

**Council Meeting**  
**Tuesday, February 16, 2010**  
**City Council Chambers**  
**7:30 p.m.**



**AGENDA**

Call to Order

Pledge of Allegiance

1. Approval of Minutes
  - Council Minutes –February 2, 2010
2. Consent Agenda
  - Community Center Commission – February 1, 2010
  - Economic Development Authority – February 8, 2010
  - Park & Recreation Commission – February 8, 2010
  - Library Board – February 9, 2010
  - Telecommunication Commission – February 9, 2010
3. License Application
  - Renewal of Liquor License -- Consumption & Display
    - Windom Community Center
  - Renewal of Intoxicating Liquor License
    - Windom Country Club
  - Authorization to Dispense Intoxicating Liquor – Windom Community Center
    - Eagles Club – March 6, 2010
    - Eagles Club – April 17, 2010
  - Renewal of Cigarette License
    - Windom Country Club
4. Department Heads
5. Orderly Annexation – Good Samaritan Society
6. EDA 2009 Annual Report
7. Southwest Minnesota Health Care Organization Mutual Aid Compact
8. Telecom – Non Disclosure Agreement
9. Second Reading Ordinance No 134, 2<sup>nd</sup> Series
10. Ratification of Fire Department Elections
11. Spring Clean-up Dates and Vendor Quotes
12. Regular Bills
13. Unfinished Business
  - Supervisory Pay – Annual Step Allocation
14. New Business
15. Council Concerns
16. Adjourn



**Council Meeting  
Windom City Hall, Council Chamber  
February 2, 2010  
5:15 p.m.**

1. Call to Order: The meeting was called to order by Mayor Kruse at 5:15 p.m.

2. Roll Call: Mayor: Kirby Kruse

Council Members: Jean Fast, Corey Maricle, Robert Messer, Bradley Powers and JoAnn Ray

Council Members Absent: None

City Staff Present: Steve Nasby, City Administrator; Brigitte Olson, Assistant City Administrator; Bruce Caldwell, Street Superintendent; Jeff Shirkey, Police Chief, Marv Grunig; Electric Utility Manager and Terry Glidden, Telecom

Public Present: Dirk Abraham

3. Pledge of Allegiance

4. Approval of Minutes:

**Motion by Fast second by Maricle, to approve the City Council minutes from January 19, 2010 and January 25, 2010. Motion carried 5 – 0.**

5. Consent Agenda:

Kruse said that minutes were received from the following Boards\Commissions:

Telecommunications Commission – January 19, 2010  
Planning & Zoning Commission – January 26, 2009  
Utility Commission – January 27, 2010

**Motion by Powers second by Fast, to approve the consent agenda. Motion passed 5–0.**

6. Department Heads:

None

7. Electric Department:

Transition Spec Sheets

Marv Grunig stated that these spec sheets are for the purchase of power within contracts with NSP55, Wolf Wind and Cedar Falls Wind. These purchases are made through the Central Minnesota Municipal Power Agency (CMMPA) and Windom is a party to these purchases through a Services Agreement. CMMPA is requesting formal City Council approval of these power purchases. Grunig said all of these contracts are in place and will provide reasonably priced power to Windom. The two wind contracts will help us meet the Minnesota requirement for renewable energy.

**Motion by Messer, second by Fast to approve the Spec Sheets with NSP55, Wolf Wind and Cedar Falls Wind as proposed through CMMPA. Motion carried 5 – 0.**

Rental Pre-payment

Grunig provided the Council an update on the Utility Commission's decision to raise the rental pre-payment requirement to \$300. The Utility Commission had looked at the amount of write-offs for the last two calendar years and trends indicate an acceleration in the number of accounts written off in 2009. Grunig supplied the Utility Commission with a survey of CMMPA communities and the required rental unit deposits ranged from \$75 to \$450. The Windom Utility Commission considered the \$125 current pre-payment requirement and the average of \$167 loss per account for write-offs after the pre-payments were applied, which totaled \$292. At their meeting on January 27<sup>th</sup> the Windom Utility Commission voted to raise the pre-payment amount to \$300 as of February 1<sup>st</sup> that would apply to new renters and renters moving from one place to another. The City will continue to retain the pre-payment for 24 months.

Kruse asked if a renter moved out prior to the 24 months does the pre-payment get refunded. Grunig said that the pre-payment, less any outstanding charges, would be refunded if someone moved prior to the expiration of the 24 month period.

Powers clarified that the pre-payment amount was increasing from \$125 to \$300. Grunig said that was correct.

Fast said that the survey data showed that Windom would be in the middle of the sample if the pre-payment amount was \$300 as the surveyed communities ranged from \$75 to \$450.

2010 Conservation Improvement Program

Grunig said that changes were needed to this program due to the increased requirements of State law mandating a threshold savings of 1.5% of kilowatt hours sold. A draft of the proposed appliance rebate program was provided to the Council, which now includes energy efficient bulbs and holiday lights. This "Savings Plus" program will be rolled out on March 1, 2010 as part of CMMPA's programs coinciding with the new State rebate program funded through federal stimulus funds. Grunig added that Windom has added an Appliance Rebate program so people retiring old appliances can receive cash rebates.

Messer said that the rebates for new appliances are lower than they were in the past. Grunig said that the energy savings on these new appliances do not justify the high rebate costs, but the new State program is starting to provide a rebate so the overall change may be small.

8. First Reading Ordinance No. 134, 2<sup>nd</sup> Series:

Bruce Caldwell, Street Superintendent and Jeff Shirkey, Police Chief provided an overview of the proposed changes to Section 9.30 "Emergency" in the City Code. Due to the heavy snows this year the Street Department was having more difficulty than usual with cars left on the streets. The proposed ordinance would allow for the posting of a Snow Emergency Route downtown and for the imposition of an odd/even parking system for the other areas of town. Caldwell said the Street Committee had reviewed the proposal and the City Administrator and City Attorney reviewed the language. Caldwell said that to avoid confusion once the Snow Emergency is declared it would last for the balance of the winter.

Messer asked if this ordinance was necessary given this was an unusual winter and if the snow emergency could be for a shorter duration such as 48 hours. Caldwell and Shirkey noted they do have problems with some cars each winter so the ordinance would help. The suggestion to have the snow emergency in effect all winter would lessen the problems with notifying the public each time the snow emergency parking restrictions were on or off.

**Motion by Powers, second by Ray, to adopt the First Reading of Ordinance 134, 2<sup>nd</sup> Series. Motion carried 4 – 1 (Messer voting no).**

9. Personnel Committee Recommendations:

Kruse said that these two items had been tabled from the last meeting. Messer noted that the two items were the Supervisory\Management Pay Plan and the status of the Telecom Marketing\Administrative position. The Personnel Committee had recommended the adoption of the pay plan and the re-classification of the Telecom position. Kruse said the Council had a work session with the Personnel Committee and Telecom Commission on January 25<sup>th</sup> to discuss the Telecom position.

**Motion by Powers, second by Fast, to keep the existing Supervisory\Management Pay Plan and then implement a 1% cost-of-living adjustment. Motion carried 5 – 0.**

**Motion by Fast, second by Maricle, to vacate the Telecom Marketing\Administrative Associate position and approve the position to be an Administrative Assistant with an effective date of February 5<sup>th</sup> which is the end of the current pay period. The current employee would be given the opportunity to fill the Administrative Assistant position. Motion carried 5 – 0.**

10. Regular Bills:

**Motion by Fast, seconded by Powers, to approve the regular bills. Motion carried 5-0.**

11. Unfinished Business:

None.

12. New Business:

Nasby said there had been discussion about re-visiting the arrangement with the Hospital regarding the exchange of boiler inspection services for snow removal.

**Motion by Messer, second by Fast, to contract with a private firm to provide boiler services for the City buildings and to work with the Hospital on a reimbursement plan for snow removal. Motion carried 5 – 0.**

13. Council Concerns:

None.

14. Adjourn:

**Kruse adjourned the meeting by unanimous consent**

Meeting adjourned at 5:54 p.m.

---

Kirby Kruse, Mayor

Attest: \_\_\_\_\_  
Steve Nasby, City Administrator

Community Center Commission Minutes  
Monday, Feb. 1, 2009

1. Call to Order: The meeting was called to order by President Wayne Maras at 5:38 p.m.

2. Roll Call:

President:	Wayne Maras
CC Director:	Brad Bussa
Commission Members:	Dick Jeffrey-Absent
	Connie Knorr-Absent
	Kelly Woizeschke
	Hilary Mathis
Commission Liaisons:	Corey Maricle
	Bruce Caldwell-Absent
	Jo Ann Ray-Absent
EDA Director:	Aaron Backman – absent
Public:	7 Members from Senior Citizen Room

3. Swearing in of new members and election of new officers:  
Tabled until all members are present. **Motion by Kelly Woizeschke , seconded by Hilary Mathis. Motion carried 3-0.**

4. Approval of Minutes:

**Motion by Kelly Woizeschke, seconded by Hilary Mathis to approve the November 23, 2009 Community Center Commission Minutes. Motion carried 3-0**

5. Commission asked if winter weather policy could be discussed at this point. 7 Senior Citizens were present to express concerns about changing the current winter weather policy. As of now the policy states when the public school closes or has a late start, the Senior Center and Senior Dining follows. Discussed handouts from Margie French, Site Manager from Senior Dining Program and Jeff Becthold, Safety Coordinator from Minnesota Municipal Utilities Assn. on their weather safety concerns and reasons for wanting to keep policy in place. The Commission took in and gave out feedback. The Commission decided to leave the policy as it is.

6. Additions to the agenda:

Under Directors Report-

- e. All Class School Reunion-scheduled for July 17, 2010
- f. Personal use of Senior Center
- g. Emergency Management Plan

7. Correspondence:

- a. Handed out letter from Minnesota Rural Water Association

8. President's Report:

- a. Appointment of Sub-Committees. Tabled until next meeting
- b. Policies-sent home packets with members of Commission, members are to go thru and cover amendments if need be at next meeting
- c. Short term goals- Wayne Maras brought up a hunting forum as a fund raiser and Kelly Woizeschke brought up a fishing idea-the group discussed that sportsman would draw more people. Hilary Mathis brought up idea of a full liquor license. WCC Director Brad Bussa will look into it.

9. Director's Report:

- a. Winter Weather Policy Review-Discussed earlier in meeting
- b. 2009 Year Review of Events- looked at handout
- c. 2010 Preview-looked at handout of upcoming events
- d. Fund Raisers-WCC Director Bussa gave history on Ag Stag, presold tickets to include dinner and entertainment, talked of holding it in the spring. Some other ideas discussed were Ladies Night Out, Spring Garage Sale, (need to talk to Chamber on these two events), a Kids Carnival, and Employer/Employee Christmas Party on Dec. 4, 2010.
- e. All Class School Reunion-Scheduled for July 17, 2010, Cheryl Hanson had asked WCC Director Brad Bussa to ask Commission about cost of using the Windom Community Center for upcoming All Class Reunion. A band will be in the parking lot and want use of hallway and bathrooms so Commission looked over policy and will follow it-fee of \$25/hr for room rental.
- f. Personal use of Senior Center-discussion followed as to private party use of Senior Center, when a group wants to have a birthday party they should not invite the general public, it should reflect to rental of building.
- g. Emergency Management Plan-Monday night storm 30 people at WCC, no food or blankets to provide, was discussed that Director of Emergency Management needs a better emergency plan.

10. Resource Management:

Schedule of Events: No questions or concerns

Income & Expense: Report enclosed, no questions

11. Miscellaneous:

Nothing to report.

12. Open Forum:

13. Next Meeting: Monday February 22, 2010 at 5:30pm

**Adjourn:**

**Motion by Kelly Woizeschke, seconded by Hilary Mathis, to adjourn the meeting at 6:55 pm. Motion carried 3-0.**

\_\_\_\_\_  
Wayne Maras, WCC President

\_\_\_\_\_  
Connie Granstra, WCC Secretary

Attest: \_\_\_\_\_  
Brad Bussa, WCC Director

**ECONOMIC DEVELOPMENT AUTHORITY OF WINDOM  
MINUTES  
FEBRUARY 8, 2010**

1. Call to Order: The meeting was called to order by President Slette at 12:02 p.m.
2. Roll Call & Guest Introductions:  
 EDAWN Commissioners: Trevor Slette, Sally Larson, Corey Maricle, and Bob Messer.  
 Absent: Juhl Erickson.  
  
 Also Present: EDA Staff – Aaron Backman, Executive Director, and Mary Hensen, Adm. Asst.; City Administrator Steve Nasby; Mayor Kirby Kruse; and Lisa Fredin, WADC Liaison.
3. Welcome New Members & Oath of Office: President Slette welcomed Sally Larson as the new EDA Commissioner and Lisa Fredin as the WADC Liaison. Director Backman administered the oath of office to Sally Larson.

4. Election of Officers:

A. President – 1 Year Term:

**Motion by Commissioner Messer, seconded by Commissioner Maricle, to elect Trevor Slette as President. Motion carried 3-0. (Commissioner Slette abstained from voting.)**

B. Vice President – 1 Year Term:

**Motion by Commissioner Messer, seconded by Commissioner Larson, to elect Juhl Erickson as Vice President. Motion carried 4-0.**

C. Secretary-Treasurer – 1 Year Term:

**Motion by Commissioner Messer, seconded by Commissioner Maricle, to elect Sally Larson as Secretary-Treasurer. Motion carried 3-0. (Commissioner Larson abstained from voting.)**

5. Approval of Minutes:

**Motion by Commissioner Messer, seconded by Commissioner Larson, to approve the Minutes of the EDA Meeting held on January 11, 2010. Motion carried 4-0.**

6. Small Cities Development Program

A. Owner-Occupied Rehab Project Review: Western Community Action processed and inspected seven additional properties for the housing rehabilitation program. The Board received a recap sheet for these projects that outlined the scope of work for each project, the total project costs, owners' match, and proposed loans of SCDP funds. The average SCDP loan is \$15,600. The maximum SCDP loan per project is \$18,000. All of the proposed projects are within the funding range and are within the designated target areas in the respective cities.

<u>Application No.</u>	<u>Proposed Improvements</u>	<u>Project Costs</u>	<u>SCDP Funds (Maximum for Project)</u>
Windom No. 512	Roofing, Siding, Door, Windows, Electrical	\$26,792	\$15,600
Mountain Lake No. 516	Window, Doors, Furnace	\$20,020	\$10,880

Mountain Lake No. 536	Foundation, Electrical	\$24,082	\$14,449
Windom No. 522	Window, Siding, Soil Line, Electrical Code	\$24,228	\$14,537
Mountain Lake No. 388	Window, Door, Roofing, Siding, Plumbing, Electrical Codes	\$43,890	\$18,000
Windom No. 526	Siding, Windows, Door, Electrical	\$15,719	\$ 9,431
Mountain Lake No. 527	Windows, Wall Repair, Soffit & Fascia Repair, Electrical	\$32,502	\$15,600

**Motion by Commissioner Maricle, seconded by Commissioner Larson, approving the SCDP owner-occupied rehab requests for Windom Projects No. 512, 522, and 526 and Mountain Lake Projects No. 516, 536, 388, and 527 as submitted by Western Community Action. Motion carried 4-0.**

B. Waiver Request – 2009 Small Cities Development Program: The Board received a copy of a Waiver Request, submitted by Western Community Action, concerning Windom Project No. 595. This waiver request relates to eligible forms of property ownership as set forth in the SCDP Policies and Procedures. The original owner of the property resides in the home and intends to continue to reside in the home; but has deeded the property to his/her children (as “remaindermen”) and retained a life estate in the property. The applicant qualifies for the Small Cities Development Program in all other respects. The remaindermen have agreed to the proposed project and have also agreed to sign the repayment agreement.

**Motion by Commissioner Messer, seconded by Commissioner Maricle, to waive the ownership stipulation in the SCDP Policies and Procedures as it relates to Windom Project No. 595 to allow the property owners (life tenant and remaindermen) to participate in the Small Cities Development Program concerning this property. Motion carried 4-0.**

7. Commercial Rehab Loan Program

A. 958 Fourth Avenue – Account Status: The Board was advised concerning the status of the repayments for this commercial rehab loan and the challenges encountered by the borrower. The borrower continues to make repayments on this loan but has accrued substantial late payment charges at the rate of \$5.72 per month. After reviewing the status of the account, payment history, and other background information, the Board took the following action.

**Motion by Commissioner Messer, seconded by Commissioner Maricle, to waive the accumulated late payment fees to date on the commercial rehab loan covering property at 958 Fourth Avenue and to continue to waive future late payment fees (until the Borrower brings the loan current) provided that the Borrower makes at least twelve loan payments per year. Motion carried 4-0.**

B. Administration Fee Review: In 2007, the EDA entered into an agreement with Western Community Action to provide administrative services for the commercial rehab program

for the sum of \$1,600 per project. These services include processing of applications, inspection of properties and development of scope of work, assistance with bidding process, follow-up inspections to verify owners' satisfaction with work performed, review and submission of contractor draw requests, etc. The Board received a copy of a proposal from Western Community Action to raise the administration fees due to their increased costs. After review of the proposal, the Board took the following action.

**Motion by Commissioner Larson, seconded by Commissioner Maricle, to increase the fees paid to Western Community Action for administrative services, provided for the commercial rehab program, to the sum of \$1,900 per project effective January 1, 2010. The motion further provided that Western Community Action (WCA) shall receive the following compensation in the event that a commercial rehab application is filed, but the project is not pursued: (1) Administration fees of \$250 in the event that WCA processes a commercial rehab application through the approval stage and then the client withdraws the application or elects not to pursue the project; and (2) Administration fees of \$500 in the event that an application is approved, inspection is completed, and a complete Scope of Work is developed by WCA prior to the client withdrawing the application or electing not to pursue the project. Motion carried 4-0.**

**Motion by Commissioner Messer, seconded by Commissioner Maricle, to require a \$250.00 deposit, effective immediately, with any new commercial rehab application which deposit shall be refundable if the applicants complete the rehab project. Motion carried 4-0.**

8. EDA 2009 Annual Report: The Board received a copy of the proposed 2009 EDA Annual Report.

**Motion by Commissioner Messer, seconded by Commissioner Maricle, approving the 2009 EDA Annual Report and authorizing the EDA Executive Director to present the report to the Windom City Council. Motion carried 4-0.**

9. 2010 EDA Goals: The Board received a copy of the proposed 2010 Strategic Goals for the EDA. Director Backman reviewed the five basic goals and action steps with the Board. City Administrator Nasby advised that he had received a communication from Congressman Walz's Office regarding applications for the 2011 Federal appropriations. There was a discussion concerning the possibility of such an application for the North Windom Industrial Park infrastructure improvements. There was a brief discussion concerning the status of restaurant prospects.

**Motion by Commissioner Larson, seconded by Commissioner Maricle, to adopt the 2010 Strategic Goals for the EDA. Motion carried 4-0.**

10. Community Venture Network – Overview: Director Backman presented an overview of the Community Venture Network (CVN) which was formed in 1991 and is professionally managed by EsseX Capital of Bloomington, Minnesota. The purpose of the CVN is to bring together growing companies, interested in expanding or relocating, and rural communities seeking economic development. CVN has Chicago and Minneapolis regions. The Minneapolis region covers Minnesota, Iowa, and the Dakotas and currently has twenty-six members (six in Minnesota including Mountain Lake). CVN identifies businesses and schedules presentations by 24 different businesses each year to its members. There are three sessions each year --April, August and December--with 8 businesses making presentations

per session. A member community may contact any of the businesses. The 2010 membership fee is \$4,250. However, if there is a joint membership between two cities, the annual membership fee for 2010 would be \$3,000 per city. There was a discussion of the possibility of a joint CVN membership between Windom and Mountain Lake. The Mountain Lake EDA would also need to approve the arrangement. After further discussion, the following action was taken.

**Motion by Commissioner Maricle, seconded by Commissioner Larson, authorizing the EDA to join the Community Venture Network, as a joint member with Mountain Lake for 2010, for a membership fee of \$3,000. Motion carried 4-0.**

11. EDA Spec Home

A. Proposed Improvements: Director Backman advised that pursuant to the Board's direction at the January 2010 Meeting, the EDA has prepared a draft lease for the spec home. The lease has now been reviewed by the City Attorney. Previously the property received a certificate of occupancy and has been ready for sale since that time. However in preparation of the property for rent, it was learned that there are additional items (specific to leasing the property) that need to be installed in the lower level prior to the rental of the home. After further discussion of improvements, estimated costs, EDA's financial assistance, and other options, it was the consensus of the Board: (1) not to make any further improvements to the house at this time, and (2) to offer the house for sale for the sum of \$119,995 through April 30, 2010 (to coincide with federal stimulus incentives for homebuyers).

12. Prospect Update: Director Backman updated the Board concerning preliminary discussions with a business prospect.

13. New Business

A. Business Visits Report: Director Backman reported on his attendance at the EDAM Winter Conference in January, during which he also attended a Senate committee hearing regarding "Angel Tax Credit". Director Backman apprised the Board of the results of the WADC business survey entitled "What Windom Wants". This survey was posted online by the Citizen and copies were also distributed to students at the Windom Area High School. Brent Anderson prepared a power point presentation of the results and Director Backman assisted him with the presentation for community members on February 4<sup>th</sup>.

14. Miscellaneous Information

A. Monthly Budget Recap: The Board received a copy of the monthly budget report for the period ending December 31, 2009.

B. River Bluff Townhomes – Monthly Financial Report: The Board received a copy of the financial report provided by Van Binsbergen & Associates for the period ending December 31, 2009.

