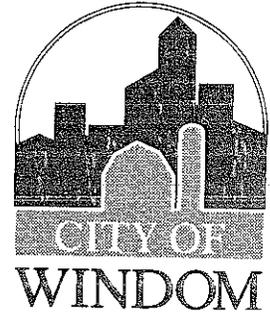


City Council Meeting
Tuesday, March 17, 2009
City Council Chambers
7:30 p.m.
AGENDA



Call to Order
Pledge of Allegiance

1. Approval of Minutes
 - Council Minutes – March 3, 2009
2. Consent Agenda
 - Receipt of Board & Commission Minutes
 - EDA Commission – March 9, 2009
 - Park & Recreation Commission – March 9, 2009
 - Library Board – March 10, 2009
 - Telecommunications Commission – March 10, 2009
 - Street Committee – March 12, 2009
 - Correspondence
 - Minnesota Department of Health – Community Water Supply Inspection & Report
 - Minnesota Department of Natural Resources – Permit Review
3. Department Heads
4. License Application
 - Authorization to Dispense Intoxicating Liquor
 - Eagles Club – April 18, 2009 -Windom Community Center
5. 2009 Seal Coat/Crack Filling Project – Call for Bids
6. Toro/City Storm Sewer Agreement
7. 4th Avenue Bridge Property Acquisition – Tanglewood Apartments
8. 2009 Airport Projects
 - Resolution Ordering Preparation of Plans & Specifications
9. Federal Broadband Economic Stimulus Program
 - Resolution Pursuing Funding
10. Regular Bills
11. Unfinished Business
12. New Business
13. Council Concerns
14. Adjourn



Council Meeting
Windom City Hall, Council Chamber
March 3, 2009
7:30 p.m.

1. Call to Order: The meeting was called to order by Mayor Kruse at 7:30 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; Bruce
Caldwell, Street Superintendent; Mike Haugen,
Water\Wastewater Superintendent; Dan
Fossing, Fire Chief; Dennis Johnson & Craig
Mueller, Wenck & Associates; Ron Gregg &
Rory Lindval, Cottonwood County Engineering
Department and Terry Glidden, Telecom

Public Present: Frank Dorpinghaus and Paul Goeman

3. Pledge of Allegiance

4. Approval of Minutes:

Motion by Powers, second by Maricle, to approve the February 17, 2009 minutes. Motion carried 5 – 0.

5. Consent Agenda:

Kruse said the Consent agenda contained the minutes from the following Boards and/or Commissions:

- Community Center Commission – February 23, 2009
- Utility Commission – February 25, 2009
- Street Committee – March 2, 2009

Motion by Maricle, second by Ray, to approve the Consent Agenda. Motion carried 5 – 0.

6. Department Heads:

None

7. Public Comment:

Mitch Voehl, Consolidated Ready Mix, presented information related to the benefits of using concrete for the proposed 2009 Street Project. Information was contained in the Council packets outlining the life cycle costs of concrete and bituminous. The use of concrete shows a savings of \$447,401 over the life of the asset. The bids for the Street Project were close with the price of concrete being approximately \$14,000 more than bituminous. Voehl thanked Wenck & Associates for the comparative design specifications.

8. Ratification of Fire Department Elections:

Kruse noted that there was information in the Council packet and that the election of officers included Dan Fossing as Chief, Dan Ortmann as 1st Assistant, Craig Wolter as 2nd Assistant and Eric Ward as 3rd Assistant.

Motion by Powers, seconded by Ray, to approve the Fire Department Officers as presented. Motion carried 5 – 0.

9. License Applications:

Kruse stated that an application for Authorization to Dispense Intoxicating Liquor was received from the Laker Grill for the Ducks Unlimited Banquet held at the Windom Community Center.

Motion by Messer, seconded by Maricle, to approve an Authorization to Dispense Intoxicating Liquor was received from the Laker Grill for the Ducks Unlimited Banquet held at the Windom Community Center. Motion carried 5 – 0.

10. 2009 Street Improvement Project – Bid Award:

Dennis Johnson & Craig Mueller, Wenck Associates; Bruce Caldwell, Street Superintendent; Ron Gregg & Rory Lindval, Cottonwood County Engineering Department introduced themselves.

Mueller provided an overview of the bids received on the proposed street project. There were five bids and the apparent low bidder was Hjerpe Construction with a bid of \$1,144,319.95 for the bituminous option and \$1,158,294.95 for the concrete option. The bids were about 15% below the engineer's estimate.

There were also five bids on the Sykora Addition alternate. The low bid for the direct bury option was \$49,042.79 from M&R Paving and \$55,280.32 for the direct boring option from Hjerpe Construction.

Mueller reviewed the cost comparisons Wenck & Associates performed regarding the bituminous option and the concrete option for the Street Project. These calculations show a life-cycle savings of approximately \$499,000 with the concrete option.

Due to the lower bids the amount assessed to the property owners would be reduced. In the Council packet are the preliminary assessment figures and the new assessment figures based on the actual bid amounts. Mueller said the new assessments reflect the 15% cost savings.

Caldwell said that the Street Committee is recommending the concrete option to the City Council.

Council member Messer introduced the Resolution No. 2009-08, entitled “A RESOLUTION AWARDING THE CONTRACT FOR A PROJECT ENTITLED 2009 STREET IMPROVEMENT PROJECT” and moved its adoption. The resolution was seconded by Ray and on roll call vote: Aye: Ray, Fast, Maricle, Messer and Powers. Nay: None. Absent: None. Resolution passed 5 – 0.

Kruse asked if there was a recommendation on the Sykora Addition portion of the project. Mike Haugen, Water Superintendent, said that the Utility Commission had recommended the direct boring option. Mueller said that the rationale of the Utility Commission was that the direct boring method would be less disruptive to the homeowners and lessen the damage risk to the driveways.

Maricle said that these projects are planned to be in conjunction with improvements made by Minnesota Energy Resources. Mueller said that was correct. Maricle asked if Minnesota Energy Resources pays the City anything as they are benefiting from the City's project. Powers noted that they use their own borings, labor and materials. Caldwell agreed that Minnesota Energy Resources was getting a good deal because if they did their work independently there would be street repair costs. Messer said that he is glad Minnesota Energy Resources is in the community and upgrading their infrastructure. Dennis Johnson said that the City should check the franchise agreement to see if there are any provisions that address this matter.

Fast said that the project being proposed for the Sykora Addition brings the sewer main to the east side of Highway 71 and there are provisions for an oversized pipe. Mueller said that is correct, the over sizing is for a larger casing being bored under Highway 71 to accommodate a larger sewer main.

Fast noted that there was discussion on the cost to the property owners and the actual prices were higher than the original estimates so the homeowners may need to

increase the amount for their assessments and it is fair that the costs are allocated to the appropriate parties. Nasby confirmed that the homeowners petitioned for the project in an amount not too exceed about \$32,600, which was based on an engineer's estimate of what was needed to only serve these three properties. The project as bid was to allow for a larger main and future extension of the sewer system. Nasby said that he had worked with Mueller to determine the additional amount needed from the homeowners based on the bid costs. This amount was about \$3,900. Nasby had talked to Haugen to inquire if Cottonwood County had any funds to help the homeowners pay their part of the project. Haugen said he had talked to Mike Hanson with Cottonwood County, but had not received a firm answer.

Messer said that Cottonwood County forced this issue with the homeowners and he is working to keep their costs down.

Council member Messer introduced the Resolution No. 2009-XX, entitled "A RESOLUTION AWARDING THE CONTRACT FOR A PROJECT ENTITLED SYKORA ADDITION STREET IMPROVEMENT PROJECT" Direct Bury (Option #1) and moved its adoption. The motion introducing the resolution died for lack of a second.

The Council held additional discussion regarding the two options, the merits of each and how to equitably pay for the project.

Dennis Johnson suggested awarding the bid with a contingency that it be held for 60-days until the financing issues are settled. Messer said this was too long and the contractor would not have to agree. Johnson said maybe it could be a 30-day hold and agreed that the contractor could say no.

Haugen and Mueller noted that the bids for the project were higher last fall and encouraged the Council to consider moving the project forward.

Council member Messer introduced the Resolution No. 2009-09, entitled "A RESOLUTION AWARDING THE CONTRACT FOR A PROJECT ENTITLED SYKORA ADDITION STREET IMPROVEMENT PROJECT" Direct Bury (Option #1) and moved its adoption. The resolution was seconded by Maricle and on roll call vote: Aye: Fast, Maricle, Messer, Powers and Ray. Nay: None. Absent: None. Resolution passed 5 – 0.

11. Fees & Charges Schedule:

Nasby said that in the packet was a master list of fees and charges. This item was tabled at the last meeting so comparison information could be provided showing new fees or revised fees. Nasby said these notations are shown on the right-hand side of the page next to the items. If there was no notation then the fee or charge is the same as what was already in place and approved by the City Council.

Messer asked about the charges for water and why the cost for water rose with usage as this deters people from watering their yards. Haugen said that the State requires a conservation rate schedule which calls for higher costs with higher water usage. This is a method to conserve water. Messer asked about pricing related to quantities and how these are set. Haugen and Fast said that the Utility Commission sets the rates. Messer asked if the City needed the conservation effort at this level. Haugen said that it does and they had discussed additional sources of water and the static water levels were lower. Fast said that these levels have been lower and not rebounded. Messer asked if the City was pumping water and serving Red Rock Rural Water and the City could cut back the sales to them.

Council member Fast introduced the Resolution No. 2009-10, entitled “RESOLUTION ESTABLISHING FEES AND CHANGES AND APPROVING SCHEDULE” and moved its adoption. The resolution was seconded by Powers and on roll call vote: Aye: Maricle, Messer, Powers, Ray and Fast. Nay: None. Absent: None. Resolution passed 5 – 0.

12. 2008 Annual Report:

Nasby said that the City staff had completed the 2008 Annual Report that contained un-audited financial summaries and a wealth of statistics on the use of City services. Following City Council approval it will be placed on the City’s web site.

Powers thanked the staff for their work on the document and noted that it contains a great deal of useful information.

Motion by Powers, second by Fast, to accept the 2008 Annual Report. Motion carried 5 – 0.

13. Airport Stimulus Funding for Runway Reconstruction:

Nasby said that the Windom Municipal Airport was on a list for the possible award of federal economic stimulus monies for the reconstruction of the existing runway. The Windom project had a reasonable chance to be funded as the FAA and MN DOT Aviation office has evaluated the runway condition as fair to poor. The amount of the funding is shown as \$1,275,000 and there should not be a matching requirement. At this time this item is informational, but if the money comes through the City Council will need to act quickly.

14. Board of Review – Scheduled for May 11, 2009 at 4:30 p.m.:

Nasby noted that this is a Special City Council meeting and would need to be formally set by the City Council.

Motion by Powers, second by Fast, to set the annual Board of Review meeting for May 11, 2009 at 4:30 p.m. Motion carried 5 – 0.

Preliminary

Messer said the City could waive the meeting. Nasby said that is a possibility, but the City Council would have to take formal action deferring the responsibility to the County. Messer said the Council could meet and hear the property owners, but the County can over-rule whatever the Council decides.

15. Regular Bills:

Motion by Fast, seconded by Ray, to approve the regular bills. Motion carried 5 – 0.

16. Unfinished Business:

None.

17. Council Concerns:

Maricle asked about the Personnel Committee's work on the labor agreements. Messer said the Personnel Committee was still in negotiations. Kruse said that a mediation meeting with IBEW is scheduled for March 25th and the Police are in the midst of reviewing their union representation.

Kruse noted for the public that the new \$1\month fee for Spring Clean-Up was on the most recent utility bills for residential properties.

Kruse said that he still had a vacancy for the Parks & Recreation Commission and encouraged interested citizens to contact him.

18. Adjourn:

Kruse adjourned the meeting by unanimous consent.

Meeting adjourned at 8:35 p.m.

Kirby Kruse, Mayor

Attest: _____
Steve Nasby, City Administrator

**ECONOMIC DEVELOPMENT AUTHORITY OF WINDOM
MINUTES
MARCH 9, 2009**

1. Call to Order: The meeting was called to order by President Slette at 12:04 p.m.

2. Roll Call & Guest Introductions:

EDAWN Commissioners: Trevor Slette, Juhl Erickson, Nestor Palm, and Bob Messer.
Absent: Corey Maricle.

Also Present: EDA Staff – Aaron Backman, Executive Director, and Mary Hensen, Adm. Asst.; Steve Nasby, City Administrator; Kirby Kruse, Mayor; Sally Larson, WADC Liaison; Craig Mueller (Wenck Associates), Mike Haugen (Windom Water/Wastewater Superintendent), and Rahn Larson (Citizen).

3. Approval of Minutes:

Commissioner Messer requested a correction to Item No. 6 “Riverbluff Estates”, Subdivision A. “Lot Proposal” of the Minutes for February 9, 2009, to delete the reference to a sales price for the tract comprised of Lot 4 and the remainder of Lot 5.

