is/are legal owner(s) of the Property described in the Application (the "Property.")
- Property is developed and located within the City of New Prague and County of Le Sueur.
(Revise as needed if special assessments are to be levied by a county or town.)
- Property Owner is current on all mortgage(s). All lenders have signed the Lender Acknowledgement Form for MinnPACE Financing.
- Property Owner is not in bankruptcy and the Property is not an asset in a bankruptcy proceeding.
- There are no federal or state income tax liens, judgment liens or similar involuntary liens on the Property.
- Applicant(s) can be verified as being in "Good Standing" with the Minnesota Office of the Secretary of State **or** are be able to provide a Member Agreement or Operating Agreement certified to be true or correct.
- Improvement costs are reasonable for the scope of the proposed Improvements and in relation to Property value.
- Requested Financing Amount does not exceed the lesser of 20 percent of the Property Market Value or the actual cost of installing the Improvements, including the cost of necessary equipment, materials and labor, the cost of energy audit or renewable energy feasibility study and the cost or verification of installation, less the value of expected rebates.
- Term of financing requested does not exceed the weighted average of the useful life of the Improvements.
- Applicant(s) has/have obtained an **energy audit or renewable energy feasibility study** on the Property. **Attach when submitting application.**

Below, please list and identify all real estate upon which the improvement will constructed or will be directly benefited.

Property Owner(s) Legal Name(s) (as they appear on Property tax records)

Applicant #1: New Prague Senior Living Associates I LLC

List all parcel #s Owned by Applicant #1: PID: 23.605.0050

Applicant #2: _____

List all parcel #s Owned by Applicant #2: _____

Applicant #3: _____

List all parcel #s Owned by Applicant #3: _____

Applicant #4: _____

List all parcel #s Owned by Applicant #4: _____

Initials

(all signers)

Petition for Special Assessment

We hereby acknowledge that we will be obligated to pay the assessments when due. The assessment and the interest and any penalties thereon will constitute a lien against the Property until they are paid, even if I/we sell the Property to another person. I/we understand that assessment installments together with the interest on the assessment will be collected on my/our Property tax bill in the same manner and at the same time as Property taxes and will be collected on my/our Property tax bill in subject to the same penalties, remedies and lien priorities as for Property taxes in the event of delinquency, including foreclosure. I/we waive any and all procedural and substantive objections to the installation of the Improvements and the special assessments, including but not limited to any public or other hearings or hearing requirements and any claim that the assessment exceeds the benefit to the Property. I/we waive any appeal rights otherwise available pursuant to M.S.A. §429.081.

The City or County will assess the cost of the Improvements as a special assessment against the Property in accordance with the City's or County's charter, code, or ordinances regulating assessments. The Assessment will carry a term of up to 20 years and will be certified by the City or County annually to County for collection with Owner's Property taxes. Owner may choose to prepay all or a portion of the assessment directly to the City or County at any time during the term of the Assessment. All principal amounts certified annually will carry interest amounts calculated on a fixed interest rate as established by the Saint Paul Port Authority prior to ratification of the Assessment by the City or County.

Declarations

By signing this Application, the undersigned hereby declares under penalty or perjury under the laws of the State of Minnesota all of the following:

1. I am/we are the current owner of record of the Property described herein (the "Property.")
2. The Property is not currently involved in a bankruptcy proceeding.
3. I/we are current on any mortgage(s) or other loan(s) secured by the Property.
4. I/we and the Property meet the Eligibility Requirements listed on page one.
5. I/we waive any and all procedural and substantive objections to the installation of the Improvements and the special assessments, including but not limited to any public or other hearings or hearing requirements and any claim that the assessment exceeds the benefit to the Property. I/we waive any appeal rights otherwise available pursuant the M.S.A. § 429.801.
6. That (i) the information provided in, or in connection with, this Application is true and correct as of the date set forth opposite my/our signature(s) on this Application and (ii) that I/we understand that any intentional or negligent misrepresentation(s) of the information contained in this Application, or provided in connection with the Application, may result in civil liability and/or criminal penalties including, but not limited to, fine or imprisonment or both and liability for monetary damages to the Saint Paul Port Authority, any lender providing financing for Improvements described herein, their agents, successors and assigns, insurers and any other person who may suffer any loss due to reliance upon any misrepresentation(s) which I/we have made in this application.
7. I/we agree that the selection of any product(s), equipment and measures referenced in this Application (the "Improvements,") and the decisions regarding the purchase, installation and ownership/maintenance of the Improvements is/are my/our sole responsibility and that I/we have not relied upon any representations or recommendations of MinnPACE/Saint Paul Port Authority, its agents, representatives, assignees, or employees in making such selection or decision, and that my manufacturer, dealer, supplier, contractor or installer of the Improvements is not an agent, employee, assignee or representative of MinnPACE/Saint Paul Port Authority.
8. Owner agrees that any review and approval of the Improvements by a City, County, State or governmental department is granted only in its capacity of administering and enforcing existing relevant codes. Any such approval is only as to compliance with the codes and does not create a special duty to the Owner nor establish a warranty of quality of materials and workmanship.
9. I/we understand the MinnPACE/Saint Paul Port Authority makes no warranty, whether expressed or implied, with respect to the choice, use or application of the Improvements, including without limitation, the implied warranties of merchantability and fitness for any particular purpose, or the use or application of the Improvements.
10. I/we agree that MinnPACE/Saint Paul Port Authority has no liability whatsoever concerning (i) the quality or safety of any Improvements, including their fitness for any purpose, (ii) the estimated energy savings produced by or performance of the Improvements, (iii) the workmanship of any third parties, (iv) the installation or use of the improvement including, but not limited to, any effect on indoor pollutants; or (v) any other matter with respect to MinnPACE/Saint Paul Port Authority.

Initials
(all signers)





Prior to sending this application, be sure to include all required attachments.

- ☐ Evidence of Energy Audit or Renewable Energy System Feasibility (requested on page one) — *REQUIRED*
- ☐ Mortgage Statement (requested on page two) — *REQUIRED*
- ☐ Construction Contracts/Bids (requested on page two) — *REQUIRED*
- ☐ Lender Acknowledgment Form (requested on page five) — ***REQUIRED FOR EACH AND EVERY MORTGAGE HOLDER***
- ☐ Financial Statements or Tax Returns from the past three years — *REQUIRED*

Signatures of all Property Owners and Notary

Date: 08/07/2017

Property Owner Signature [Signature] Printed Name Mark Appelbom

Property Owner Signature _____ Printed Name _____

Property Owner Signature _____ Printed Name _____

Property Owner Signature _____ Printed Name _____

For an acknowledgment in an individual capacity:

State of Minnesota

County of _____

This instrument was acknowledged before me on _____ (date) by _____ (name(s) of person(s)).
(Seal, if any)

Signature of notarial officer _____

Title (and Rank) My commission expires: _____



MinnPACE

A division of the Saint Paul Port Authority

minnpace.com

380 Saint Peter Street, Suite 850

Saint Paul, MN 55102

651-204-6236 (phone) | 651-223-5198 (fax)

Lender Acknowledgement Form

The undersigned, on behalf of the Lender, which is the holder of a mortgage lien on the Property described in this Application and Petition for Special Assessments in accordance with MinnPACE, administered by the Saint Paul Port Authority, acknowledges that it has reviewed the Applicant's completed MinnPACE Program Special Assessments Application and Petition Agreement, and confirms that the Applicant's receipt of MinnPACE financing and petition for assessment in connection therewith, and the imposition of, and any assignment of, MinnPACE will not constitute a default under Lender's mortgage.

Lender/Institution Name: _____

By: _____
(Signature)

Name (print): _____

Title: _____

Date: _____



Le Sueur County, MN

Tuesday, September 5, 2017

Board Meeting

Item 9

10:15 a.m. Darrell Pettis, County Administrator / Engineer

RE: Notice from MPCA

RE: EMPG Grant

RE: CR 104 Right of Way

RE: County Ditch #42

Staff Contact:

August 21, 2017

Dear County Administrator;

RE: Notice of rulemaking regarding the sulfate standard to protect wild rice

The Minnesota Pollution Control Agency is proposing amendments to the state water quality standards that apply in Minnesota. Minn. Stat. § 115.44, subd.7 states:

"for rules authorized under this section, the notices required to be mailed under sections 14.14, subdivision 1a and 14.22 must also be mailed to the governing body of each municipality bordering or through which waters for which standards are sought to be adopted flow."