15. Adjourn: On motion and by consensus, President Slette adjourned the meeting at 1:16 p.m.

---

Trevor Slette, President

Attest: \_\_\_\_\_  
Aaron Backman, Executive Director

**PARK AND RECREATION COMMISSION MEETING  
MINUTES FEBRUARY 8, 2010**

1. Call to Order: The meeting was called to order by Terry Fredin at 5:20 p.m. at City Hall.
2. Roll Call:

Commission Present:	Terry Fredin, Angie Blanshan & Jeff LaCanne Kay Clark & Sherri Zimmerman
City Staff Present:	Recreation Director Al Baloun & Park Director Bruce Caldwell
Council Liaisons:	JoAnn Ray (Absent) & Corey Maricle
Public:	None
3. Approve Agenda  
**Motion by Blanshan seconded by LaCanne**  
**Motion Carried 3-0**
4. Approve Minutes, January 11, 2010  
**Motion by LaCanne, seconded by Blanshan**  
**Motion Carried 3-0**
5. Park Superintendent: Bruce Caldwell Report  
Caldwell updated Commission on rates to be charged to the All School Reunion on the weekend of July16-18, 2010 for fencing and barricade set up, Shelter house Rental, and Picnic Table Rental. Baloun also stated that he had given the Windom Chamber a proposal to host the Johnny Holmes dance at the Arena on Saturday of that weekend.
6. Recreation Director's Report- Al Baloun
  - a. Arena Entry Reconstruction- Baloun stated that five contractors were contacted to give quotes to clean up the front lobby collapse of which three contactors gave quotes. Fredin Construction gave the low quote and completed clean up by Friday, January 29. Baloun is currently working with Lampert's to get material bids for reconstruction of the front entry. When the material quote is done he will contact the Building Committee of the Commission and City Council to go over the reconstruction project and then contact contractors to bid on the reconstruction project.
  - b. Ice Season Baloun stated that he is currently working with the Windom Youth Hockey Association coaches to schedule practices through the end of the ice season. The Arena will host the following events before the end of the ice season:
    - February 12, 2010- Girls Sectional Playoff Game
    - February 19- 21, 2010- Pee wee B District Tourney- 6 Teams
    - February 23, 2010- Possible Boys Sectional Playoff Game
    - March 13 & 14, 2010- Windom Figure Skating Ice Show
    - Ice Shutdown will be Monday, March 15, 2010.
  - c. Horse Shows Baloun stated that the Appaloosa show that was going to held Riverfest weekend has decided not to have a show here and keep its current show in Iowa. There will be on less show this year. Baloun met with the

**Continued page 2 Park & Recreation Minutes February 8, 2010**

Region One Horse show chair and he thinks he has a five year contract with the group for there June show. The Quarter horse Futurity will be back in September. Quotes on shaving prices are expected to be back for the next meeting.

- d. Summer Recreation Summer Programs will begin on June 9 or 10, depending on when school lets out and end July 23. A copy of the quote sheet for t-shirt and hat pricing was handed out to Commission members.
- e. Arena Policy Due to Inclement Weather, The commission discussed the policy of being open during the winter months when the school closes due to inclement weather. The commission was extremely concerned about youth safety during snow storms when the school closes. Baloun stated that each situation would be handled on a case to case basis. The Windom Youth Hockey Association and Windom Schools do not allow their teams to practice. Windom Figure Skating handles their cancellation on a case to case basis. Baloun stated he would work with the users to determine if the Arena should be closed. Typically on a day school is cancelled the arena has the ice open for skating between 12:00 (Noon) and 5:00 PM. He contacts evening users to see if they will be coming in. If they do not plan on using the Arena that evening the Arena is closed.

At 5:50 PM Sherri Zimmerman arrived at the meeting

- 7. Open Mike  
Kay Clark- Asked if with the reconstruction, if ice dams would be put on the roof. Baloun stated that it had been discussed and would be looked into over the entrances and other locations on the roof.
- 8. Meeting Adjourned at 6:00 P.M.

**Next Park & Recreation Meeting March 8, 2010 at 5:15 p.m. Council Chambers**

Windom Library Board Meeting  
Windom Library  
February 9, 2010  
5:05 p.m.

1. Call to order: The meeting was called to order by Jan Johnson at 5:05 p.m.

2. Roll Call: Members Present: Kathy Hiley, John Duscher, Jan Johnson, Beth Fleming and Charles Reid

Members Absent: Anita Winkel and Mary Erickson

Library Staff Present: Joan Hunter and Dawn Aamot

City Council Member Present: Corey Maricle

3. Agenda and Minutes

Motion by Charles Reid, seconded by Anita Winkel to approve the Agenda and the Minutes as amended.

4. Financial Report:

The bill from Kato Roofing was for a spot where the roof was leaking due to snow on the roof.

Motion by Charles Reid, seconded by Kathy Hiley to approve the Financial Report.

5. Librarians Report:

Joan reported that Julie came back to work today.

The city council did not approve the personnel committee's recommendations for step up in grades for some employees. A 1% across the board pay increase for all employees was approved. The personnel committee will possibly propose these step increases again in October.

Winter Reading continues. A cloth bag donated by the Plum Creek System and a candy bar will be given to those filling a punch card.

Dawn reported that the Friends of the Library will be assisting with Dinosaur Days On Saturday, Feb. 20. Second graders will have their Dinoramas on display.

February is "Fine Free Month".

Beth Fleming was introduced as our new Library Board member.

Motion by John Duscher and seconded by Beth Fleming to approve the librarian's report.

6. Old Business:

Joan and Dawn are monitoring internet use to make sure patrons aren't abusing internet policy regarding inappropriate websites.

New computers are about to be ordered with funds from the Friends of the Library. New computers were going to be ordered with XP as library software has not been compatible with VISTA. Last week the computers with VISTA suddenly started accepting library software. At the Plum Creek meeting next week, Joan will confirm that the library's software is now VISTA compatible. New computers will still be needed but money will be saved if they don't have to include XP.

7. New Business:

Long time library board member, Freddie Hoppert, will be celebrating her 90<sup>th</sup> birthday in March. The board will be inviting her to the March board meeting where tea and cookies will be served.

8. New Book Suggestions:

The board presented their suggestions.

9. Adjourn:

Motion by Charles Reid, seconded by John Duscher to adjourn.

Meeting adjourned at 5:29 p.m.

Respectfully submitted,

Kathy Hiley, recording secretary

Telecommunications Commission Meeting  
February 9, 2010

1. Call to Order:

Meeting was called to order by Chairman Woodcock

2. Roll Call

Commissioners present: Woodcock, Meir, Messer, Fosheim and Maricle City Staff  
Nasby and Olsen

Oath of office was given to Maricle and Fosheim by Olsen

3. Elections of Officers.

Fosheim made a motion to appoint Woodcock President, Second by Meir Motion carried  
5-0

Motion by Messer to appoint Fosheim Vice President Second by Maricle, Motion carried  
5-0

Motion by Maricle Second by Woodcock to appoint Meir Secretary Motion carried 5-0

4. Set Meeting schedule

Meetings will be held the second Tuesday of every month.

5. Goals:

Discussion of goal for the year took place. Preliminary goals were identified and Olsen  
will draft goals for presentation at next meeting.

Preliminary goals include

Continue to pursue Stimulus funds  
Add additional HD and SD channels  
Continue market penetration  
Product enhancement

#### 6. Engineering firm Selection

Discussion as to selection of an engineering firm. Discussion concluded that Olsen can use the most economical and feasible firm available as needed.

#### 7. Ch 3 Ad policy discussion

Discussion as to the nature of ads and fees for ads. Olsen will attempt to locate pas policies for the next meeting.

#### 8. Stimulus update

Olsen updates the board. Received NTIA rejection letter No word form RUS side of the application.

#### 9. Rock Headend Grounds

Olsen discussed rocking the inside areas of the headend facility to avoid labor intensive mowing. Messer suggests looking at the crush concrete available. Olsen and staff will explore Commission agrees that this would be a good ideas to reduce labor costs.

10. Home shows participation we will not participate this year.

#### 11. Aderra technologies

Olsen updated the board about Aderas product offering to replace the NASRAC service that Cisco will be eliminating Upon Council approval of the NDA Olsen will be able to provide additional information.

#### 12. Financial report.

Olsen presented preliminary January financials

Revenue of 153,149

Expense 504,851

This includes bond payment of 335,773 and depreciation of 59,303

#### 13. Subscriber reports:

Olsen presented end of January Subscriber reports

14. Request for The Gospel Channel

Olsen stated he contacted Channel and requested Technical and financial information has not received anything back will continue to call.

14. Deposit for service

A work sheet as handed out that shows 10,490 dollars in bad debt form 2009. Discussion as to how to reduce this ensued. Question of billing in advance or in arrears Nasby will research and present at next meeting.

15. Motion to adjourn by Woodcock Second by Messer Motion carried 5-0



Minnesota Department of Public Safety  
**ALCOHOL & GAMBLING ENFORCEMENT DIVISION**  
 444 Cedar St., Suite 133, St. Paul, MN 55101-5133  
 (651) 201-7512 TTY (651) 282-6555  
 www.dps.state.mn.us/alcgamb/alcgamb.html



**RENEWAL OF CONSUMPTION & DISPLAY PERMIT**

Permit Fee \$250 (Renewal Date: April 1)

**MAKE CHECKS PAYABLE TO: ALCOHOL & GAMBLING ENFORCEMENT DIVISION**

2855	PUBLIC
City of Windom Windom Community Center 1750 Cottonwood Lake Dr Windom, MN 56101	

IF NAME AND ADDRESS  
 SHOWN ARE NOT CORRECT  
 MAKE CHANGES BELOW

Worker's Comp Ins. Co. LMCT Policy No. CMC22411 Policy Period 1-15 to 12-31-10

City/County where permit Approved: City of Windom Cottonwood Co.

Permit Name: City of Windom

Trade Name: Community Center

Location address: 1750 Cottonwood Lake Dr

City, State, ZIP Code: Windom Mn 56101

Business Phone: 507-831-6149

By signing this renewal application, applicant certifies that there has been no change in ownership, corporate officers, bylaws, membership, partners, home addresses, or telephone numbers. If changes have occurred during the past 12 months, please give details on the back of this renewal, then sign below.

**Applicant's signature on this renewal confirms the following: Failure to report any of the following will result in fines.**

1. Applicant confirms that it has never had a liquor license rejected by any city/township/county in the state of Minnesota. If ever rejected, please give details on the back of this renewal, then sign below.
2. Applicant confirms that for the past five year it has not had a liquor license revoked for any liquor law violation (state or local). If a revocation has occurred, please give details on the back of this renewal, then sign below.
3. Applicant confirms that during the past five years it or its employees have not been cited for any civil or criminal liquor law violations. If violations have occurred, please give details on the back of this renewal, then sign below.
4. Applicant confirms that Workers Compensation insurance is in effect for the full license period.
5. Applicant confirms, no club on-sale intoxicating liquor license is held
6. Applicant confirms business premises are separate from any other business establishment.

Applicants Signature Bruce St. Louis Date 1/28/10  
 (Signature certifies all above information to be correct and permit has been approved by city/county.)

City Clerk/County Auditor \_\_\_\_\_ Date \_\_\_\_\_  
 (Signature certifies that a consumption and display permit has been approved by the city/county as stated above.)

PS09097 (01/00)

#250<sup>00</sup>  
 14-177-4899 Bruce St. Louis

Amount Received \_\_\_\_\_



Minnesota Department of Public Safety

Alcohol and Gambling Enforcement

444 Cedar Street, Suite 133

St. Paul, MN 55101-5133

651-201-7507 • TTY 651-282-6555 • Fax 651-297-5259



### RENEWAL OF LIQUOR, WINE, CLUB OR 3.2% LICENSES

No license will be approved or released until the \$20 Retailer ID Card fee is received by MN Liquor Control • (3.2% Licenses exempt)

**Licensee:** Please verify your license information contained below. Make corrections if necessary and sign. City Clerk/County Auditor should submit this signed renewal with completed license and licensee liquor liability for the new license period. **City Clerk/County Auditor are also required by M.S. 340A.404 S. 3 to report any license cancellation.**

License Code ONSS License Period Ending 12/31/2009 ID# 5049  
City/County where license approved. Windom

Licensee Name Windom Country Club Inc.

Trade Name Windom Country Club

Licensed Location address 2825 Country Club Rd/PO Box 74

City, State, Zip Code Windom, MN 56101

Business Phone 507/831-3489

**LICENSE FEES:** Off Sale \$ 0.00 On Sale \$ 2000.00 Sunday \$ 200.00

By signing this renewal application, applicant certifies that there has been no change in ownership on the above named licensee. For changes in ownership, the licensee named above, or for new licensees, full applications should be used. See back of this application for further information needed to complete this renewal.

**Applicant's signature on this renewal confirms the following: Failure to report any of the following will result in fines.**

1. Licensee confirms it has no interest whatsoever, directly or indirectly in any other liquor establishments in Minnesota. If so, give details on back of this application.
2. Licensee confirms that it has never had a liquor license rejected by any city/township/county in the state of Minnesota. If ever rejected, please give details on the back of this renewal, then sign below.
3. Licensee confirms that for the past five years it has not had a liquor license revoked for any liquor law violation (state or local). If a revocation has occurred, please give details on the back of this renewal, then sign below.
4. Licensee confirms that during the past five years it or its employees have not been convicted of any criminal violations or imposed with any civil penalties. If so, please report on back of this application.
5. Licensee confirms that during the past license year, a summons has not been issued under the Liquor Liability Law (Dram Shop) MS 340A.802. If yes, attach a copy of the summons, then sign below.
6. Licensee confirms that Workers Compensation insurance is in effect for the full license period.

Licensee has attached a liquor liability insurance certificate that corresponds with the license period in city/county where license is issued. \$100,000 in cash or securities or \$100,000 surety bond may be submitted in lieu of liquor liability. (3.2% liquor licenses are exempt if sales are less than \$25,000 at on sale, or \$50,000 at off sale).

Licensee Signature Alvin Walters DOB 6.8.60 SS# 476.76.6600 Date 2/2/2010

(Signature certifies all above information to be correct and license has been approved by city/county.)

City Clerk/County Auditor Signature \_\_\_\_\_ Date \_\_\_\_\_

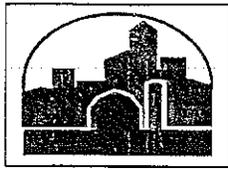
(Signature certifies that renewal of a liquor, wine or club license has been approved by the city/county as stated above.)

County Attorney Signature \_\_\_\_\_ Date \_\_\_\_\_

County Board issued licenses only (Signature certifies licensee is eligible for license).

Police/Sheriff Signature Jeffrey A. Shubert Date 2-8-10

(Signature certifies licensee or associates have not been cited during the past five years for any state/local liquor law violations (criminal/civil). Report violations on back, then sign here.)



City of Windom  
Windom, Minnesota

Application

For Authorization to Dispense Intoxicating Liquor

To the Windom City Council :

The undersigned hereby applies for authorization to dispense intoxicating liquor on City owned property during a City sponsored event in the City of Windom in accordance with the information given below, City of Windom Code Chapter 5 and Minnesota Statute 340A.404:

Location of Event Windom Community Center

Date of Event March 6 2010

Hours 4:00 - 12:00

Type of Event Deer Hunters

Eagles Club  
Name of Individual/Organization

Tony Gulley  
Licensee Officers Signature

R21 4th Ave  
Street Address

Windom MN 56101  
City State

507-831-3881  
Telephone Number

Application  Approved  Disapproved  
this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_

\_\_\_\_\_  
City Administrator

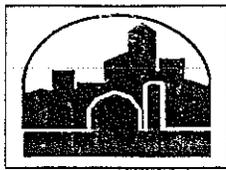
<b>License Fee - None \$0.00</b>	
<input checked="" type="checkbox"/>	Copy of On-sale license attached
<input checked="" type="checkbox"/>	Proof of insurance attached
<input checked="" type="checkbox"/>	City named as additional insured
<input checked="" type="checkbox"/>	Licensee has signed the Hold Harmless Agreement

**Hold Harmless and Indemnification Agreement**

IN CONSIDERATION OF authorization by the Windom City Council to dispense intoxicating liquor on City-owned property or during a City sponsored event, the undersigned licensee hereby agrees to hold harmless the City of Windom, its employees and its agents, from any and all claims for any damages whatsoever arising out of the licensee providing intoxicating liquor under said authorization on the 10<sup>th</sup> day of March, 2010. Further, the undersigned licensee agrees to indemnify the City of Windom for any such claims for damages whatsoever arising out of licensee's dispensing of said intoxicating liquor, including the reimbursement of the City of Windom's costs and disbursements, including reasonable attorneys' fees in defending any such action for claims and damages.

Tony Gulley  
Licensee Officers Signature

\_\_\_\_\_  
Date



City of Windom  
Windom, Minnesota

Application

For Authorization to Dispense Intoxicating Liquor

To the Windom City Council :

The undersigned hereby applies for authorization to dispense intoxicating liquor on City owned property during a City sponsored event in the City of Windom in accordance with the information given below, City of Windom Code Chapter 5 and Minnesota Statute 340A.404:

Location of Event Windom Community Center

Date of Event Apr: 17th 2010

Hours 4:00 - 12:00 Pm

Type of Event Fireman Bell

Eagles Club  
Name of Individual/Organization

Tony Shuler  
Licensee Officers Signature

821 4th Ave  
Street Address

Windom MN 56101  
City State

Telephone Number

Application  Approved  Disapproved  
this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_

\_\_\_\_\_  
City Administrator

<b>License Fee - None \$0.00</b>	
<input checked="" type="checkbox"/>	Copy of On-sale license attached
<input checked="" type="checkbox"/>	Proof of insurance attached
<input checked="" type="checkbox"/>	City named as additional insured
<input checked="" type="checkbox"/>	Licensee has signed the Hold Harmless Agreement

**Hold Harmless and Indemnification Agreement**

IN CONSIDERATION OF authorization by the Windom City Council to dispense intoxicating liquor on City-owned property or during a City sponsored event, the undersigned licensee hereby agrees to hold harmless the City of Windom, its employees and its agents, from any and all claims for any damages whatsoever arising out of the licensee providing intoxicating liquor under said authorization on the 17<sup>th</sup> day of April, 2010. Further, the undersigned licensee agrees to indemnify the City of Windom for any such claims for damages whatsoever arising out of licensee's dispensing of said intoxicating liquor, including the reimbursement of the City of Windom's costs and disbursements, including reasonable attorneys' fees in defending any such action for claims and damages.

Tony Shuler  
Licensee Officers Signature

\_\_\_\_\_  
Date



APPLICATION FOR MUNICIPAL LICENSES  
CITY OF WINDOM  
WINDOM, MN

STATE OF MINNESOTA  
COUNTY OF COTTONWOOD  
CITY OF WINDOM

TO: Windom Country Club  
2825 Country Club Dr  
PO Box 74  
Windom, MN 56101

This application is appropriate for item or items checked below, for the term of one year from January 1, 2010 to December 31, 2010.

- Cigarette License \$20.00
- Game of Skill \$50.00 for first game and \$15.00 for each additional game
- Theatre \$25.00

Total \$20.00

MN Tax ID # 8287739  
Federal Tax ID # 41-0673616

Dated this 22nd Day of October, 2009.

All applications must be received by November 25, 2009.

*Denise Winters, secretary*  
Signature of Applicant



IN THE MATTER OF THE JOINT  
RESOLUTION OF THE TOWN OF  
GREAT BEND AND THE CITY OF  
WINDOM DESIGNATING AN  
UNINCORPORATED AREA AS IN  
NEED OF ORDERLY ANNEXATION  
AND CONFERRING JURISDICTION  
OVER SAID AREA OF THE MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS/  
MUNICIPAL BOUNDARY ADJUSTMENTS  
AGENCY PURSUANT TO M.S 414.0325

JOINT RESOLUTION #2010-  
FOR ORDERLY ANNEXATION

INTRODUCED:

SECONDED:

Aye:

Nay:

Absent:

The Township of Great Bend and the City of Windom hereby jointly agree to the following:

1. That the following described area in Great Bend Township is subject to orderly annexation pursuant to Minnesota Statutes 414.0325, and the parties hereto designate this area for orderly annexation, to-wit:

**LAND DESCRIPTION:**

DESCRIPTION FOR ADDITION TO SOGGE GOOD SAMARITAN CAMPUS

PART OF THE SOUTH HALF OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 35, TOWNSHIP 105 NORTH, RANGE 36 WEST IN COTTONWOOD COUNTY, MINNESOTA, DESCRIBED AS FOLLOWS:

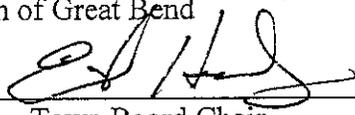
COMMENCING AT AN EXISTING IRON MONUMENT AT THE NORTHEAST CORNER OF SAID SECTION 35; THENCE SOUTH 00 DEGREES 14 MINUTES 06 SECONDS WEST, BEARING BASED ON COTTONWOOD COUNTY COORDINATE SYSTEM, ALONG THE EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 35, A DISTANCE OF 905.00 FEET, TO THE POINT OF BEGINNING; THENCE NORTH 89 DEGREES 50 MINUTES 27 SECONDS WEST, PARALLEL WITH THE NORTH LINE OF THE NORTHEAST QUARTER, A DISTANCE OF 655.50 FEET; THENCE SOUTH 00 DEGREES 22 MINUTES 06 SECONDS WEST, PARALLEL WITH THE WEST LINE OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 35, A DISTANCE OF 245.00 FEET, TO AN EXISTING IRON PIPE; THENCE NORTH 89 DEGREES 50 MINUTES 27 SECONDS WEST, PARALLEL WITH THE NORTH LINE OF THE NORTHEAST QUARTER OF SAID SECTION 35, A DISTANCE OF 655.00 FEET, TO A POINT ON THE WEST LINE OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 35; THENCE SOUTH 00 DEGREES 22 MINUTES 06 SECONDS WEST, ALONG THE WEST LINE OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER, A DISTANCE OF 167.53 FEET, TO THE SOUTHWEST CORNER OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER; THENCE SOUTH 89 DEGREES 51 MINUTES 12 SECONDS EAST, ALONG THE SOUTH LINE OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER, A DISTANCE OF 1311.46 FEET, TO THE SOUTHEAST CORNER OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER; THENCE NORTH 00 DEGREES 14 MINUTES 06 SECONDS EAST, ALONG THE EAST LINE OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 35, A DISTANCE OF 412.24 FEET, TO THE POINT OF BEGINNING.

THE TRACT CONTAINS 8.72 ACRES AND IS SUBJECT TO EXISTING ROAD EASEMENT AND OTHER EASEMENTS OF RECORD, IF ANY.

2. That the Town Board of the Township of Great Bend and the City Council of the City of Windom, upon passage and adoption of this resolution and upon the acceptance by the Minnesota Office of Administrative Hearings/Municipal Boundary Adjustments, confer jurisdiction upon the Minnesota Office of Administrative Hearings/Municipal Boundary Adjustments Agency over the various provisions contained in this Agreement.
3. That these certain properties, which abut the City of Windom, are presently urban or suburban in nature or are about to become so. Further, the City of Windom is capable of providing services to this area within a reasonable time, and the annexation is in the best interest of the area proposed for annexation. Therefore, these properties would be immediately annexed to the City of Windom.
4. Upon annexation, the City intends to zone the area as R-3.
5. The Town of Great Bend and the City of Windom agree that no alteration of the stated boundaries of this designated area is appropriate. Furthermore, each party agrees that no consideration by Minnesota Office of Administrative Hearings/Municipal Boundary Adjustments is necessary. Upon receipt of this resolution, passed and adopted by each party, the Minnesota Office of Administrative Hearings/Municipal Boundary Adjustments Agency may review and comment, but shall, within thirty (30) days, order the annexation in accordance with the terms of this joint resolution.