Motion by Commissioner Erickson, seconded by Commissioner Palm, to approve the Minutes of the EDA Meeting held on February 9, 2009, as amended by the deletion of the reference to a sales price for the tract comprised of Lot 4 and the remainder of Lot 5 (Item No. 6, Subdivision A). Motion carried 4-0.

4. Tinklenberg Group Agreement – Ratification: At the February 9, 2009, Meeting, Vern Swing from RLK-Kuusisto and Jodi Ruehle from The Tinklenberg Group made a presentation concerning the services their companies can provide in the areas of planning and funding infrastructure projects. The companies work together to provide assistance to governmental entities to identify and apply for local, state, and federal funding for utilities, infrastructure, transportation, etc. Due to upcoming deadlines for applications requesting federal funding, Director Backman requested that The Tinklenberg Group provide a proposal for their services concerning applications for funding of infrastructure in the North Windom Industrial Park. Upon receipt of the proposal, the copies were e-mailed to the EDA Board members. Upon majority consensus of the Board members in favor of the agreement, EDA President Trevor Slette executed the Consulting Services Agreement on February 25, 2009. Copies of the letter from The Tinklenberg Group, the Consulting Services Proposal, and the Consulting Services Agreement (February, 2009) were provided in the Board packets. Director Backman advised that it was necessary to ratify these actions by motion.

Motion by Commissioner Palm, seconded by Commissioner Messer, to approve the Consulting Services Proposal and the Consulting Services Agreement (February, 2009), submitted by The Tinklenberg Group, and to ratify the execution of the Consulting Services Agreement on February 25, 2009, by EDA President Trevor Slette. Motion carried 4-0.

5. North Windom Industrial Park

A. Preliminary Appropriations Application: A copy of a preliminary appropriations application and letter from Mayor Kruse were included in the Board’s packets. These items had been submitted to Congressman Walz’ Office by the February 27, 2009, deadline. Director Backman updated the Board concerning preparation and submittal of the preliminary application, together with letters of support from various local organizations and

utilities. The preliminary application requests \$1.3 Million primarily for street/highway improvements and sewer/water extensions to the North Windom Industrial Park. The balance of the costs of the project (estimated at approximately \$1.7 Million for Phase 1) would be provided by matching funds from other sources, such as the Windom EDA and the Minnesota Department of Employment and Economic Development (DEED). Director Backman was advised that Elwyn Tinklenberg will be meeting with Congressman Walz on March 11, 2009, concerning this application. Mr. Tinklenberg will also be providing copies of the project information to Representative Betty McCollum and Senator Amy Klobuchar. The allocations from the federal appropriations bill should be approved by October, 2009. These funds are separate from any possible stimulus funding. Director Backman also provided the Board with a copy of an overview of the federal economic recovery package that was prepared by the International Economic Development Council.

B. Infrastructure Cost Estimates – Update: The Board received copies of updated cost estimates, prepared by Wenck Associates, for Phases 1 and 1A of the North Windom Industrial Park infrastructure improvements. Director Backman provided an overview of the items covered in each phase and the respective costs. There was a brief discussion concerning the proposed improvements and the differences in the phases.

Director Backman and Craig Mueller from Wenck Associates mentioned to the Board that, as part of the 2009 Street Improvement Project, a portion of the fill generated by the project will be stored at the North Windom Industrial Park. Director Backman has contacted the tenant, Scott Veenker, concerning the location for the placement of this fill. The amount of good fill is estimated at approximately 1,700 cubic yards and will be placed in an area approximately 200' X 250' in the Southwest corner of the industrial park (east of the sign). Unsuitable fill will be delivered to a site provided by Windom Readymix. Director Backman advised the Board that he had been contacted by a local business concerning the use of this fill. After further discussion, it was the consensus of the EDA Board to retain this fill for use in the infrastructure improvements in the North Windom Industrial Park.

6. Sykora Addition – Infrastructure Update

A. Review of Bids and B. Craig Mueller – Wenck Associates: The bids on the 2009 Street Improvement Project were opened on February 24, 2009. The sewer extension to the Sykora Addition was included as an alternate bid in the street project. The Board received a copy of the bid abstract for the Sykora project. The bids were reviewed by the Utility Commission and the Street Committee prior to submission to the City Council. On March 3, 2009, the Windom City Council adopted a resolution approving the low bid of \$49,042.79 by M R Paving for Option #1 Direct Bury for this sewer extension project. The homeowners in the addition had agreed to pay up to \$32,000 for this sewer extension to their properties. On April 14, 2008, the EDA Board approved the sum of \$8,000.00 for the extension of an 8-inch main under Highway 71 from the existing sanitary sewer on the south/west side to connect the service to the north/east side of the highway. This would position the main sewer line for future extension to the North Windom Industrial Park. There is a difference of \$9,042.79 in the amounts pledged and the approved bid for the project. Craig Mueller from Wenck Associates distributed copies of the engineer's drawings and details for this sewer extension and provided a brief history of the proposed project. Wastewater Superintendent Mike Haugen also provided information concerning the sewer extension. After a full discussion of the project, funding sources, and the ability of the EDA to increase its contribution to the project, the following action was taken.

Motion by Commissioner Messer, seconded by Commissioner Erickson, to approve payment by the EDA of \$13,000.00 for the boring and extension of the sanitary sewer under Highway 71 in the Sykora Addition sewer project with the balance of the costs for this project to be paid from other sources to be found. Motion carried 4-0.

7. Landform Report – Status
 - A. Special Meeting – March 16, 2009: Director Backman advised that the study of PM Windom’s wastewater system and options for modifications has been completed by Landform. After consultations with Administrator Nasby and Wastewater Superintendent Haugen, Landform has finalized their report. Representatives from Landform will present their report to the EDA Board at a special EDA Meeting to be held on Monday, March 16, 2009, at noon at the City Hall Council Chambers.
8. WECC Update: Director Backman updated the Board concerning WECC’s activities. Recent significant developments include the receipt of a \$25,000 grant from Remick for WECC, a proposal to the hospital for staff training, winter classes, and the potential relocation of ECFE to BARC. The WECC Board is considering the purchase of an e-Beam system which is a new technology and less expensive than other interactive whiteboard systems. Director Backman advised the Board concerning recent training sessions for local businesses held at WECC.
9. Prospect Update: Director Backman updated the Board concerning discussions with a local business regarding alternative sites and other prospect contacts.
10. New Business:
 - A. Business Visits/Meetings Report: Director Backman updated the Board concerning business visits, area contacts, meetings and events since the February meeting.
 - B. Futures Summit: Director Backman advised that the Southern Minnesota Initiative Foundation is sponsoring a “Futures Summit” on March 13, 2009, at the MSU Centennial Student Union in Mankato. The purpose of this summit is to review economic development options and identify priorities for moving forward in key areas, such as technology and bio-business. Congressional representatives and possibly Governor Pawlenty are expected to be on hand for this meeting. The cost for this all-day event is \$20. Director Backman will not be able to attend this meeting, but extended the invitation for any interested Board members to contact the EDA office concerning registration for the event.
11. Miscellaneous Information
 - A. River Bluff Townhomes – Monthly Financial Report: The Board received a copy of the financial report provided by Van Binsbergen & Associates for the period ending January 31, 2009.
12. Adjourn: On motion and by consensus, President Slette adjourned the meeting at 1:11 p.m.

Nestor Palm, Secretary

Attest: _____
Aaron Backman, Executive Director

**PARK AND RECREATION COMMISSION MEETING
MINUTES MARCH 9, 2009**

1. Call to Order: The meeting was called to order by Terry Fredin at 5:15 p.m. at City Hall.
2. Roll Call:

Commission Present:	Angie Blanshan, Steph Schwalbach & Jeff LaCanne & Kay Clark
Commission Absent:	Sherri Zimmerman
City Staff Present:	Recreation Director Al Baloun & Park Director Bruce Caldwell
Council Liaisons:	Corey Maricle
Public:	None
3. Approve Agenda
Motion by Schwalbach, seconded by Clark
Motion Carried 4-0
4. Approve Minutes, January 26, 2009
Motion by Clark, seconded by Blanshan
Motion Carried 4-0
5. Park Superintendent-Bruce Caldwell
 - a. 2009 Budget Update; the commission reviewed the park department year to date February 28th expenditure report. They were notified that line item 01-165-4425 Dam maintenance had a draw of \$42,704.05 against the account for engineering fees for the feasibility study by SEH. There wasn't any dollars budgeted in the account so the department will need to watch all expenditures for the remaining of the year. This was a big hit against an already reduced 2009 budget. Clark asked if SEH is paid in full now? Caldwell said he would need to contact city hall and report back.
 - b. Ball Field Usage School- Caldwell & Baloun will meet with the school administrator to sign a usage contract within the next couple weeks. Caldwell stated that the first games are scheduled for early April but with the cold temperatures and frost still in the ground the games maybe postponed. The bathrooms will not be opened for the season until the frost in the ground is gone and temperatures stay higher than freezing during the nights so that the plumbing doesn't freeze up.
 - c. Tegel's Park- Caldwell informed the commission that a portion of the park road has been barricaded off due to frost heave problems.
6. Recreation Director's Report- Al Baloun
 - a. Arena Usage Survey - the commission reviewed a usage survey that Baloun will issue to all groups using or renting the facility in the future. The intent of this survey is to get the publics' responses concerning building maintenance, staffing, expectations, would they consider using the facility for their future events, financial issues and if the user would recommend the Arena to other groups. These surveys will be issued each month to the commission for review.

- b. Budget Cut Review -- Baloun highlighted the cuts to the commission that were made by the council at the recent budget meeting.
 - c. Pool
 - 1. Interviews will be held the week of March 9th for the pool manager position. Angie Blanshan will assist Baloun with the interviews and he is hopeful that a selection will be made by March 16th, 2009.
 - 2. The main pool drains will get new covers that will prevent any safety problems to the users. The change in covers is necessary due to new federal and state laws concerning entrapment. During budget discussions the cost for the new safety covers were not determined. Now that the industry has come up with a long term stainless steel unblockable cover, the costs were higher than expected. Baloun said we will need two and the cost will run \$3,579.98 not including installation. These will need to be installed prior to the start of the season. Al has talked to the water department to assist with installation.
 - 3. Swimming Lesson Registration will be on May 7th. Baloun said the pool should be open for usage June 10th.
 - d. Summer Recreation – the recreation programs will begin following the end of the school year in early June. The first part of the recreation programs will be held during the late afternoons & early evening in order not to interfere with some of the summer bible camps. The Community Education Booklet will have all the details for the summer recreation & registration.
 - e. Ice Season – Staff is currently working on taking out the hockey benches and preparing for the figure skating show to be held on March 14th & 15th. Following the show the staff will begin to remove the ice and prepare for the horse show season.
 - f. Horse Show Season – the first show will be held on the weekend of May 1st. Baloun stated that the Perreli Horse Clinic will not return this year but staff is working on another group to fill in the void. The trainer is taking a year off this year and it has nothing to do with our facility.
 - g. Fairgrounds & Fair Board – Baloun stated that he has met with a couple fair board members and discussed rent of the out buildings and also the grounds maintenance. No decisions had been reached on any items as of this meeting. He will report back following the next meeting with the fair board representatives.
7. Open Mike: none
8. Meeting Adjourned at 5:50 P.M.

Next Park & Recreation Meeting April 13, 2009 5:15 p.m. Council Chambers

Windom Library Board Meeting

Windom Library

March 10, 2009

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, Anita Winkel, Charles Reid, Jan Johnson and John Duscher

Members Absent: Mary Erickson and Tina Peiffer

Library Staff Present: Joan Hunter and Dawn Aamot

City Council Member Present: Corey Maricle

3. Agenda and Minutes:

Motion by John Duscher, seconded by Charles Reid to approve the Agenda and Minutes.

4. Financial Report

With the budget cuts needed by the city, the library will be cutting from travel and meals, computer supplies and with the lower Workman's Compensation insurance premium there will be a savings of \$1,500.

Motion by Anita Winkel seconded by Kathy Hiley to approve the Financial Report.

5. Librarians Report:

Joan reported that the library has hired Julie VandeWiele to work 10 hours per week, starting at \$7.50/hour. She is presently working Tuesday afternoons and all day Wednesdays.

Joan will be completing soon the state reports that are due April 1.

Joan and Dawn steady use of the library and that they are seeing more families use the library. Saturdays are busy again.

The Friends of the Windom Library will be meeting on Wed, March 11, and Joan will be asking them to purchase the new computers that are needed for the library.

Dawn will be attending a Childrens' Librarians meeting in Slayton on Friday. They will be learning about the summer reading program, "Be Creative at your Library" and for the teens, "Express Yourself at Your Library. Head Start will be coming with families to the library on the last Friday of the month. A good opportunity for families to be introduced to the library and get library cards.

Motion by Charles Reid and seconded by John Duscher to approve the librarian's report.

6. Old Business:

None

7. New Business:

None.

8. New Book Suggestions

The board presented their suggestions.

9. Adjourn:

Motion by Charles Reid, seconded by Anita Winkel to adjourn.