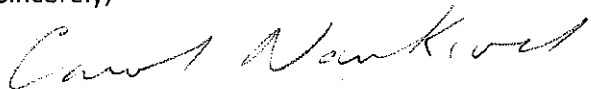
Because the definition of municipality can also include counties, in order to provide the required notice, all counties in Minnesota are receiving this notice.

The proposed amendments revise the existing sulfate water quality standard that protects wild rice from the impacts of sulfate. The proposed amendments will eliminate uncertainty, incorporate new scientific understanding of the impacts of sulfur compounds on wild rice, and respond to a legislative mandate. When adopted, the revised sulfate standard will apply to waters specifically identified as wild rice waters.

The Notice of Hearing is enclosed and provides information about the rules being proposed. This notice, and the proposed amendments are also published in the August 21, 2017 *State Register* (<https://mn.gov/admin/bookstore/register.jsp>). Additional information and supporting documents about this rulemaking can be found at the MPCA's webpage at: <https://www.pca.state.mn.us/water/protecting-wild-rice-waters>

Please contact me if you have any questions about the notice or if you would like to request a free copy of the proposed amendments.

Sincerely,



Carol Nankivel
Planner Principal
Certification, Environmental Review & Rules Section
Resource Management & Assistance Division

651-757-2597

Carol.nankivel@state.mn.us

Enclosure



Minnesota Department of Public Safety ("State") Homeland Security and Emergency Management Division 445 Minnesota Street, Suite 223 St. Paul, Minnesota 55101	Grant Program: Emergency Management Performance Grant 2017 Grant Agreement No.: A-EMPG-2017-LESUECO-041
Grantee: LeSueur County Emergency Management 88 S. Park Avenue Le Center, MN 56057	Grant Agreement Term: Effective Date: 1/1/2017 Expiration Date: 12/31/2017
Grantee's Authorized Representative: Ann Traxler 88 S. Park Avenue LeCenter, MN 56057 Phone: (507) 357-0048 e-mail: atraxler@co.le-sueur.mn.us	Grant Agreement Amount: Original Agreement \$23,239.00 Matching Requirement \$23,239.00
State's Authorized Representative: Matti Gurney Homeland Security and Emergency Management 445 Minnesota St., Suite 223 St. Paul, Minnesota 55101 Phone: 651-201-7422 Matti.Gurney@state.mn.us	Federal Funding: CFDA 97.042 State Funding: none Special Conditions: None

Under Minn. Stat. § 299A.01, Subd 2 (4) the State is empowered to enter into this grant agreement.

Term: Effective date is the date shown above or the date the State obtains all required signatures under Minn. Stat. § 16B.98, subd. 7, whichever is later. Once this grant agreement is fully executed, the Grantee may claim reimbursement for expenditures incurred pursuant to the Payment clause of this grant agreement. Reimbursements will only be made for those expenditures made according to the terms of this grant agreement. Expiration date is the date shown above or until all obligations have been satisfactorily fulfilled, whichever occurs first.

The Grantee, who is not a state employee will:

Perform and accomplish such purposes and activities as specified herein and in the Grantee's approved Emergency Management Performance Grant 2017 Application ("Application") which is incorporated by reference into this grant agreement and on file with the State at Homeland Security and Emergency Management Division, 445 Minnesota Street, Suite 223, St. Paul, Minnesota 55101. The Grantee shall also comply with all requirements referenced in the Emergency Management Performance Grant 2017 Guidelines and Application which includes the Terms and Conditions and Grant Program Guidelines (<https://app.dps.mn.gov/EGrants>), which are incorporated by reference into this grant agreement.