Approved by the Town of Great Bend this 3 day of Feb., 2010.

Town of Great Bend

By:   
Town Board Chair

By:   
Town Board Clerk

Approved by the City of Windom this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

City of Windom

By: \_\_\_\_\_  
Kirby G. Kruse, Mayor

ATTEST:

---

Steve Nasby, City Administrator



## City of Windom Staff Report

---

**To:** Mayor and Windom City Council  
**From:** Aaron Backman, EDA Executive Director  
**Date:** February 11, 2010  
**Council Meeting Date:** February 16, 2010  
**Item Title/Subject:** **2009 EDA ANNUAL REPORT**

Pursuant to Minnesota Statutes, the EDA is required to provide a report of its activities for each calendar year.

The EDA Board of Commissioners has approved the 2009 EDA Annual Report and has directed me to submit this report to the City Council.

Attached is the 2009 Annual Report of the Economic Development Authority of Windom for your review.

Should you have any questions, please do not hesitate to contact me. I will also be present at the February 16, 2010, City Council Meeting to answer any further questions you may have concerning the report.

Requested Action: Accept the EDA's 2009 Annual Report.

Respectfully submitted,

A handwritten signature in cursive script that reads "Aaron A. Backman".

---

Aaron A. Backman, EDA Executive Director

AAB:mah  
Attachments

# ECONOMIC DEVELOPMENT AUTHORITY OF WINDOM

## 2009 ANNUAL REPORT

TO: MAYOR AND CITY COUNCIL

FROM: AARON BACKMAN, EDA EXECUTIVE DIRECTOR

DATE: FEBRUARY 11, 2010

The year ending December 31, 2009, presented the Economic Development Authority with some interesting challenges. In 2009, the Windom EDA continued to actively promote economic growth and vitality in the Windom area through its support of the expansion of existing businesses and its efforts in marketing the area to business prospects.

The EDA officers were elected on January 12, 2009. The Members of the Authority during 2009 were:

President -	Trevor Slette	(At-Large Member)
Vice President -	Juhl Erickson	(At-Large Member)
Secretary/Treasurer -	Nestor Palm	(At-Large Member)
Commissioner -	Corey Maricle	(City Council Representative)
Commissioner -	Bob Messer	(City Council Representative)
WADC Liaison -	Sally Larson	(Non-Voting Liaison)
Mayor (Council Liaison) -	Kirby Kruse	(Non-Voting Liaison)

On February 9, 2009, the EDA Board approved the following Strategic Goals for 2009:

### **Strategic Goal 1: Recruit a manufacturing, distribution or other commercial business to locate in the North Windom Industrial Park.**

#### Action Steps:

1) During January begin discussions with representatives of RLK-Kuusisto, a Minnetonka-based company that provides Development Engineering assistance for municipalities. The EDA would seek assistance from RLK in planning for and funding infrastructure for the new industrial park. The goal would be to plan for an initial business to occupy a building of at least 20,000 sq. ft. on the southern end of the park.

2) The EDA will continue to respond to local businesses, inbound telephone calls, Internet inquiries, and referrals. The Authority will periodically review marketing efforts to assess the effectiveness of these activities.

3) The Authority will continue to follow-up on business leads generated by the Eau Claire consultant, 3D Strategies. The outbound direct marketing campaign was undertaken in the first quarter of 2008 and targeted prospects for the Spec Building and the industrial park.

4) The Authority will work closely with the Minnesota Department of Employment & Economic Development (DEED) regarding prospects they provide to the Windom EDA.

5) The EDA will work with other City Departments to complete the Sykora Addition sewer extension project. This project is scheduled to be included in the bidding specs for the 2009 Public Works/Street Project.

Actions Taken in 2009: On February 9, 2009, Vern Swing from RLK-Kuusisto and Jodi Ruehle from the Tinklenberg Group made a presentation to the EDA Board concerning services they could provide to assist with identifying and applying for federal grants. The possible funding sources included the federal stimulus bill and annual federal appropriations. These funds would be used for installation of infrastructure at the North Windom Industrial Park. In February 2009, the EDA entered into an agreement with The Tinklenberg Group which was ratified at the March 2009 Meeting. An application was submitted to Congressman Walz's Office. Information was also provided to other Congressional officials. Congressman Walz and members of his staff met with the EDA Board on April 8, 2009, as part of a bus tour of various Windom sites, including the North Windom Industrial Park. The EDA was

advised that Congressman Walz would be focusing on possible stimulus funding for expansion of broadband facilities in the area surrounding Windom.

In 2009, the EDA responded to all inquiries received and also interacted with prospects at conferences and trade shows. Additional contacts were made to leads generated by 3D Strategies marketing campaign. The EDA communicated with DEED representatives regarding possible leads and exchange of information.

The Sykora Addition sewer extension project was completed in 2009. The EDA contributed funds for the extension from the south side of Highway 71 under the highway. This extension was the first step toward future extension of the City's sewer system to the North Windom Industrial Park.

### **Strategic Goal 2: Explore with Toro a Phase II Expansion Project of the EDA's Spec Building in the Carl Schneider Industrial Park.**

The 2008 goal of the EDA was to sell or lease the 28,000 sq. ft. Spec Building at 1925 North Redding Avenue. On October 27, 2008, the EDA Board approved the lease of the entire building to The Toro Company. During November and December, the EDA undertook leasehold improvements. The building was occupied in the second half of December. Toro has expressed an interest in additional building space onsite in 2009.

#### **Action Steps:**

- 1) The Authority will explore the feasibility of a building addition on the north side of the EDA's Spec Building. It is anticipated that, at a minimum, the addition would be 15,000 sq. ft.
- 2) The EDA will work with Toro staff concerning the specifications for any building expansion. A competitive bid process with area contractors would be undertaken during the first half of 2009.
- 3) The Authority will consider various funding options for the building project including, but not limited to, the Minnesota Community Capital Fund, bank and other private financing.
- 4) The EDA will work with Toro to renegotiate lease terms and rates based upon the cost of the expansion.

Actions Taken in 2009: Staff from Toro expressed an interest in pursuing a 19,500 square foot addition to the EDA Spec Building. Following numerous communications with Toro representatives, the EDA secured estimates for preparation of plans and specifications for a building expansion project. On August 17, 2009, the EDA Board approved the retention of Langemeier Architects and Jeffrey Zabel, P.E. to prepare plans and specifications for a proposed 19,500 square foot addition to the EDA Spec Building. On September 28, 2009, the EDA Board approved the plans and specs and authorized the advertisement for bids. The bids were opened on October 19, 2009, and the EDA Board awarded the contract, including alternates, in the amount of \$710,700 to Gosewisch Construction of Mankato. The bid award was contingent upon the EDA securing acceptable financing within a period of sixty (60) days from the bid opening and also approval of the third-party lease by the EDA Board with notice to the General Contractor of said approvals. On December 14, 2009, the EDA Board approved the proposal for construction financing submitted by Bank Midwest. Negotiations had been ongoing with Toro representatives since the Summer of 2009. However, no lease had been finalized by December 18, 2009, and the EDA authorized the release of the bids submitted by the contractors and Bank Midwest's financing proposal. Toro representatives advised that they were continuing to review the space requirements for the Windom operations and this review should be completed by the Spring of 2010. In December, 2009, Toro entered into the second-year lease for the existing EDA Spec Building.

### **Strategic Goal 3: Sell the remaining Spec Home in the River Bluff Estates Subdivision.**

#### Action Steps:

- 1) Early in 2009 the EDA will review the status of the spec home at 427 Sixth Avenue in terms of pricing.
- 2) As the Authority did in 2008 with the sale of the house at 325 6<sup>th</sup> Avenue, the EDA will continue to respond to inquiries concerning the spec home and staff will continue to show the home to prospective buyers.
- 3) The EDA will increase publicity concerning the home, especially beginning February and March, as the Spring housing season approaches. This could include hosting another open house for the property.
- 4) Increase promotion of available financing assistance with local realtors and increase direct marketing by providing information to local employers.
- 5) Consider the possibility of basic improvements to the lower level of the home to enhance the home's sale potential.

Actions Taken in 2009: In 2009, the house was shown numerous times by both the EDA and local realtors. The EDA maintained contact with local realtors and continued to provide written and verbal information concerning available financing options. Pursuant to realtors' comments, one of the continuing challenges to the sale of this house is the unfinished lower level. The EDA continued to promote the home through numerous advertising opportunities. Additional options will be considered in 2010.

### **Strategic Goal 4: Implement marketing activities directed towards businesses in the region to create interest and heighten awareness of the community's opportunities and potential.**

#### Action Steps:

- 1) The EDA will continue to evaluate the effectiveness of signage pertaining to its buildings and land and the placement of advertising on billboards on regional highways.
- 2) The Authority will update its sign along Highway 60 that fronts the Windom Area Hospital, and will consider the placement of a new entrance sign for the community on the north side of town.
- 3) The EDA will review and update website information pertaining to properties in Windom and economic development programs for businesses. This would include related information on the city's website, the state's MNPRO website, and creation of a new "Windom Connects" website for the EDA. The proposed time frame for implementation of these website updates is 60 to 90 days. In addition, the EDA will feature the "Windom Connects" byline and logo in its promotional materials and advertising.
- 4) The Authority will continue to respond to local businesses, inbound telephone calls, Internet inquiries and referrals.

Actions Taken in 2009: The EDA re-evaluated the effectiveness of advertising billboards located along Highway 60 and Interstate 90. Based on the number of inquiries generated and the reduction in Local Government Aid (LGA), the EDA chose to forego renewing the options on these billboards. Also due to the reduction in LGA, plans for upgrading of the sign along Highway 60 and construction of a new entrance sign were delayed. Website information was reviewed and the State's MNPRO website was continually updated. The "Windom Connects" byline and logo were used in the EDA's business advertising. The Executive Director continued to contact local businesses and the EDA responded to numerous inquiries by telephone, correspondence, and e-mail.

### **Strategic Goal 5: Work with PM Windom to consider and evaluate the Landform Study's Wastewater Treatment Plant's options.**

PM Windom is pursuing new markets for its products, including the European Union. The Windom EDA is supportive of PM Windom's expansions that enhance their operations and increase productivity. An important need is to address wastewater issues that would arise from adding a shift

or increased service demand. During 2008 the EDA contracted with Landform, a company from Minneapolis that specializes in wastewater issues. Landform has been assessing both the City's and PM's wastewater systems. Early in 2009 Landform will provide a report to the EDA that outlines two options for upgrading the existing wastewater systems.

Action Steps:

1) Once the Landform study is completed, the EDA will provide copies to City staff and PM Windom representatives. The EDA Board will review the report.

2) In the first quarter of 2009 a joint meeting of City and PM staff will be held to discuss the report's findings and recommendations.

3) The feasibility of any wastewater project will be considered by the Windom Utility Commission. Based upon those discussions and other feedback, the EDA will pursue assistance from State agencies concerning the funding and implementation of wastewater improvements.

4) The EDA staff and other City staff will seek to work with PM Windom staff regarding system upgrades.

Actions Taken in 2009: In early 2009, Landform completed its study of the Windom wastewater treatment plant and wastewater treatment operations currently in place at PM Windom. Landform prepared its report which was presented to the EDA Board on April 9, 2009. The afternoon of April 9, 2009, the report was presented to representatives of PM Windom. PM Windom then submitted a response to Landform's Report. In May, Landform submitted a supplemental response to the engineers retained by PM Windom. Later in the Summer of 2009, the officials at PM Windom took initial remedial steps concerning the operation of the DAF unit and dredging of one of the lagoons. It is anticipated that PM Windom will be continuing to address this issue as the renewal period for MPCA permits approaches in 2010.

There are indications that some segments of the economy are beginning to experience the early signs of recovery. In early 2010, the EDA is already providing technical assistance to various new prospects and looks forward to a progressive 2010.

AAB:mh

**Southwest Minnesota Region  
Health Care Organization Mutual Aid Compact**

This Compact is made and entered into as of this \_\_\_ day of \_\_\_\_\_ by and between Health Care Organizations located in the sixteen county Southwest area of the State of Minnesota, as listed in Exhibit A.

**RECITALS**

**WHEREAS**, this compact is not a legally binding contract but rather this Compact signifies the belief and commitment of the undersigned Organizations, that in the event of a disaster, the medical needs of the community will be best met if the undersigned Organizations cooperate with each other and coordinate their response efforts accordingly.

**WHEREAS**, the undersigned Organizations desire to set forth the basic tenants of a cooperative and coordinated response plan in an event

**NOW THEREFORE**, in a consideration of the above recitals the undersigned Organizations agree as follows:

**ARTICLE I  
COMMUNICATION BETWEEN THE UNDERSIGNED  
ORGANIZATIONS DURING AN EVENT**

The undersigned will:

- Communicate and coordinate efforts to respond to a disaster via their Liaison Officers, Public Information Officers, (PIO) and Incident Commanders, (IC) primarily.
- Receive alert information regarding any disaster or special incident with notification by the Multi-Agency Center (MAC) or Regional Healthcare Preparedness Coordinator (RHPC)
- Communicate with each other's Emergency Operation Center (EOC) by phone, fax, email, etc and will maintain radio capability to communicate.
- Utilize a Joint Public Information Center (JPIC) during a disaster to allow their PIO to communicate with each other and release consistent communication to media educational/advisory messages. Each undersigned should designate a (PIO) who will be the liaison with the MAC. Depending on the event, this may be coordinated through the Minnesota Department of Health, Minnesota Division of Emergency Management, MAC or RHPC, etc.
- Participate in MNTrac applications as administrated and prescribed through MDH to assist in improving collaboration and response during tests, drills, and actual events

## **ARTICLE II ONGOING COMMUNICATION**

The undersigned will:

- Meet 9-12 times a year, under the auspices of the Southwest Region Emergency Preparedness Team, (SWEPT) to discuss continued emergency response issues and coordination of response efforts.
- Identify Primary Point of Contact (PPC) and back-up individuals for ongoing communication purposes. These individuals will be responsible for determining the distribution of information within their organization.
- The undersigned will have some communication with SWEPT contacts.

## **ARTICLE III FORCED EVACUATION OF AN UNDERSIGNED ORGANIZATION**

- If a disaster affects an undersigned Organization(s) forcing partial or complete evacuation, the other undersigned Organizations agree to participate in the distribution of patients from the affected Organization, even if this requires activating emergency response plans at any other receiving location.
- In the event of an anticipated evacuation, transportation arrangements will be made in accordance with the affected organization in a usual and customary practice. A Southwest Resource List may be used by the affected undersigned organization to help arrange transportation resources.

## **ARTICLE IV OFFSITE CARE AND CASUALTY COLLECTION LOCATION**

- An offsite care site and/or casualty collection location may be required in an event of a disaster overwhelms one or more Southwest area Organization's capacity and capabilities.
- The undersigned may be asked to contribute volunteer staff to an offsite care site or casualty collection location on an urgent basis, subject to availability through Emergency Systems for Advance Registration of Volunteer Health Professional (ESAR-VHP). Minnesota State Laws (Minn. Stat. 12.22) provides that individuals will not be held liable for acts or omissions committed while serving as emergency or disaster volunteers if:
  1. They were acting within the scope of their volunteer responsibilities;
  2. They were properly licensed, certified, or authorized by the appropriate authorities for the activity or practice by the State of Minnesota, and the activities or practice was undertaken within the scope of their volunteer responsibility
  3. The harm caused is not the result of willful or criminal misconduct, gross negligence, reckless misconduct or a conscious flagrant indifference to the rights or safety of the person harmed.

Workers Compensation Insurance will be provided by MDH to cover the MRC (Minnesota Responds Corps) volunteers through the Risk Management Division of the Department of Administration.

- If available, each undersigned will provide volunteer personnel consisting of specific medical and supportive personnel within 24 hours to staff the offsite care facility or casualty collection area. Health Care Teams and other supportive staff may include physicians, mid-level providers, registered and licensed practical nursing staff, emergency medical technicians and paramedics, medical assistants, laboratory and radiology technologists, business office, registration, and medical records personnel to name a few. These volunteer support personnel will function as a unit at the offsite care site or casualty collection location.
- Each undersigned will contribute personnel, if available, as requested by the coordinating incident manager of the emergency and/or disaster through the (MAC) or (RHPC) or County Emergency Manager.

#### **ARTICLE V**

#### **STAFF, MEDICAL SUPPLIES, AND PHARMACEUTICAL SUPPLIES IN AN EVENT**

- In the event of a disaster, when patient care staff are in surplus at one of the undersigned Organizations and lacking at another, all undersigned Organizations with a surplus may share staff to help ensure that hospital beds in the lacking Organization(s) are adequately staffed during the emergency/disaster.
- In the event that needed supplies are in surplus at one of the undersigned Organizations and lacking at another, all undersigned Organizations with the surplus may share supplies to help ensure that patients in the lacking Organization(s) receive necessary treatment during an emergency/disaster.
- Costs for all materials and supplies provided to an Organization by another, shall be the responsibility of the recipient Organization at a rate equal to replacement cost for such material or supply, supported by proper documentation.
- The above staff and supply sharing will occur in cooperation between the incident commanders at the involved undersigned Organizations.

#### **ARTICLE VI**

#### **MISCELLANEOUS PROVISIONS**

- This Compact together with the attached exhibits constitutes the entire Compact between the undersigned Organizations.
- Equipment which is placed at each Organization are assets that belong to SWEPT and may be requested by the RHPC during an incident
- Amendments to this Compact must be in writing and signed by the participating Organizations.
- An undersigned Organizations may at anytime terminate its participation in the Compact by providing sixty-day (60) written notice to the SW RHPC.

## EXHIBIT A

The region includes the following counties: Big Stone, Swift, Kandiyohi, Lac Qui Parle, Chippewa, Yellow Medicine, Renville, Lincoln, Lyon, Redwood, Pipestone, Murray, Cottonwood, Rock, Nobles, and Jackson.

## **EXHIBIT B DEFINITION OF TERMS**

**Disaster:** situation in which an incident's resource requirements exceed available resources

**EOC:** The physical location at which the coordination of information and resources to support an incident.

**HEALTHCARE FACILITY:** The definition of an Organization in this compact includes, but not limited to- hospital, clinic, individual physician practice, emergency medical service, mental health facility, and long term care facility.

**JPIC:** joint public information center delivers consistent information to the public

**MAC:** Multi-Agency Center- The combination of personnel, facilities, equipment, procedures, and communication integrates into a common system

**MRC:** Medical Reserve Corps- a health volunteer registry within a database to assist in a public health response

**MNTrac:** Minnesota system for Tracking Resources, Alerts, and Communication is a database driven, password protected web application. It has been designed to track bed capacity, pharmaceuticals, and resources

**OFFSITE CARE SITE:** An established area to provide ongoing patient care in a non-hospital environment, primarily to serve as austere care overflow bed space during an epidemic or other prolonged emergency situation with mass casualties.

**Organization:** in this compact includes, but not limited to- hospital, clinic, individual physician practice, emergency medical service, mental health facility, and long term care facilities.

**RHPC:** Regional Healthcare Preparedness Coordinator –organize regional preparedness activities and serve as an information clearinghouse.

**SWEPT:** Southwest Emergency Preparedness Team

**Southwest Minnesota Region  
Health Care Organization Mutual Aid Compact  
Signature Page**

As a representative of the \_\_\_\_\_ Ambulance Service, I  
acknowledge the contents of the Regional Compact and agree to its contents.

---

**Signature, Role**

---

**Ambulance Service**

---

**Date**

# MUTUAL NON-DISCLOSURE AGREEMENT



**THIS AGREEMENT**, made effective as of the 1<sup>st</sup> day of February, 2010, by and between **Adara Technologies Inc.**, with business office at 123 Yorkview Drive, Toronto, ON M2R 1J9 AND **City of Windom** having a place of business at 443 10<sup>th</sup> Street, Windom, MN 56101.

The parties have a mutual interest in collaboration of a strategic, technical and/or sales and marketing nature relating to the design and deployment of networks and launch of video services in the broadband cable, IPTV and/or telecommunications market (hereinafter "PURPOSE"). It is expected that the parties may disclose proprietary or confidential information to each other. In order to facilitate the PURPOSE and induce the parties to disclose and accept such information, the parties agree as follows:

- 1) "Confidential Information" means all data and information (i) in written, machine readable or other tangible form marked as Confidential, Proprietary or words of similar meaning, or (ii) obtained by the Receiving Party through observation or examination of the foregoing data, information or material, or (iii) disclosed orally or visually, which is indicated as Confidential or Proprietary when communicated to the Receiving Party and reduced to and identified as confidential in writing within twenty (20) days of such oral disclosure. Each party acknowledges and agrees that the Confidential Information has been and is being developed by the disclosing party through the expenditure of substantial time, effort and money and is a valuable proprietary asset of the disclosing party. Each party represents and warrants that it has the legal right to disclose to the receiving party any and all information related to the PURPOSE and any additional disclosure of data pursuant to this Agreement or any written extensions thereof.
- 2) The receiving party will treat and safeguard Confidential Information of the other party with the same standard of care (but at least a reasonable standard of care) that the receiving party employs for its own Confidential Information and shall not, without the prior written approval of the disclosing party, (a) disclose any Confidential Information to a third party, (b) use Confidential Information in any way for the benefit of any third parties, and/or (c) use Confidential Information in any way other than for PURPOSE. The receiving party will limit access to Confidential Information to only those employees who have a need to know of such Confidential Information in order to accomplish the above specified PURPOSE and who are aware of and have agreed to abide by the relevant provisions of this Agreement.
- 3) However, Confidential Information does not include, and no obligation is imposed on, information which:
  - i. Is already in or subsequently enters the public domain through no fault of the receiving party;
  - ii. Is supplied by the disclosing party to another party without a duty of confidentiality to the disclosing party;
  - iii. Is known to the receiving party or is in its possession (as shown by tangible evidence) prior to receipt from the disclosing party;
  - iv. Is developed independently by the receiving party (as shown by tangible evidence) by persons who have not had, either directly or indirectly, access to or knowledge of Confidential Information of the disclosing party;
  - v. Is lawfully received by the receiving party from another party without a duty of confidentiality to the disclosing party; or
  - vi. Is disclosed pursuant to the order or requirements of a governmental administrative agency or other governmental body provided that such disclosure is pursuant to a protective order and the disclosing party has been notified of such a disclosure request in advance.
- 4) All Confidential Information, unless otherwise specified in writing, shall remain the property of the disclosing party, and shall be promptly returned to the disclosing party at its request or destroyed after the receiving party's need for it has expired, and in any event, upon termination of this Agreement.
- 5) This Agreement shall last until and cover information received by a receiving party until one year from commencement date. Nonetheless, all duties of confidentiality and non-use shall extend until three years from date of termination.
- 6) Nothing in this Agreement shall be construed as granting either party any license, or obligating either party to take any license, under any invention, trade secret, patent, copyright, trademark, mask work or other intellectual property right of the other party. The receiving party may not reverse-engineer, decompile, or disassemble any product or software disclosed to the receiving party hereunder. The terms of this Agreement shall not be construed to limit in any way receiving party's right to independently develop products without use of the Confidential Information.
- 7) Nothing in this Agreement or anything done in connection herewith shall be construed as obligating either party to purchase any technology, products, parts, or services from the other party.
- 8) For the purposes of all communications and transmittals of Confidential Information under this Agreement, the respective authorized representative of the parties, subject to change upon written notice, are:

<b><u>Adara Technologies Inc.</u></b>	<b><u>City of Windom</u></b>
Attn: Joseph D. Nucara 123 Yorkview Drive Toronto, ON M2R 1J9	Attn: Dan Olsen 443 10 <sup>th</sup> Street Windom, MN 56101
T: +1 905-330-0208	T: +1 507-832-8007
E: <a href="mailto:joseph.nucara@adara-tech.com">joseph.nucara@adara-tech.com</a>	E: <a href="mailto:dano@windomnet.com">dano@windomnet.com</a>
- 9) The parties may not assign this Agreement without prior written permission of the other party, provided that Adara Technologies Inc. may assign its rights to any affiliate of Adara Technologies Inc..
- 10) This Agreement shall be construed and governed in accordance with the laws of the Province of Ontario and the parties further attorn to the jurisdiction of the courts in that Province. The parties confirm that they have requested that the Agreement and all documents related thereto be drawn up in the English language. Les parties confirment avoir exigé que ce contrat et tous les documents s'y rapportant soient rédigés en anglais seulement.