Meeting adjourned at 5:20 p.m..

Respectfully submitted,

Kathy Hiley, recording secretary

Telecommunication Commission Minutes
March 10, 2009

1. Call to Order: The meeting was called to order by Chair Wendell Woodcock.

2. Roll Call:

Commission Members Present: Wendell Woodcock, Robert Messer,
Jean Fast, Forrest Fosheim

Commission Members Absent: None

City Staff Present: Dan Olsen, Telecom Operations Manager, Steve Nasby, City
Administrator

Public Present: Virgil Meier

3. Swearing in of new member

Virgil Meier was sworn in by Steve Nasby to the Telecommunications commission

4. Election OF Officers

Motion by Messer to appoint Woodcock Chair Second by Fosheim Motion passed 5-0

Motion by Messer second by Woodcock to appoint Fosheim as Vice Chair Motion passed 5-0

Motion by Messer second by Woodcock to appoint Meier Secretary Motion passed 5-0

5. Marketing Motion by Messer to create a committee to study the current service offering and report back to the commission in thirty days with recommendations. Second by Fosheim Motion passed 5-0 Committee members will Olsen Fosheim Woodcock. Committee will also seek input from employees involved in Telecom.

6. Directors Report Olsen reported on the following issues additional HD channels will launch in the next 45-60 days. Contract for bandwidth is near completion. Stimulus money is available to telecom companies Olsen will continue to investigate. Contract for LD will be renegotiated at a better rate CABS traffic will be rehomed.

7. Adjourn:

Motion made by Woodcock, seconded by Fast, to adjourn the meeting. Motion Carried 5-0.

Wendell Woodcock, Chairman

Attest:

Steven Nasby, City Administrator\Clerk

**STREET DEPARTMENT COMMITTEE
MINUTES MARCH 12 2009**

Call to Order: The meeting was called to order at 4:05 P.M. in the City Hall Council Chambers

Members Attending: Committee Member: Brad Powers, JoAnn Ray

City Staff Present: Street Superintendent Bruce Caldwell, City Administrator Steve Nasby & Wenck Representative Craig Mueller

Public: None

Items Discussed:

1. 2009 Street Project Items
Tangle Wood Apartments, revised purchase agreement the committee's recommendation is to move forward with the purchase agreement for property needed.

2. Lakeview Ave 2009 Mn/Dot Detour on Hwy 60 Project Police Chief Jeff Shirkey was contacted about posting Lakeview ave from county road 13 south to 6th street during the hwy 60 detour to state local traffic only & no trucks. Mr. Shirkey stated if we would post this area it would be difficult to enforce. The general consent was with the posting most non-residence vehicles would not use Lakeview ave as a short cut. Waste Management will be notified that general services would not be interfered with during the posting. Mrs. Ray motioned to post Lakeview accordingly and Powers agreed. Street Department staff will post the street on either end prior to the start of the detour.

3. Review 2009 Street Seal Coat Plans & Specifications

<u>Street</u>	<u>From</u>	<u>To</u>
13 th Street	Hwy 60/71	4 th ave
8 th Street	4 th ave	5 th ave
5 th ave	8 th ave	10 th Street
7 th ave	11 th Street	Fairgrounds/Winfair
8 th ave	River Road	Arena
9 th ave	17 th Street	20 th Street
20 th Street	9 th ave	North Dead End
Service Road Coop/Praxair	South Windom	
Des. Moines Drive	½ Block west of Highland Rd	Winnie
Tegel's Park	All	
North Parking Lot by Center Stop & Bank of the West		

The committee discussed the plans and specification for the 2009 seal coat project. Wenck Representative Craig Mueller stated there will be two bid contracts for the school and the cities but only one bid bond would be needed in the cities name.

Powers discussed the issue of sweeping prior to the application of the sealant. Caldwell said with proper notification the street department would sweep all the cities streets on the list for seal coat and he would tell the contractor not to sweep the debris over any curbs onto the residences lawns.

It was also discussed that if the school desires for the city to sweep the excess seal coat material off the asphalt following the project they would have to pay the normal \$125.00 per/hour rate for Unit 49# Elgin Street Sweeper with operator.

Motion by Powers seconded by Ray to approve the 2009 Seal Coat Plans & Specs. Motion carried

4. Caldwell discussed with the committee the possibility of hiring Wenck to do a Street Inventory Survey which would also include water & sewer utilities. This type of survey would greatly improve maintenance and also aid on calculating future projects according to condition. Currently Caldwell had designed a smaller version of a street inventory however it isn't block by block and it doesn't include any other utilities. Marv Grunig, Electric Utility Manager hired SEH for a similar survey recently so his items would not be included. If this concept would move forward Caldwell would like to budget the cost for the survey in 2010 and during that calendar year gather all the information needed and finalize it by the end of December. The committee will discuss this option in the next several months.
5. Crushed Concrete Stock Pile at the EDA site; Caldwell stated that the Wenck engineers didn't believe any of the current inventory would be needed for the 2009 project. Caldwell said a few private contractors have asked about purchasing some of the material. It was decided that it would be fine to sell some of the material but not all of it just in case the city would need it on future projects. If the EDA would happen to need the lot where the current stock pile is the street department would have to move it to different site which has not been determined at this time. Caldwell said the current price for crushed recycled concrete is \$12.00 a ton.
6. Discussion of staffing needs within the Department;

Meeting Adjourned at 5:05 p.m.



Protecting, maintaining and improving the health of all Minnesotans

March 3, 2009

Windom City Council
c/o Mr. Steve Nasby, Administrator
Windom City Hall
444 Ninth Street, Box 38
Windom, Minnesota 56101-0038

Dear Council Members:

SUBJECT: Windom Water Supply, Cottonwood County, PWSID 1170006

We are enclosing a copy of the report of our district office covering a routine inspection of your community water supply.

The Minnesota Department of Health is monitoring your public water supply system for contaminants required by state and federal drinking water rules. However, the results of the monitoring are not part of this investigation report but are sent to you under separate cover as they become available.

If you have any questions concerning the information contained in this report, please contact me at 507/389-5561.

Sincerely,

A handwritten signature in black ink, appearing to read "Mark D. Sweers", is written over a light blue horizontal line.

Mark D. Sweers, P.E.
MDH - Drinking Water Protection
Nichols Office Center
410 Jackson Street, Suite 500
Mankato, Minnesota 56001-3762

MDS

Enclosures

cc: Water Superintendent



**MINNESOTA DEPARTMENT OF HEALTH
SECTION OF DRINKING WATER PROTECTION
Public Water Supply Inventory Report**



Name: Windom	PWSID: 1170006	PWS Type: Community
County: Cottonwood	Regulatory Authority: DWP	District Engineer: Mark D. Sweers

System Information

BASIC DATA

Owner Type: Municipal	System Class: C	Service Connections: 2,010
Population Served: 4,436	Class Points: 46	Survey Date: 02/23/2009
Service Area Characteristics: Municipal-(Primary)		

PRODUCTION TOTALS

Design Capacity: 3,300,000 Gallons per Day	Emergency Capacity: 1,440,000 Gallons per Day
Average Daily: 959,000 Gallons	Storage Capacity: 1,660,000 Gallons
Highest Daily: 1,433,000 Gallons	

ADDRESSES AND LOCATIONS

<u>Type</u>	<u>Address</u>
Financial	Windom City Council c/o Mr. Steve Nasby, Administrator Windom City Hall 444 Ninth Street, Box 38 Windom, MN 56101
Location	Sixteenth Street Windom, MN 56101-0038
Owner/Responsible Party	Windom City Council c/o Mr. Steve Nasby, Administrator Windom City Hall 444 Ninth Street, Box 38 Windom, MN 56101-0038
Sample Bottles/General Correspondence	Windom Water Superintendent City Hall 444 Ninth Street P.O. Box 38 Windom, MN 56101-0038

CONTACTS

<u>Type</u>	<u>Name</u>	<u>Phone/Email</u>	<u>Number/Address</u>
Contact	City Hall	Business Phone 1	507/831-6129
Contact	Emergency Only	Business Phone 1	507/822-1674
Contact	Michael Haugen	Business Phone 1	507/831-6138, Ext. WWTP
Contact	Water Treatment Plant	Business Phone 1	507/831-6155
Emergency Workday	Mike Haugen	Business Fax	507/831-6139
		Business Phone 1	507/831-6138
		Cell Phone	507/822-1675
		Email	winwater@windom-mn.com
Emergency After-Hours	On call	Cell Phone	507/822-1674



**MINNESOTA DEPARTMENT OF HEALTH
SECTION OF DRINKING WATER PROTECTION
Public Water Supply Inventory Report**



Name: Windom County: Cottonwood	PWSID: 1170006 Regulatory Authority: DWP	PWS Type: Community District Engineer: Mark D. Sweers
------------------------------------	---	--

OPERATORS

<u>Name</u>	<u>Class</u>	<u>Expiration Date</u>	<u>Name</u>	<u>Class</u>	<u>Expiration Date</u>
Haugen, Michael H.	B	06/30/2009	Peterson, Leland R.	B	07/31/2011
Stevens, Kevin E.	B	06/30/2011			

Storage Information

Name: East Tower Type: Storage-Elevated Status: Active	Links to: Distribution System Availability: Primary Capacity: 1,000,000 Gallons
--	---

Name: North Tower Type: Storage-Elevated Status: Active	Links to: Distribution System Availability: Primary Capacity: 500,000 Gallons
---	---

Name: Water Treatment Plant Clearwell Type: Storage-Ground Status: Active	Links to: Distribution System Availability: Primary Capacity: 160,000 Gallons
---	---

Source Information

Name: Well #10 Type: Well Status: Active Availability: Primary	Source Type: Groundwater Design Capacity (gpm): 1000 Emergency Capacity (gpm): 1440000
---	--

Well Data

Unique Well No.: 00603837	Year Constructed: 1998	Drawdown (ft): 0
Well Depth (ft): 125	Static Depth (ft): 0	Screen Length (ft): None
Casing Depth (ft): 105	Casing Diameter (in): 0	
Pump type: Submersible	Pump Capacity (gpm): 1000	Pumping Rate (gpm): 1000
Aquifer(s): Quaternary Buried Artesian		

Name: Well #3A Type: Well Status: Active Availability: Primary	Source Type: Groundwater Design Capacity (gpm): Emergency Capacity (gpm):
---	---

Well Data

Unique Well No.: 00232447	Year Constructed: 1972	Drawdown (ft): 0
Well Depth (ft): 90	Static Depth (ft): 0	Screen Length (ft): None
Casing Depth (ft): 78	Casing Diameter (in): 0	
Pump type: Submersible	Pump Capacity (gpm): 250	Pumping Rate (gpm): 250
Aquifer(s): Quaternary Buried Artesian		



MINNESOTA DEPARTMENT OF HEALTH
SECTION OF DRINKING WATER PROTECTION
Public Water Supply Inventory Report



Name: Windom	PWSID: 1170006	PWS Type: Community
County: Cottonwood	Regulatory Authority: DWP	District Engineer: Mark D. Sweers

Source Information

Name: Well #4	Source Type: Groundwater
Type: Well	Design Capacity (gpm):
Status: Active	Emergency Capacity (gpm):
Availability: Primary	

Well Data

Unique Well No.: 00232448	Year Constructed: 1954	Drawdown (ft): 0
Well Depth (ft): 87	Static Depth (ft): 0	Screen Length (ft): None
Casing Depth (ft): 74	Casing Diameter (in): 0	
Pump type: Submersible	Pump Capacity (gpm): 250	Pumping Rate (gpm): 250
Aquifer(s): Quaternary Buried Artesian		

Name: Well #5	Source Type: Groundwater
Type: Well	Design Capacity (gpm):
Status: Active	Emergency Capacity (gpm):
Availability: Primary	

Well Data

Unique Well No.: 00222652	Year Constructed: 1961	Drawdown (ft): 0
Well Depth (ft): 124	Static Depth (ft): 0	Screen Length (ft): None
Casing Depth (ft): 85	Casing Diameter (in): 0	
Pump type: Submersible	Pump Capacity (gpm): 250	Pumping Rate (gpm): 250
Aquifer(s): Quaternary Water Table		

Name: Well #6	Source Type: Groundwater
Type: Well	Design Capacity (gpm):
Status: Active	Emergency Capacity (gpm):
Availability: Primary	

Well Data

Unique Well No.: 00222651	Year Constructed: 1969	Drawdown (ft): 0
Well Depth (ft): 121	Static Depth (ft): 0	Screen Length (ft): None
Casing Depth (ft): 103	Casing Diameter (in): 0	
Pump type: Submersible	Pump Capacity (gpm): 250	Pumping Rate (gpm): 250
Aquifer(s): Quaternary Buried Artesian		

Name: Well #7	Source Type: Groundwater
Type: Well	Design Capacity (gpm): 0
Status: Active	Emergency Capacity (gpm):
Availability: Primary	