Budget Revisions: The breakdown of costs of the Grantee's Budget is contained in Exhibit A, which is attached and incorporated into this grant agreement. As stated in the Grantee's Application and Grant Program Guidelines, the Grantee will submit a written change request for any substitution of budget items or any deviation and in accordance with the Grant Program Guidelines. Requests must be approved prior to any expenditure by the Grantee.

Matching Requirements: (If applicable.) As stated in the Grantee's Application, the Grantee certifies that the matching requirement will be met by the Grantee.



Payment: As stated in the Grantee's Application and Grant Program Guidance, the State will promptly pay the Grantee after the Grantee presents an invoice for the services actually performed and the State's Authorized Representative accepts the invoiced services and in accordance with the Grant Program Guidelines. Payment will not be made if the Grantee has not satisfied reporting requirements.

Certification Regarding Lobbying: (If applicable.) Grantees receiving federal funds over \$100,000.00 must complete and return the Certification Regarding Lobbying form provided by the State to the Grantee.

1. ENCUMBRANCE VERIFICATION

Individual certifies that funds have been encumbered as required by Minn. Stat. §§ 16A.15 and 16C.05.

Signed: _____

Date: _____

3. STATE AGENCY

By: _____
(with delegated authority)

Title: _____

Date: _____

Grant Agreement No. A-EMPG-2017-LESUECO-041 / PO#3000049978

2. GRANTEE

The Grantee certifies that the appropriate person(s) have executed the grant agreement on behalf of the Grantee as required by applicable articles, bylaws, resolutions, or ordinances.