11) If any provision of this Agreement is declared void or unenforceable, such provision will be severed from this Agreement, and the balance of the Agreement will remain in full force and effect.

12) There are no understandings, agreements or representations, express or implied, not specified herein. This Agreement may not be amended except by mutual agreement in writing.

13) In no event shall either party be liable to the other for any indirect, special, incidental or consequential damages, whether arising in tort (including negligence), contract or otherwise, that stem from any use of any Confidential Information, even if the receiving party has advised the disclosing party of the possibility of such damages. Neither party will be liable to the other for any such damages for its performance or failure to perform under this Agreement.

14) Although the Confidential Information contains information which both Parties believe to be relevant for evaluation of the Purpose, each Party acknowledges that the disclosing party makes no express or implied representation or warranty as to the accuracy or completeness of the Confidential Information disclosed, except as may be otherwise agreed in writing between the parties. The disclosing party shall have no liability to the receiving party or any other person, relating to or arising from the use of the Confidential Information, or for any errors therein or omissions therefrom, and each Party assumes full responsibility for all conclusions such Party derives from the Confidential Information, except as may be otherwise agreed in writing between the Parties. Nothing in this Agreement shall be construed as obligating a Party to provide, or to continue to provide, any information to any person.

15) The receiving party shall be fully responsible for any breach of this Agreement by its employees, agents or any third parties.

16) Any breach of this Agreement by receiving party could cause the disclosing party immediate and irreparable injury for which monetary damages would be inadequate and impossible to ascertain. Accordingly, upon breach or threatened breach of this Agreement, the disclosing party shall have the right to seek temporary relief in addition to monetary damages. The receiving party agrees that no serious harm will result to receiving party from such equitable relief, and therefore, receiving party waives any bond which might be required.

17) Should it become necessary for the disclosing party to institute legal proceeding as a result of the breach of this Agreement by receiving party, the disclosing party, to the extent successful, shall be entitled to have and recover from receiving party the cost of such legal proceeding including reasonable attorney's fees and expenses in addition to any and all relief otherwise available, either at law or in equity.

18) Nothing in this Agreement or anything done in connection herewith shall be construed as obligating either party to purchase any technology, products, parts, or services from the other party.

19) Each party understands that the other party may currently or in the future be developing information internally, or receiving information from third parties that may be similar to the Confidential Information. Accordingly, nothing in this Agreement will be construed as a representation or inference that either party will not develop products, or have products developed for it, or enter into joint ventures, alliances, or licensing arrangements that, without violation of this Agreement, compete with the products or systems embodying the Confidential Information.

*IN WITNESS WHEREOF*, the parties have executed this Agreement in duplicate originals or via electronic and/or facsimile transmission effective as of the date first above written.

**Adara Technologies Inc.**

Adara Technologies Inc.  
123 Yorkview Drive  
Toronto, ON M2R1J9

T: +1 315-374-5111  
E: [joseph.nucara@adara-tech.com](mailto:joseph.nucara@adara-tech.com)

By: 

Name: Joseph D. Nucara  
Title: CEO & Co-founder

**City of Windom**

City of Windom  
443 10th Street  
Windom, MN 56101

T: +1 507-832-8007  
E: [dano@windomnet.com](mailto:dano@windomnet.com)

By: \_\_\_\_\_

Name: Dan Olsen  
Title: Operations Manager

**ORDINANCE NO. 134, 2<sup>ND</sup> SERIES**

**AN ORDINANCE OF THE CITY OF WINDOM, MINNESOTA  
AMENDING CITY CODE CHAPTER 9,  
ENTITLED "PARKING REGULATIONS"**

**THE CITY COUNCIL OF THE CITY OF WINDOM, MINNESOTA, DOES  
ORDAIN:**

**SECTION 9.30 EMERGENCY IS HEREBY AMENDED TO READ:**

Section 9.30 **Snow** Emergency.

Subd. 1. Definitions.

A. **Snow** Emergency – for purposes of this Section, the term “**snow** emergency” means a condition created on City streets because of the presence of snow, freezing rain, sleet, ice or snow drifts thereon, or other natural phenomenon which create or are likely to create hazardous road conditions or impede or likely to impede the free movement of fire, health, police, emergency or other vehicular traffic when the same have been duly declared by the **Mayor, City Administrator** or Chief of Police.

B. **Snow Emergency Routes** – The City Council may from time to time designate by resolution certain snow emergency routes upon which no parking shall be permitted during a snow emergency as set forth elsewhere herein. Upon designation of snow emergency routes by the Council, a public notice shall be published in the official newspaper identifying such routes. Such notice shall be posted in City Hall, 444 9<sup>th</sup> Street, Windom, Minnesota.

C. **Street** – includes all streets, avenues, alleys or other public ways in the City of Windom.

D. **Vehicle** – includes all motor vehicles, trailers of all kinds, and contrivances of any kind being moved on wheels.

E. **Business District** – The streets in the business district of the City of Windom, as used in this section, are hereby defined as follows:

- 10<sup>th</sup> Street from 5<sup>th</sup> Avenue east to 1<sup>st</sup> Avenue;
- 9<sup>th</sup> Street from 5<sup>th</sup> Avenue east to 1<sup>st</sup> Avenue;
- 4<sup>th</sup> Avenue from 8<sup>th</sup> Street north to 11<sup>th</sup> Street;
- 3<sup>rd</sup> Avenue from 8<sup>th</sup> Street north to 11<sup>th</sup> Street

Subd. 2. Rules and Regulations.

Rules and regulations relating to snow removal shall be in accordance with the uniform policy promulgated by the City. Such regulations shall be posted in the office of the City Administrator, and further notice may otherwise be given as the Council may direct.

Subd. 3. Unlawful Acts.

- A. During a **snow** emergency, it is unlawful to park or leave standing any vehicle upon a snow emergency route designated and duly sign-posted as such.
- B. During a **snow** emergency, it is unlawful to park or leave standing any vehicle upon a street on which parking has been restricted by the declaration of a **snow** emergency.

**Subd. 4. Parking Vehicles to Facilitate Snow Removal**

- A. Other than parking in business district, in the event that a “snow emergency” has been issued, the parking of vehicles on the streets in the City on odd-numbered dates shall be allowed only on sides of the streets which have buildings or tax parcels with addresses ending in an odd number and on those dates parking shall be prohibited on the sides of the streets which have buildings or tax parcels with addresses ending in an even number. During the same time period, the parking of vehicles on the streets in the City on even-numbered dates shall be allowed only on the sides of the streets which have buildings or tax parcels with addresses ending in an even number and on those dates parking shall be prohibited on the sides of the streets which have buildings or tax parcels ending in an odd number.**
- B. Parking in Business District During Snow Removal Period – On streets in the business district, as herein defined, no person shall park any vehicle during a snow emergency, as herein defined, on the side of the streets where signs have been posted by authorized City agents under authority from the City Council designating “No Parking During Snow Emergency” by reason of snow removal operations, which no parking rule shall begin at 2:00 a.m., as herein provided, and shall terminate on that part of the street after 6:00 a.m.**
- C. This section shall not apply if City signs direct that parking should occur in a different way on any street.**
- D. No vehicle shall be parked upon any street, alley, publicly-owned parking facility or right-of-way outside of the designated parking lanes so as to**

**block the removal of snow from any such street, alley, publicly-owned parking facility or right-of-way.**

**E. Violation of this section shall be a petty misdemeanor and shall be grounds for any police officer to remove the vehicle as authorized by Section 9.23.**

**EFFECTIVE DATE OF ORDINANCE.** This ordinance becomes effective from and after its passage and publication.

Adopted by the City Council of the City of Windom, Minnesota, this 16<sup>th</sup> day of February, 2010.

---

Kirby Kruse, Mayor

ATTEST:

---

Steve Nasby, City Administrator

1<sup>st</sup> Reading: February 2, 2010  
2<sup>nd</sup> Reading: February 16, 2010  
Adoption: February 16, 2010  
Published: February 24, 2010

# WINDOM FIRE DEPARTMENT

444 9th St  
WINDOM MN, 56101

## 2010 OFFICER / TRUCK CAPTAIN LISTING

<u>OFFICERS</u>		<u>HOME</u>	<u>WORK</u>	<u>CELL</u>	
55	CHIEF	Dan Fossing	831-1401	831-1401	822-1098
54	1st ASST.	Dan Ortmann	831-1364	831-3050	822-4249
53	2nd ASST.	Mark Marcy	831-2594	832-8255	822-0885
52	3rd ASST.	Roger Winker	831-3857	831-8034	822-1605
 <u>TRUCK CAPTAINS</u>					
	UNIT 20	Mark Stevens	831-2165	831-8034	822-2593
	UNIT 21	Kjell Turner	831-0136	831-4938	822-1385
	UNIT 22	Daric Zimmerman	830-0335	831-4450	830-0335
	UNIT 23	Preston Rossow	831-1670	831-6151	822-1456
	UNIT 24	Ben Derickson	831-5317		920-9003
	UNIT 25	Lonny Vollan	831-5381	831-3131	
	UNIT 26	Tom Voth	831-4911	831-6137	822-1002
 <u>BOAT RESCUE</u>					
	Capt.	Brady Lyons	822-2382	831-3333	
 <u>SIX WHEELER</u>					
	Capt.	Brady Lyons	822-2382	831-3333	
 <u>S.C.B.A.</u>					
	Lead	Jordan Bussa	831-5542		612-790-0955
	Co-Lead	Daric Zimmerman	830-0335	831-4450	830-0335
		Tom Voth	831-4911	831-6137	822-1002
		Ben Derickson	831-5317		920-9003
		Jeremy Lund	831-0095	831-2703	605-254-8811
		Brady Lyons	822-2382	831-3333	
 <u>HazMat/Light Trailers</u>					
	Capt.	Jordan Bussa	831-5542	831-1375	612-790-0955



# Memo

**To:** Mayor and Council Members  
**From:** Denise Nichols  
**CC:** Steve Nasby  
**Date:** 2/12/2010  
**Re:** Annual City-Wide Spring Cleanup

---

As in prior years, I contacted Ron Gregg, Cottonwood County Engineer, to make a formal request to the County Commissioners for a reduction of the County tipping fees for the annual City-Wide Cleanup. The County Commissioners received the request and approved reducing the fees by 50% for the event. The County will bill the tipping fees directly to the City.

The two waste service providers (Waste Management and Hometown Sanitation) were each contacted to provide a quote for the cost of services for the spring cleanup. Instructions given to the service providers were to submit a quote at a per ton rate and to supply available dates for conducting the event. Attached you will find the proposals that were received.

Waste Management provided an hourly rate instead of a per ton rate. They were contacted twice and given another opportunity to provide a proposal based on a per ton rate. However, a revised quote was never submitted.

Eagle Recycling has been contacted and will provide recycling services during the event. They prefer May 1<sup>st</sup> & 8<sup>th</sup> but could be available for the 15<sup>th</sup>. Cost for each appliance will be \$10.00, 27" or smaller tv's \$25.00, 27" or console tv's \$35.00, computer monitors \$25.00.

**Requested Action:** Select a waste service provider and dates to conduct the annual City-Wide Cleanup event.

# CITY OF WINDOM CITY WIDE CLEAN-UP

	1997	1998	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009
Citizen/KDOM	\$198.00	\$376.20	\$465.60	\$330.00	\$278.10	\$340.20	\$0.00	\$403.20	\$491.40	\$540.00	\$1,992.60	\$2,581.00	\$2,380.05
Curry Sanitation/Waste Management	\$1,867.50	\$2,585.00	\$3,860.00	\$4,632.50	\$4,815.00	\$4,637.50	\$0.00	\$4,020.00	\$5,130.00	\$1,417.29	\$8,109.64	\$12,097.00	\$12,662.85
Cottonwood County Landfill	\$3,983.10	\$4,461.51	\$7,088.64	\$6,216.79	\$6,782.00	\$6,256.85	\$0.00	\$5,504.51	\$2,985.31	\$2,576.56	\$3,785.70	\$4,667.00	\$5,008.44
<b>Total Cost</b>	\$6,048.60	\$7,422.71	\$11,414.24	\$11,179.29	\$11,875.10	\$11,234.55	\$0.00	\$9,927.71	\$8,606.71	\$4,533.85	\$13,887.94	\$19,345.00	\$20,051.34
Tons	74.8	89.2	102.63	113.29	123.59	114.02	0	100.31	87.38	95.31	90.76	110.08	118.23
Landfill Cost per Ton	\$53.25	\$50.00	\$69.07	\$50.00	\$50.00	\$50.00	\$0.00	\$50.00	\$34.17	\$27.04	\$41.71	\$42.40	\$42.36
<b>Total Cost per Ton</b>	\$80.86	\$83.19	\$111.22	\$98.68	\$96.08	\$98.54	\$0.00	\$98.97	\$98.50	\$47.57	\$153.02	\$175.74	\$169.60
Cost per Household	\$3.11	\$3.80	\$5.81	\$5.65	\$5.96	\$5.83	\$0.00	\$5.11	\$4.42	\$2.33	\$7.09	\$9.87	\$10.23
Number of Households	1943	1955	1966	1978	1994	1929	1935	1944	1948	1953	1958	1959	1961



112 7<sup>th</sup> Street South, St. James, MN 56081

January 29, 2010

Denise Nichols  
City of Windom  
PO Box 38  
Windom, MN 56101

Dear Ms. Nichols:

Thank you for the opportunity to provide a proposal for the City of Windom's spring cleanup. We have included our proposal based on the landfill billing the City direct for disposal, and Eagle Appliance handling the "white" goods.

<b>Truck and Driver</b>	<b>\$90/hour + tax and 10% flat fuel surcharge</b>
<b>Helper</b>	<b>\$20/hour</b>

We plan to hold the cleanup either the 1<sup>st</sup> and 2<sup>nd</sup> Saturday in May OR the 2<sup>nd</sup> and 3<sup>rd</sup> Saturday in May – as discussed.

We are anxious to further discuss our proposals with at your convenience and remain confident that we can look forward to a long lasting relationship with the City of Windom.

Sincerely,

Matt Maes  
Municipal Marketing Manager  
507-380-2300

# **HOMETOWN**

**SANITATION SERVICES LLC**

January 29, 2010

City of Windom  
Steve Nasby, City Administrator  
Windom City Hall  
444 9<sup>th</sup> Street  
Windom, MN 56101

Dear Steve:

We are pleased to submit an offer to the City of Windom to provide services for the City-Wide Cleanup on May 8<sup>th</sup> and 15<sup>th</sup>.

At the outset, we would like to thank you and the Council. The City of Windom was instrumental in helping us get a new Windom business off the ground, and the City is still our most valuable foundation customer as we work on growing a Windom-based business. The City-Wide Cleanup has a big role in our growth plans, both in terms of employees and equipment.

We also hope that over the last several months, we have been able to show you the dedication we have to supporting this community, and to providing quality service.

The bid we have for the City-Wide Cleanup is very similar to the offer that we made on August 17, 2009. Our bid is \$99.87 per ton.

We hope this bid is acceptable to you and we look forward to continuing to do business with the City. Thank you again for your past support and for this opportunity.

Sincerely,

Tom White & Mike Johnson  
Hometown Sanitation Services, LLC  
Windom, MN 56101  
507-832-8946

CITY OF WINDOM  
FM Entry - Invoice Payment - Department Report

Department	Vendor Name	Description	Amount
CITY OFFICE	ELECTRIC FUND	UTILITY BILLING	168.23
CITY OFFICE	STEVE NASBY	EXPENSE	155.89
	Total for Department 103		324.12*
P & Z / BUILDING OFF	ELECTRIC FUND	UTILITY BILLING	56.64
P & Z / BUILDING OFF	VET'S WHOA N'GO	GAS	133.71
	Total for Department 106		190.35*
CITY HALL	ELECTRIC FUND	UTILITY BILLING	613.02
CITY HALL	JAY KUEHL	SNOW REMOVAL	15.00
	Total for Department 115		628.02*
POLICE	ELECTRIC FUND	UTILITY BILLING	67.80
POLICE	KENT F. KELLY	EXPENSE	234.78
POLICE	MII LIFE	VEBA GRANT-C HILLESHEIM	275.00
POLICE	VOYAGER FLEET SERVIC	GAS	150.73
	Total for Department 120		728.31*
FIRE DEPARTMENT	AMOCO OIL COMPANY	GAS	59.91
FIRE DEPARTMENT	ELECTRIC FUND	UTILITY BILLING	26.21
FIRE DEPARTMENT	QUEST	TELEPHONE	58.86
FIRE DEPARTMENT	SMOKE EATERS	SUBSCRIPTION	196.00
FIRE DEPARTMENT	VET'S WHOA N'GO	GAS	63.25
	Total for Department 125		404.23*
EMERGENCY MANAGEMENT	ELECTRIC FUND	MAINTENANCE	11.51
	Total for Department 130		11.51*
STREET	AMOCO OIL COMPANY	GAS	570.64
STREET	ELECTRIC FUND	UTILITY BILLING	4,709.91
STREET	ERICKSON OIL CO	GAS	616.61
STREET	QUEST	TELEPHONE	58.86
STREET	SCOTT'S SNOW REMOVAL	SNOW REMOVAL	375.00
STREET	VET'S WHOA N'GO	GAS	1,026.32
STREET	VOYAGER FLEET SERVIC	GAS	129.65
	Total for Department 140		7,486.99*
PARKS	ELECTRIC FUND	UTILITY BILLING	17.27
PARKS	ERICKSON OIL CO	GAS	45.33
	Total for Department 165		62.60*
	Total for Fund 01		9,836.13*
LIBRARY	ELECTRIC FUND	UTILITY BILLING	351.39
LIBRARY	JAY KUEHL	SNOW REMOVAL	15.00
	Total for Department 171		366.39*
	Total for Fund 03		366.39*
2009 STREET IMP PROJ	EHLERS & ASSOC., INC	CONTINUING DISCLOSURE RE	439.29
	Total for Department 158		439.29*

CITY OF WINDOM  
 FM Entry - Invoice Payment - Department Report

Department	Vendor Name	Description	Amount
Total for Fund 09			439.29*
AMBULANCE	ELECTRIC FUND	UTILITY BILLING	23.26
AMBULANCE	QUEST	TELEPHONE	58.86
AMBULANCE	ALLAN REMPEL	EXPENSE	48.34
AMBULANCE	VET'S WHOA N'GO	GAS	1,244.33
Total for Department 176			1,374.79*
Total for Fund 13			1,374.79*
MULTI-PURPOSE BUILDI	ELECTRIC FUND	UTILITY BILLING	1,168.54
MULTI-PURPOSE BUILDI	RIVER BEND LIQUOR	MERCHANDISE	78.13
Total for Department 177			1,246.67*
Total for Fund 14			1,246.67*
SCDP	SW MN HOUSING PARTNE	GRANT DRAW #2	5,167.00
Total for Department 163			5,167.00*
Total for Fund 17			5,167.00*
BDA LINDAMAN REV LOA	EHLERS & ASSOC., INC	CONTINUING DISCLOSURE RE	146.42
Total for Department 178			146.42*
Total for Fund 31			146.42*
LIQUOR	ELECTRIC FUND	MAINTENANCE	41.07
LIQUOR	ELECTRIC FUND	UTILITY BILLING	929.33
Total for Department 180			970.40*
Total for Fund 60			970.40*
WATER	ELECTRIC FUND	UTILITY BILLING	4,225.09
WATER	H P SUDS CLUB, LLC.	BILLING CONTRACT SERVICE	181.71
WATER	MIDWEST WIRELESS	TELEPHONE	48.02
WATER	QUEST	TELEPHONE	58.86
WATER	VOYAGER FLEET SERVIC	GAS	244.40
Total for Department 181			4,758.08*
Total for Fund 61			4,758.08*
ELECTRIC	AMOCO OIL COMPANY	GAS	294.34
ELECTRIC	ELECTRIC FUND	UTILITY BILLING	264.43
ELECTRIC	ERICKSON OIL CO	GAS	25.91
ELECTRIC	H P SUDS CLUB, LLC.	BILLING CONTRACT SERVICE	181.76
ELECTRIC	CHERYL LILLEGAARD	FUEL	75.13
ELECTRIC	CHERYL LILLEGAARD	MILEAGE	257.00
ELECTRIC	QUEST	TELEPHONE	58.86
ELECTRIC	VET'S WHOA N'GO	GAS	125.43
ELECTRIC	VOYAGER FLEET SERVIC	GAS	188.71

CITY OF WINDOM  
 FM Entry - Invoice Payment - Department Report

Department	Vendor Name	Description	Amount
ELECTRIC	BANK MIDWEST	NSF CHECK	340.55
ELECTRIC	DIANE BURMEISTER	ENERGY REBATE	100.00
ELECTRIC	LINDSEY CARTWRIGHT	ENERGY REBATE	100.00
ELECTRIC	BETTY FREDIN	ENERGY REBATE	100.00
ELECTRIC	CAROLYN JANSSEN	ENERGY REBATE	100.00
ELECTRIC	MEGAN KNIPPS	ENERGY REBATE	400.00
ELECTRIC	MIKE LETCHER	ENERGY REBATE	100.00
ELECTRIC	RALPH SWEIGARD	ENERGY REBATE	100.00
ELECTRIC	BILL VOSS	ENERGY REBATE	100.00
	Total for Department 182		2,912.12*
	Total for Fund 62		2,912.12*
SEWER	AMOCO OIL COMPANY	GAS	256.87
SEWER	ELECTRIC FUND	UTILITY BILLING	15,684.61
SEWER	H P SUDS CLUB, LLC.	BILLING CONTRACT SERVICE	181.71
SEWER	MIDWEST WIRELESS	TELEPHONE	48.01
SEWER	QUEST	TELEPHONE	257.18
	Total for Department 183		16,428.38*
	Total for Fund 63		16,428.38*
ARENA	AMOCO OIL COMPANY	GAS	95.32
ARENA	ELECTRIC FUND	UTILITY BILLING	6,683.77
ARENA	VET'S WHOA N'GO	GAS	87.79
	Total for Department 184		6,866.88*
	Total for Fund 64		6,866.88*
ECONOMIC DEVELOPMENT	ELECTRIC FUND	UTILITY BILLING	138.85
	Total for Department 187		138.85*
	Total for Fund 67		138.85*
RIVERBLUFF ESTATES	MARK MARCY	SNOW REMOVAL	120.00
RIVERBLUFF ESTATES	UNITED PRAIRIE BANK	LOAN PAYMENT	641.47
	Total for Department 166		761.47*
	Total for Fund 68		761.47*
TELECOMMUNICATIONS	AT & T	USAGE CHARGES	121.38
TELECOMMUNICATIONS	CNN - TURNER NETWORK	SUBSCRIBER	805.10
TELECOMMUNICATIONS	E-911	MONTHLY 911 SERVICE	43.95
TELECOMMUNICATIONS	EHLERS & ASSOC., INC	CONTINUING DISCLOSURE RE	439.29
TELECOMMUNICATIONS	ELECTRIC FUND	UTILITY BILLING	1,568.52
TELECOMMUNICATIONS	H P SUDS CLUB, LLC.	BILLING CONTRACT SERVICE	545.13
TELECOMMUNICATIONS	KARE	SUBSCRIBER	478.10
TELECOMMUNICATIONS	LIFETIME	SUBSCRIBER	679.46
TELECOMMUNICATIONS	LIFETIME MOVIE NETWO	SUBSCRIBER	30.00
TELECOMMUNICATIONS	MIDWEST DATA, INC	SPECIAL SERVICES	75.00

CITY OF WINDOM  
 FM Entry - Invoice Payment - Department Report

Department	Vendor Name	Description	Amount
TELECOMMUNICATIONS	QWEST COMMUNICATIONS	DIRECTORY LISTING	201.01
TELECOMMUNICATIONS	ONVOY, INC	DEDICATED FACILITIES	1,349.82
TELECOMMUNICATIONS	ONVOY, INC	SS7 SERVICE	2,050.16
TELECOMMUNICATIONS	TBS - TURNER NETWORK	SUBSCRIBER	730.74
TELECOMMUNICATIONS	TCM - TURNER NETWORK	SUBSCRIBER	378.19
TELECOMMUNICATIONS	TNT - TURNER NETWORK	SUBSCRIBER	1,605.71
TELECOMMUNICATIONS	TOWER DISTRIBUTION C	SUBSCRIBER	218.97
TELECOMMUNICATIONS	VET'S WHOA N'GO	GAS	75.99
TELECOMMUNICATIONS	VOYAGER FLEET SERVIC	GAS	78.44
TELECOMMUNICATIONS	BANK MIDWEST	NSF CHECK	145.00
TELECOMMUNICATIONS	WOODSTOCK TELEPHONE	SERVICE	186.67
TELECOMMUNICATIONS	ZAYO BANDWIDTH	BANDWIDTH BILLING	4,190.76
		Total for Department 199	15,997.39*
		Total for Fund 69	15,997.39*
	COLONIAL LIFE INSURA	INSURANCE	22.05
		Total for Department	22.05*
		Total for Fund 70	22.05*
		Grand Total	67,432.31*

CITY OF WINDOM  
 FM Entry - Invoice Payment - Department Report

Department	Vendor Name	Description	Amount
CITY OFFICE	EHLERS & ASSOC., INC	REGISTRATION	245.00
CITY OFFICE	MII LIFE	VEBA	198.40
CITY OFFICE	MN NCPERS LIFE INSUR	INSURANCE	80.00
CITY OFFICE	PITNEY BOWES	SUPPLIES	26.95
CITY OFFICE	U S POSTAL SERVICE	POST OFFICE BOX	13.64
	Total for Department 103		563.99*
P & Z / BUILDING OFF	MII LIFE	VEBA	148.80
P & Z / BUILDING OFF	MN NCPERS LIFE INSUR	INSURANCE	24.00
P & Z / BUILDING OFF	SW MN CHAPTER OF I.C	DUES	75.00
	Total for Department 106		247.80*
CITY HALL	SANDRA HERDER	CLEANING	302.25
CITY HALL	JAY KUEHL	SNOW REMOVAL	30.00
CITY HALL	MELISSA PENAS	CLEANING	302.25
	Total for Department 115		634.50*
POLICE	DONNA MARCY	EXPENSE	106.73
POLICE	WINDOM AUTO VALU	MAINTENANCE	8.97
POLICE	MII LIFE	VEBA	1,126.80
POLICE	MN NCPERS LIFE INSUR	INSURANCE	128.00
POLICE	DEBRA NESSETH	NOTARY FEE	140.00
POLICE	VOYAGER FLEET SERVIC	GAS	150.73
	Total for Department 120		1,661.23*
FIRE DEPARTMENT	MIDWEST WIRELESS	TELEPHONE	44.78
FIRE DEPARTMENT	U S POSTAL SERVICE	POST OFFICE BOX	13.53
FIRE DEPARTMENT	VOYAGER FLEET SERVIC	GAS	59.91
	Total for Department 125		118.22*
STREET	WINDOM AUTO VALU	MAINTENANCE	231.45
STREET	MII LIFE	VEBA	755.44
STREET	MN NCPERS LIFE INSUR	INSURANCE	80.00
STREET	U S POSTAL SERVICE	POST OFFICE BOX	13.53
STREET	VOYAGER FLEET SERVIC	GAS	700.29
STREET	LOHRENZ, INC	HAUL SNOW	425.00
	Total for Department 140		2,205.71*
PARKS	MII LIFE	VEBA	185.68
PARKS	MN NCPERS LIFE INSUR	INSURANCE	32.00
	Total for Department 165		217.68*
	Total for Fund 01		5,649.13*
	MN PUBLIC FACILITIES BOND PAYMENTS		23,150.57
	Total for Department		23,150.57*
	Total for Fund 02		23,150.57*
LIBRARY	AMERICAN LIBRARY ASS	SUPPLIES	75.00
LIBRARY	SANDRA HERDER	CLEANING	302.25

CITY OF WINDOM  
 FM Entry - Invoice Payment - Department Report

Department	Vendor Name	Description	Amount
LIBRARY	JOAN HUNTER	POSTAGE	47.02
LIBRARY	JAY KUEHL	SNOW REMOVAL	30.00
LIBRARY	MELISSA PENAS	CLEANING	302.25
	Total for Department 171		756.52*
	Total for Fund 03		756.52*
AIRPORT	RED ROCK RURAL WATER	WATER	25.95
AIRPORT	SO. CENTRAL ELECTRIC	POWER COST	842.96
	Total for Department 174		868.91*
	Total for Fund 11		868.91*
POOL	U S POSTAL SERVICE	POST OFFICE BOX	13.53
	Total for Department 175		13.53*
	Total for Fund 12		13.53*
	ZOLL MEDICAL CORPORA	SUPPLIES	15,669.22
	Total for Department		15,669.22*
AMBULANCE	U S POSTAL SERVICE	POST OFFICE BOX	13.53
	Total for Department 176		13.53*
	Total for Fund 13		15,682.75*
MULTI-PURPOSE BUILDI	ELECTRIC FUND	MAINTENANCE	18.33
MULTI-PURPOSE BUILDI	MII LIFE	VEBA	284.88
MULTI-PURPOSE BUILDI	MN DEPT OF PUBLIC SA	LICENSE	250.00
MULTI-PURPOSE BUILDI	MN NCPERS LIFE INSUR	INSURANCE	32.00
MULTI-PURPOSE BUILDI	U S POSTAL SERVICE	POST OFFICE BOX	13.53
MULTI-PURPOSE BUILDI	BECKI MARAS	REFUND -CANCEL OF ROOM R	25.00
	Total for Department 177		623.74*
	Total for Fund 14		623.74*
	MN DEPT OF EMPLOY & E	LOAN REPAYMENT SPAP-99-\$	3,048.76
	Total for Department		3,048.76*
PM REVOLVING LOAN FU	MN DEPT OF EMPLOY & E	LOAN REPAYMENT SPAP-99-\$	116.26
	Total for Department 172		116.26*
	Total for Fund 15		3,165.02*
SCDP	SW MN HOUSING PARTNE	REHAB GRANT DRAW #1	3,086.00
	Total for Department 163		3,086.00*
	Total for Fund 17		3,086.00*
N IND PARK	SO. CENTRAL ELECTRIC	POWER COST	34.57

CITY OF WINDOM  
FM Entry - Invoice Payment - Department Report

Department	Vendor Name	Description	Amount
		Total for Department 147	34.57*
		Total for Fund 18	34.57*
LIQUOR	BEVERAGE WHOLESALERS	MERCHANDISE	8,587.57
LIQUOR	EXTREME BEVERAGE, LL	MERCHANDISE	33.50
LIQUOR	WIRTZ BEVERAGE MN WI	MERCHANDISE	2,827.12
LIQUOR	HAGEN DISTRIBUTING	MERCHANDISE	12,175.45
LIQUOR	JOHNSON BROS.	MERCHANDISE	1,677.10
LIQUOR	MII LIFE	VEBA	371.36
LIQUOR	MN NCPERS LIFE INSUR	INSURANCE	32.00
LIQUOR	MN ENERGY RESOURCES	HEATING	748.73
LIQUOR	U S POSTAL SERVICE	POST OFFICE BOX	13.53
LIQUOR	QUALITY WINE SPIRITS	MERCHANDISE	5,452.80
		Total for Department 180	31,919.16*
		Total for Fund 60	31,919.16*
WATER	H P SUDS CLUB, LLC.	BILLING CONTRACT SERVICE	151.09
WATER	MIDWEST DATA, INC	UTILITY BILL SERVICES	921.82
WATER	MII LIFE	VEBA	560.22
WATER	MN PUBLIC FACILITIES	BOND PAYMENTS	30,314.30
WATER	MN NCPERS LIFE INSUR	INSURANCE	40.00
WATER	U S POSTAL SERVICE	POST OFFICE BOX	13.53
WATER	RED ROCK RURAL WATER	WATER	51.45
WATER	VOYAGER FLEET SERVIC	GAS	244.40
		Total for Department 181	32,296.81*
		Total for Fund 61	32,296.81*
	AMANDA DINKELMAN	REFUND - UTILITY PREPAYM	125.00
	AMANDA GAY	REFUND - UTILITY PREPAYM	125.00
	JILL HERREID	REFUND - UTILITY PREPAYM	125.00
	DENISE HOUSTON/LISA	REFUND- UTILITY PREPAYME	125.00
	ERVIN MARQUARDT	REFUND - UTILITY PREPAYM	125.00
	NIKKIE STEEN	REFUND - UTILITY PREPAYM	125.00
		Total for Department	750.00*
ELECTRIC	CENTRAL MINNESOTA MU	ENERGY DEPVELOPMENT	2,063.31
ELECTRIC	H P SUDS CLUB, LLC.	BILLING CONTRACT SERVICE	151.11
ELECTRIC	CHERYL LILLEGAARD	SUPPLIES	83.60
ELECTRIC	MIDWEST DATA, INC	UTILITY BILL SERVICES	1,901.25
ELECTRIC	MII LIFE	VEBA	1,049.86
ELECTRIC	MN NCPERS LIFE INSUR	INSURANCE	96.00
ELECTRIC	U S POSTAL SERVICE	POST OFFICE BOX	13.53
ELECTRIC	BRAD BUSSA	CLEANING	184.60
ELECTRIC	VOYAGER FLEET SERVIC	GAS	483.05
ELECTRIC	BANK MIDWEST	NSF CHECK	159.53
		Total for Department 182	6,185.84*

CITY OF WINDOM  
FM Entry - Invoice Payment - Department Report

Department	Vendor Name	Description	Amount
		Total for Fund 62	6,935.84*
		LEAGUE OF MN. CITIES COUNTRY CLUB LOAN	20,097.30
		MN PUBLIC FACILITIES BOND PAYMENTS	107,638.54
		Total for Department	127,735.84*
SEWER	H P SUDS CLUB, LLC.	BILLING CONTRACT SERVICE	151.09
SEWER	WINDOM AUTO VALU	MAINTENANCE	22.42
SEWER	LEAGUE OF MN. CITIES	COUNTRY CLUB LOAN	602.92
SEWER	MIDWEST DATA, INC	UTILITY BILL SERVICES	921.81
SEWER	MII LIFE	VEBA	931.58
SEWER	MN PUBLIC FACILITIES	BOND PAYMENTS	18,867.11
SEWER	MN NCPERS LIFE INSUR	INSURANCE	72.00
SEWER	U S POSTAL SERVICE	POST OFFICE BOX	13.53
SEWER	VOYAGER FLEET SERVIC	GAS	256.87
		Total for Department 183	21,839.33*
		Total for Fund 63	149,575.17*
ARENA	WDR - DEPUTY REGISTR	LICENSE	14.50
ARENA	MII LIFE	VEBA	371.36
ARENA	MN NCPERS LIFE INSUR	INSURANCE	32.00
ARENA	U S POSTAL SERVICE	POST OFFICE BOX	13.53
ARENA	VOYAGER FLEET SERVIC	GAS	95.32
		Total for Department 184	526.71*
		Total for Fund 64	526.71*
	BANK MIDWEST	LOAN PAYMENT	1,178.01
		Total for Department	1,178.01*
ECONOMIC DEVELOPMENT	AARON BACKMAN	EXPENSE	212.00
ECONOMIC DEVELOPMENT	MII LIFE	VEBA	235.28
ECONOMIC DEVELOPMENT	MN NCPERS LIFE INSUR	INSURANCE	24.00
ECONOMIC DEVELOPMENT	U S POSTAL SERVICE	POST OFFICE BOX	13.53
ECONOMIC DEVELOPMENT	BANK MIDWEST	LOAN PAYMENT	2,821.99
		Total for Department 187	3,306.80*
		Total for Fund 67	4,484.81*
	MN 9-1-1 PROGRAM	911 SERVICE	980.59
		Total for Department	980.59*
TELECOMMUNICATIONS	B B C AMERICA	SUBSCRIBER	7.28
TELECOMMUNICATIONS	BIG TEN NETWORK	SUBSCRIBER	1,577.76
TELECOMMUNICATIONS	DHJV COMPANY LLC	SUBSCRIBER	7.96
TELECOMMUNICATIONS	DISCOVERY DIGITAL NE	SUBSCRIBER	44.16
TELECOMMUNICATIONS	FOX SPORTS	SUBSCRIBER	5,333.12
TELECOMMUNICATIONS	H P SUDS CLUB, LLC.	BILLING CONTRACT SERVICE	453.27
TELECOMMUNICATIONS	MIDWEST DATA, INC	UTILITY BILL SERVICES	2,016.45

CITY OF WINDOM  
 FM Entry - Invoice Payment - Department Report

Department	Vendor Name	Description	Amount
TELECOMMUNICATIONS	MIDWEST WIRELESS	TELEPHONE	279.67
TELECOMMUNICATIONS	MII LIFE	VEBA	665.78
TELECOMMUNICATIONS	NATIONAL CABLE TV CO	SUBSCRIBER	21,509.61
TELECOMMUNICATIONS	MN NCPERS LIFE INSUR	INSURANCE	64.00
TELECOMMUNICATIONS	U S POSTAL SERVICE	POST OFFICE BOX	13.53
TELECOMMUNICATIONS	VOYAGER FLEET SERVIC	GAS	78.44
		Total for Department 199	32,051.03*
		Total for Fund 69	33,031.62*
	MN NCPERS LIFE INSUR	INSURANCE	32.00
		Total for Department	32.00*
		Total for Fund 70	32.00*
		Grand Total	311,832.86*

CITY OF WINDOM  
FM Entry - Invoice Payment - Department Report

Department	Vendor Name	Description	Amount
MAYOR & COUNCIL	CITIZEN PUBLISHING C	ADVERTISING	627.30
MAYOR & COUNCIL	MCDONALD & SCHRAMEL	LEGAL FEES	388.50
	Total for Department 101		1,015.80*
CITY OFFICE	CITIZEN PUBLISHING C	ADVERTISING	26.13
CITY OFFICE	DAN'S OFFICE SUPPLY	SUPPLIES	475.59
CITY OFFICE	SUNSHINE FOODS	SUPPLIES	33.17
CITY OFFICE	MANKATO MOBIL RADIO	MAINTENANCE CONTRACT	6.50
CITY OFFICE	QUILL CORP	SUPPLIES	206.72
CITY OFFICE	DENNIS L. RICK LTD	AUDIT SERVICE	500.00
	Total for Department 103		1,248.11*
P & Z / BUILDING OFF	MANKATO MOBIL RADIO	MAINTENANCE CONTRACT	6.50
P & Z / BUILDING OFF	WINDOM QUICK PRINT	SUPPLIES	18.73
	Total for Department 106		25.23*
CITY HALL	COLE PAPER INC.	SUPPLIES	130.53
CITY HALL	AMERIGAS - WORTHINGT	WATER TREATMENT	23.46
CITY HALL	COTTONWOOD COUNTY SO	RECYCLING PICK UP	12.00
CITY HALL	CULLIGAN	SERVICE	12.50
CITY HALL	HOMETOWN SANITATION	HAUL GARBAGE	85.04
CITY HALL	SCHWALBACH HARDWARE	MAINTENANCE	132.27
	Total for Department 115		395.80*
POLICE	COTTONWOOD CTY SHERI	DELL SERVER FOR LEC	4,537.70
POLICE	DAN'S OFFICE SUPPLY	SUPPLIES	28.74
POLICE	MCDONALD & SCHRAMEL	LEGAL FEES	2,142.00
POLICE	MANKATO MOBIL RADIO	MAINTENANCE CONTRACT	663.75
POLICE	WINDOM AREA HOSPITAL	TESTING	74.00
POLICE	WINDOM TOWING CO	TIRES	513.38
	Total for Department 120		7,959.57*
FIRE DEPARTMENT	ALEX AIR APPARATUS,	SUPPLIES	2,615.75
FIRE DEPARTMENT	MANKATO MOBIL RADIO	MAINTENANCE CONTRACT	6.50
FIRE DEPARTMENT	DANKO EMERGENCY EQUI	MAINTENANCE	4,675.68
	Total for Department 125		7,297.93*
EMERGENCY MANAGEMENT	MANKATO MOBIL RADIO	MAINTENANCE CONTRACT	200.00
	Total for Department 130		200.00*
ANIMALS	COTTONWOOD-SLAYTON V	VETERINARY SERVICE	425.18
	Total for Department 135		425.18*
STREET	CITIZEN PUBLISHING C	COMP SUPPORT	151.74
STREET	DAN'S OFFICE SUPPLY	SUPPLIES	174.55
STREET	DICKS WELDING	MAINTENANCE	151.10
STREET	FOX BROTHERS	MAINTENANCE	427.57
STREET	GDF ENTERPRISES, INC	MAINTENANCE	57.32
STREET	GCC ALLIANCE CONCRET	MAINTENANCE	901.60
STREET	H & L MESABI INC	MAINTENANCE	541.31
STREET	HOMETOWN SANITATION	HAUL GARBAGE	130.85

CITY OF WINDOM  
FM Entry - Invoice Payment - Department Report

Department	Vendor Name	Description	Amount
STREET	WINDOM AUTO VALU	MAINTENANCE	464.72
STREET	JERRY'S REPAIR	MAINTENANCE	24.78
STREET	MACQUEEN EQUIP. CO.	INCORRECT PAYMT ON LAST	636.69
STREET	MANKATO MOBIL RADIO	MAINTENANCE CONTRACT	6.50
STREET	MARTIN'S FLAG COMPAN	SUPPLIES	280.24
STREET	MESSER MACHINE & MPG	MAINTENANCE	340.03
STREET	MILLER SELLNER EQUIP	MAINTENANCE	14.37
STREET	MILLS & MILLER, INC	MAINTENANCE	6,886.39
STREET	M-R SIGNS CO., INC	MAINTENANCE	1,345.00
STREET	NAPA AUTO PARTS	MAINTENANCE	293.51
STREET	POWERPLAN	MAINTENANCE	437.04
STREET	PRAXAIR DISTRIBUTION	SERVICE	98.28
STREET	SCHWALBACH HARDWARE	MAINTENANCE	53.62
STREET	COUNTRY PRIDE SERVIC	DISCOUNT FOR FUEL PER CO	-308.96
STREET	COUNTRY PRIDE SERVIC	MAINTENANCE	4,611.25
STREET	WINDOM FARM SERVICE	MAINTENANCE	675.69
STREET	CARQUEST AUTO PARTS	MAINTENANCE	53.13
STREET	TOWMASTER	MAINTENANCE	194.09
	Total for Department 140		18,642.41*
	Total for Fund 01		37,210.03*
LIBRARY	BBC AUDIO	BOOKS	224.52
LIBRARY	CENTER POINT LARGE P	BOOKS	42.54
LIBRARY	CITIZEN PUBLISHING C	ADVERTISING	221.87
LIBRARY	COLE PAPER INC.	SUPPLIES	130.53
LIBRARY	COTTONWOOD COUNTY SO	RECYCLING PICK UP	12.00
LIBRARY	DAN'S OFFICE SUPPLY	SUPPLIES	26.89
LIBRARY	GALE	BOOKS	189.00
LIBRARY	INGRAM	BOOKS	1,253.67
LIBRARY	J & K WINDOWS	CLEANING	15.00
LIBRARY	KATO ROOFING, INC	ROOF REPAIR	337.50
LIBRARY	KIPLINGER'S	SUBSCRIPTION	23.95
LIBRARY	MICROMARKETING	BOOKS & AUDIO	406.44
LIBRARY	NATL GEOGRAPHIC SOCI	SUBSCRIPTION	34.00
LIBRARY	PEOPLE BOOKS	BOOK	39.90
LIBRARY	PLUM CREEK LIBRARY	ANNUAL SYSTEM UPGRADE	1,500.00
LIBRARY	PLUM CREEK LIBRARY	DELIVERY	1,000.00
LIBRARY	PLUM CREEK LIBRARY	LICENSE	2,200.00
LIBRARY	PLUM CREEK LIBRARY	SUPPLIES	109.60
LIBRARY	QUILTER'S WORLD	SUBSCRIPTION	21.95
LIBRARY	RECORDED BOOKS, LLC	SUBSCRIPTION	51.60
LIBRARY	READERS SERVICE	BOOK	40.22
LIBRARY	READERS DIGEST - AUD	SUBSCRIPTION	29.98
LIBRARY	THE NEW YORKER	SUBSCRIPTION	69.95
LIBRARY	TIME LIFE BOOK	SUBSCRIPTION	45.90
LIBRARY	MN HERITAGE	SUBSCRIPTION	26.78
LIBRARY	PC GAMER	SUBSCRIPTION	24.95
LIBRARY	WORKING MOTHER	SUBSCRIPTION	15.97
	Total for Department 171		8,094.71*

