

**PUBLIC NOTICES**

**BENTON COUNTY  
PUBLIC HEARING NOTICE**

The Benton County Board of Commissioners will conduct a public hearing to consider Benton County Ordinance No. 496, Regulating Cannabis and Lower-Potency Hemp Edible Businesses on November 19, 2024, at 9:00 a.m. in the Benton County Boardroom located at 531 Dewey Street, Foley, MN 56329. The proposed ordinance shall be applicable to the legal boundaries of the County including those areas where the County has been delegated authority for registration through a joint powers agreement. The regulation of Temporary Cannabis Events is limited to the unincorporated areas of the County. A copy of the proposed Ordinance Regulating Cannabis and Lower-Potency Hemp Edible Businesses can be obtained from the Benton County website (www.co.benton.mn.us) or by calling the Benton County Land Services Director, Roxanne Achman, at 320-968-5065.

FR-45-1B

**NOTICE OF PUBLIC HEARING  
\*Please note time change to 6:00 p.m.**

**NOTICE IS HEREBY GIVEN** that the Benton County Board of Adjustment will conduct a public hearing on November 21st, 2024, in the Commissioner's Room, Benton County Government Center, Foley, and beginning at **\*6:00 p.m.** The Board of Adjustment will hear the following:

1. Paul Sondrall requesting variances to place an accessory building nearer the front lot line than the principal building on the lot, and 16ft from the south and east right of way (30ft required) in the R-3 Residential District. Pursuant to Sections 7.6.6(B)(1)(a), 9.1.2(G)(2) and 11.5. The affected property is described as follows: Lot 3 and S1/2 of Lot 2, Block 2, Ferry Point Addition, Section 8, Watab Township. The on-site inspection of this property will be made at approximately 1:30 p.m. on November 21st, 2024.

**ANYONE** with comments regarding the above will be heard at this meeting.

FR-45-1B

**SAUK RAPIDS POLICE DEPARTMENT NOTICE**

The Sauk Rapids Police Department gives notice that it is in possession of a 2005 Impact, Enclosed Utility Trailer (VIN No. 33305SAECL3). The trailer was taken into custody by the Sauk Rapids Police Department on August 23, 2021 in the area of 900 block of 5th St S, within the City of Sauk Rapids, Minnesota. The owner or lienholder has the right to reclaim this vehicle under Minnesota Statute § 168B.07 upon payment of all charges for towing, storage, and any accident site clean-up. If the owner is homeless or receive relief based on need, as defined by Minnesota Statute § 168B.07 Subd. 3(2), the owner will not be liable for these charges unless covered by your motor vehicle insurance.

**Failure to reclaim the vehicle constitutes a waiver of all right, title, and interest in the vehicle and the consent to transfer title to and the disposal or sale of the vehicle.**

If any items in the trailer need to be retrieved, please contact the Sauk Rapids Police Department at (320) 258-5345 to determine the best method of retrieval. If the owner has documentation for a government or nonprofit agency or legal aid office that shows the owner is homeless, receive relief based on need, or are eligible for legal aid services, you have the unencumbered right to retrieve any and all contents without charge.

R-45-1B

**NOTICE OF PUBLIC HEARING  
ON SPECIAL ASSESSMENTS  
MONDAY NOVEMBER 25, 2024**

Notice is hereby given that the Sauk Rapids City Council will meet at 6:00 PM, or as soon thereafter as possible, on Monday the 25th day of November, 2024, in the City Council Chambers, 250 Summit Avenue North, to consider the adoption of the Assessment Rolls made up of individual assessments to abutting or benefited property for the following improvements:

- ROLL NO. IMPROVEMENT AND AREA TO BE ASSESSED
- 443 Unpaid Water and Sewer Bills, Storm Water Utility Fees, and Street Light Utility Fees throughout the city. The total amount of the proposed assessment roll is \$56,118.34.
- 444 Unpaid Chapter 8 Property Violations of our city code. The total amount of the proposed assessment roll is \$1,875.00
- 445A 2024 Second Avenue South Improvements, the improvement of 2nd Avenue South from 6th Street South to 10th Street South, and the "side" streets of 6th Street South from Broadway Avenue South to 2nd Avenue South, 7th Street South from Broadway Avenue South to the railroad tracks, 8th Street South from Broadway Avenue South to 3rd Avenue South, 9th Street South from Broadway Avenue South to 150 feet east of 2nd Avenue South, and 3rd Avenue South from 8th Street South to 9th Street South. by Reconstruction of the Streets, Sidewalks, Drainage System, Water Main, Sanitary Sewer, and Street Lighting. The total amount of the proposed assessment roll is \$314,689.40
- 445B 2024 Second Avenue South Improvements, the improvement of 2nd Avenue South from 6th Street South to 10th Street South, and the "side" streets of 6th Street South from Broadway Avenue South to 2nd Avenue South, 7th Street South from Broadway Avenue South to the railroad tracks, 8th Street South from Broadway Avenue South to 3rd Avenue South, 9th Street South from Broadway Avenue South to 150 feet east of 2nd Avenue South, and 3rd Avenue South from 8th Street South to 9th Street South. by Reconstruction of the Streets, Sidewalks, Drainage System, Water Main, Sanitary Sewer, and Street Lighting, and Water Service Hookups. The total amount of the proposed assessment roll is \$82,472.96
- 446 2024 Overlay Improvements, the improvement of 4th Avenue North from 8th Street North to 18th Street North and Osauka Road Northeast from Mayhew Lake Road Northeast (CSAH 1) to Golden Spike Rd NE (CSAH 3), by Full Depth Mill/Reclamation and Bituminous Overlay of the Street; a sidewalk extension along the west side of Mayhew Lake

**CITY OF SAUK RAPIDS  
PUBLIC HEARING NOTICE**

City of Sauk Rapids City Council will meet on November 25TH, 2024 at 6:00 p.m. or as soon thereafter as possible, at the Sauk Rapids Government Center, 250 Summit Avenue North to consider the following matters that require a public hearing.

**APPLICANT**

City of Sauk Rapids

**PURPOSE**

To consider an amendment to Section 10 of the City Ordinance by allowing a wide variety of Cannabis uses in the

**NOTICE OF MORTGAGE FORECLOSURE SALE**

Independent Mortgage Corporation

**R E S I D E N T I A L  
MORTGAGE SERVICER:**  
M&T Bank

**M O R T G A G E D  
PROPERTY ADDRESS:**  
14020 55th Street Northeast,  
Foley, MN 56329

**TAX PARCEL I.D. #:**  
030008200

**LEGAL DESCRIPTION  
OF PROPERTY:**

A strip of land 150 feet wide running North and South along West line of Northwest Quarter (NW 1/4) of the Northeast Quarter (NE 1/4) from the North line of said Northwest Quarter (NW 1/4) of the Northeast Quarter (NE 1/4) to the South line of said Northwest Quarter (NW 1/4) of the Northeast Quarter (NE 1/4) of Section Six (6), Township thirty-six (36), Range Twenty-eight (28), Benton County, Minnesota

**COUNTY IN WHICH  
PROPERTY IS LOCATED:**  
Benton

**O R I G I N A L  
PRINCIPAL AMOUNT OF  
MORTGAGE:**  
\$205,050.00

**AMOUNT DUE  
AND CLAIMED TO BE  
DUE AS OF DATE OF  
NOTICE, INCLUDING  
TAXES, IF ANY, PAID  
BY MORTGAGEE:**  
\$198,680.50

That prior to the commencement of this mortgage foreclosure proceeding Mortgagee/Assignee of Mortgagee complied with all notice requirements as required by statute; That no action

Industrial One District as Interim Uses in the City of Sauk Rapids.

Any person desiring to comment on these matters is invited to do so in writing or orally at the time of the public hearing.

Any questions or to obtain a copy of the proposed ordinance, contact Todd Schultz at the Sauk Rapids Government Center at (320) 258-5315 during normal business hours.

Published in the Sauk Rapids Herald on Saturday, November 9th, 2024.

R-45-1B

or proceeding has been instituted at law or otherwise to recover the debt secured by said mortgage, or any part thereof;

**PURSUANT** to the power of sale contained in said mortgage, the above described property will be sold by the Sheriff of said county as follows:

**DATE AND TIME OF  
SALE:** December 10, 2024 at 10:00 AM

**PLACE OF  
SALE:** Benton County Sheriff's Office, 581 Highway 23 Northeast Foley, MN

to pay the debt then secured by said Mortgage, and taxes, if any, on said premises, and the costs and disbursements, including attorneys' fees allowed by law subject to redemption within six (6) months from the date of said sale by the mortgagor(s), their personal representatives or assigns unless reduced to Five (5) weeks under MN Stat. §580.07.

**TIME AND DATE TO  
VACATE PROPERTY:** If the real estate is an owner-occupied, single-family dwelling, unless otherwise provided by law, the date on or before which the mortgagor(s) must vacate the property if the mortgage is not reinstated under section 580.30 or the property is not redeemed under section 580.23 is 11:59 p.m. on June 10, 2025, unless that date falls on a weekend or legal holiday, in which case it is the next weekday, and unless the redemption period is reduced to 5 weeks under MN Stat.

Secs. 580.07 or 582.032.  
**M O R T G A G O R ( S )  
RELEASED FROM  
FINANCIAL OBLIGATION  
ON MORTGAGE:** None  
"THE TIME ALLOWED BY LAW FOR REDEMPTION BY THE MORTGAGOR, THE MORTGAGOR'S P E R S O N A L R E P R E S E N T A T I V E S OR ASSIGNS, MAY BE REDUCED TO FIVE WEEKS IF A JUDICIAL ORDER IS ENTERED UNDER MINNESOTA STATUTES, SECTION 582.032, DETERMINING, AMONG OTHER THINGS, THAT THE MORTGAGED PREMISES ARE IMPROVED WITH A RESIDENTIAL DWELLING OF LESS THAN FIVE UNITS, ARE NOT PROPERTY USED IN AGRICULTURAL PRODUCTION, AND ARE ABANDONED."  
Dated: October 1, 2024  
Lakeview Loan Servicing, LLC  
Mortgagee/Assignee of Mortgagee  
LIEBO, WEINGARDEN, DOBIE & BARBEE, P.L.L.P.  
Attorneys for Mortgagee/Assignee of Mortgagee  
4500 Park Glen Road #300  
Minneapolis, MN 55416  
(952) 925-6888  
37 - 24-005554 FC

Secs. 580.07 or 582.032.

"THE TIME ALLOWED BY LAW FOR REDEMPTION BY THE MORTGAGOR, THE MORTGAGOR'S P E R S O N A L R E P R E S E N T A T I V E S OR ASSIGNS, MAY BE REDUCED TO FIVE WEEKS IF A JUDICIAL ORDER IS ENTERED UNDER MINNESOTA STATUTES, SECTION 582.032, DETERMINING, AMONG OTHER THINGS, THAT THE MORTGAGED PREMISES ARE IMPROVED WITH A RESIDENTIAL DWELLING OF LESS THAN FIVE UNITS, ARE NOT PROPERTY USED IN AGRICULTURAL PRODUCTION, AND ARE ABANDONED."  
Dated: October 1, 2024  
Lakeview Loan Servicing, LLC  
Mortgagee/Assignee of Mortgagee  
LIEBO, WEINGARDEN, DOBIE & BARBEE, P.L.L.P.  
Attorneys for Mortgagee/Assignee of Mortgagee  
4500 Park Glen Road #300  
Minneapolis, MN 55416  
(952) 925-6888  
37 - 24-005554 FC

**IN THE EVENT  
REQUIRED BY  
FEDERAL LAW: THIS  
IS A COMMUNICATION  
FROM A DEBT  
COLLECTOR.**

R-41-6B

Road Northeast for approximately 140 feet south from Osauka Road Northeast; and storm water catch basin repairs on Park View Lane North east between Providence Place Northeast and Preserve Drive Northeast. The total amount of the proposed assessment roll is \$366,265.99

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Work to abate public nuisances present at 2626 Ocarina Drive, under the authority granted to the City under Chapter 8 of the City Code and Minn. Stat. § 463.21; additionally, the owner of 2626 Ocarina Drive is liable for the costs for the care, keeping, and disposal of an animal under Minn. Stat. § 343.235. The total amount of the proposed assessment roll is \$19,802.62

The proposed assessment rolls are on file for public inspection at the office of the City Administrator-Clerk. Written or oral objections will be considered at the meeting. The Council may consider an objection to the amount of the proposed individual assessment at this meeting or an adjourned meeting upon further notice of the affected property owners, as it deems advisable.

An owner may appeal an assessment levied by the City Council to the District Court pursuant to Minnesota Statutes 429.081 by serving notice of the appeal upon the Mayor or City Administrator-Clerk of Sauk Rapids within thirty (30) days after the adoption of the assessment roll and filing such notice with the District Court within ten (10) days after service upon the Mayor or City Administrator-Clerk however, no appeal may be taken as to the amount of any individual assessment unless a written objection signed by the effected property owner(s) is filed with the City Administrator-Clerk prior to the assessment hearing or presented to the presiding officer at the hearing on Monday, November 25, 2024.

Pursuant to Minnesota Statutes, Section 435.193 to 435.195, and Sauk Rapids Ordinance, a homeowner may make application to defer the payment of a special assessment for any homestead property owned by a person sixty-five (65) years of age or older for whom it would be a financial hardship to make the payments. When deferment of the special assessment has been granted and is later terminated in accord with State Law, all amounts accumulated plus applicable interest become due. Application forms may be obtained from the Sauk Rapids Finance Department upon request. All application forms for this deferred assessment must be received by the Sauk Rapids City Finance Department no later than thirty (30) days from the adoption of the assessment.

City of Sauk Rapids  
Ross Olson, City Administrator-Clerk

Published in the Sauk Rapids Herald November 9th, 2024.

R-45-1B

**BENTON COUNTY BOARD OF COMMISSIONERS  
REGULAR MEETING MINUTES  
OCTOBER 15, 2024**

The Benton County Board of Commissioners met in regular session on October 15, 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, Jared Gapinski, Scott Johnson, and Ed Popp present.

County Administrator Montgomery Headley requested to pull Consent Agenda item #5 to consider the amended contract with Paramount Planning to be discussed on the Regular Agenda before County Administrator at 9:05 AM; to consider an agreement with the St. Cloud HRA to commit ARPA funding to low income apartment rehabilitation projects before the discussion to consider a Retainer Agreement with Rinke Noonan Law Firm at 9:05 AM; to consider three separate Memorandum of Agreements (MOA's) with AFSCME, Teamsters Clerical and Teamsters Licensed Supervisors to implement the 2024- 2026 Class and Comp Maintenance Program recommendations after the St. Cloud HRA to commit ARPA funding under County Administrator at 9:05 AM. Gapinski requested to add a discussion on the Airport Authority before Commissioner Meeting Updates at 9:55 AM. Motion by Johnson and seconded by Popp to approve the amended agenda. Motion carried unanimously.

No one was present to speak under Open Forum.

Johnson requested to pull Consent Agenda item #5 for further discussion. Motion by Johnson and seconded by Heinen to approve Consent Agenda items 1 – 4 and 6: 1) approve the Regular Board Meeting Minutes of October 1, 2024 and authorize the Chair to sign; 2) approve the Committee of the Whole Meeting Minutes of September 30, 2024 and authorize the Chair to sign; 3) approve the Committee of the Whole Meeting Minutes of October 4, 2024 and authorize the Chair to sign; 4) approve a request for unpaid leave; 6) approve the RAVE Contract and authorize the Chair to sign. Motion carried unanimously.

Next, Emergency Management Director Kristen Tschida requested the County Board to consider the contract with Paramount Planning. Tschida explained that the amended contract shows a difference in insurance amounts by changing the Commercial General Liability/Professional Liability from \$1,500,000 to \$1,000,000 per incident; Automobile Coverage from \$1,500,000 to \$1,000,000 per incident; and the removal of Cyber Liability Coverage. Motion by Johnson and seconded by Heinen to approve the amended contract with Paramount Planning. Motion carried unanimously.

Next, Brian Hunker, Project Manager with Great River Energy, provided an update on the Northland Reliability Project. This item was for informational purposes only.

Next, the Benton County Culture Team shared an update. Members Sean Gitch, representing the Benefits subcommittee, Katie Dusing and Michele Retka, both representing the Relationships subcommittee, and Leah Carroll representing the Training and Onboarding subcommittee provided updates. This item was for informational purposes only.

Next, Headley requested to appoint an interim Human Services Director. With the resignation of the Human Services Director Joy Johnson-Lind effective October 4, 2024, Headley recommends appointing Human Services Deputy Director Sandi Shoberg as the Interim Benton County Human Services Director, with compensation adjusted to the Director pay grade. Motion by Heinen and seconded by Gapinski to appoint Sandi Shoberg as the Interim Human Services Director with compensation adjusted to the Director pay grade retro to October 7, 2024. Motion carried unanimously.

Next, Headley requested the County Board to consider membership in Minnesota Rural Counties (MRC). MRC Chair and Pipestone County Commissioner Luke Johnson invited Benton County to join the MRC. No dues would be expected in 2024. Dues for Benton County would be \$2,000 in 2025. Motion by Johnson and seconded by Schlangen to approve a two-year membership trial with MRC. Motion carried unanimously.

Next, motion by Heinen to appoint Johnson as the primary Benton County Representative to MRC, and to appoint Heinen as an alternate as suggested by Gapinski. Seconded by Gapinski. Motion carried unanimously.

Next, Headley requested the County Board to consider an amendment to the original ARPA agreement with the City of Rice to support the installation of a new City well. The County Board originally obligated \$300,000 in ARPA funds for the City of Rice's new well. The city has now received bids on the project and those bids were substantially higher than expected. On September 23rd, the County Board reached a consensus to provide an additional \$100,000 in ARPA funds to support this City of Rice project. Motion by Popp and seconded by Johnson to approve the amendment with the City of Rice for ARPA funding to support the installation of a new City well, adding \$100,000 for a new total obligation of \$400,000. Motion carried unanimously.

Next, Headley requested the County Board to consider an agreement with the City of Foley using ARPA funds to support the creation of residential lots. The County has an existing agreement with the City of Foley to provide \$500,000 in ARPA funds to support water and sewer infrastructure to serve new residential lots. The County had previously by Resolution committed and additional \$175,000 to the City for the City's cost to run fiber lines to its City facilities. The City has indicated that it can best use those resources for water and sewer infrastructure. Thus, this amendment adds \$175,000 to the contractual amount for a total obligation of \$675,000 in ARPA funds, with all funding to be applied to City water and sewer infrastructure that will serve new residential lots. Motion by Johnson and seconded by Popp to approve the amendment to an agreement with the City of Foley for ARPA funding to support the water and sewer infrastructure serving new residential lots, adding \$175,000 for a new total obligation of \$675,000. Motion carried unanimously.

Next, Headley requested the County Board to consider an

agreement with the St. Cloud HRA to commit ARPA funding to low-income apartment rehabilitation projects. The City of St. Cloud HRA has requested County ARPA funding to assist with major improvements to two low-income apartment complexes in the Benton County portion of St. Cloud. These two complexes, Eastwood Apartments and Riverside Apartments, need improvements including new boilers, roofs, and elevator modernization. The County Board had previously pledged by Resolution \$100,000 of our ARPA funds for these projects. Motion by Heinen and seconded by Gapinski to approve an agreement with the St. Cloud HRA to obligate \$100,000 in ARPA funding to improvements to the Eastwood and Riverside apartment complexes. Motion carried unanimously.

Next, Headley requested the County Board to consider 3 Memorandum of Agreements (MOA's) to implement the 2024-2026 Class and Comp Maintenance Program. The County Board approved the DDA consultant's recommendations for Year 1 of the 2024-2026 Class and Comp maintenance program on September 23rd. Implementation of changes resulting from this program requires the agreement of affected collective bargaining units. The Year 1 results covered employees in six of the County's eight bargaining units. The MOA describes the method for implementing pay grade changes and how promotions occur for newly created senior positions. Any pay grade changes (reclassifications) will be effective with the first full pay period in January 2025. Senior promotions can begin at the discretion of Department Heads during 2025 and upon completion of new job descriptions. The first MOA that was considered was with AFSCME Council 65 representing Human Services and Public Health employees to implement the 2024-2026 Class and Comp Maintenance Program recommendations, Year 1. Motion by Heinen and seconded by Schlangen to approve a MOA with AFSCME Council 65 representing Human Services and Public Health employees to implement the 2024-2026 Class and Comp Maintenance Program recommendations, Year 1. Motion carried unanimously.

Next, Popp motioned to approve the MOA with Teamsters Local 320 representing Licensed Supervisors to implement the 2024-2026 Class and Comp Maintenance Program recommendations, Year 1. Seconded by Johnson. Motion carried unanimously.

Next, Johnson motion to approve the MOA with Teamsters Local 320 representing Clerical employees to implement the 2024-2026 Class and Comp Maintenance Program recommendations, Year 1. Seconded by Heinen. Motion carried unanimously.

Next, Headley requested the County Board to consider a retainer agreement with Rinke Noonan Law Firm for ditch legal counsel. The retainer agreement provides the option of a monthly \$200 retainer for ditch legal counsel not requiring extensive time. Otherwise, more in-depth counsel can be obtained at Rinke's hourly rates. Under either option discussion is needed to reach a consensus with the County Attorney's Office on how initial communications with Rinke will occur. Johnson felt there needed to be more discussion between County Attorney Kathy Reuter, County Engineer Chris Byrd and Headley. Motion by Johnson and seconded by Popp to table the retainer agreement with Rinke Noonan Law Firm for ditch legal counsel. Motion carried unanimously. There was a consensus of the County Board to have Reuter, Byrd, and Headley meet to discuss the retainer agreement.

Next, County Assessor Brian Folden requested the County Board to consider a Resolution to authorize and empower the Benton County Assessor to provide for the assessment of all taxable property in the County. Minnesota Statute §273.052 states that any county in the State of Minnesota is authorized and empowered to provide for the assessment of all taxable property in the County by the County Assessor. The number of available local assessors has been decreasing annually. In the event that a township or city elects to have the County assess properties, or they are unable to find a local assessor to review properties, the County is responsible for ensuring the assessment is completed. As of recent, the County has needed to hire 3 new appraisers to complete property assessments due to local appraisers retiring, no longer working in the field or the inability to find a qualified individual to conduct the work. For the purpose of providing for consistent and fair assessments across all townships, and to ensure stability in the assessor's office, it is in the best interest of the County to consider adoption of the resolution granting the Benton County Assessor the authority to provide for the assessment of all taxable property in Benton County. This excludes the City of St. Cloud, who is empowered by statute to conduct the assessment of taxable property within their jurisdiction. The adoption of this will result in the termination of the offices of all township and city assessors 90 days before the second assessment date following adoption of the resolution. It was brought to the attention to the County Board that some of the Townships weren't fully aware of this and would like Folden and Achman to reach out to them to discuss before approving the Resolution. Motion by Johnson and seconded by Heinen to table the resolution to authorize the Benton County Assessor to provide for the assessment of all taxable property in the County. Motion carried unanimously.

Next, Land Services Director Roxanne Achman requested the County Board approve the MOA for the Mississippi River – Sartell Watershed water management planning process and appoint a primary and alternate commissioner to the Policy Committee. In 2015, the state initiated the transition from water management planning on a county scale to water planning on a watershed scale. This is the third, and final of Benton County's watersheds, the Mississippi River Sartell Watershed. Benton County is a required party of the 1W1P for this watershed. In May 2024, the County Board adopted Res. 2024-23 supporting the MR-Sartell 1W1P project. The purpose of this Agreement is to collectively develop and adopt, as local government units, a coordinated watershed management plan for implementation per the provisions of the Plan. Parties signing this agreement will be collectively referred to as the Mississippi River Sartell Watershed Collaborative. This agreement

will only cover the planning process and adoption of the plan. Once a plan is developed and adopted by the parties. Then the next phase for implementation will be handled by a separate agreement. It is anticipated that the Benton SWCD will act on the MOA at their October meeting. The MOA will need to be signed and a primary and alternate Commissioner is to be appointed to the Policy Committee. Motion by Heinen and seconded by Popp to approve the MOA (Joint Powers Collaborative). Motion carried unanimously.

Next, Gapinski motioned to appoint Popp as the Primary Benton County Representative, and Johnson as an alternate. Seconded by Heinen. Motion carried unanimously.

Next, Achman requested the County Board to approve the use of the Commissioner's Contingency Fund for services provided by Bogart, Pederson & Associates, Inc. for Wetland Conservation Act administration. Benton County has contracted with Bogart, Pederson & Associates, Inc. for Wetland Conservation Act administration. Land Services is requesting to use the Commissioner's Contingency Fund to cover the costs that exceed the amount that can be billed to the Natural Resource Block Grant (NRBG) fund accounts for Wetland Conservation administration and Shoreland regulation. There was a consensus of the County Board to charge the Planning & Zoning budget for services provided by Bogart, Pederson & Associates Inc. for Wetland Conservation Act administration until all bills are paid.

Next, County Engineer Chris Byrd requested the County Board to consider the Professional Services Agreement with a consultant for final design of CSAH 2 reconstruction. Benton County has solicited proposals for final engineering design for the reconstruction project scheduled for 2027. We received 5 proposals from very reputable consultants. We scored the 5 proposals basing 20% of the score on Qualifications and Experience, 30% on the Project Understanding/Ability, 25% on their work Schedule and Past Performance, and 25% on the Total Price. We select consultants using a Best Value Alternative and not always on the lowest fee. Byrd selected KLJ Engineering as providing the best overall value. They had similar number of work hours as the other consultants but did have the best overall price. Motion by Heinen and seconded by Johnson to accept the proposal from KLJ Engineering and authorize the Professional Service Contract with the same. Motion carried unanimously.

Next, Byrd requested to order 2 new plow trucks. We are still waiting to receive 2 plow trucks we ordered 2 years ago. Units 215 and 216 were purchased in 2002 and are now 24 years old. It is very unlikely that we will receive the new trucks before winter, and we must use the old trucks for another snow season. To make sure they are ready, we are having to complete some critical repairs. To avoid costly repairs on equipment that is beyond its expected useful life, we would like to order the replacement for the next 2 plow trucks. In the recently created 5-year equipment replacement plan, unit nos. 507 and 601 are scheduled to be replaced in 2026. In that year they will be 21 and 20 years old. To ensure that we receive the replacement units in time we should place an order now with the expectation that it will take 2 years before delivery of new trucks. Motion by Johnson and seconded by Popp to approve to order 2 new plow trucks and adopt the resolution. Motion carried unanimously.

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

Next was the discussion on the Airport Authority. Gapinski stated that the proposed assessment got pushed aside for the year. Both Gapinski and Johnson shared their frustration that our representatives on the Airport Authority have not come in to provide the County Board with any updates from the Airport Authority. There have been several requests sent inviting our representatives to share updates at our County Board Meetings. Headley sent a letter on September 27th which asked them to attend the October 1st or October 15th Regular Board Meeting with no response. There was a consensus that Headley will send another letter inviting our representatives from the Airport Authority to provide an update to the County Board.

The County Board Meeting recessed at 11:07 AM.

The County Board reconvened at 11:12 AM.

The County Board recessed at 11:12 AM to conduct a Community Health Board Meeting.

The County Board reconvened at 11:40 AM.

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

There were no additional comments under Comments by Commissioners.

Johnson/Heinen to set the Committee of the Whole Meetings: Tuesday, November 5, 2024 Space Needs Discussion, Benton County Boardroom, Foley, 10:30 AM or upon conclusion of the Regular Board Meeting. Motion carried unanimously.

Chair Gapinski adjourned the Regular Board Meeting at 11:44 AM.

Jared Gapinski, Chair

Benton County Board of Commissioners

ATTEST:

Montgomery Headley

Benton County Administrator

R-45-1B