Well Data

Unique Well No.: 00132251	Year Constructed: 1977	Drawdown (ft): 0
Well Depth (ft): 142	Static Depth (ft): 0	Screen Length (ft): None
Casing Depth (ft): 124	Casing Diameter (in): 0	
Pump type: Submersible	Pump Capacity (gpm): 50	Pumping Rate (gpm): 50
Aquifer(s): Quaternary Water Table		



**MINNESOTA DEPARTMENT OF HEALTH
SECTION OF DRINKING WATER PROTECTION
Public Water Supply Inventory Report**



Name: Windom County: Cottonwood	PWSID: 1170006 Regulatory Authority: DWP	PWS Type: Community District Engineer: Mark D. Sweers
------------------------------------	---	--

Source Information

Name: Well #8	Source Type: Groundwater
Type: Well	Design Capacity (gpm):
Status: Active	Emergency Capacity (gpm):
Availability: Primary	

Well Data

Unique Well No.: 00490926	Year Constructed: 1991	Drawdown (ft): 0
Well Depth (ft): 134	Static Depth (ft): 0	Screen Length (ft): None
Casing Depth (ft): 119	Casing Diameter (in): 0	
Pump type: Vertical Turbine	Pump Capacity (gpm): 650	Pumping Rate (gpm): 650
Aquifer(s): Quaternary Water Table		

Name: Well #9	Source Type: Groundwater
Type: Well	Design Capacity (gpm):
Status: Active	Emergency Capacity (gpm):
Availability: Primary	

Well Data

Unique Well No.: 00595769	Year Constructed: 1997	Drawdown (ft): 0
Well Depth (ft): 110	Static Depth (ft): 0	Screen Length (ft): None
Casing Depth (ft): 90	Casing Diameter (in): 0	
Pump type: Submersible	Pump Capacity (gpm): 250	Pumping Rate (gpm): 250
Aquifer(s): Quaternary Buried Artesian		

Treatment Information

Name: TREATMENT PLANT	Source Water: Groundwater
Type: Treatment Plant	Design Capacity: 3300000 Gallons per Day
Status: Active	Emergency Capacity: 1440000 Gallons per Day
Availability: Primary	

Treatment Data

<u>Objective</u>	<u>Process Mechanism</u>	<u>Active</u>	
Corrosion control - Lead/Copper	Stabilization/Inhibitors/Blended phosphates	Y	
Disinfection	Chlorine/Gas	Y	
Fluoride (Z)	Fluoridation/Hydrofluosilicic acid	Y	
Iron removal	Aeration/Induced Draft	Y	
	Backwash recycle	Y	
	Detention (chemical reaction time)	Y	
	Filtration (Gravity)/Anthracite/Sand	Y	
	Oxidation - chemical/Potassium permanganate	Y	
	Manganese removal	Aeration/Induced Draft	Y
		Backwash recycle	Y
		Detention (chemical reaction time)	Y
Filtration (Gravity)/Anthracite/Sand		Y	
	Oxidation - chemical/Potassium permanganate	Y	



MINNESOTA DEPARTMENT OF HEALTH
Section of Drinking Water Protection
Sanitary Survey Findings



System Name: Windom	Survey Date: 02/23/2009
PWSID: 1170006	Surveyor: Mark D. Sweers, P.E.
System Contact: Michael Haugen	Surveyor Signature: _____

The findings below identify sanitary risks that may impact water quality, inform the water supply owner of applicable responsibilities, and/or provide guidance related to water system operation and maintenance.

Water Source

An area extending at least fifty feet in all directions from the well shall be reserved for water supply purposes. No sources of contamination, such as sanitary sewers, storm sewers, subsurface disposal field, septic tank, animal or poultry yard, or other contaminant that may drain into the soil, shall be located within this area.

The rotation of the wells is alternated on Mondays.

Pumps/Pump Facilities and Controls

No deficiencies observed.

Treatment

As a reminder, the backflow preventer at the water treatment plant shall be tested and inspected annually by a qualified person. The inspection interval shall not exceed one year, and overhaul intervals shall not exceed five years for reduced pressure backflow preventers.

Water Storage

No deficiencies observed.

Distribution

As the opportunities present themselves, all undersized watermains should be replaced. The minimum size of watermain for providing fire protection and serving fire hydrants shall be 6-inch diameter. Larger size mains will be required if necessary to allow the withdrawal of the required fire flow while maintaining the minimum residual pressure requirements. The system shall be designed to maintain a minimum pressure of 20 psi at ground level at all points in the distribution system under all conditions of flow. The normal working pressure in the distribution system should be approximately 60 to 80 psi and not less than 35 psi.

Monitoring/Reporting Data Verification

The following records shall be maintained by the water supply system

- a. Coliform bacteria results - 5 years
- b. Chlorine residual results - 5 years
- c. Chemical results - 10 years
- d. Sanitary survey reports - 10 years
- e. All lead and copper materials - 12 years
- f. Consumer confidence reports - 3 years
- g. Public notices - 3 years
- h. Fluoride quarterly results and monthly reports - 1 year



MINNESOTA DEPARTMENT OF HEALTH
Section of Drinking Water Protection
Sanitary Survey Findings



System Name: Windom Survey Date: 02/23/2009
PWSID: 1170006 Surveyor: Mark D. Sweers, P.E.
System Contact: Michael Haugen Surveyor Signature: _____

The findings below identify sanitary risks that may impact water quality, inform the water supply owner of applicable responsibilities, and/or provide guidance related to water system operation and maintenance.

Water System Management/Operation

A program of cross connection control should be instituted by the system. All private wells must be disconnected from the interior plumbing when the home or business is connected to the water supply system. There can be no connection between a private well and your public water supply system.

When a water service connection is made, the plumber should certify in writing, that the private well has been disconnected from the water supply system.

Engineering plans of new, modifications, or additions to the water supply system (including water mains) must be submitted to the Minnesota Department of Health for review. All plans must be approved prior to the start of construction.

Where backflow prevention devices are installed, a regular maintenance and inspection program should be developed to assure proper working order. Inspection intervals should not exceed one year and overhaul intervals shall not exceed five years. The backflow preventer shall be inspected for proper operation immediately upon installation of the device.

This work must be done by a certified person trained to do such work. A list of current certified persons is available upon request.

A daily check of critical system components should be conducted to enhance security and ensure that an unauthorized entry has not taken place.

Operator Compliance with State Requirements

The opportunity for additional training in the water supply field should be made available to the operator(s). Attendance at one of the annual waterworks operators schools and also the local one-day schools provide a valuable experience for anyone engaged in this field. They also provide the required contact hours for certification renewal.



MINNESOTA DEPARTMENT OF HEALTH
Section of Drinking Water Protection
Sanitary Survey Findings



System Name: Windom	Survey Date: 02/23/2009
PWSID: 1170006	Surveyor: Mark D. Sweers, P.E.
System Contact: Michael Haugen	Surveyor Signature: _____

The findings below identify sanitary risks that may impact water quality, inform the water supply owner of applicable responsibilities, and/or provide guidance related to water system operation and maintenance.

Other Comments or Findings

- Bacteriological Sampling Sites
1. Wastewater Treatment Plant
 2. 271 Buckwheat Avenue
 3. Windom High School
 4. 875 Highland Road
 5. Windom Powerhouse
 6. Moon's Locker

-
1. The Windom Municipal Water Supply System serves the City of Bingham Lake, Ethanol 2000, and a portion of the Red Rock Rural Water Supply.
 2. There is one booster station on the distribution system.
 3. The water treatment plant has an emergency generator and well 10 is wired for a portable generator.

Minnesota Department of Health
Drinking Water Protection Section
Report of Colilert Bacteriological Results and Chlorine Residual

Sampled By: **Sweers, Mark**

Date: **February 23, 2009**

PWS Name: **Windom**

PWSID: **1170006**

Result Comments

No Result Comments Listed

Sample Results

<u>Field #</u>	<u>Sampling Location</u>	<u>Chlorine Residual Free / Total (mg/L)</u>	<u>Coliform Bacteria</u>	<u>E.Coli</u>
129	Plant Influent, Wells Nos. 3, 4, 5, 6, & 9	/	Absent	
130	Filter Plant Effluent	< 0.02 / 0.21	Absent	
131	WWTP Garage	< 0.02 / 0.21	Absent	
132	Booster Station	< 0.02 / 0.21	Absent	

Minnesota Department of Natural Resources

175 COUNTY ROAD 26
WINDOM, MN 56101
507-831-2900 ext. 224
tom.kresko@dnr.state.mn.us



March 4, 2009, 2009

Mayor Kirby Kruse - City of Windom
c/o Steve Nasby – City Administrator
444 Ninth Street
Windom, MN 56101-0038

**RE : DES MOINES RIVER DAM PROJECT; PERMIT REVIEW REQUEST,
SECTION 36 GREAT BEND TOWNSHIP, CITY OF WINDOM,
COTTONWOOD COUNTY; T105N R36W S36 NW of NW**

Dear Mayor Kruse and Mr. Nasby,

This response is provided in regard to the letter from former Mayor Riordan dated December 26, 2008 (*received at the DNR office on January 7th, 2009*) pertaining to the status of the public waters permit application for the City of Windom Dam on the Des Moines River. I will respond to each of your points as numbered in the letter.

GENERAL INFORMATION

The DNR does not dispute the City's viewpoint of the historical significance of the dam, nor do we disagree with your intentions to choose the "*least costly*" option. The City must have clear answers and estimates for each option, extended over the existence of the project chosen.

RESPONSE TO # 1. "*Dam exhibits the capacity for being a drowning machine.*"

To quote from the City letter "*a 10 to 1 riprap slope will be constructed to a height which is three to four feet below the current top of the dam.*" This may certainly be an option available to the city, but much more analysis is necessary for your application to be complete and move forward.

For example, the data and results of the hydraulic analysis you discussed were not included with the letter. FEMA will require a model that shows "no rise". Saying such projects cannot increase flood stage will not be sufficient for them. Empirical monitoring or 3-D modeling at other locations will not be sufficient, either. FEMA will require comparison of the effective FEMA model to the proposed



conditions. If the effective model doesn't adequately represent the re-circulation flows, a corrected effective model that does should be developed.

Most dam project modeling finds that large rocks sloped on the downstream end do eliminate the hydraulic roller, but also result in less efficient water flow over the dam, and thereby may result in higher flood elevations (*until the dam completely floods out at or above the 100-year event*). The City may be required to lower the crest of the dam in order to achieve a "no-rise" situation. The City of Jackson Dam Riffle Project just downstream has modeled the river in this manner and will construct a lower dam/riffle system.

The finished slope of the rocks on the backside of the dam must also be engineered and modeled to govern river flow velocities such that the maximum rates do not impede fish migration. Though not a mandate, this component is vital to Division of Waters permits. DNR Fisheries and Ecological Resources Division staff can respond further with these details if requested.

RESPONSE TO # 2. "Dams washed out in last 10 to 15 years must meet current dam safety requirements for a new dam." The DNR has read the Wenck Dam report and accepts the findings as presented in the limited and surficial extent of the research. Further quoting your letter, the claim that *"the dam should be structurally sound for several more years"* is simply not enough to protect public safety and justify permit approval for this option. We will require an engineer proficient in dam design to sign off that any existing dam components that will be left in place meet current dam safety standards, as well as any new components. Another critical point is that **this dam has failed**; and the current site **has fish passage**. Any reconstruction of the dam will likely be required to maintain existing or comparable fish passage. The DNR took this position with a similar failure at the Heiberg Dam. Expect our protocol to be consistent in the review of the Windom Dam project.

The proposed plan to move the spillway away from the dam site and into/through the park is not analyzed nor displayed in any manner that warrants a valid response. Any new overflow area would greatly limit future uses of the park and must be engineered and constructed to disallow channel downcutting. Soil borings in the area of the new emergency spillway will likely be required. The proposed "new" overflow engineering must limit the river from "short circuiting" again, but this time it would be across the park and leaving the dam in a dry river oxbow. The nearby gravel parking lot does not meet these criteria for a variety of reasons.

Another quote from the city letter *"Additionally, if a dam failure were to occur, we anticipate minimal downstream impacts"*. This type of dam risk assessment is not acceptable.

RESPONSE TO #3 Long-term vs. short-term solution. The city asserts that the overflow spillway through the park is a long-term solution. The DNR does not yet have enough information to agree with this assessment.

RESPONSE TO #4 Flow over abutments. This option can be alleviated as described, but must be detailed further for the public waters application to be complete. As stated earlier, the proposal must not increase flood stage.

RESPONSE TO #5 Poor condition of west abutment. Repair can be done to this portion of the dam, but must be demonstrated with detailed descriptions for the public waters application to be

complete.

OTHER CRITICAL ISSUES

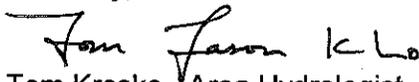
The SEH feasibility study outlined three issues *“that make dam removal at this location unique and in need of some special consideration when promoting dam removal benefits per restoration of public waters Rule 6115.0215.”*

1. *Potential river cutting to the TH 62 Bridge that could reduce the assumed ground elevations used in the scour calculation for the bridge*
2. *Upstream bank erosion of several private properties*
3. *Significant increase in private property land next to the river.*

The DNR would like to see the data and information pertaining to scour at the TH 62 bridge. Until the city engineers or MNDOT presents such data, this issue is considered speculative. As stated in my previous letter, bank erosion may be a **limited and localized** issue in the riparian corridor that each landowner has an interest and right to act in response; whether caused by waves in a reservoir or potential currents from a naturally flowing river.

I respectfully ask that Option 1 be further researched and documented by the City of Windom and/or their engineer(s) before the DNR can accept the permit application as complete. A second spillway or overflow channel corridor could be a beautiful improvement and asset to the City Park. I look forward to learning more details about this project. Please let me know if I can assist the Council, SEH Inc., and/or the citizens of Windom with any other issues or clarifications. I look forward to working cooperatively with you to protect and enhance the water resources of the City of Windom and Cottonwood County. You can contact me with questions, via the telephone number or mailing address at the top of the first page, or by e-mail → tom.kresko@dnr.state.mn.us.

Sincerely,



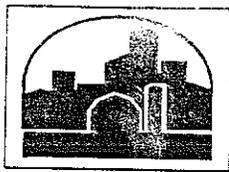
Tom Kresko - Area Hydrologist
DNR - DIVISION OF WATERS

Enclosures: none

ec: David Leuthe, DNR Technical Administrator
Jason Boyle, DNR Dam Safety Engineer
Bob Davis, DNR Area Fisheries Manager
Ian Chisholm, DNR Ecological Resources

Skip Wright, DNR Regional Hydrologist
Susanne Jiwani, DNR Flood Engineer
Jack Lauer, DNR Regional Fisheries
Luther Aadland, Ecological Resources

tk/mb/jb



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 April 18th

Hours 5:00 P.M. - 12:00 A.M.

Type of Event Firemen's Dance

Eagles Club
Name of Individual/Organization

Tony Guldmann
Licensee Officers Signature

821 4th Ave
Street Address

Windom MN 56101
City State

507-831-3891
Telephone Number

Application Approved Disapproved

this _____ day of _____, 20____.

City Administrator

License Fee - None \$0.00

- Copy of On-sale license attached
- Proof of insurance attached
- City named as additional insured
- 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 18th day of April, 2009. 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 Guldmann
Licensee Officers Signature

3-7-09
Date

PROJECT MANUAL
FOR
2009 SEAL COAT IMPROVEMENTS

Prepared for:

CITY OF WINDOM
WINDOM, MINNESOTA 56101

Prepared by:

WENCK ASSOCIATES, INC.
P.O. BOX 453
WINDOM, MINNESOTA 56101

I hereby certify that this plan, specification or report was prepared by me or under my direct supervision and that I am a Duly Registered Engineer under the Laws of the State of Minnesota.



Craig A. Mueller, P.E.

Date: 3/11/09
Reg. No. 42730
Exp. Date. June 30, 2010

SECTION 00005

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CITY OF WINDOM

2009 Sealcoat Improvements

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Section 00300 - Bid Proposal Form and Bid Schedule

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APPENDICES

A City Street Lists

B City Map

END OF SECTION

SECTION 00020

REQUEST FOR QUOTES

CITY OF WINDOM

2009 Sealcoat Improvements

Class of Work: Street Improvements

NOTICE TO CONTRACTORS

Sealed Bid Proposals for work indicated above will be received at the City of Windom Offices, 444 9th Street, Windom, Minnesota 56101 until 2:00 PM, March 31, 2009 after which time such quotes will be publicly opened and read aloud at the City Hall Office. The decision for Award of Contract will be made by the City Council during a regular meeting on or before April 7, 2009 at 7:30 PM.

The work, in accordance with drawings and technical specifications prepared by Wenck Associates, Inc., 440 10th Street, P.O. Box 453, Windom, Minnesota 56101, consists of all labor, materials, tools, permits, bonds, machinery, equipment, and services necessary for approximately 18,350 gallons of sealcoat bituminous material, 820 tons of sealcoat aggregate and 9,100 lineal feet of parking lot striping.

Schedule is to begin work after June 15, 2009. Substantial completion is on or by August 31, 2009.

Each quote proposal shall be accompanied by a "Bid Security" in the form of a certified check made payable to "CITY OF WINDOM" (OWNER) in the amount not less than five percent (5%) of the total bid, or a surety bond in the same amount, running to the OWNER, with the surety company thereon duly authorized to do business in the State of Minnesota, such Bid Security to be a guarantee that the bidder will not, without the consent of the OWNER, withdraw his quote for a period of ninety (90) days after the opening of bids, and, if awarded a contract, will enter into a contract with CITY OF WINDOM; and the amount of the certified check will be retained or the bond enforced by the OWNER in case the bidder fails to do so. All bid securities except those of the three lowest bidders will be returned within fifteen days after the opening of bids.

Quote Proposals shall be submitted on forms furnished for that purpose. Quotes shall be submitted in sealed envelopes with the following clearly inscribed on the outside: "Quotes for City of Windom Street Improvements." No bidder shall withdraw his quote, without the consent of the OWNER, for a period of ninety (90) days after the date for the opening thereof. The OWNER, however, reserves the right to reject any or all bids and to waive any minor irregularities, informalities or discrepancies. A work history detailing qualifications and past experience must be provided upon request.

Plans and specifications are on file for inspection at the City of Windom, City Hall Office; and the office of Wenck Associates, Inc., 440 10th Street, P.O. Box 453, Windom, Minnesota, 56101.

Bidders desiring additional drawings and specifications for personal use may secure a complete set from:

Wenck Associates, Inc.
440 10th Street
P.O. Box 453
Windom, Minnesota 56101
Telephone: (507) 831-2703
Facsimile: (507) 831-5271

Non-refundable deposits in the form of a check shall be made payable to:
"Wenck Associates, Inc." The deposit shall be in the amount of **\$15.00** per set of contract
documents.

END OF SECTION

SECTION 00300

BID PROPOSAL FORM AND BID SCHEDULE

CITY OF WINDOM
2009 Sealcoat Improvements
Class of Work: Street Improvements
Bids Close At: 2:00 P.M., March 31, 2009

BID PROPOSAL

2009 SEALCOAT IMPROVEMENTS
CITY OF WINDOM

To: CITY OF WINDOM
City Hall
444 9th Street
Windom, MN 56101

Proposal of _____
name

address

Pursuant to the Advertisement for Bids, for 2009 Sealcoat Improvements, to furnish all necessary machinery, equipment, tools, labor and other means of construction and deliver materials and to perform all work at rates and at a total price or prices as hereinafter set forth and in accordance with Drawings and Specifications, and addenda thereto on file in the office of the aforesaid OWNER and the office of Wenck Associates, Inc., 440 10th Street, P.O. Box 453, Windom, Minnesota 56101.

First: In submitting this Bid Proposal, the undersigned bidder understands and agrees that the Information Available to Bidders control and, without limiting the foregoing, that this Bid Proposal is based upon the following undertakings:

1. That Bidder has inspected the site of the work, existing construction in the areas of the proposed work, and has informed themselves as to the condition thereof as the same bears on the work to be performed.
2. That bidder has received and examined the Drawings and Specifications, and has informed themselves of all addenda thereto, and of the forms of contract and Performance and Payment bonds to be furnished in the event the bidder is the successful bidder and is awarded the contract.
3. Certain types of equipment and kinds of material are described in the specifications by means of trade names and catalog numbers and/or manufacturer's names. In each instance where this occurs, it is not intended to exclude from

consideration such types or equipment and kinds of material bearing other trade names, catalog numbers and/or manufacturer's names; capable of accomplishing the purpose of the types of equipment or kinds of material to be used, if not as specifically indicated in the specifications, must be approved in writing by ENGINEER and be agreed upon by owner prior to letting of the contract. No substitution will be allowed after the letting of the contract except in unusual circumstances such as supplier's strikes, etc. Bidder acknowledges that this proposal is submitted in strict accord with specified requirements.

4. Sealed Bid Proposals will be publicly opened at City Hall offices of the OWNER at 2:00 P.M. March 31, 2009 and only Bid Proposals received prior thereto will be considered.
5. The OWNER intends to award a contract to the lowest responsible bidder on the Base Bid amounts. The OWNER, however, reserves the right to reject any or all bids and to waive any minor irregularities, informalities or discrepancies.
6. That this bid proposal and the Bid Security submitted herewith may not, except with the consent of the aforesaid OWNER, be withdrawn for a period of ninety (90) days after the day set for the Opening of Bids.

Second: The undersigned bidder agrees, if the successful bidder, to execute the contract in the form as set forth in the specifications and to furnish the required Performance and Payment bonds in form as set forth in the specifications no later than ten (10) calendar days of receiving notice of award of contract from the OWNER.

Third: The undersigned bidder further agrees to begin work on receipt of an executed contract and to prosecute said work so as to complete the same as specified in the OWNER'S Supplementary General Conditions, subject to Liquidated Damages, if they apply.

Fourth: The undersigned bidder further agrees to guarantee performance of all work in accordance with Drawings and Specifications and in a good and workmanlike manner, and to renew or repair any work that may be rejected due to defective materials or workmanship prior to final completion and acceptance of the material and installation by the OWNER.

Fifth: The undersigned bidder further agrees to provide prior to letting of the contract the following:

1. Such catalogs, photographs, drawings, specifications, descriptive information and other details as to special equipment or materials bidder proposes to furnish for the work, to permit evaluation or merits thereof and determination whether such special equipment or materials comply with the specifications.
2. A properly executed Affidavit of Authority and Non-Collusion.
3. A statement of Bidder's qualifications.
4. A statement setting forth all items of work that the bidder proposes to sublet, and names of the subcontractors to whom such items shall be sublet.

Sixth: Following is a tabulation of the undersigned bidder's bid for all work to be performed to carry out the aforementioned construction project including, where required, alternate bids, it being understood that this bid contemplates all machinery, equipment, tools, labor, and other means of construction and all materials and times specified in accordance with the drawings and specifications and all Addenda thereto. At the opening of Bid Proposals, the total bid price will be read out loud. The undersigned bidder proposes to do all unclassified work required to complete the contemplated improvement, at a unit price contract as provided by the specifications.

Seventh:

This bid is genuine and not made in the interest or on behalf of any undisclosed person, firm, or corporation and is not submitted in conformity with any agreement or rules of any group, association, organization, or corporation; bidder has not directly or indirectly induced or solicited any other bidder to submit a false or sham bid; bidder has not solicited or induced any person, firm, or a corporation to refrain from bidding; and bidder has not sought by collusion to obtain for itself any advantage over any other bidder or over OWNER.

Eighth:

The total bid price represents the material, labor, equipment, all other costs to the bidder and the bidder's profit to complete the project as specified, in the timeframe anticipated.

Bidder will complete the work for the unit prices or lump sums as listed in the Bid Schedule:

PREVIOUS PROJECTS

List three previous projects, similar in size and scope, year, and reference with phone number.

1. _____
2. _____
3. _____

ADDENDUM ACKNOWLEDGMENT

Addendum No. 1 _____

Addendum No. 2 _____

Addendum No. 3 _____

Addendum No. 4 _____



Contractor _____

Print Name _____

Title _____

Signature _____

Date _____

Enclosed herewith is Bid Security in the form of

)a) Certified check in the amount of

)

)

Dollars

) (\$ _____) payable to CITY OF WINDOM.

)

Cross out
one

)b) Bid Bond in the amount of

) Dollars (\$ _____) to CITY OF WINDOM as obligee.

The amount of the Bid Security being at least five percent (5%) of the total amount of this Bid Proposal as required by the Notice of Call for Bids and by the Information Available to Bidders.

.....

WITNESS Our hands and seals this _____ day of _____, 2009

Individual
or
Partnership)
Execution

)

)

)

)

) Co-partners doing business under the name and style of:

)

)

)

)

A Corporation of the State of

Corporate
Execution

)

)

)

) By _____

)

)

) Title _____

Corporate
Seal

)

)

)

) Title _____

END OF SECTION

SCHEDULE OF PRICES

BIDDER agrees to perform all of the work described in the
CONTRACT DOCUMENTS for the following unit prices or lump sums:

NOTE: BIDS shall include sales tax and all applicable taxes and fees.

BIDDER must fill in unit prices in numerals, make extension
for each item and total.

ITEM NO.	ITEM	UNIT	UNIT PRICE	ESTIMATED QUANTITY	AMOUNT
<u>BASE BID I – RED ROCK – WINDOM:</u>					
2356.505	Bituminous material for seal coat RC-800 or MC-800	GAL.	\$ _____	10,000	\$ _____
2356.507	Seal coat aggregate "red rock"	TON	\$ _____	450	\$ _____
				TOTAL:	\$ _____

BASE BID 2 – RED ROCK – WINDOM HIGH SCHOOL

2356.505	Bituminous material for seal coat RC-800 or MC-800	GAL.	\$ _____	7,300	\$ _____
2356.507	Seal coat aggregate "red rock"	TON	\$ _____	320	\$ _____
3591.501	Parking Lot Striping	L.F.	\$ _____	8,000	\$ _____
3591.501	Handicapped Parking Stalls	EA.	\$ _____	14	\$ _____
				TOTAL:	\$ _____

BASE BID 3 - RED ROCK - WINFAIR ELEMENTARY SCHOOL

2356.505	Bituminous material for seal coat RC-800 or MC-800	GAL.	\$ _____	1050	\$ _____
2356.507	Seal coat aggregate "red rock"	TON	\$ _____	50	\$ _____
3591.501	Parking Lot Striping	L.F.	\$ _____	1100	\$ _____
3591.501	Handicapped Parking Stalls	EA.	\$ _____	2	\$ _____
				TOTAL:	\$ _____

SECTION 02356

BITUMINOUS SEALCOAT

PART I - GENERAL

1.01 RELATED DOCUMENTS

- A. The bituminous seal coat shall be applied in accordance with provisions of MNDOT Section 2356 except as modified below.

1.02 MATERIALS

- A. The bituminous material used on this project shall be RC or MC-800.
- B. The seal coat cover aggregate shall be furnished by the Contractor and shall meet the following requirements.
- C. The cover aggregate referred to as "red rock" shall meet the requirements of 3127 for FA-2 aggregate and shall be bid under Item No. 2356.507 in the proposal price schedule.
- D. Striping Marking Paint: High durability latex traffic, meeting AASHTO M-248.

1.03 APPLICATION

- A. The rates of application for bituminous material and cover aggregate shall be as follows:

Red Rock

- | | |
|------------------------|---------------------------|
| 1) Bituminous material | 0.25 gal. per square yard |
| 2) Cover aggregate | 22 lbs. per square yard |

- B. The sweeping off of the surplus aggregate material following application will be performed by others.
- C. The contractor shall cover all sanitary manholes, sanitary lampholes, storm manholes, and water valves in their entirety prior to sealing, and remove cover after sealing. A proper method shall be used to insure keeping covers clean. Such work is considered incidental to the construction and no extra compensation will be made.

- D. Striping: Use High Durability Latex Traffic marking paint, factory mixed, quick drying and non-bleeding.

1) Color: Yellow

Sweep and clean surface to eliminate loose material and dust. Do not apply traffic and lane marking paint until layout and placement has been performed by the Engineer.

Apply paint with mechanical equipment to produce uniform straight edges. Apply in 2 coats at manufacturer's recommended rates.

1.04 BASIS FOR PAYMENT

- A. Payment for the bituminous seal coat will be made on the following schedule:

<u>ITEM NO.</u>	<u>ITEM</u>	<u>UNIT</u>
2356.505	Bituminous material for seal coat	Gallon
2356.507	Seal coat aggregate (red rock)	Ton
3591.501	Parking Lot Striping	L.F.
3591.501	Handicapped Parking Stalls Painting	Each

END OF SECTION

City of Windom
2009 Seal Coat

Parking Lots	From	To	Length	Width	Area, S.F.	Area S.Y.
Center Stop Lot	North		193	44	8492	944
Streets	From	To	Length	Width	Area, S.F.	Area S.Y.
8th street	4th ave	west side Historical B	139	48	6672	741
8th street	west side Historical B	5th ave	163	32	5216	580
5th ave	8th street	10th street	900	32	28800	3200
8th ave	River Road	Arena	1080	32	34560	3840
7th ave	River Road	School/fairgrounds	1080	32	34560	3840
9th ave	20th street	17th street	850	32	27200	3022
20th street	9th ave	west dead end	1344	32	43008	4779
Service Road Lamperts	hwy 60	Bowling Alley	1300	30	39000	4333
Des. Moines Drive	1/2 block west of Fairview	Winnie	452	32	14464	1607
Tegel Park	All	---	---	---	80001	8889
13th street	Hwy 71/60	4th ave	900	32	28800	3200
		Total		Total	350773	38975

Windom Schools
2009 Seal Coat

Parking Lots	From	To	Length	Width	Area, S.F.	Area S.Y.
High School Lots	All	---	---	---	250767	27863
Winfair Elementary	All	---	---	---	34594	3844
		Total		Total	285361	31707

Windom Schools
Painting

Parking Lots	Length (L.F.)
High School Lots	8000
Winfair Elementary	1000
Total	9000

TRANSFER OF STORM SEWERLINE AGREEMENT

THIS AGREEMENT, entered into this _____ day of March, 2009, by and between The Toro Company, a Delaware corporation, hereinafter "TORO" and the City of Windom, Minnesota, hereinafter "CITY".

WITNESSETH:

WHEREAS, TORO is the owner of storm sewer lines located in the City of Windom, Cottonwood County, Minnesota, shown on the attached map identified as Exhibit "A" and more specifically described on said map as follows:

Line 1: 24-inch line running from Point MH2 northeasterly to Point MH1, and then east-northeast outletting into Line 2,

Line 2: 24-inch storm sewer line identified as "outlet pipes" running from the inlet point west-northwest and outletting west of Langley Avenue right-of-way; and

WHEREAS, both Line 1 and Line 2 are located within right-of-way or easement owned or controlled by CITY; and

WHEREAS, TORO has obtained and holds the DNR permit for the construction of said storm sewer lines; and

WHEREAS, TORO is willing to sell and assign their rights to the aforementioned storm sewer lines to CITY and CITY is willing to purchase the aforementioned sewer lines from TORO, all under the terms and conditions set forth herein.

NOW, THEREFORE, the undersigned hereby agree as follows:

1. In consideration of the sum of Twenty-Five Thousand and No/100 Dollars (\$25,000.00) paid by CITY, TORO hereby agrees:

(a) to transfer and assign all of its right and interest in and to the aforementioned two (2) storm sewer lines to CITY;

(b) to transfer its DNR permit to CITY;

(c) sign any necessary transfer documents required to accomplish (a) and (b) above.

2. CITY, in consideration of TORO's transfer of its rights and interest in the above-referenced two (2) storm sewer lines and transfer of its related DNR permit, agrees to pay TORO the sum of Twenty-Five Thousand and No/100 Dollars (\$25,000.00). At TORO's option, the payment of Twenty-Five Thousand and No/100 Dollars (\$25,000.00) may be in exchange for a credit of Twenty-Five Thousand and No/100 Dollars (\$25,000.00) toward TORO's total street and utility improvement assessment from the 2009 Fourth Avenue Phase 3 Street and Utilities Improvement Project.

3. CITY agrees that all costs of operation and maintenance of Line 1 and Line 2 shall be the responsibility of CITY.

4. The parties hereto agree to execute all documents necessary to accomplish its obligations under this Agreement.

5. That this Agreement, and the terms and conditions set forth herein, represent the full and complete understanding of the parties hereto. That this Agreement, once executed by both parties, may not be changed, or amended in any way, without the express written approval of both parties.

WHEREFORE, the undersigned hereby set their hands on the above date first written.

The Toro Company

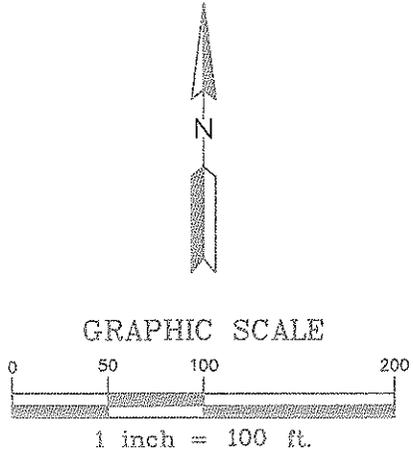
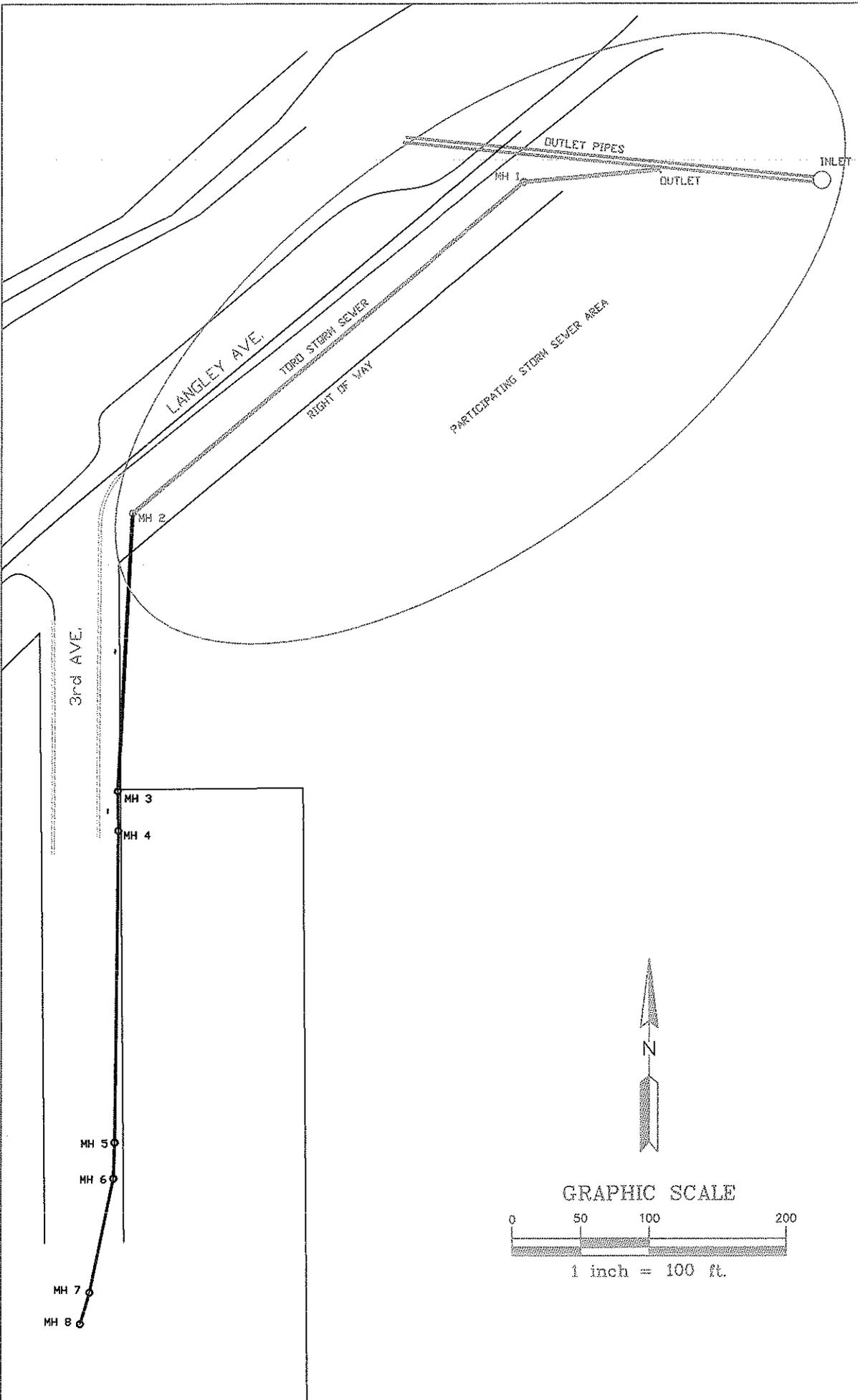
Its _____

City of Windom

Its Mayor

EXHIBIT "A"

\\8811-tnt-server\0045\23\CAD\TORO STORM SEWER\STORM SEWER PURCHASE.dwg



PROJECT		CITY OF WINDOM		TORO STORM SEWER	
SHEET TITLE		PLAN VIEW		PROJECT NO. 0045-23	
DWG DATE 1-27-09		SCALE AS SHOWN		SHEET NO. 1 OF 1	
REV DWN		APP		REV NO.	
DWN BY		CHK'D		APP'D	
TNT		DUJ		DUJ	
REV DATE		APP'D		DUJ	
APP		DUJ		DUJ	
DWN		TNT		DUJ	
REV DATE		APP'D		DUJ	
APP		DUJ		DUJ	
DWN		TNT		DUJ	



PURCHASE AGREEMENT

Windom, MN, August 19, 2008

RECEIVED OF City of Windom, Minnesota, the sum of One Hundred and No/100 Dollars (\$100.00) as earnest money and in part payment for the purchase of property at part of 1755 and 1757 Fourth Avenue, Windom, situated in the County of Cottonwood, State of Minnesota, and legally described as follows, to-wit:

Part of Block 2 in Tanglewood Subdivision in the City of Windom, Cottonwood County, Minnesota, described as follows:

Beginning at the Southwest corner of said Block 2; thence North 76 degrees 59 minutes 09 seconds East, bearing based on Cottonwood County Coordinate System, along the South line of said Block 2, a distance of 39.67 feet; thence North 03 degrees 35 minutes 44 seconds West a distance of 49.02 feet; thence South 81 degrees 15 minutes 29 seconds West a distance of 35.70 feet, to the West line of said Block 2; thence South 00 degrees 18 minutes 43 seconds West, along said West line, a distance of 52.43 feet, to the point of beginning.

The tract contains 0.043 acres and is subject to existing easements of record, if any.

M / *RS* All of which property the undersigned hereby agree to sell to Buyer for the sum of ~~Five Hundred and No/100 Dollars (\$500.00)~~ ^{ONE THOUSAND FIVE HUNDRED ~~AND NO/100~~} *\$1500.00*, which the Buyer agrees to pay in the following manner:

M / *RS* Earnest money herein paid \$100.00 and ~~\$400.00~~ ^{1400.00} cash, on or before ~~October 1, 2008~~, the date of closing.

Subject to performance by Buyer, the Seller agrees to execute and deliver a General Warranty Deed (to be joined in by spouse, if any), conveying marketable title to said premises subject only to the following exceptions:

- (a) Building and zoning laws, ordinances, State and Federal regulations.
- (b) Restrictions relating to use or improvement of premises not subject to unreleased forfeiture.
- (c) Reservation of any minerals or mineral rights to the State of Minnesota.
- (d) Utility easements.
- (e) Rights of tenants as follows: (unless specified, not subject to tenancies).

The Buyer shall pay the real estate taxes due and payable in the year 2009 and any unpaid installments of special assessments payable therewith and thereafter.

The Seller further agrees to deliver possession not later than date of closing, as set forth above, provided that all the conditions of this Agreement have been complied with. Unless otherwise specified, this sale shall be closed on or before sixty (60) days from the date hereof.

The Seller shall, within a reasonable time after approval of this Agreement, furnish an Abstract of Title certified to date also to include proper searches covering bankruptcies, and State and Federal judgments and liens. The Buyer shall be allowed ten (10) days after receipt thereof for examination of said title and the making of any objections thereto, said objections to be made in writing or deemed to be waived. If any objections are so made, the Seller shall be allowed 120 days to make such title marketable. Pending correction of title, the payments hereunder required shall be postponed, but upon correction of title and within ten (10) days after written notice, the Buyer shall perform this Agreement according to its terms.

If said title is not marketable and is not made so within 120 days from the date of written objections thereto as above provided, this Agreement shall be void, and neither principal shall be liable for damages hereunder to the other principal and all money theretofore paid by the Buyer shall be refunded; but if the title to said property shall be found marketable, or be so made within said time, and said Buyer shall default in any of the agreements and continue in default for a period of ten (10) days, then and in that case, the Seller may terminate this contract, and on such termination all the payments made upon this contract shall be retained by said Seller, as their respective interests may appear, as liquidated damages, time being of the essence hereof; but this provision shall not deprive either party of the right of enforcing the specific performance of this contract provided such contract shall not be terminated as aforesaid, and provided action to enforce such specific performance shall be commenced within six (6) months after such right of action shall arise.

EIN: _____

SELLER
JD Property Management, LLC

By Michael D. [Signature]
Its Co-Owner

EIN: 41-6005647

BUYER
City of Windom



Memo

To: Mayor and City Council Members
From: Airport Commission
Date: 3/12/2009
Re: Recommendation to the City Council

The Airport Commission met on March 12th. The Commission was provided an overview of possible Economic Stimulus Funding for reconstruction of the runway and other proposed airport improvements. Funding for the reconstruction of the runway will be provided through Federal Stimulus Funding. The seal coating and taxiway reconstruction funding will be provided through the Federal Aviation Administration (FAA) Airport Improvement AIR 21 Entitlement Program. Total funding anticipated to be allocated through the Stimulus Funding and the Entitlement Program is \$1,275,000 and \$311,006 respectively.

If Stimulus Funding is received, bids for the project must be completed within 120 days from the date the legislation was signed. (Legislation funding for the Economic Stimulus funding was signed on February 17, 2009) Due to this requirement, the Commission requests that the Council move forward as quickly as possible to begin developing plans and specifications for the project.

Estimated project costs for the improvements are \$1,561,488. The Stimulus Funding is a grant with no match required. However, the Entitlement funding requires the City to provide a 5% match to the grant in the amount of approximately \$15,500 - \$20,000.

2009 Airport Improvement Projects

Runway Reconstruction	\$1,196,250
Seal Coating and Crack Filling	\$ 70,488
Taxiway Reconstruction	<u>\$ 294,750</u>
	\$1,561,488

The Airport Commission makes the following recommendation to the Mayor and City Council.

The Airport Commission recommends that the City Council adopt the resolution "Ordering Preparation of Plans and Specs for the 2009 Airport Improvement Project".

RESOLUTION #2009-

INTRODUCED:

SECONDED:

VOTED: **Aye:**
 Nay:
 Absent:

RESOLUTION ORDERING PREPARATION OF PLANS AND SPECIFICATIONS FOR 2009 AIRPORT IMPROVEMENT PROJECT

WHEREAS, the City of Windom may receive funding from the Federal Economic Stimulus Program for the reconstruction of the runway at the airport; and

WHEREAS, the Federal Economic Stimulus Program will provide 100% of the cost for this airport improvement; and

WHEREAS, the City of Windom has received from the Federal Aviation Administration (FAA) funding entitlements from the AIR 21 Airport Improvement Program to be used for airport taxiway reconstruction, sealcoating and crack filling; and

WHEREAS, the FAA funding entitlement will provide 95% of the cost for those airport improvements; and

WHEREAS, the Airport Commission met on March 12, 2009, and reviewed the project and estimated costs with City Engineer Dennis Johnson and made the recommendation to approve the improvements specified in the 2009 Airport Improvement Project; and

WHEREAS, FAA and Economic Stimulus Program funding can be used for eligible airport improvements, such as those included in the 2009 Airport Improvement Project; and

WHEREAS, due to funding eligibility, time is of the essence.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF
WINDOM, MINNESOTA, AS FOLLOWS:**

1. Wenck Associates is hereby designated as the engineer for this project. The engineer shall prepare plans and specifications for the 2009 Airport Improvement project.

Adopted by the Council this 17th day of March, 2009.

Kirby G. Kruse, Mayor

Attest: _____
Steve Nasby, City Administrator

WINDOM AIRPORT

ESTIMATE OF PROBABLE COST

ITEM	UNIT	ESTIMATED QUANTITY	UNIT PRICE	AMOUNT
RECONSTRUCT RUNWAY		75' X 3600'		
BLACK DIRT	C.Y.	2000	\$10.00	\$20,000.00
GRAVEL BASE, 3"	TON	5000	\$13.00	\$65,000.00
CONCRETE, 5"	C.Y.	4200	\$110.00	\$462,000.00
CONCRETE PAVING	S.Y	30000	\$13.00	\$390,000.00
TIE BARS	LB	12000	\$1.00	\$12,000.00
SEEDING	ACRE	2	\$1,800.00	\$3,600.00
STRIPING	L.F.	7200	\$2.00	\$14,400.00
END STRIPING	EACH	2	\$5,000.00	\$10,000.00
TOTAL ESTIMATED CONSTRUCTION COST				\$957,000.00
CONTINGENCIES, ENGINEERING, ETC				\$239,250.00
TOTAL ESTIMATED COST				\$1,196,250.00

WINDOM AIRPORT

ESTIMATE OF PROBABLE COST

ITEM	UNIT	ESTIMATED QUANTITY	UNIT PRICE	AMOUNT
RECONSTRUCT RUNWAY		75' X 3600'		
EXCAVATION	C.Y.	10000	\$6.00	\$60,000.00
MILL EX. BIT. & RELAY	S.Y.	30000	\$5.00	\$150,000.00
GRAVEL BASE, 3"	TON	5000	\$13.00	\$65,000.00
BIT. WEAR, 2"	TON	3500	\$70.00	\$245,000.00
BIT. BASE, 3"	TON	5250	\$70.00	\$367,500.00
TACK	GAL	5000	\$3.00	\$15,000.00
SEEDING	ACRE	2	\$1,800.00	\$3,600.00
STRIPING	L.F.	7200	\$2.00	\$14,400.00
END STRIPING	EACH	2	\$5,000.00	\$10,000.00
TOTAL ESTIMATED CONSTRUCTION COST				\$870,500.00
CONTINGENCIES, ENGINEERING, ETC				\$217,625.00
TOTAL ESTIMATED COST				\$1,088,125.00

SEAL COAT

	WIDTH	LENGTH	AREA (SY)
HANGER	--	--	26650
ROAD	26	816	2357
TOTAL			29007

OIL	GAL	8702	\$2.50	\$21,755.50
AGGREGATE	TON	348	\$32.00	\$11,138.82

TOTAL ESTIMATED CONSTRUCTION COST	\$32,894.32
CONTINGINCIES, ENGINEERING, ETC	\$8,223.58
TOTAL ESTIMATED COST	\$41,117.90

CRACK FILL

	WIDTH	LENGTH	AREA (FT)	LENGTH OF CRACK
HANGER	--	--	239850	11993
ROAD	26	816	21216	1061
TOTAL				13053

CRACK FILL	LF	15664	\$1.50	\$23,495.94
------------	----	-------	--------	-------------

TOTAL ESTIMATED CONSTRUCTION COST	\$23,495.94
CONTINGINCIES, ENGINEERING, ETC	\$5,873.99
TOTAL ESTIMATED COST	\$29,369.93

SEALCOAT AND CRACKFILL TOTAL ESTIMATED COST	\$70,487.82
---	-------------

WINDOM AIRPORT

ESTIMATE OF PROBABLE COST

ITEM	UNIT	ESTIMATED QUANTITY	UNIT PRICE	AMOUNT
RECONSTRUCT TAXIWAY		6,000 S.Y.		
BLACK DIRT	C.Y.	2000	\$10.00	\$20,000.00
REMOVE PARALLEL TAX	C.Y.	1000	\$10.00	\$10,000.00
GRAVEL BASE, 3"	TON	1000	\$13.00	\$13,000.00
CONCRETE, 5"	C.Y.	1000	\$110.00	\$110,000.00
CONCRETE PAVING	S.Y	6000	\$13.00	\$78,000.00
TIE BARS	LB	3000	\$1.00	\$3,000.00
SEEDING	ACRE	1	\$1,800.00	\$1,800.00
TOTAL ESTIMATED CONSTRUCTION COST				\$235,800.00
CONTINGENCIES, ENGINEERING, ETC				\$58,950.00
TOTAL ESTIMATED COST				\$294,750.00

WINDOM AIRPORT

ESTIMATE OF PROBABLE COST

ITEM	UNIT	ESTIMATED QUANTITY	UNIT PRICE	AMOUNT
RECONSTRUCT TAXIWAY		6,000 S.Y.		
EXCAVATION	C.Y.	2100	\$6.00	\$12,600.00
BLACK DIRT	C.Y.	1000	\$10.00	\$10,000.00
REMOVE PARALLEL TAX	C.Y.	1000	\$10.00	\$10,000.00
MILL EX. BIT. & RELAY	S.Y.	6100	\$5.00	\$30,500.00
GRAVEL BASE, 3"	TON	1000	\$13.00	\$13,000.00
BIT. WEAR, 2"	TON	700	\$70.00	\$49,000.00
BIT. BASE, 3"	TON	1000	\$70.00	\$70,000.00
TACK	GAL	1000	\$3.00	\$3,000.00
SEEDING	ACRE	1	\$1,800.00	\$1,800.00
TOTAL ESTIMATED CONSTRUCTION COST				\$199,900.00
CONTINGINCIES, ENGINEERING, ETC				\$49,975.00
TOTAL ESTIMATED COST				\$249,875.00

2009 Runway Reconstruction Project

March 12, 2009	Airport Commission Review of Project and Council Recommendation
March 17, 2009	Resolution Ordering Imp and Preparation of Plans and Specs
April 16, 2009	Airport Commission Review of Plans and Specs and Council Recommendation
April 21, 2009	Resolution Approving Plans and Specs and Ordering Advertisement for Bids
April 22, 29 & May 6 May 4, 11 & 18	Advertisement for Bids – Citizen Advertisement for Bids - Construction Bulletin
May 27, 2009	Bid Opening
May 28, 2009	Airport Commission Recommendation for Bid Award
June 2, 2009	City Council Bid Award

RESOLUTION #2009-

INTRODUCED:

SECONDED:

VOTED: Aye:
Nay:
Abstained:
Absent:

**RESOLUTION IN SUPPORT OF PURSUING TELECOMMUNICATION
FUNDING THROUGH THE FEDERAL BROADBAND ECONOMIC STIMULUS
PROGRAM**

WHEREAS, the City of Windom is committed to the best interests of the citizens of Windom; and

WHEREAS, the City of Windom (WindomNet) broadband services provide a vital economic link to the community; and

WHEREAS, funding to expand and update broadband services maybe available through the Federal Broadband Economic Stimulus Program; and

WHEREAS, it is in the best interests of the City of Windom and its residents to submit an application for funding to the Federal Broadband Economic Stimulus Program.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The City Council of Windom Minnesota, on behalf of the citizens of Windom, supports WindomNet's efforts in pursuing funding through the Federal Broadband Economic Stimulus program.
2. The Windom City Council hereby authorizes Dan Olsen, Telecommunications Operations Manager, to submit an application to the Federal Broadband Economic Stimulus Program.
3. Upon approval of the application, the City of Windom and WindomNet certify that they will comply with all applicable laws, policies and regulations as stated in the application.