CITY OF WINDOM  
 FM Entry - Invoice Payment - Department Report

Department	Vendor Name	Description	Amount
Total for Fund 03			8,094.71*
AMBULANCE	ARROW MANUFACTURING	MAINTENANCE	470.81
AMBULANCE	BOUND TREE MEDICAL,	EQUIPMENT	42.82
AMBULANCE	HIGLEY FORD SALES	MAINTENANCE	23.17
AMBULANCE	MANKATO MOBIL RADIO	MAINTENANCE CONTRACT	6.50
AMBULANCE	PRAXAIR DISTRIBUTION	SERVICE	431.58
AMBULANCE	WINDOM AREA HOSPITAL	SERVICE	2,526.93
AMBULANCE	WINDOM FARM SERVICE	MAINTENANCE	93.49
Total for Department 176			3,595.30*
Total for Fund 13			3,595.30*
MULTI-PURPOSE BUILDI	CITIZEN PUBLISHING C	ADVERTISING	180.00
MULTI-PURPOSE BUILDI	COLE PAPER INC.	SUPPLIES	103.26
MULTI-PURPOSE BUILDI	DAN'S OFFICE SUPPLY	SUPPLIES	13.62
MULTI-PURPOSE BUILDI	SUNSHINE FOODS	SUPPLIES	38.06
MULTI-PURPOSE BUILDI	HEARTLAND PAPER COMP	SUPPLIES	231.42
MULTI-PURPOSE BUILDI	KDOM RADIO	ADVERTISING	144.80
MULTI-PURPOSE BUILDI	J. H. LARSON	SUPPLIES/MAINTENANCE	76.96
MULTI-PURPOSE BUILDI	SCHWALBACH HARDWARE	MAINTENANCE	48.71
MULTI-PURPOSE BUILDI	STONER INDUSTRIAL, I	SERVICE	84.22
MULTI-PURPOSE BUILDI	WORTHINGTON DAILY GL	ADVERTISING	70.75
Total for Department 177			991.80*
Total for Fund 14			991.80*
LIQUOR	ENVIROMASTER, INC.	SERVICE	39.54
LIQUOR	BEVERAGE WHOLESALERS	MERCHANDISE	4,124.88
LIQUOR	COUNTY WIDE DIRECTOR	SUPPLIES	195.00
LIQUOR	CULLIGAN	SERVICE	8.35
LIQUOR	GOPHER ALARMS	SERVICE	51.30
LIQUOR	HAGEN DISTRIBUTING	MERCHANDISE	6,698.65
LIQUOR	A H HERMEL CANDY & T	MERCHANDISE	401.37
LIQUOR	JOHNSON BROS.	MERCHANDISE	1,387.76
LIQUOR	PHILLIPS WINE & SPIR	MERCHANDISE	3,901.59
LIQUOR	DENNIS L. RICK LTD	AUDIT SERVICE	1,500.00
LIQUOR	S&K LINES	FREIGHT	1,447.70
Total for Department 180			19,756.14*
Total for Fund 60			19,756.14*
WATER	AMERICAN PAYMENT CEN	SERVICE	16.50
WATER	DNR - DIVISION OF WA	2009 ANNUAL REPORT OF WA	2,268.55
WATER	GCC ALLIANCE CONCRET	MAINTENANCE	111.49
WATER	GOPHER STATE ONE CAL	LOCATE	18.12
WATER	LUCAN COMMUNITY TV I	MAINTENANCE	69.47
WATER	MANKATO MOBIL RADIO	MAINTENANCE CONTRACT	6.50
WATER	MN VALLEY TESTING	TESTING	56.25
WATER	DENNIS L. RICK LTD	AUDIT SERVICE	1,000.00

CITY OF WINDOM  
FM Entry - Invoice Payment - Department Report

Department	Vendor Name	Description	Amount
WATER	SCHWALBACH HARDWARE	MAINTENANCE	57.69
WATER	HD SUPPLY WATERWORKD	MAINTENANCE	700.27
WATER	SVOBODA EXCAVATING,	MAINTENANCE	1,980.00
WATER	CARQUEST AUTO PARTS	MAINTENANCE	37.06
	Total for Department 181		6,321.90*
	Total for Fund 61		6,321.90*
	J. H. LARSON	SUPPLIES/MAINTENANCE	9.32
	STAPLES OIL CO	FUEL	1,147.97
	Total for Department		1,157.29*
ELECTRIC	AMERICAN PAYMENT CEN	SERVICE	16.50
ELECTRIC	CITIZEN PUBLISHING C	ADVERTISING	199.20
ELECTRIC	DAKOTA SUPPLY GROUP	MAINTENANCE	68.69
ELECTRIC	GDF ENTERPRISES, INC	MAINTENANCE	-48.23
ELECTRIC	GOPHER STATE ONE CAL	LOCATE	18.12
ELECTRIC	GRAHAM TIRE	TIRES	227.34
ELECTRIC	HIGLEY FORD SALES	MAINTENANCE	12.46
ELECTRIC	HOMETOWN SANITATION	HAUL GARBAGE	84.75
ELECTRIC	KDOM RADIO	ADVERTISING	231.00
ELECTRIC	J. H. LARSON	SUPPLIES/MAINTENANCE	65.24
ELECTRIC	LAWSON PRODUCTS	MAINTENANCE	69.83
ELECTRIC	MCDONALD & SCHRAMEL	LEGAL FEES	52.50
ELECTRIC	MANKATO MOBIL RADIO	MAINTENANCE CONTRACT	6.50
ELECTRIC	MN MUNICIPAL UTILITI	CONNECTOR LAYOUT	250.00
ELECTRIC	DENNIS L. RICK LTD	AUDIT SERVICE	1,000.00
ELECTRIC	ROLLS ROYCE ENERGY S	MAINTENANCE	8,770.64
ELECTRIC	SCHWALBACH HARDWARE	MAINTENANCE	90.57
ELECTRIC	STONER INDUSTRIAL, I	SERVICE	68.20
ELECTRIC	THE STAG CLOTHIERS	CLOTHING	561.00
ELECTRIC	TOWN 'N COUNTRY	EQUIPMENT	491.61
ELECTRIC	WERNER ELECTRIC	MAINTENANCE	826.46
ELECTRIC	WINDOM AREA DEVELOPM	INDUSTRIAL DEVELOPMENT	1,200.00
ELECTRIC	WINDOM FIRE SAFETY	MAINTENANCE	15.00
ELECTRIC	WINDOM QUICK PRINT	SUPPLIES	206.11
ELECTRIC	CARQUEST AUTO PARTS	MAINTENANCE	220.70
ELECTRIC	WINDOM PAINTING	MAINTENANCE	357.23
ELECTRIC	WINDOM TOWING CO	TIRES	82.48
	Total for Department 182		15,143.90*
	Total for Fund 62		16,301.19*
SEWER	AMERICAN PAYMENT CEN	SERVICE	16.50
SEWER	DAN'S OFFICE SUPPLY	SUPPLIES	39.93
SEWER	HAWKINS, INC	CHEMICALS	2,637.54
SEWER	GOPHER STATE ONE CAL	LOCATE	18.12
SEWER	SUNSHINE FOODS	SUPPLIES	51.17
SEWER	HOMETOWN SANITATION	HAUL GARBAGE	85.04
SEWER	LAMPERTS YARDS, INC.	MAINTENANCE	773.85

CITY OF WINDOM  
FM Entry - Invoice Payment - Department Report

Department	Vendor Name	Description	Amount
SEWER	MCDONALD & SCHRAMEL	LEGAL FEES	31.50
SEWER	MANKATO MOBIL RADIO	MAINTENANCE CONTRACT	6.50
SEWER	MN VALLEY TESTING	TESTING	3,504.20
SEWER	NAPA AUTO PARTS	MAINTENANCE	181.30
SEWER	DENNIS L. RICK LTD	AUDIT SERVICE	1,000.00
SEWER	SCHWALBACH HARDWARE	MAINTENANCE	61.06
SEWER	CARQUEST AUTO PARTS	MAINTENANCE	129.48
	Total for Department 183		8,536.19*
	Total for Fund 63		8,536.19*
ARENA	AMERIPRIDE LINEN CO	SERVICE	86.80
ARENA	CONTINENTAL RESEACH	SUPPLIES	386.52
ARENA	FERRELLGAS	GAS	250.08
ARENA	FORTUNE TRANSPORTATI	FREIGHT	210.00
ARENA	FREDIN CONSTRUCTION/	CLEAN UP FOR ENTRY COLAP	1,698.85
ARENA	GDF ENTERPRISES, INC	MAINTENANCE	32.22
ARENA	A H HERMEL CANDY & T	MERCHANDISE	66.83
ARENA	HOMETOWN SANITATION	HAUL GARBAGE	261.76
ARENA	WINDOM AUTO VALU	MAINTENANCE	38.11
ARENA	KDOM RADIO	ADVERTISING	74.00
ARENA	LAMPERTS YARDS, INC.	MAINTENANCE	17.94
ARENA	PETERSON FEED	SUPPLIES	14.00
ARENA	R & R SPECIALTIES	MAINTENANCE	932.05
ARENA	SCHWALBACH HARDWARE	MAINTENANCE	144.83
ARENA	STONER INDUSTRIAL, I	SERVICE	9.55
ARENA	CARQUEST AUTO PARTS	MAINTENANCE	88.91
ARENA	WORTHINGTON GLASS IN	MAINTENANCE	192.84
ARENA	ENERGYWISE RADIANT I	MAINTENANCE	26.72
	Total for Department 184		4,532.01*
	Total for Fund 64		4,532.01*
ECONOMIC DEVELOPMENT	CITIZEN PUBLISHING C	ADVERTISING	90.00
ECONOMIC DEVELOPMENT	DAN'S OFFICE SUPPLY	SUPPLIES	130.99
ECONOMIC DEVELOPMENT	RON'S ELECTRIC	MAINTENANCE	84.00
ECONOMIC DEVELOPMENT	WINDOM QUICK PRINT	SUPPLIES	18.73
	Total for Department 187		323.72*
	Total for Fund 67		323.72*
TELECOMMUNICATIONS	AMERICAN PAYMENT CEN	SERVICE	49.50
TELECOMMUNICATIONS	BLUEHIGHWAYS	SUBSCRIBER	26.92
TELECOMMUNICATIONS	COMCAST MEDIA CENTER	SUBSCRIBER	22.75
TELECOMMUNICATIONS	GLOBAL GOV'T/EDUCATI	BACK UP BILLING SYSTEM	101.97
TELECOMMUNICATIONS	GOPHER STATE ONE CAL	LOCATE	54.34
TELECOMMUNICATIONS	GRAYBAR ELECTRIC CO	MAINTENANCE	598.96
TELECOMMUNICATIONS	HOMETOWN SANITATION	HAUL GARBAGE	147.84
TELECOMMUNICATIONS	KDOM RADIO	ADVERTISING	438.50
TELECOMMUNICATIONS	MCDONALD & SCHRAMEL	LEGAL FBES	42.00

CITY OF WINDOM  
FM Entry - Invoice Payment - Department Report

Department	Vendor Name	Description	Amount
TELECOMMUNICATIONS	NATIONAL CABLE TV CO	EQUIPMENT	757.06
TELECOMMUNICATIONS	NEW STAR SALES & SER	COPIER MAINTENANCE	35.00
TELECOMMUNICATIONS	CALIX	MAINTENANCE	1,115.00
TELECOMMUNICATIONS	DENNIS L. RICK LTD	AUDIT SERVICE	2,000.00
TELECOMMUNICATIONS	SCHWALBACH HARDWARE	MAINTENANCE	146.39
TELECOMMUNICATIONS	SOUTHWEST/WEST CENTR	SERVICE	890.03
TELECOMMUNICATIONS	STONER INDUSTRIAL, I	SERVICE	38.26
TELECOMMUNICATIONS	U-REKA BROADBAND VEN	SERVICE	850.00
TELECOMMUNICATIONS	WINDOM QUICK PRINT	CONNECTION	1,964.10
TELECOMMUNICATIONS	WINDOM QUICK PRINT	SUPPLIES	243.97
TELECOMMUNICATIONS	NECA	SERVICE	150.00
	Total for Department 199		9,672.59*
	Total for Fund 69		9,672.59*
	Grand Total		115,335.58*



Coalition of Greater Minnesota Cities

# CGMC in Brief

February 11, 2010

Contact: Tim Flaherty  
651-225-8840

## CGMC hits the road on LGA media tour

CGMC kicked off an LGA media tour yesterday that will continue through today. Flaherty & Hood Senior Media Advisor Glen Fladeboe organized the tour, which includes stops in Albert Lea, Mankato, St. Paul, Alexandria, Moorhead, and Bemidji. The focus of the tour is to release the results of CGMC's LGA survey, which was conducted at the beginning of the year to learn how cities have dealt with LGA cuts in their 2010 budgets. To view the executive summary of this survey, visit [www.ThankLGA.org/city-stories](http://www.ThankLGA.org/city-stories). You can also read summaries of individual city responses from this webpage.

St. Paul Mayor Chris Coleman is traveling with Albert Lea Mayor Mike Murtaugh to all media tour stops, while several local mayors have joined them along the way. CGMC sends a big "thank you" to those who have participated in this tour. Keep your eyes on the news for coverage of these media efforts!

In other media news, Bemidji Mayor Richard Lehmann authored a pointed response to comments the governor made on his weekly radio show regarding the city's use of LGA. To read this guest column, click here: <http://bit.ly/9qm4PY>

## Update on bonding bill action

On Tuesday, the full Senate amended and approved a nearly \$1 billion capital investment bonding bill by a 52-14 vote. The House's bonding bill is still working its way through committees. To view a side-by-side comparison of the House, Senate, and governor's bonding recommendations, visit [www.greatermncities.org](http://www.greatermncities.org). We will keep our homepage updated with bonding bill news, so check back frequently.

## Senate appropriates \$17.8 million for greater Minnesota economic development grant

Included in the Senate bill is \$17.8 million for the Greater Minnesota Business Development Public Infrastructure (BDPI) grant. Securing money for this grant is a high priority for CGMC this session.

CGMC's original request for this grant, \$20 million, was reduced by earmarks in committee as the bill moved to the Senate floor. A similar situation is occurring in the House, where the House mark of \$7.259 million has now been reduced to \$6 million by earmarks. The House bonding bill still must pass through the House Finance and Ways and Means Committees before it comes to the House floor. For every \$1 million lost in the BDPI program, 3-5 greater Minnesota cities are potentially unable to qualify for this grant to help attract businesses and grow jobs in their communities.



The House likely will take up the bonding bill next week before moving into conference with the Senate.

### **Bonding bills contain transportation funding**

The bonding bills moving through both legislative chambers also include millions of dollars for bridge projects and transit facilities. Unfortunately, neither bill includes funding for local road improvement projects. The funding levels include:

<b>Account</b>	<b>Senate</b>	<b>House</b>	<b>Gov's. Rec.</b>
Local Bridge Replacement	\$67 M	\$67 M	\$75 M
Local Road Improvement	\$0	\$0	\$20 M
Greater MN Transit Facilities	\$2.5 M	\$4 M	\$0

CGMC will continue to monitor these accounts as the bonding bill moves forward at the legislature.

### **Governor files opening brief in unallotment lawsuit appeal**

On Tuesday, Governor Pawlenty and the other defendants (the appellants) submitted their opening brief in the Minnesota Supreme Court appeal. The appellants raise two issues in their brief: whether the unallotment of the Supplemental Diet Aid was authorized by the statute and whether the unallotment violated the separation of powers under the Minnesota Constitution. On the first question, appellants argue that they have complied with the plain language of the unallotment statute. Moreover, it is in the public interest to interpret the statute this way because the alternative would have been a government shutdown. On the second question, appellants argue that the governor does not exercise the appropriation power when unallotting; therefore, there can be no separation of power issue.

Two different groups filed amicus briefs in support of the appellants, a group of 40 Republican legislators and a three law professors. The law professors' brief, which was actually written by a large Washington D.C. law firm, focuses solely on the constitutional question of separation of powers. The legislators' brief, written by a solo practitioner in Minnesota, argues that the district court's decision itself was a violation of the separation of powers.

As an update on CGMC's involvement in the unallotment lawsuit, the other city groups, including Metro Cities and Minnesota Association of Small Cities, and the cities of Minneapolis and St. Paul all decided to sign on to the League of Minnesota Cities amicus brief in the unallotment lawsuit. In accordance with the position taken by CGMC's Board of Directors—which was to sign on if all other city groups did—CGMC will now also sign on to the League's brief. The Minnesota Supreme Court has granted the request for the groups to submit a joint brief. The LMC will take the lead in authoring the brief.



**REMINDER: CGMC  
Legislative Action  
Day is next  
Wednesday**

It's not too late to register for CGMC's 2010 Legislative Action Day, which will be held **next Wednesday, February 17** (see attached registration materials). We strongly encourage your city to send at least one representative to learn about our strategy for the 2010 session and how the state's budget deficit may impact your budgets back at home. This is an all-day event with a membership meeting and legislative leadership panel at Flaherty & Hood offices, followed by time to lobby legislators at the Capitol and a reception and dinner at Mancini's with legislators from around the state.

Although the cut-off date to reserve a room at the block rate at the Holiday Inn has passed, rooms can still be booked at the block rate at the Kelly Inn through February 13 or at the regular price at the Holiday Inn.

Remember, all members are responsible for setting their own appointments with their legislators. We recommend you do this as soon as possible to ensure that your legislators are available. And don't forget to invite your legislators to dinner at Mancini's!



# 2010 CGMC Legislative Action Day Agenda

Wednesday, February 17, 2010

Tentative as of 2/9/2010



- 10:30 a.m. Board of Directors Meeting** • Flaherty & Hood, P.A.
- 11:30 a.m. Full Membership Meeting** • Flaherty & Hood, P.A.
- **Welcome and Introductions**  
*CGMC President Tim Strand, Mayor of St. Peter*
  - **CGMC Membership Update**  
*Tim Flaherty*
  - **Lobbying Strategy and Message for Legislators**
    - Local Government Aid
    - State Budget Deficit
    - Unallotment Lawsuit
- 12:30 p.m. Lunch** • Flaherty & Hood, P.A.
- 1:30 p.m. Lobby at Capitol Complex** • Capitol/State Office Building  
CGMC members are responsible for scheduling appointments with legislators.
- 3:30 p.m. Legislative Leadership Panel** • Flaherty & Hood, P.A.
- Senate Majority Leader Larry Pogemiller, DFL-Minneapolis (confirmed)
  - Senate Minority Leader David Senjem, R-Rochester (confirmed)
  - Speaker of the House Margaret Anderson Kelliher, DFL-Minneapolis (confirmed)
  - House Minority Leader Kurt Zellers, R-Maple Grove (confirmed)
- 5:30 p.m. Legislative Reception** • Mancini's
- 6:30 p.m. Dinner** • Mancini's  
*Opening remarks given by CGMC President Tim Strand, Mayor of St. Peter and St. Paul Mayor Chris Coleman*

---

<b>Flaherty &amp; Hood, P.A.</b>	<b>Mancini's</b>	<b>Holiday Inn RiverCentre (near Xcel Energy Center)</b>	<b>Best Western Kelly Inn (near Capitol)</b>
525 Park St. Suite 470 St. Paul, MN 55103	531 W. 7th St. St. Paul, MN 55102	175 W. 7th St. St. Paul 651-225-1515 \$112/night + tax Block held until 1/29	161 St. Anthony Ave. St. Paul 651-227-8711 \$94/night + tax Block held until 2/13

# 2010 CGMC Legislative Action Day Registration

Wednesday, February 17, 2010  
Tentative as of 2/9/2010



- 10:30 a.m.**      **Board of Directors Meeting** • Flaherty & Hood, P.A.
- 11:30 a.m.**      **Full Membership Meeting** • Flaherty & Hood, P.A.
- 12:30 p.m.**      **Lunch** • Flaherty & Hood, P.A.
- 1:30 p.m.**        **Lobby at Capitol Complex** • Capitol/State Office Building  
CGMC members are responsible for scheduling appts. with legislators.
- 3:30 p.m.**        **Legislative Leadership Panel** • Flaherty & Hood, P.A.
  - Senate Majority Leader Larry Pogemiller, DFL-Minneapolis (confirmed)
  - Senate Minority Leader David Senjem, R-Rochester (confirmed)
  - Speaker Margaret Anderson Kelliher, DFL-Minneapolis (confirmed)
  - House Minority Leader Kurt Zellers, R-Maple Grove (confirmed)
- 5:30 p.m.**        **Legislative Reception** • Mancini's
- 6:30 p.m.**        **Dinner** • Mancini's

## Flaherty & Hood, P.A.

525 Park St.  
Suite 470  
St. Paul, MN 55103

## Mancini's

531 W. 7th St.  
St. Paul, MN 55102

## Holiday Inn RiverCentre (near Xcel Energy Center)

175 W. 7th St.  
St. Paul  
651-225-1515  
\$112/night + tax  
Block held until 1/29

## Best Western Kelly Inn (near Capitol)

161 St. Anthony Ave.  
St. Paul  
651-227-8711  
\$94/night + tax  
Block held until 2/13

## REGISTRATION *(Make extra copies as needed)*

City \_\_\_\_\_

Name/Title \_\_\_\_\_

### Please check the events you will attend:

- 10:30 a.m.      **Board of Directors Meeting**
- 11:30 a.m.      **Full Membership Meeting**
- 12:30 p.m.      **Lunch**
- 3:30 p.m.        **Legislative Leadership Panel**
- 5:30 p.m.        **Legislative Reception at Mancini's**
- 6:30 p.m.        **Dinner at Mancini's**

Name/Title \_\_\_\_\_

### Please check the events you will attend:

- 10:30 a.m.      **Board of Directors Meeting**
- 11:30 a.m.      **Full Membership Meeting**
- 12:30 p.m.      **Lunch**
- 3:30 p.m.        **Legislative Leadership Panel**
- 5:30 p.m.        **Legislative Reception at Mancini's**
- 6:30 p.m.        **Dinner at Mancini's**

## Registration per Person: \$65

- Bill me
- Payment enclosed
- I'll pay at the meeting

Please make checks payable  
to **CGMC**.

Please include \$24 for each  
additional guest dinner.



## New Bills Aim to Change the Governor's Unallotment Authority

Last year's unallotment action by Gov. Pawlenty has prompted two bills that would limit the governor's unallotment authority and one bill giving the Legislature new authority to call a special session.

*(Published Feb 10, 2010)*

Three bills were introduced last week that would either directly modify the unallotment statute (*Minnesota Statutes, section 16A.152* ([Link to: https://www.revisor.mn.gov/statutes/?id=16A.152](https://www.revisor.mn.gov/statutes/?id=16A.152))) or allow the Legislature to call itself into special session—presumably to allow a legislative review of executive unallotment actions.

### Special session legislation

Legislation introduced by **Sen. Richard Cohen** ([Link to: http://www.senate.leg.state.mn.us/members/member\\_bio.php?mem\\_id=1008&ls=](http://www.senate.leg.state.mn.us/members/member_bio.php?mem_id=1008&ls=)) (DFL-St. Paul) and **Rep. Lyndon Carlson** ([Link to: http://www.house.leg.state.mn.us/members/members.asp?id=10089](http://www.house.leg.state.mn.us/members/members.asp?id=10089)) (DFL-Crystal) would amend the Minnesota Constitution to allow the Legislature to call themselves into special session. The bills, **HF 2577/SF 2260** ([Link to: https://www.revisor.mn.gov/revisor/pages/search\\_status/status\\_detail.php?b=House&f=HF2577&ssn=0&y=2009](https://www.revisor.mn.gov/revisor/pages/search_status/status_detail.php?b=House&f=HF2577&ssn=0&y=2009)), would place the amendment on the ballot this fall. Currently, state statute (*Minnesota Statutes, section 3.95* ([Link to: https://www.revisor.mn.gov/statutes/?id=3.95](https://www.revisor.mn.gov/statutes/?id=3.95))) allows the Legislature to call itself into a special session only in the event of an attack on the state.

Under the proposed amendment, the president and majority leader of the Senate and the speaker and majority leader of the House of Representatives would be required to enter into a written agreement to convene a special session. The written agreement would then need the approval of the **House Rules and Legislative Administration Committee** ([Link to: http://www.house.leg.state.mn.us/comm/committee.asp?comm=86100](http://www.house.leg.state.mn.us/comm/committee.asp?comm=86100)) and the **Senate Rules and Administration Committee** ([Link to: http://www.senate.leg.state.mn.us/committees/committee\\_bio.php?cmte\\_id=1017&ls=86](http://www.senate.leg.state.mn.us/committees/committee_bio.php?cmte_id=1017&ls=86)) before the special session could be convened.

The written agreement would also specify the legislation to be considered, and the Legislature would apparently be limited to consideration of only those bills specified. A special session called by the Legislature would be limited to no more than seven "legislative days." A "legislative day" is a day in which either the Senate or the House convene a floor session.

### Unallotment bills

A second bill, **HF2395/SF 2318** ([Link to: https://www.revisor.mn.gov/revisor/pages/search\\_status/status\\_detail.php?b=House&f=HF2395&ssn=0&y=0&ls=86](https://www.revisor.mn.gov/revisor/pages/search_status/status_detail.php?b=House&f=HF2395&ssn=0&y=0&ls=86)), authored by **Sen. Scott Dibble** ([Link to: http://www.senate.leg.state.mn.us/members/member\\_bio.php?mem\\_id=1010&ls=](http://www.senate.leg.state.mn.us/members/member_bio.php?mem_id=1010&ls=)) (DFL-Minneapolis) and **Rep. Andrew Falk** ([Link to: http://www.house.leg.state.mn.us/members/members.asp?id=15303](http://www.house.leg.state.mn.us/members/members.asp?id=15303)) (DFL-Murdock) would repeal the unallotment statute entirely.

The third bill, **SF 2169/HF 2690** ([Link to: https://www.revisor.mn.gov/revisor/pages/search\\_status/status\\_detail.php?b=Senate&f=SF2169&ssn=0&y=0&ls=86](https://www.revisor.mn.gov/revisor/pages/search_status/status_detail.php?b=Senate&f=SF2169&ssn=0&y=0&ls=86)), authored by Sen. Cohen and **Rep. Anthony Sertich** ([Link to: http://www.house.leg.state.mn.us](http://www.house.leg.state.mn.us))

*/members/members.asp?id=10606*) (DFL-Chisholm) requires that if an unallotment reduces the general fund appropriation to an executive agency, the agency must determine the amount of this reduction in allotments as a percentage of the original general fund appropriation to the agency, and in implementing the reduction in allotments the agency must reduce its expenditures on contracts with outside vendors by at least that percentage.

### **The governor's view**

Late last week, Gov. Pawlenty indicated that he would veto any legislative attempt to restrict the unallotment statute unless he agrees to the changes in advance. However, once the Legislature approves a constitutional amendment, such as the one proposed in HF 2577/SF 2260, it cannot be vetoed by the governor.

### **League policy supports the bills**

The League's 2010 City Policies include FF-2, a policy that supports a reasonable statutory limit on the percentage and timing of the state's budget that can be unallotted during a biennium without legislative approval. This policy was modeled after limits placed on executives in other states.

### **Other challenges**

The governor's unallotment authority has also been questioned in the courts. Litigation challenging the governor's use of the power is currently on appeal to the Minnesota Supreme Court.

**Read the current issue of the Cities Bulletin** (*Link to: <http://www.lmc.org/page/1/cities-bulletin-newsletter.jsp>*)

## **Your LMC Resource**

### **Contact Gary Carlson**

IGR Director

(651) 281-1255 or (800) 925-1122

[gcarlson@lmc.org](mailto:gcarlson@lmc.org) (*Link to: <mailto:gcarlson@lmc.org>*)

## **House Unallotment Hearing**

The first House Local Government Division meeting will focus on cities and counties, and the effects of unallotment on those governmental entities.

**Read more about the meeting** (*Link to: <http://www.lmc.org/page/1/unallot-hearing.jsp>*)



## State's Cash Flow Problems Discussed Again

**The state plans to delay some payments—mostly to schools—to avoid short-term borrowing.**

*(Published Feb 10, 2010)*

Under current projected cash flows, the state will reach a point in March, April, and May where it will have insufficient cash to meet statutorily required expenditure payments, according to Minnesota Management and Budget (MMB) Commissioner Tom Hanson.

Hanson and MMB Assistant Commissioner Jim Schowalter discussed the state's cash flow shortages at a Feb. 5 meeting of the **Senate Finance Committee** ([Link to: http://www.senate.leg.state.mn.us/committees/committee\\_bio.php?cmtc\\_id=1007&ls=86](http://www.senate.leg.state.mn.us/committees/committee_bio.php?cmtc_id=1007&ls=86)) and again at a joint hearing of the **House Ways and Means** ([Link to: http://www.house.leg.state.mn.us/comm/committee.asp?comm=86102](http://www.house.leg.state.mn.us/comm/committee.asp?comm=86102)) and the **House Finance** ([Link to: http://www.house.leg.state.mn.us/comm/committee.asp?comm=86106](http://www.house.leg.state.mn.us/comm/committee.asp?comm=86106)) committees on Feb. 8. They also talked about strategies the state will employ to manage the state's expenditure commitments over the next 17 months.

### Delaying school payments

Under state law (*Minnesota Statutes, section 127A.46* ([Link to: https://www.revisor.mn.gov/statutes/?id=127A.46](https://www.revisor.mn.gov/statutes/?id=127A.46))), the commissioner is required to first modify payments to school districts to reduce the need for short-term state borrowing. The department has developed a plan that will delay \$169 million in scheduled March 15 payments to schools, \$171 million in payments due on March 30, and an additional \$83 million in payments due on April 15.

The payment delays will impact 231 of the state's 337 school districts and will be targeted to school districts with the largest reserves. The delayed payments will be distributed by May 30, 2010.

### Delaying university payment and corporate refunds

Hanson indicated that the state would also delay until May a payment of \$52 million due to the University of Minnesota in March and it will delay the refund of corporate income and sales tax refunds up to 90 days as permitted under state law. With these delays, Commissioner Hanson indicated that the state should be able to avoid short-term borrowing at least until the 2011 fiscal year starts on July 1.

### Preparing to borrow

Katherine Kardell, assistant commissioner for Treasury and Debt Management at MMB discussed a recent state request for proposals (RFP) issued by MMB for a state line of credit or private placement of certificates of indebtedness. Under that RFP, the state is looking for qualified lenders who can provide the state with access to up to \$600 million in resources to increase liquidity and smooth out fluctuations of forecasted state revenues relative to disbursement requirements.

In response to a question by **Rep. Randy Demmer** ([Link to: http://www.house.leg.state.mn.us/members/members.asp?id=10760](http://www.house.leg.state.mn.us/members/members.asp?id=10760)) (R-Hayfield), Kardell indicated that the major capital projects bills moving through the Legislature could eventually add to the state's cash flow problems due to repayment requirements. **Rep. Karen Clark** ([Link to: http://www.house.leg.state.mn.us/members/members.asp?id=10101](http://www.house.leg.state.mn.us/members/members.asp?id=10101)) (DFL-Minneapolis) followed up with a comment on the

positive impact on the state's cash flow as more Minnesotans receive jobs related to the capital  
the bill.

**More info coming soon**

MMB will release an updated state budget forecast on March 2. This forecast will provide a new  
of the state's budget deficit and will impact projections of the state's cash flow needs.

**Read the current issue of the Cities Bulletin** (*Link to: <http://www.lmc.org/page/1/cities-bulletin-newsletter.jsp>*)

**Your LMC Resource**

**Contact Gary Carlson**

IGR Director

(651) 281-1255 or (800) 925-1122

**[gcarlson@lmc.org](mailto:gcarlson@lmc.org)** (*Link to: <mailto:gcarlson@lmc.org>*)

Copyright ©2010 League of Minnesota Cities, 145 University Ave. W, Saint Paul, MN 55103-2044 | Phone: (651) 281-1200 | Toll-Free: (800) 925-1122



Coalition of Greater Minnesota Cities

# CGMC in Brief

February 4, 2010

Contact: Tim Flaherty  
651-225-8840

## House, Senate release bonding bill proposals

Both the House and Senate released their bonding bills today, each totaling roughly \$1 billion. To view summaries of what is included in both bills and to find Governor Pawlenty's list of recommendations, visit <http://bit.ly/9VypoS>. Both the House and the Senate will put their bills on the fast-track. The Senate bill could reach the floor as early as next Monday. The House bill has been introduced, could be heard in committee as early as Feb. 9, and could reach the floor Feb. 15.

## CGMC position on BDPI merger prevails in legislature's bonding bills

Over the past several weeks, lobbyists on behalf of the CGMC have circled the Capitol seeking support for a \$20 million appropriation for the Greater Minnesota Business Development Public Infrastructure (BDPI) grant. This grant provides up to 50% of capital costs to greater Minnesota cities and counties for infrastructure costs related to the development of industrial parks. DEED had also proposed to merge this grant with a separate bio business grant and make the merged grant available statewide. CGMC opposed DEED's proposal.

Due in part to these efforts, neither the House nor Senate bonding bills will merge the two programs. Further, the Senate bonding bill includes \$18.8 million for the BDPI grant, while the House includes \$7 million (two earmarks not included).

Stopping DEED's proposal to merge the two programs is a great success, but much more work must be done to protect this program and increase the funding in the weeks ahead. If you'd like to help, please contact J.D. Burton at [jdburton@flaherty-hood.com](mailto:jdburton@flaherty-hood.com) or call 651-225-8840. More information about the grant is attached.

## House proposes adopting CGMC compact TIF plan

Last Session, CGMC sponsored a significant land use reform bill (S.F. 913 Bakk/H.F. 1035 Hosch) that contained a provision to create a new type of tax increment finance district known as a "compact development district." This new TIF district would encourage redevelopment of land within cities boundaries and more dense development. This provision was included in the final Senate tax bill, but it was stopped in committee in the House.

Last Friday, Rep. Ann Lenczewski (DFL-Bloomington) announced that she will introduce a bill designed to stimulate job creation through a number of tax programs, including a compact development district (to learn more about this legislation, visit <http://bit.ly/bkkQME>). This bill, H.F. 2695, was introduced today. It contains a proposal for a compact development district that is nearly identical to the provision in the CGMC's bill from last session, though it contains a few additional restrictions. We are very pleased that the House is recognizing the importance of this issue and will support it as it moves through the legislature.



**Registration now:  
CGMC Legislative  
Action Day**

Attached are the registration materials for CGMC's 2010 Legislative Action Day, which will be held **Wednesday, February 17**. We encourage you to attend and return your registration materials by February 10 (next Wednesday). This is an all-day event with a membership meeting and legislative leadership panel at Flaherty & Hood offices, followed by time to lobby legislators at the Capitol and a reception and dinner at Mancini's with legislators from around the state.

Although the cut-off date to reserve a room at the block rate at the Holiday Inn has passed, rooms can still be booked at the block rate at the Kelly Inn through February 13 or at the regular price at the Holiday Inn.

Remember, all members are responsible for setting their own appointments with their legislators. We recommend you do this as soon as possible to ensure that your legislators are available.



# Support the Greater Minnesota Business Development Public Infrastructure (BDPI) Grant

The BDPI grant program provides grants to cities and counties in greater Minnesota of up to 50% of the capital costs of the public infrastructure necessary to expand economic development, retain or create jobs, or increase the tax base (§116J.431). Greater Minnesota cities, in particular, depend on this grant program to **attract new businesses** and **create jobs** in their communities.

## BDPI Quick Facts:

- 80 greater Minnesota cities have received BDPI grants since 2003\*
- Approximately 2370 jobs have been created\*
- Nearly \$130 million in total investments—a 4-to-1 return\*
- \$32 million appropriated by the legislature since 2003; over \$31 million additional requests unfunded\*
- Small grant amounts: \$250k – \$500k on average

\*Source: DEED

This program has an **outstanding return** on investment.

—DEED, State of Minnesota 2010 Preliminary Capital Budget Requests, 7/15/2009

One of DEED's **best programs.**

—Minnesota Management and Budget Director Tom Hanson, press conference regarding governor's 2010 bonding bill requests, 1/15/10

## Sample greater MN cities that have put BDPI grant to good use:

**Benson** \$350k grant in 2004 helped develop \$200 million Fibrominn biomass power plant

⇒ 41 new jobs created

**Grand Rapids** \$522k (2 grants) helped develop industrial park

⇒ 35 new jobs created, including 27 for developmentally disabled adults

**Perham** \$250k grant in 2009 helped secure hospital in city

⇒ Retained 415 jobs; created 25 new jobs

**Alexandria** \$300k grant in 2004 helped develop industrial park

⇒ 42 new, full-time jobs created

**Cannon Falls** \$250k grant in 2008 helped create industrial park

⇒ 16 new, full-time jobs created



Support the Greater Minnesota BDPI grant and help grow greater Minnesota's economy.

Prepared by Flaherty & Hood, P.A. for the Coalition of Greater Minnesota Cities, 1/15/2010

# BDPI Grant Awards

City	Amount	Year	City	Amount	Year	City	Amount	Year
Ada	166,783	2003	Grand Marais	499,137	2005	New Ulm	61,649	2008
Albany	515,309	2005	Grand Rapids	272,074	2005	New Ulm	139,031	2008
Albert Lea	72,489	2009	Grand Rapids	250,000	2008	North Branch	387,787	2003
Albert Lea	177,510	2009	Green Isle	76,036	2003	North Branch	304,222	2005
Alexandria	300,000	2003	Hallock	300,000	2006	North Mankato	250,000	2008
Audubon	19,600	2003	Harmony	191,768	2003	Olivia	164,405	2003
Austin	380,000	2003	Hartland	25,000	2009	Osakis	383,139	2006
Belgrade	136,913	2005	Hawley	122,500	2005	Perham	122,725	2003
Bemidji	350,000	2006	Herman	143,900	2007	Perham	250,000	2009
Bemidji	250,000	2008	Heron Lake	500,000	2005	Pine City	53,476	2003
Benson	347,066	2004	Hibbing	250,000	2009	Pine River	164,049	2005
Bigfork	250,000	2008	Hutchinson	250,000	2009	Pipestone	499,907	2005
Bovey	192,000	2006	Isle	250,000	2009	Redwood Falls	250,000	2008
Brainerd	375,000	2006	Jackson	351,280	2005	Richmond	121,799	2008
Brewster	81,495	2003	La Crescent	1,400,000	2006	Rockville	152,734	2005
Brewster	250,000	2008	Lake Crystal	500,000	2003	Roseau	378,000	2003
Browerville	175,000	2008	Lake Crystal	257,547	2006	Roseau	300,000	2008
Cannon Falls	213,219	2008	Lakefield	198,000	2008	Silver Bay	261,354	2003
Cannon Falls	36,780	2008	Le Sueur	358,127	2003	St. Cloud	286,710	2005
Cloquet	280,000	2003	Le Sueur	250,000	2008	St. James	209,600	2003
Cohasset	352,000	2005	Litchfield	261,900	2005	St. James	250,000	2008
Cold Spring	392,752	2005	Little Falls	500,000	2005	Thief River Falls	273,800	2006
Cold Spring	300,000	2006	Long Prairie	500,000	2005	Tower	249,980	2006
Coleraine	173,425	2006	Luverne	500,000	2003	Truman	170,676	2005
Cottonwood	140,768	2005	Mankato	500,000	2005	Truman	52,681	2005
Crookston	175,737	2006	Mankato	21,313	2006	Virginia	300,000	2006
Detroit Lakes	250,000	2009	Mankato	478,686	2006	Virginia	284,750	2009
Duluth	250,000	2008	Mankato	238,350	2008	Virginia	193,143	2009
Duluth/Cirrus	500,000	2005	Mankato	11,649	2008	Virginia	6,856	2009
Duluth/St. Mary's	500,000	2005	Mazeppa	265,000	2008	Wanamingo	222,375	2003
Elk River	360,080	2005	Melrose	400,000	2003	Winona	490,000	2005
Faribault	86,001	2003	Milaca	68,310	2003	Winona	300,000	2006
Faribault	278,425	2005	Moorhead	500,000	2003	Winona	337,500	2008
Faribault	500,000	2008	Mora	56,995	2006	Winthrop	500,000	2008
Fergus Falls	300,000	2006	Mountain Iron	200,000	2009	Wyoming	1,000,000	2003
Freeport	388,482	2006	Murdock	343,000	2008	Wyoming	500,000	2006
Freeport	500,000	2006						

# 2010 CGMC Legislative Action Day Agenda

Wednesday, February 17, 2010

Tentative as of 1/26/2010



- 10:30 a.m. Board of Directors Meeting** • Flaherty & Hood, P.A.
- 11:30 a.m. Full Membership Meeting** • Flaherty & Hood, P.A.
- Welcome and Introductions  
*CGMC President Tim Strand, Mayor of St. Peter*
  - CGMC Membership Update  
*Tim Flaherty*
  - Lobbying Strategy and Message for Legislators
    - Local Government Aid
    - State Budget Deficit
    - Unallotment Lawsuit
- 12:30 p.m. Lunch** • Flaherty & Hood, P.A.
- 1:30 p.m. Lobby at Capitol Complex** • Capitol/State Office Building  
CGMC members are responsible for scheduling appointments with legislators.
- 3:30 p.m. Legislative Leadership Panel** • Flaherty & Hood, P.A.
- Senate Majority Leader Larry Pogemiller, DFL-Minneapolis (invited)
  - Senate Minority Leader David Senjem, R-Rochester (confirmed)
  - Speaker of the House Margaret Anderson Kelliher, DFL-Minneapolis (confirmed)
  - House Minority Leader Kurt Zellers, R-Maple Grove (confirmed)
- 5:30 p.m. Legislative Reception** • Mancini's
- 6:30 p.m. Dinner** • Mancini's  
*Opening remarks given by CGMC President Tim Strand, Mayor of St. Peter and St. Paul Mayor Chris Coleman*

---

<b>Flaherty &amp; Hood, P.A.</b>	<b>Mancini's</b>	<b>Holiday Inn RiverCentre</b> (near Xcel Energy Center)	<b>Best Western Kelly Inn</b> (near Capitol)
525 Park St.	531 W. 7th St.	175 W. 7th St.	161 St. Anthony Ave.
Suite 470	St. Paul, MN 55102	St. Paul	St. Paul
St. Paul, MN 55103		651-225-1515	651-227-8711
		\$112/night + tax	\$94/night + tax
		Block held until 1/29	Block held until 2/13

# 2010 CGMC Legislative Action Day Registration

Wednesday, February 17, 2010

Tentative as of 1/26/2010



- 10:30 a.m.** Board of Directors Meeting • Flaherty & Hood, P.A.
- 11:30 a.m.** Full Membership Meeting • Flaherty & Hood, P.A.
- 12:30 p.m.** Lunch • Flaherty & Hood, P.A.
- 1:30 p.m.** Lobby at Capitol Complex • Capitol/State Office Building  
CGMC members are responsible for scheduling appts. with legislators.
- 3:30 p.m.** Legislative Leadership Panel • Flaherty & Hood, P.A.
- Senate Majority Leader Larry Pogemiller, DFL-Minneapolis (invited)
  - Senate Minority Leader David Senjem, R-Rochester (confirmed)
  - Speaker Margaret Anderson Kelliher, DFL-Minneapolis (confirmed)
  - House Minority Leader Kurt Zellers, R-Maple Grove (confirmed)
- 5:30 p.m.** Legislative Reception • Mancini's
- 6:30 p.m.** Dinner • Mancini's

Flaherty & Hood, P.A.  
525 Park St.  
Suite 470  
St. Paul, MN 55103

Mancini's  
531 W. 7th St.  
St. Paul, MN 55102

Holiday Inn RiverCentre  
(near Xcel Energy Center)  
175 W. 7th St.  
St. Paul  
651-225-1515  
\$112/night + tax  
Block held until 1/29

Best Western Kelly Inn  
(near Capitol)  
161 St. Anthony Ave.  
St. Paul  
651-227-8711  
\$94/night + tax  
Block held until 2/13

## REGISTRATION *(Make extra copies as needed)*

City \_\_\_\_\_

Name/Title \_\_\_\_\_

Please check the events you will attend:

- 10:30 a.m. Board of Directors Meeting
- 11:30 a.m. Full Membership Meeting
- 12:30 p.m. Lunch
- 3:30 p.m. Legislative Leadership Panel
- 5:30 p.m. Legislative Reception at Mancini's
- 6:30 p.m. Dinner at Mancini's

Name/Title \_\_\_\_\_

Please check the events you will attend:

- 10:30 a.m. Board of Directors Meeting
- 11:30 a.m. Full Membership Meeting
- 12:30 p.m. Lunch
- 3:30 p.m. Legislative Leadership Panel
- 5:30 p.m. Legislative Reception at Mancini's
- 6:30 p.m. Dinner at Mancini's

Name/Title \_\_\_\_\_

Please check the events you will attend:

- 10:30 a.m. Board of Directors Meeting
- 11:30 a.m. Full Membership Meeting
- 12:30 p.m. Lunch
- 3:30 p.m. Legislative Leadership Panel
- 5:30 p.m. Legislative Reception at Mancini's
- 6:30 p.m. Dinner at Mancini's

## Registration per Person: \$65

- Bill me
- Payment enclosed
- I'll pay at the meeting

Please make checks payable to CGMC.

Please include \$24 for each additional guest dinner.

Return completed form by February 10 to:

Colleen Millard  
cmillard@flaherty-hood.com  
Phone: 651-259-1914  
Fax: 651-225-9088  
525 Park St., Suite 470  
St. Paul, MN 55103



## **League Board Supports Amicus Brief in Unallotment Lawsuit**

**The Minnesota Supreme Court has approved the League's request to file the "friend of the court" brief, which the League will do jointly with other city organizations.**

*(Published Feb 3, 2010)*

After extensive discussion, the League of Minnesota Cities Board of Directors on Jan. 21 voted unanimously to authorize League staff to seek permission to file an amicus curiae, or a "friend of the court," brief in the appeal of the unallotment lawsuit that the State Supreme Court recently agreed to consider.

The Board members concluded that the case of Brayton et al v. Tim Pawlenty et al involves important constitutional issues regarding separation of powers that could affect the state's budget process and could have repercussions for cities.

### **No direct legal challenge**

The League Board also discussed a possible direct legal challenge to the 2009 and 2010 unallotments, but thought the better approach would be to file the amicus brief to address the important good governance and separation of powers concerns that cities care about.

### **Filing jointly with others**

The Board also discussed whether to file its brief in conjunction with other city organizations. The Board ultimately approved a motion to request authority to file a joint brief along with the other city organizations represented on the Board. These associations include the Minnesota Association of Small Cities, Metro Cities, the Coalition of Greater Minnesota Cities, and the cities of Minneapolis and St. Paul. The motion included an understanding that if any of the associations or cities did not want to join in the League's brief, then the League would file its brief alone. All of the city interests have since agreed to file a single brief.

The League regularly files briefs in appellate court matters affecting the interests of LMC members. Amicus briefs are drafted to provide the court with information that is intended to help the Court reach a decision.

### **Supreme Court approves joint filing**

The Supreme Court approved the League's request to file an amicus brief. The court also approved the requests of the cities of St. Paul and Minneapolis. The deadline for filing the joint brief of the League, the Minnesota Association of Small Cities, Metro Cities, the Coalition of Greater Minnesota Cities, and the cities of Minneapolis and St. Paul. is Feb. 23. The governor's brief is due on Feb. 9.

The State Supreme Court will hear oral arguments in the matter on March 15.

### **Background**

The Board's consideration was prompted by the recent Ramsey County District Court decision in the Brayton matter, finding that, while the unallotment statute is constitutional, the manner in which the

governor exercised his unallotment power this past summer with respect to the state's dietary aid program was invalid and unconstitutional.

In mid-January, the governor appealed the District Court decision and requested that the Supreme Court give the case an expedited review.

**Read the current issue of the Cities Bulletin** (*Link to: <http://www.lmc.org/page/1/cities-bulletin-newsletter.jsp>*)

## **Your LMC Resource**

### **Contact Gary Carlson**

IGR Director

(651) 281-1255 or (800) 925-1122 [gcarlson@lmc.org](mailto:gcarlson@lmc.org) (*Link to: <mailto:gcarlson@lmc.org>*)

### **Contact Tom Grundhoefer**

General Counsel

(651) 281-1266 or (800) 925-1122

[tgrundho@lmc.org](mailto:tgrundho@lmc.org) (*Link to: <mailto:tgrundho@lmc.org>*)

Copyright ©2010 League of Minnesota Cities, 145 University Ave. W, Saint Paul, MN 55103-2044 | Phone: (651) 281-1200 | Toll-Free: (800) 925-1122



## **Governor Proposes Merging DEED Business Development Programs**

**Under this proposal, the Greater Minnesota Business Development fund would be open to all cities.**

*(Published Feb 3, 2010)*

Gov. Pawlenty is proposing going statewide with the Greater Minnesota Business Development program by merging it with the bioscience-focused version that has been around a few years now.

The governor also put forth a \$40 million bonding proposal for popular Department of Employment and Economic Development (DEED) programs. Of that \$40 million, \$25 million would be for the newly merged programs, entitled the Minnesota Business Development Infrastructure Program. The remaining \$15 million would go to DEED's popular redevelopment program, which is already available statewide.

### **How would cities be affected?**

Most of the applicants for these funds are cities, and some are counties. At first glance, the biggest change is that the Greater Minnesota Business Development fund would be open to all cities—and the funding divided equally between greater Minnesota and the metro area, as long as there were qualifying applications—similar to the current distribution of the redevelopment account at DEED. The bill language has not yet been made public, and probably won't be until the governor's bonding bill is introduced as legislation.

### **Reasons for the proposal**

The idea was presented to both the House and Senate economic development committees last week by agency staff when they took up the governor's bonding proposals, as well as a number of individual legislators' bonding bill requests. Presenting was Mark Lofthus, director of Business and Community Division at DEED, and Terry Kuhlman, executive director of the Minnesota Public Facilities Authority.

DEED staff broke down their reasoning for merging the programs into three key areas:

- **Funding:** DEED staff hope to bring more dollars and attention to the programs by going statewide. In the last funding cycle, the Greater Minnesota Business Development program received \$7 million that was distributed after four months. The bioscience program had \$5 million.
- **Infrastructure needs:** The current Greater Minnesota Business Development program has a strong track record of financing public infrastructure around the state, and most of the Bioscience program funding has gone toward the same kind of infrastructure.
- **Politics:** With redistricting right around the corner, many expect suburbs to have a greater legislative presence while greater Minnesota will lose representation because of population changes. A statewide plan could help build political base at the Legislature for the program.

**Rep. Tom Rukavina** (*Link to: <http://www.house.leg.state.mn.us/members/members.asp?id=10574>*) (DFL-Virginia), chair of the **Higher Education and Workforce Development Finance and Policy Division** (*Link to:*

*<http://www.house.leg.state.mn.us/comm/committee.asp?comm=86116>*), stated his intentions to hold another hearing on the

policy changes later on this session. He asked DEED staff to bring the merger idea forward at that time. He relayed that the committee's intention that morning was to consider the bonding appropriations, and language changes would not be moving forward with the committee's funding recommendations.

The Coalition of Greater Minnesota Cities testified against the merger, citing several reasons, including concerns that less funding would be available for greater Minnesota.

**Read the current issue of the Cities Bulletin** (*Link to: <http://www.lmc.org/page/1/cities-bulletin-newsletter.jsp>*)

## **Your LMC Resource**

### **Contact Jennifer O'Rourke**

IGR Representative

(651) 281-1261 or (800) 925-1122

**[jorourke@lmc.org](mailto:jorourke@lmc.org)** (*Link to: <mailto:jorourke@lmc.org>*)

Copyright ©2010 League of Minnesota Cities, 145 University Ave. W, Saint Paul, MN 55103-2044 | Phone: (651) 281-1200 | Toll-Free: (800) 925-1122



## **Do TIF Law Changes Equal New Jobs? The House Wants to Know**

**Cities and developers supporting special TIF law changes will want to be at the Feb. 16 House Tax hearing.**

*(Published Feb 3, 2010)*

The **House Taxes Committee** ([Link to: http://www.house.leg.state.mn.us/comm/committee.asp?comm=86103](http://www.house.leg.state.mn.us/comm/committee.asp?comm=86103)) will take up individual city or developer tax increment financing (TIF) law concerns on Feb. 16 during its regularly scheduled time slot at 10:30 a.m.

The agenda calls for an open forum for these parties to propose changes in TIF law for individual projects that would stimulate construction of new building projects. It also specifies that projects themselves should be ready to go no later than June 2011. Any city thinking about pursuing TIF changes this session should make a special point to get on record at this hearing, or get in touch with House committee staff prior to Feb. 16.

### **Not the typical approach**

The early session TIF hearing is not the usual approach. Typically, individual or city-specific TIF bills are introduced as bills, and heard later on in the session. While both bodies have a focus on job creation, a 37-member House Jobs Working Group met publicly throughout the interim to discuss various ways of stimulating the economy. Many of the members were also members of the House Taxes Committee, and the Tax Chair, Rep. Ann Lenczewski (DFL-Bloomington) chaired that committee, along with Rep. Alice Hausman (DFL-St. Paul, chair of the Capital Investment Finance Division) and Rep. Tom Rukavina (DFL-Virginia, chair of the Higher Education and Workforce Development Finance and Policy Division).

### **Testify, and let the League know**

Interested cities should contact committee administrator, Sarah Carlson-Walrath at (651) 296-8826 to testify. Additionally, the League would like to know the cities that sign up to testify, so League staff can help educate legislators on the particular issues throughout the session. To share that information, please contact **Jennifer O'Rourke** at [jorourke@lmc.org](mailto:jorourke@lmc.org) ([Link to: mailto:jorourke@lmc.org](mailto:jorourke@lmc.org)) or (651) 281-1261.

### **A little history on TIF flexibility**

TIF flexibility for job creation is not a new concept; this was a cornerstone component of the JOBS Coalition legislation (SF 2078) that came forward last session, and will make a comeback in the 2010 session.

On Jan. 29, leaders of the House Democrats outlined a plan to steer private money toward growing small businesses, historic renovations, and construction at the Mall of America. The package includes 10 tax breaks designed to spark job creation.

Among the proposals: tax credits for investments in high-tech, manufacturing, and green businesses; more flexibility to cities and counties in using local tax incentives for economic development; TIF to

encourage transit-friendly dense development; TIF to revitalize housing in blighted areas; and \$10 million in “angel investment credits” and historic rehabilitation credits.

According to press reports, other economic development bills will allow cities and counties to issue industrial bonds to finance green buildings. Another bill would permit building owners to do energy efficiency efforts, and pay for them by asking the city to levy special assessments on their properties.

**Access the House schedule and sign up for e-mail notification of Tax hearings** *(Link to:*

*http://www.house.mn.us)*

**Read the current issue of the Cities Bulletin** *(Link to: http://www.lmc.org/page/1/cities-bulletin-newsletter.jsp)*

## Your LMC Resource

### Contact Jennifer O'Rourke

IGR Representative

(651) 291-1261 or (800) 925-1122

**[jorourke@lmc.org](mailto:jorourke@lmc.org)** *(Link to: mailto:jorourke@lmc.org)*

Copyright ©2010 League of Minnesota Cities, 145 University Ave. W, Saint Paul, MN 55103-2044 | Phone: (651) 281-1200 | Toll-Free: (800) 925-1122



# -FridayFax-

*A weekly legislative update from the League of Minnesota Cities*

February 5, 2010

Page 1

## The *FridayFax* returns

With the start of the 2010 legislative session, we will again bring you a Friday update about legislative affairs of interest to city officials. This legislative session will undoubtedly be a critical year for cities as the governor and legislators struggle to balance the state's immediate \$1.2 billion deficit as well as the projected \$5 billion deficit for the 2012-2013 biennium.

In addition to the newly-redesigned electronic *Cities Bulletin* and the *FridayFax*, the League has other communications resources available to cities including topical listservs. You can sign up for any of the League's listservs by visiting our web site <http://www.lmc.org/page/1/member-forums-signup.jsp>. During the session, we also anticipate conducting webinars focusing on timely issues of importance to city officials. Webinars will be announced on the League's web site and through our IGR Legislative listserv. Please take advantage of these communications tools to keep up on developments that could impact your city.

In addition to staying informed, please consider helping us and the broad community of cities during the session. City officials will have numerous opportunities to present information to legislators at hearings. We will highlight relevant upcoming hearings in our publications and you can always search upcoming hearings on the Legislature's web site:

House:

<http://www.house.leg.state.mn.us/hinfo/schedulea11.asp>

Senate:

<http://www.senate.leg.state.mn.us/schedule/schedule.php?ls=&type=upcoming>

If you have questions about legislative issues or about travelling to the Capitol, please contact any member of the League's Intergovernmental Relations team.

## 2010 unallotments announced last summer finally executed

On February 1, the Commissioner of Management and Budget formally unallotted the 2010 aid and credit payments of cities and counties. The 2010 unallotments were originally announced last June but due to a number of timing issues, the formal action was not executed until this week. The Department of Revenue stated that the final unallotment amounts matched the proposed amounts without any changes. As a result, the Department has chosen to not send out any additional information to cities on the 2010 unallotments.

The Department's message went on to say that these amounts are only final to the extent that the Legislature and governor do not take further actions this legislative session that further alters the status of the payments. Below are the totals for the programs unallotted this week.

<u>Program</u>	
Local Government Aid	\$102,384,000
Residential MV Credits	\$30,561,386
Ag MV Credits	\$354,626
County Program Aid	\$67,000,000
Total	\$200,300,012

Individual local government jurisdictions were notified of their proposed unallotment amounts last summer when local government aid (LGA) amounts were certified. You can find information on your city's LGA and market value homestead credit (MVHC) unallotments for 2009 and 2010 at:



# -FridayFax-

*A weekly legislative update from the League of Minnesota Cities*

February 5, 2010

Page 2

[http://www.taxes.state.mn.us/taxes/property\\_tax\\_administrators/other\\_supporting\\_content/proposed\\_2009\\_2010\\_city\\_unallotments.pdf](http://www.taxes.state.mn.us/taxes/property_tax_administrators/other_supporting_content/proposed_2009_2010_city_unallotments.pdf)

Questions? Contact Gary Carlson at 651.281.1255 or [gcarlson@lmc.org](mailto:gcarlson@lmc.org).

## Unallotments focus of the House Local Government hearing on Feb. 15

On Monday, February 15 the House Local Government Division meeting will focus on cities and counties and the effects from the governor's unallotments. The meeting is scheduled for 4:30 p.m. in the State Office Building, Room 200. House fiscal staff will do a short overview on the unallotment and then turn the meeting over to cities, counties, and employee unions to describe how unallotment has affected them. This meeting will be held on President's Day, the Legislature always meets on this holiday. The League was asked to coordinate the testimony for cities, along with the other municipal lobbying organizations.

Questions? Contact Jennifer O'Rourke at 651.281.1261 or [jorourke@lmc.org](mailto:jorourke@lmc.org).

## Early session progress

With a \$1.2 billion deficit, the governor and legislators will eventually have their hands full trying to balance the state's budget. While legislators wait for the release of the governor's supplemental budget recommendations, which may come next week, and the March 2 release of the updated state budget forecast, a major focus will be on the passage of the bonding bill. That said, early passage of a bonding bill will be contingent on cooperation between the governor and both bodies of the Legislature.

The governor released his recommendations in January. The proposal calls for \$685 million in general obligation bonding, with a total of \$815 million when user-financed bonds, trunk highway bonds, University of Minnesota and MnSCU bonds, and cash amounts are included. The amount is well below the approximately \$1 billion bonding bill lawmakers have been discussing. Additional details on the governor's proposal can be found at [www.mmb.state.mn.us](http://www.mmb.state.mn.us).

In typical years, the bonding bill is one of the last major pieces of legislation passed by the Legislature. By waiting until the end of the session, the bonding bill can be used as leverage on other, perhaps more controversial issues.

This year, legislators want to move quickly in order to assure that projects can be started as soon as construction season begins. The job creation and economic stimulus potential seems to be the most important aspect of the bonding bill.

The Senate bonding bill, SF 2360, (Sen. Keith Langseth, DFL-Glyndon), was passed out of the Senate Finance Committee this morning and will be considered by the full Senate as soon as next Tuesday. The proposal addresses \$1.096 billion in projects, most of which will be funded with general obligation bonds. It contains funding for an array of projects, including local bridges, public safety facilities, rail lines, economic development, and water infrastructure. The spreadsheet for the Senate's bonding proposal can be viewed at [www.senate.leg.state.mn.us/departments/fiscalpol/tracking/2010/CapBud-10-Req-Gov-Sen-House-Conf.pdf](http://www.senate.leg.state.mn.us/departments/fiscalpol/tracking/2010/CapBud-10-Req-Gov-Sen-House-Conf.pdf)

House Capital Investment Committee Chair Alice Hausman (DFL-St. Paul) released her bonding bill, HF 2700. Like SF 2360, the House bill also contains approximately \$1 billion in projects. Rep. Hausman expects the bill to move through



# -FridayFax-

*A weekly legislative update from the League of Minnesota Cities*

February 5, 2010

Page 3

committees next week and to be debated on the House floor on February 15. The House bonding spreadsheet can be viewed at <http://www.house.leg.state.mn.us/fiscal/files/bond10.pdf>.

There are differences between the existing House and Senate proposals, and chairs indicate there will likely be a conference committee named to resolve issues. The conference committee process is expected to be relatively short. Both Sen. Langseth and Rep. Hausman have indicated they want to see a bill on the governor's desk before the end of the month. The two bodies are in agreement on the amount of money in the bonding bill.

That said, given that the governor and the Legislature are about \$300 million apart on the total amount the state will bond for this year, the governor is not expected to approve the conference committee report. The question is whether the governor will veto the bill in its entirety or will exercise his line-item veto authority to eliminate specific projects and align the legislation's bottom line with his.

*Questions? Contact Anne Finn at 651.281.1263 or [afinn@lmc.org](mailto:afinn@lmc.org).*

## **The goal? Jobs, jobs and more jobs**

With the House and Senate both moving at a breakneck pace on the jobs/state economic stimulus front, the Senate Business, Industry and Jobs Committee will take up Sen. James Metzen's (DFL, South St. Paul) SF 2167 on Monday, February 8, at 12:30 p.m. in room 123 of the Capitol. The legislation, just introduced on Thursday, the first day of session, contains a number of components dealing with city-economic development tools. Among those:

- creating a state historic rehab tax credit;
- TIF flexibility;

- permitting local assessments for energy improvements;
- providing for home purchase loans; and
- an automatic extension of building permits and more.

As of today, there is no House companion but like minded legislation has been introduced on the House side with Rep. Ann Lenczewski (DFL-Bloomington) and Speaker Margaret Anderson Kelliher's (DFL, Minneapolis) HF 2695. Watch next week's *Bulletin* for a complete write up on the provisions of the House stimulus bill, as well as related matters or hearings.

*Questions? Contact Jennifer O'Rourke at 651.281.1261 or [jorourke@lmc.org](mailto:jorourke@lmc.org).*

## **House questions whether TIF changes = job creation**

The House Tax Committee will hold a hearing on February 16 at 10:30 a.m. and is looking for developers and cities to talk about what tax increment financing (TIF) changes might bring for jobs by 2011. The committee is probably open to either city-specific or general change ideas. Tax Chair Ann Lenczewski (DFL-Bloomington) is holding this open forum and interested parties should contact her committee administrator, Sarah Carlson-Walrath at 651.296.8826 before the hearing, although that is not a prerequisite to testify.

*Questions? Contact Jennifer O'Rourke at 651.281.1261 or [jorourke@lmc.org](mailto:jorourke@lmc.org).*

## **City election officials support first step to move date of state primary to August 10**

City and county election officials were on hand today as the Senate State and Local Government Operations & Oversight Committee unanimously



# -FridayFax-

*A weekly legislative update from the League of Minnesota Cities*

February 5, 2010

Page 4

recommended that SF 2251, (Sen. Terri Bonoff, DFL, Minnetonka), be passed by the full Senate. Local election administrators will be back at the legislative session next Tuesday, February 9, to attend and testify at the first meeting of the House State & Local Government Operations, Reform, Technology & Elections Committee to urge committee members to support HF 2552, (Rep. Steve Simon, DFL, St. Louis Park), the companion bill, to move the current state primary date from the first Tuesday after the second Monday in September to the second Tuesday in August. This year, the second Tuesday will be August 10.

The bill is on a fast track and has received bipartisan support in the Senate as a result of discussions over the interim on the necessity of changing the date of the state primary to comply with federal law, the Military and Overseas Voter Empowerment (MOVE) Act, mandating that states provide at least 45 days between the state primary and general election for absentee ballots to be transmitted to voters serving in the military as well as for voters who reside outside the United States. The current Minnesota state primary date does not provide sufficient time to allow for full participation of those voters in the electoral process, according to terms of the MOVE Act. Although Minnesota had made extensive efforts to make sure those voters received their ballots as early as possible, experience indicated that a disproportionate share of those ballots were not returned in time to be counted.

The League and the Minnesota Clerks & Finance Officers' Association (MCFOA) have urged that action on the bill occur as early as possible during the 2010 legislative session since local election administrators must make significant changes to the schedule for voting in 2010 as a result of moving up the date of the state and local primary.

Among the major changes that must be addressed are:

- deciding whether to hold a 2010 city primary: deadline April 15 rather than June 1;
- confirming polling place locations which were previously scheduled to be used on September 14;
- recruiting and training election judges to conduct voting at polling places on August 10;
- changing the filing period to May 18 – June 1 for cities holding primaries instead of July 6 - 20;
- allowing candidates to put up election campaign signs by June 25 rather than August 1;
- providing earlier absentee balloting period for August 10 primary from June 25 – August 9 rather than August 13 – September 13; and
- providing absentee balloting for the general election on a new schedule: September 17 – November 1 rather than October 1 – November 1.

*Questions? Contact Ann Higgins at 651.281.1257 or [ahiggins@lmc.org](mailto:ahiggins@lmc.org).*