By: _____

Title: _____

Date: _____

By: _____

Title: _____

Date: _____

Distribution: DPS/FAS
Grantee
State's Authorized Representative

2017 (EMPG) Emergency Management Performance Grant

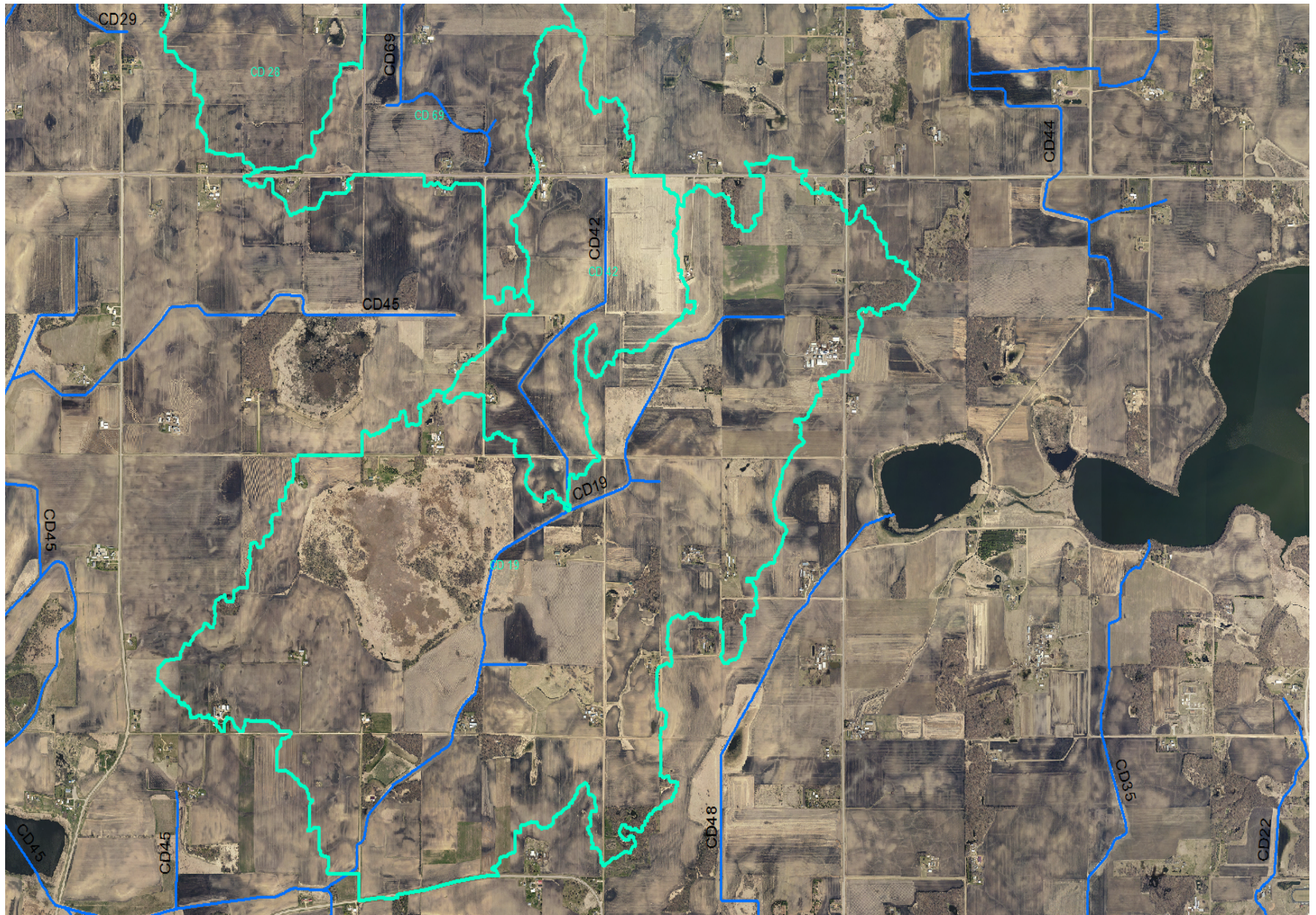
EXHIBIT A

Organization: Le Sueur County

A-EMPG-2017-LESUECO-041

Budget Summary (Report)

EMPG				
Budget Category		Award	Match	
Planning				
Salary Expenses		\$23,239.00	\$23,239.00	
Total		\$23,239.00	\$23,239.00	
Total		\$23,239.00	\$23,239.00	
Allocation		\$23,239.00	\$23,239.00	
Balance		\$0.00	\$0.00	





Le Sueur County, MN

Tuesday, September 5, 2017

Board Meeting

Item 10

10:20 a.m. Joshua Mankowski (10 min)

RE: Gravel Tax Shoreland project

Staff Contact:



Le Sueur County, MN

Tuesday, September 5, 2017

Board Meeting

Item 11

Commissioner Committee Reports

Staff Contact:



Le Sueur County, MN

Tuesday, September 5, 2017

Board Meeting

Item 12

Future Meetings List

Staff Contact:

Future Meetings September - October 2017

September

- Monday, September 4, 2017 [Labor Day, Offices Closed](#)
- Tuesday, September 5, 2017 Board Meeting, 9:00 a.m.**
*German Jefferson Work Session
* Market Study Results Work Session, 11 a.m.
- Thursday, September 7, 2017 Le Sueur – Rice Joint Ditch Authority Special Meeting for JD 18, 63 and 5 at 10:00 a.m., Le Sueur County Courthouse
- Thursday, September 14, 2017 P&Z Meeting, 7:00 p.m. at Environmental Services
- Tuesday, September 19, 2017 Board Meeting, 9:00 a.m.**
*BKV Work Session
- Thursday, September 21, 2017 Board of Adjustment Meeting, 3:00 p.m. at Environmental Services
- Tuesday, September 26, 2017 Board Meeting, 9:00 a.m.**
*Park Board Work Session

October

- Tuesday, October 3, 2017 Board Meeting, 9:00 a.m.**
- Thursday, October 12, 2017 P&Z Meeting, 7:00 p.m. at Environmental Services
- Tuesday, October 17, 2017 Board Meeting, 9:00 a.m.**
- Thursday, October 19, 2017 Board of Adjustment Meeting, 3:00 p.m. at Environmental Services
- Tuesday, October 24, 2017 Board Meeting, 9:00 a.m.**



Le Sueur County, MN

Tuesday, September 5, 2017

Board Meeting

Item 13

10:30 a.m. German Jefferson Workshop

Staff Contact:



Le Sueur County, MN

Tuesday, September 5, 2017

Board Meeting

Item 14

11:00 a.m. Market Study Results Workshop

Staff Contact: