

Probate Notice

STATE OF MINNESOTA
COUNTY OF BENTON
DISTRICT COURT
SEVENTH JUDICIAL
DISTRICT
PROBATE DIVISION
Case Type: Probate
Court File No: 05-PR-24-204

ORDER AND NOTICE OF HEARING ON PETITION FOR FORMAL ADJUDICATION OF INTESTACY, DETERMINATION OF HEIRS, AND APPOINTMENT OF PERSONAL REPRESENTATIVE

In Re the Estate of:
Clarence Joseph Rajkowski
Decedent.

TO ALL INTERESTED PERSONS AND CREDITORS:

It is Ordered and Notice is hereby given that on the 18th day of March, 2024 at 8:00 a.m., a hearing will be held in the above named Court at 615 Highway 23 Foley, MN 56329 for the formal adjudication of intestacy, determination of heirs, and for the appointment of Curtis John Rajkowski, 5018 - 85th St. NE, Sauk Rapids, MN 56379, as personal representative of the estate of the above named decedent in unsupervised administration, and that any objections thereto must be filed with the Court. That if proper, and no objections are filed, said personal representative will be appointed to administer the estate, to collect all assets, pay all legal debts, claims, taxes and expenses, and sell real and personal property, and do all necessary acts for the estate. Upon completion of the administration, the representative shall file a final account

for the allowance and shall distribute the estate to the persons thereunto entitled as ordered by the Court, and close the estate.

Notice is further given that ALL CREDITORS having claims against said estate are required to present the same to said personal representative or to the Clerk of the Court within four months after the date of this notice or said claims will be barred.

/s/ **Robert J. Raupp**
Judge of District Court
Dated: 02-02-2024

This is an administrative hearing and your appearance is not required.

April A. Lindstrom
(ID#0386599)
Attorney at Law
545 Highway 23 East,
Suite 203
P.O. Box 2
Milaca, MN 56353
320-982-1144
F-8-2B

NOTICE OF PUBLIC HEARING ON ZONING ORDINANCE AMENDMENTS

Notice is hereby given that on the 12th day of March, 2024, at 5:30 P.M. or as soon thereafter, at the Foley City Hall, in the City of Foley, MN pursuant to the City of Foley Zoning Ordinance Number 478, Amending Section 4 (Definitions), Section 8 (Signs), and Sections 13 and 14 (Single and Multiple Family Residential) of the City of Foley Zoning Ordinance, the City Council and the Planning Commission will hold a joint public hearing.

Anyone wishing to appear with reference to the above amendments will be heard at this meeting.

Sarah A. Brunn
City Administrator
F-9-1B

PUBLIC NOTICES

SUMMONS
STATE OF MINNESOTA
BENTON COUNTY
DISTRICT COURT
SEVENTH JUDICIAL
DISTRICT
Court File Number:
05-JV-24-222

**SUMMONS
Child in Need of Protection
or Services Petition**

SAMMUAL HELMS SR.
SONYA HELMS

In the Matter of the Welfare of the Child(ren) of: Sonya Helms and Sammual Helms Sr. (SH) (SH) (SH)

PLEASE take notice that on February 05, 2024, a Petition was filed with the above-named court alleging that the child(ren) of the above-named parent(s) or legal custodian(s) to be in need of protection or services. YOU ARE HEREBY SUMMONED AND REQUIRED

TO APPEAR IN COURT at the following date, time, and place where a hearing regarding the Petition and the best interests of the child(ren) will be held:

March 21, 2024
Admit/Deny Hearing
9:45 AM
District Court Judge
Michael S. Jesse
Benton County District Court
615 Highway 23,
PO Box 189
Foley, MN 56329
(320) 968-5205

YOU HAVE BEEN SERVED WITH THIS SUMMONS because, pursuant to statute or court rule:

- You are a parent to the child(ren) named in the petition; or
- You are a party to this proceeding pursuant to Juvenile Protection Rule 21.01 or an attorney for a party; or
- You have legal custody of the child who is the subject of the Petition; or

• You are a person whose presence the court believes is important to a determination concerning the best interests of the child(ren) who are the subject of the Petition.

IF YOU FAIL TO APPEAR AT THE HEARING:

- The court may conduct the hearing without you; and
- The court may find that the factual allegations and statutory grounds set forth in the petition have been proved; and
- The court may enter an order granting the relief requested in the petition, which may include:
 - removing the child(ren) from the home of the parent or legal custodian and placing the child(ren) in foster care;
 - permanently severing the parent's rights to the child(ren) pursuant to a termination of parental rights petition;
 - permanently transferring the child(ren)'s legal and physical custody to a relative; or
 - an order for other per-

manent placement of the child(ren).

A STATEMENT OF YOUR RIGHTS AND RESPONSIBILITIES, including the right to be represented by an attorney as authorized under the statutes and court rules, can be obtained in Court Administration. It is your responsibility to immediately notify the court administrator if your address changes.

There is more information under the **Child in Need of Protection or Services (CHIPS) Help Topic** on the MN Judicial Branch website at www.mncourts.gov/help-topics/CHIPS. There you will find: a child protection video (www.mncourts.gov/ChildProtection-Video), information on asking for a court-appointed attorney, and other tools and resources.
Dated: February 6, 2024

Megan Bergman
Court Administrator
F-7-3B

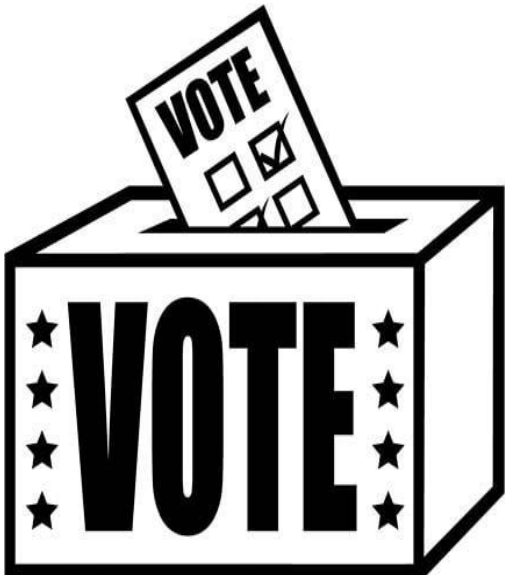
Notice to Voters

March 5, 2024

Presidential Nomination Primary



Review the information below to learn about upcoming elections.

Access Your Sample Ballot	Find Your Polling Place	Additional
<ul style="list-style-type: none"> <input type="radio"/> Your official ballot will have the names of all candidates for your precinct. <input type="radio"/> To see a list of the names of candidates and questions that will be on the ballot for your precinct visit: mnvotes.gov/myballot <input type="radio"/> You may request to have a free copy of your sample ballot mailed to you. 	<ul style="list-style-type: none"> <input type="radio"/> Election Day is Tuesday, March 5. <input type="radio"/> You can find your Election Day Polling Place by visiting: mnvotes.gov/pollfinder <div style="background-color: #cccccc; text-align: center; padding: 5px;">Voting Before Election Day</div> <ul style="list-style-type: none"> <input type="radio"/> You can vote early with an absentee ballot starting January 19th. <input type="radio"/> You can vote early by mail, in person, or from the military or abroad. <input type="radio"/> Absentee voting hours: M - F 8AM-4:30PM, Saturday March 2nd 9AM - 3PM, Monday March 4th 8AM - 5PM at the Auditor-Treasurer's Office 	<ul style="list-style-type: none"> <input type="radio"/> Election Day Polling Places are open 7am to 8pm. <input type="radio"/> You may live in a precinct where a ballot is mailed to you as a mail ballot voter. <input type="radio"/> If voting by mail, return your ballot no later than 8pm on Election Day to the Auditor-Treasurer's Office <input type="radio"/> Election results will be available starting after 8pm on Election Day at: www.sos.state.mn.us/elections-voting/election-results

Contact Your Local Election Official

Your county election official:

- Can mail you a sample ballot for free
- Keeps your voter registration record
- Handles other parts of the voting process

Head Election Official:
Christine Scherbing

General phone: (320)968-5006

Website: www.co.benton.mn.us/169/Elections

Email: elections@co.benton.mn.us

531 Dewey Street
Foley, MN 56329

BENTON COUNTY

AUDITOR-TREASURER

ELECTIONS DEPARTMENT

Assistant Election Official:
Heather Bondhus

General phone: (320)968-5006

Website: www.co.benton.mn.us/169/Elections

Email: elections@co.benton.mn.us

531 Dewey Street
Foley, MN 56329

GILMANTON TOWNSHIP NOTICE

Notice is hereby given to qualified voters of Gilmanton Township, Benton County, State of Minnesota, that the Annual Election of Town Officers & Annual Town Meeting will be held on Tuesday March 12th, 2024.

The Election Poll hours will be open from 5:00 PM to 8:00 PM at which time the voters will elect:

- 1-Supervisor (3 year Term)
- 1-Clerk (2 Year Term)

The Board of Canvass will meet following the election to certify the official election results.

The Annual Meeting will commence at 8:15 PM to conduct all necessary business prescribed by law.

The Annual Election and Meeting will be held at the following location:

Gilmanton Town Hall
8475 105th Ave NE
Foley, MN 56329

Absentee voting will be at the Gilmanton Township Hall on March 2nd, 2024. between the hours of 10:00 am and 12:00 pm.

Sabrina Hess, Gilmanton Township Clerk
763-482-0628
F-8-2B

BENTON COUNTY ORDINANCE NO. 491

WHEREAS, the Benton County Planning & Zoning Department instituted proceedings to amend the Benton County Ordinance 477; and,

WHEREAS, on January 23, 2024 and January 27, 2024, Notice of Public Hearing and intent to amend Benton County Ordinance was published in the official newspapers of the county; and,

WHEREAS, on February 8, 2024, the Benton County Planning Commission held a public hearing; and,

WHEREAS, on February 20, 2024 the Benton County Board of Commissioners held a public hearing and approved the proposed ordinance amendment; and,

NOW PURSUANT TO THE AUTHORITY VESTED BY MINNESOTA STATUTES SECTION 394.25, THE BENTON COUNTY BOARD OF COMMISSIONERS ORDAINS:

That the following Sections of the Benton County Development Code be amended:

Section 3 Definitions

- Open Storage
- Retreat Center

Section 7 Zoning Districts

- To Permitted Uses in Ag and Rural Ag; add Open Storage of up to 9 total items on parcels greater than 5.1 acres and in compliance with Section 8.6
- To Interim Uses in Ag and Rural Ag; add Open Storage of 10 total items or more on parcels of 5.1 acres or more or any open storage on parcels up to 5.0 acres and in compliance with Section 8.6
- To Interim Uses in Rural Service, B-1, B-2, I-1 and I-2; add Open Storage in compliance with Section 8.6
- To Conditional Uses in Ag, Rural Ag and Rural Service; add Retreat Center in accordance with Section 9.26

Section 8.1.7: Billboard Signs

(C) All Billboards must be in conformance with the following standards:

(7) Billboards shall be located a minimum of 20 feet from the side and rear property line and 10 feet from the right-of-way along Federal or State Roads, and 50 feet from the right-of-way along all other roads.

Section 9 Special Provisions

- Add Retreat Center performance standards

Approved and adopted by the Benton County Board of Commissioners this 20th day of February in the year of 2024.

This ordinance shall be effective upon publication.

Jared Gapinski, Chair
Benton County Board of Commissioners

ATTEST:
Montgomery Headley
Benton County Administrator

F-9-1B

NEWS BRIEF

Duelm Lions Club hosts annual Valentine's lunch

DUELM — The Du-elm Lions Club invited 175 seniors from the community to a third annual Valentine-themed lunch Feb. 10 at St. Lawrence Church Hall of Duelm.

Each guest received a hand-crafted Valentine made by the St. Lawrence youth education classes, St. John's Area School students and Foley elementary art classes. The church donated the use of the hall to the Lions event.

About 40 Duelm Lion members, 15 Duelm 4-H members and two St. Francis Xavier (Buffalo) students served lunch to the guests.

PUBLIC NOTICES

MAYHEW LAKE TOWNSHIP NOTICE OF ANNUAL ELECTION AND MEETING

Notice is hereby given that Mayhew Lake Township will hold its annual election and meeting March 12 at the town hall.

The polls will be open from noon until 8 p.m. to elect one supervisor and one clerk.

The annual meeting will commence at 8:10 p.m. to set levies and conduct other necessary business. Townhall 9511 55th Ave NE.

Lawrence Thell, Clerk
F-9-2B

BENTON COUNTY BOARD OF COMMISSIONERS REGULAR MEETING MINUTES FEBRUARY 6, 2024

The Benton County Board of Commissioners met in regular session on February 6, 2024, in the Benton County Board Room in Foley, MN. Call to order by Chair Jared Gapinski was at 9:00 AM followed by the Pledge of Allegiance to the flag. A roll call showed Commissioners Beth Schlangen, Steve Heinen, Scott Johnson, Jared Gapinski and Ed Popp present.

There was a request to discuss a resolution of support for the Hunters for Hunters organization as the last agenda item after County Engineer Chris Byrd at 9:40 AM. Motion by Popp and seconded by Johnson to approve the amended agenda. Motion carried unanimously.

There was no one present to speak under Open Forum.

Motion by Johnson and seconded by Popp to approve Consent Agenda items 1 – 10: 1) approve the Regular Board Meeting Minutes of January 16, 2024 and authorize the Chair to sign; 2) approve the Committee of the Whole Meeting Minutes of December 18, 2023 and authorize the Chair to sign; 3) approve the Committee of the Whole Meeting Minutes of December 20, 2023 and authorize the Chair to sign; 4) approve the Committee of the Whole Meeting Minutes of January 2, 2024 and authorize the Chair to sign; 5) approve the Committee of the Whole Meeting Minutes of January 8, 2024 and authorize the Chair to sign; 6) approve the Committee of the Whole Meeting Minutes of January 23, 2024 and authorize the Chair to sign; 7) accept and file the County Administrator's report; 8) approve the 2024 Solid Waste Haulers License Round I and authorize the Chair to sign; 9) approve the 2023 Federal Equitable Sharing Agreement and Certification and authorize the Chair to sign; 10) approve the Resolution designating Hearing Officers for Dangerous Dogs Appeals and authorize the Chair to sign. Motion carried unanimously.

Next, Benton Economic Partnership (BEP) Executive Director Amanda Othout shared that Kevin and Julie Johnson, owners of 539 Properties received the Project of the Year Award from the Economic Development Association. The Johnson's had a strong desire to revitalize and bring economic development to the East Side of St. Cloud. Othout noted that the Economic Development Association looks at all projects throughout the entire state of Minnesota and chose the 539 Properties as the recipient of this prestigious award.

Next, County Administrator Montgomery Headley requested to discuss County Development Fees. Othout has requested to meet with two County Board members to discuss the County's development fees and how such fees could be reduced to help encourage more development. Motion by Popp and seconded by Heinen to appoint Johnson and Heinen as the County Board Members on the BEP Fees Panel. Motion carried unanimously.

Next, Headley requested discussion regarding State Sales Tax exemption for Government Center project. Cities, counties and schools have approached the State Legislature in the past and have been granted an exemption from State sales on materials, supplies and equipment incorporated into the construction of public facilities. These exemptions have been granted on a case-by-case basis. Headley asked the County Board if they will seek similar exemption during the 2024 legislative session for the Government Center project. There was a consensus of the County Board to pursue the State Sales Tax exemption for the Government Center project.

Next, Headley stated that the Park Commission recently discussed having a member added to represent Benton County Public Health to the Park Commission Board. It was the recommendation of the Park Commission to amend the Park Commission ordinance to add a representative from Public Health. Headley posed a question on whether or not the Public Health representative would be required to maintain County residence? There was a consensus of the County Board that the Public Health representative would be required to maintain County residence, and to have Public Health recommend a representative from their department to be considered by the County Board.

Next, Headley requested to discuss a process for completing Department Head evaluations. The County Board will be evaluating the County Administrator, the Information Technology

Director, the Human Services Director, the Land Services Director, the Public Health/Community Health Board Director, and the Public Works Director. There was a consensus of the County Board to conduct the evaluations in a closed session at the March 5th Regular Board Meeting.

Next, Headley shared information on Remote Meeting options under the MN Open Meeting Law. This item was for informational purposes only.

Next, Headley reviewed the overtime, comp time and PTO reports with the County Board. There was a consensus of the County Board to see a summary of the reports and not the full report quarterly, and to invite Department Heads to a future Regular Board Meeting to discuss the process of approving comp time and overtime.

The County Board recessed the Regular Board Meeting at 10:03 AM to conduct a Ditch Authority Meeting.

The County Board reconvened the Regular Board Meeting at 10:27 AM.

Next, Benton County Auditor/Treasurer Christine Scherbing requested the County Board to consider appointments to the Canvassing Board for Presidential Nomination Primary. The Canvassing Board membership includes two members of the County Board who are not candidates at the election (Minn. Stat. 204C.31). The Presidential Nomination Primary Canvassing Board will be held on March 7, 2024 at 10:00 AM in the Benton County Boardroom. Motion by Johnson and seconded by Gapinski to appoint Popp and Heinen to the Canvassing Board for Presidential Nomination Primary. Motion carried unanimously.

Next, Scherbing requested the County Board to consider the Resolution regarding tax due date. Mail from surrounding area travels to Minneapolis to be postmarked. With that travel comes delays and mail may not be postmarked the day it was put in the mailbox or post office mail receptacle. Resolution #2016-4 from January 2016 allowed for 1 additional business day postmarked. Per state statute 279.0 subd. 1 a penalty must be imposed if the tax payment is not received by the due date. After researching many other local counties, none allow a "grace day". After a discussion on whether or not to keep the "grace day", Popp motioned to keep the tax due date as is which allows for a one-day grace period. Seconded by Johnson. Motion carries on a 3 to 2 vote with Commissioners Popp, Johnson and Schlangen voting "aye" and Commissioners Gapinski and Heinen voting "no".

Next, Land Services Director Roxanne Achman requested to establish the date and time for County Board of Appeal & Equalization or Special Board of Appeal and Equalization for the 2024 Assessment Year. The County Board of Appeal and Equalization or the Special Board of Appeal and Equalization (SBAE) shall convene after the second Friday in June and allow for 10 consecutive days in June. Historically, these have occurred at 6:30 PM – 7:30 PM on a Monday. Motion by Johnson and seconded by Heinen to establish Monday, June 17, 2024 from 6:30 PM to 7:30 PM for the Special Board of Appeal and Equalization for the 2024 Assessment Year, to accept the list of appointees that was provided by Achman, and to set the payment per member of \$150. Motion carried unanimously.

Next, County Engineer Chris Byrd requested the County Board to consider the purchase of a side-by-side utility vehicle. Byrd has received quotes through the State Cooperative Purchasing Venture (CPV) from a vendor to purchase a new utility vehicle. This vehicle will be used primarily to inspect our ditch systems. It may also be used for surveying on road reconstruction projects. If we purchase through the CPV we will meet all state laws/requirements of government purchases. We will also need a trailer to haul the vehicle to the ditch systems. Byrd suggests that the purchase occur through the Highway Department, then "rent" it to the ditch system when it is being used for ditch work. This rental will repay the purchase price. The estimated cost is \$33,168. Byrd stated that we could use \$25,000 from the Engineer's budget to pay for the side-by-side and trailer. Headley recommended using the remaining funds from the Contingency fund. Byrd stated that we would establish a base hourly rental rate which would be brought to the County Board for approval. Motion by Heinen and seconded by Popp to approve the purchase of a side-by-side utility vehicle and trailer. Motion carried unan-

imously.

Next, Byrd provided a Legislative update. The Governor released his budget recommendations on January 19th. While he is proposing \$982 million in infrastructure improvements, most of it is going to State facilities. We submitted a Capital bonding request through the Minnesota Management and Budget Office, for CSAH 1 Reconstruction and CSAH 29 extension. While the governor did not recommend funding for our project, hope is not lost. We need to rely on our Legislators to author a bill and negotiate a funding package into a final appropriations bill. This may require someone testifying during a bonding committee hearing. Often times, notice for these committee hearings have short notice and we will need to be prepared to move quickly. Heinen and Gapinski stated they would be willing to go to the State Capital to testify for the projects during a bonding committee hearing, and Byrd has the support of the County Board to pursue the Capital bonding request.

Next, Byrd provided an update on CSAH 29 and CSAH 1 Roundabout (RAB) project. This item was for informational purposes only.

Next, Byrd requested the County Board to consider a resolution to support the City of Sauk Rapids for Safe Routes to School (SRTS) Grant application. The City of Sauk Rapids would like to submit an application to the SRTS program to receive funds to place pedestrian crosswalk flasher systems along CSAH 3, 2nd St North. Since CSAH 3 (2nd St North) is a County Road, a resolution of support is required. The proposed scope includes installing pedestrian crosswalk flasher systems at two existing RAB's on 2nd Street North (CSAH 3). One RAB is at Summit Avenue North and the other is at 6th Avenue North. The scope also includes appurtenant pedestrian curb ramp, signing, and pavement marking work. The City of Sauk Rapids will be responsible for all cost such as design, local match costs associated with the construction of the project, and the City will be the lead agency. If they received the Grant, a utility permit would likely be required from the City of Sauk Rapids to install the pedestrian crosswalk flasher system. The City received a similar resolution last year but was unsuccessful in receiving the grant. Motion by Heinen and seconded by Popp to approve the Resolution of Support to the City of Sauk Rapids for Safe Routes to School Grant Application. Motion carried unanimously.

Next, Byrd provided an Engineer's update for informational purposes only.

Next, Board members reported on recent meetings they attended on behalf of Benton County.

Next, County Board members were asked to consider a Resolution of Support for Hunters for Hunters urging the Federal Government to remove Federal protections from wolves allowing the State of Minnesota to manage wolf populations; wolf management be returned back to the State of Minnesota; the State of Minnesota allow a wolf hunting season once they are removed from federal protection; and to support a letter to U.S. Senator Amy Klobuchar urging the removal from federal protection. Motion by Johnson and seconded by Popp to approve the pending Resolution of Support to Hunters for Hunters, and a letter to U.S. Senator Amy Klobuchar urging the removal from federal protection. Motion carried unanimously.

There were no additional comments by Commissioners.

Johnson/Heinen to set the Committee of the Whole Meetings: Wednesday, February 7, 2024, State and Federal Funding Event at Riverside Inn, 118 3rd St S, Cold Spring, MN 56320, 8:00 AM; Thursday, February 8, 2024, Career Solutions Annual Meeting, 1542 Northway Drive, Door # 2, St. Cloud, MN 56303, 3:00 PM, Wednesday, March 27th through Friday, March 29th, 2024, AMC Leadership Summit, Grandview Lodge, 23521 Nokomis Ave, Nisswa, MN 56468, 8:00 AM. Motion carried unanimously.

Motion by Johnson and seconded by Heinen to adjourn at 11:21 AM. Motion carried unanimously.

Jared Gapinski, Chair
Benton County Board of Commissioners

ATTEST:
Montgomery Headley
Benton County Administrator

F-9-1B

PUBLIC NOTICE

Probate Notice

STATE OF MINNESOTA
COUNTY OF BENTON
DISTRICT COURT
PROBATE DIVISION
SEVENTH JUDICIAL
DISTRICT
Court File No: 05-PR-24-283

tive will be appointed with full power to administer the Estate, including the power to collect all assets, to pay all legal debts, claims, taxes, and expenses, to sell real and personal property, and to do all necessary acts for the Estate.

Notice is also given that (subject to Minn. Stat. 524.3-801) all creditors having claims against the Estate are required to present the claims to the personal representative or to the Court Administrator within four months after the date of this Notice or the claims will be barred.

This is an administrative hearing and your appearance is not required.

/s/ Michael S. Jesse
Judge of District Court
/s/ Megan Bergman
Court Administrator
Dated: 02/16/2024

Attorneys for Personal Representative
Tonya T. Hinkemeyer
Rinke Noonan
PO Box 1497
St. Cloud, MN 56302-1497
Attorney License No. 0312113
THinkemeyer@RinkeNoonan.com
(320) 251-6700 or
Fax: (320) 656-3500

F-9-2B

Estate of:
David L. Reberg,

Decedent.

It is Ordered and Notice is given that on April 1, 2024, at 8:00 a.m., a hearing will be held in this Court in Foley, Minnesota, for the formal probate of an instrument purporting to be the Will of the Decedent, dated January 05, 2004, ("Will"), and for the appointment of Bonita R. McDermond, whose address is 1105 Summit Avenue North, Sauk Rapids, Minnesota 56379, as personal representative of the Estate of the Decedent in an UNSUPERVISED administration. Any objections to the Petition must be filed with the Court prior to or raised at the hearing. If proper and if no objections are filed or raised, the personal representa-