ADOPTED this 17th day of March, 2009.

Kirby G. Kruse, Mayor

ATTEST: _____
Steve Nasby, City Administrator

CITY OF WINDOM
FM Entry - Invoice Payment - Department Report

Department	Vendor Name	Description	Amount
MAYOR & COUNCIL	CONVENT. & VISTOR BU	LODGING TAX	1,166.08
		Total for Department 101	1,166.08*
CITY OFFICE	MII LIFE	VEBA	198.40
CITY OFFICE	MN NCPERS	LIFE INSUR INSURANCE	80.00
		Total for Department 103	278.40*
P & Z / BUILDING OFF	MII LIFE	VEBA	148.80
P & Z / BUILDING OFF	MN NCPERS	LIFE INSUR INSURANCE	24.00
		Total for Department 106	172.80*
CITY HALL	COMMUNITY CENTER	SUPPLIES	47.02
CITY HALL	SANDRA HERDER	CLEANING	312.22
CITY HALL	MELISSA PENAS	CLEANING	312.23
		Total for Department 115	671.47*
POLICE	MII LIFE	VEBA	1,398.96
POLICE	MN NCPERS	LIFE INSUR INSURANCE	144.00
		Total for Department 120	1,542.96*
FIRE DEPARTMENT	MIDWEST WIRELESS	TELEPHONE	26.88
FIRE DEPARTMENT	CRAIG WOLTER	EXPENSE	114.93
		Total for Department 125	141.81*
STREET	MII LIFE	VEBA	755.44
STREET	MN NCPERS	LIFE INSUR INSURANCE	80.00
		Total for Department 140	835.44*
PARKS	MII LIFE	VEBA	185.68
PARKS	MN NCPERS	LIFE INSUR INSURANCE	32.00
		Total for Department 165	217.68*
		Total for Fund 01	5,026.64*
LIBRARY	SANDRA HERDER	CLEANING	312.23
LIBRARY	MELISSA PENAS	CLEANING	312.22
		Total for Department 171	624.45*
		Total for Fund 03	624.45*
	REED BUSINESS INFORM	ADVERTISING	317.34
		Total for Department	317.34*
		Total for Fund 09	317.34*
AIRPORT	MN DEPT OF ADMINISTR	TELEPHONE	45.00
AIRPORT	RED ROCK RURAL WATER	WATER	23.00
AIRPORT	SO. CENTRAL ELECTRIC	POWER COST	985.56
		Total for Department 174	1,053.56*
		Total for Fund 11	1,053.56*

CITY OF WINDOM
FM Entry - Invoice Payment - Department Report

Department	Vendor Name	Description	Amount
MULTI-PURPOSE BUILDI	MII LIFE	VEBA	284.88
MULTI-PURPOSE BUILDI	MN DEPT OF ADMINISTR	TELEPHONE	45.00
MULTI-PURPOSE BUILDI	MN NCPERS LIFE INSUR	INSURANCE	32.00
	Total for Department 177		361.88*
	Total for Fund 14		361.88*
LIQUOR	BEVERAGE WHOLESALERS	MERCHANDISE	4,409.75
LIQUOR	COCA-COLA BOTTLING C	MERCHANDISE	235.00
LIQUOR	GRIGGS COOPER	MERCHANDISE	6,441.31
LIQUOR	HAGEN DISTRIBUTING	MERCHANDISE	10,096.50
LIQUOR	JOHNSON BROS.	MERCHANDISE	1,405.93
LIQUOR	MII LIFE	VEBA	371.36
LIQUOR	MN NCPERS LIFE INSUR	INSURANCE	32.00
LIQUOR	MN ENERGY RESOURCES	HEATING	667.54
LIQUOR	QUALITY WINE SPIRITS	MERCHANDISE	16,330.21
LIQUOR	BANK MIDWEST	NSF CHECKS - RIVER BEND	44.30
LIQUOR	WINE MERCHANTS	MERCHANDISE	83.00
	Total for Department 180		40,116.90*
	Total for Fund 60		40,116.90*
WATER	H P SUDS	BILLING CONTRACT SERVICE	150.00
WATER	MII LIFE	VEBA	560.22
WATER	MN NCPERS LIFE INSUR	INSURANCE	40.00
WATER	WENCK ASSOCIATES, IN	LANDFILL	1,088.70
	Total for Department 181		1,838.92*
	Total for Fund 61		1,838.92*
	MARY ANN ANDERSON	REFUND - UTILITY PREPAYM	125.00
	MARIA GUADALUPE BRIO	REFUND - UTILITY PREPAYM	125.00
	JOSH DUERKSEN	REFUND - UTILITY PREPAYM	125.00
	MIRANDA POSKAMP	REFUND - UTILITY PREPAYM	125.00
	Total for Department		500.00*
ELECTRIC	H P SUDS	BILLING CONTRACT SERVICE	150.00
ELECTRIC	MII LIFE	VEBA	1,049.86
ELECTRIC	MN NCPERS LIFE INSUR	INSURANCE	96.00
ELECTRIC	HSBC BUSINESS SOLUTI	SUPPLIES	335.90
ELECTRIC	KENT ELNESS	ENERGY REBATE	100.00
ELECTRIC	JESSICA FLAHERTY	ENERGY REBATE	100.00
ELECTRIC	GARY JOHNSON	ENERGY REBATE	100.00
ELECTRIC	JUDY MUTZ	ENERGY REBATE	100.00
ELECTRIC	LEONARDO ORNELAS	ENERGY REBATE	100.00
ELECTRIC	DEB REZAC	ENERGY REBATE	100.00
ELECTRIC	RITA SELL	ENERGY REBATE	200.00
ELECTRIC	JOSHUA STRUCK	ENERGY REBATE	100.00
ELECTRIC	BURDELL SYMENS	ENERGY REBATE	100.00
ELECTRIC	KELLY THONGVIVONG	ENERGY REBATE	100.00

CITY OF WINDOM
FM Entry - Invoice Payment - Department Report

Department	Vendor Name	Description	Amount
ELECTRIC	RICHARD TORKELSON	ENERGY REBATE	100.00
ELECTRIC	RON WENDORFF	ENERGY REBATE	200.00
ELECTRIC	PAUL WILSON	ENERGY REBATE	100.00
	Total for Department 182		3,131.76*
	Total for Fund 62		3,631.76*
SEWER	BRAUN PUMP & CONTROL	PUMP MAINTENANCE	3,686.06
SEWER	H P SUDS	BILLING CONTRACT SERVICE	150.00
SEWER	MII LIFE	VEBA	931.58
SEWER	MN NCPERS LIFE INSUR	INSURANCE	72.00
SEWER	PRO CELLULAR	CASE	21.29
	Total for Department 183		4,860.93*
	Total for Fund 63		4,860.93*
ARENA	MII LIFE	VEBA	371.36
ARENA	MN NCPERS LIFE INSUR	INSURANCE	32.00
	Total for Department 184		403.36*
	Total for Fund 64		403.36*
	ELECTRIC FUND	LOAN PAYABLE FROM EDA SP	639.65
	BANK MIDWEST	LOAN PAYMENT	1,377.13
	Total for Department		2,016.78*
ECONOMIC DEVELOPMENT	AARON BACKMAN	EXPENSE	7.76
ECONOMIC DEVELOPMENT	ELECTRIC FUND	LOAN PAYABLE FROM EDA SP	309.85
ECONOMIC DEVELOPMENT	MII LIFE	VEBA	235.28
ECONOMIC DEVELOPMENT	MN NCPERS LIFE INSUR	INSURANCE	24.00
ECONOMIC DEVELOPMENT	SO. CENTRAL ELECTRIC	POWER COST	39.22
ECONOMIC DEVELOPMENT	BANK MIDWEST	LOAN PAYMENT	2,622.87
	Total for Department 187		3,238.98*
	Total for Fund 67		5,255.76*
TELECOMMUNICATIONS	H P SUDS	BILLING CONTRACT SERVICE	450.00
TELECOMMUNICATIONS	MIDWEST DATA, INC	SPECIAL SERVICES	50.02
TELECOMMUNICATIONS	MIDWEST WIRELESS	TELEPHONE	370.52
TELECOMMUNICATIONS	MII LIFE	VEBA	665.78
TELECOMMUNICATIONS	MN NCPERS LIFE INSUR	INSURANCE	64.00
	Total for Department 199		1,600.32*
	Total for Fund 69		1,600.32*
	MN NCPERS LIFE INSUR	INSURANCE	32.00
	Total for Department		32.00*
	Total for Fund 70		32.00*

CITY OF WINDOM
FM Entry - Invoice Payment - Department Report

Department	Vendor Name	Description	Amount
Grand Total			65,123.82*

CITY OF WINDOM
 FM Entry - Invoice Payment - Department Report

Department	Vendor Name	Description	Amount
MAYOR & COUNCIL	SECR REV FUND/CITY O	EXPENSE	1.50
MAYOR & COUNCIL	WINDOM HRA	DUE TO HRA FROM RES MV C	1,000.00
	Total for Department 101		1,001.50*
CITY OFFICE	ELECTRIC FUND	UTILITY BILLING	162.43
	Total for Department 103		162.43*
P & Z / BUILDING OFF	ELECTRIC FUND	UTILITY BILLING	64.57
P & Z / BUILDING OFF	VET'S WHOA N'GO	GAS	58.48
P & Z / BUILDING OFF	MT LAKE CITY HALL	REGISTRATION	40.00
	Total for Department 106		163.05*
CITY HALL	JUSTIN DERICKSON	SNOW REMOVAL	50.00
CITY HALL	ELECTRIC FUND	MAINTENANCE	41.13
CITY HALL	ELECTRIC FUND	UTILITY BILLING	548.73
	Total for Department 115		639.86*
POLICE	ELECTRIC FUND	UTILITY BILLING	73.75
POLICE	KENT F. KELLY	EQUIPMENT PURCHASE	173.25
POLICE	KENT F. KELLY	EXPENSE	189.75
POLICE	SECR REV FUND/CITY O	POSTAGE	5.32
POLICE	VET'S WHOA N'GO	GAS	6.49
POLICE	VOYAGER FLEET SERVIC	GAS	87.74
POLICE	DANA WALLACE	EXPENSE	53.79
	Total for Department 120		590.09*
FIRE DEPARTMENT	AMOCO OIL COMPANY	GAS	69.18
FIRE DEPARTMENT	ELECTRIC FUND	UTILITY BILLING	67.28
	Total for Department 125		136.46*
STREET	AMOCO OIL COMPANY	GAS	524.34
STREET	AMOCO OIL COMPANY	VOLUME DISCOUNT	-4.47
STREET	ELECTRIC FUND	UTILITY BILLING	4,105.28
STREET	ERICKSON OIL CO	GAS	729.77
STREET	MN DEPT OF PUBLIC SA	DECALS	20.00
STREET	VET'S WHOA N'GO	GAS	399.85
STREET	VOYAGER PLEET SERVIC	GAS	92.31
STREET	ASE	SERVICE	215.00
	Total for Department 140		6,082.08*
PARKS	ELECTRIC FUND	UTILITY BILLING	3.80
PARKS	ERICKSON OIL CO	GAS	42.25
	Total for Department 165		46.05*
	Total for Fund 01		8,821.52*
LIBRARY	BETTY CROCKER	SUBSCRIPTION	14.95
LIBRARY	JUSTIN DERICKSON	SNOW REMOVAL	50.00
LIBRARY	ELECTRIC FUND	UTILITY BILLING	332.92
	Total for Department 171		397.87*

CITY OF WINDOM
 FM Entry - Invoice Payment - Department Report

Department	Vendor Name	Description	Amount
Total for Fund 03			397.87*
2003 IMPROVEMENT BON U S BANK TRUST NATIO		ADMINISTRATION FEE	258.76
Total for Department 169			258.76*
Total for Fund 05			258.76*
AIRPORT	WDR - DEPUTY REGISTR	TITLE / SALES TAX	4,112.19
Total for Department 174			4,112.19*
Total for Fund 11			4,112.19*
AMBULANCE	ELECTRIC FUND	UTILITY BILLING	23.16
AMBULANCE	JOLYNN NERHUS	EXPENSE	38.78
AMBULANCE	KIM POWERS	EXPENSE	33.23
AMBULANCE	VET'S WHOA N'GO	GAS	793.16
AMBULANCE	EMMA NORLAND	REFUND - WINDOM AMBULANC	73.62
Total for Department 176			961.95*
Total for Fund 13			961.95*
MULTI-PURPOSE BUILDI	ELECTRIC FUND	UTILITY BILLING	1,321.69
MULTI-PURPOSE BUILDI	RIVER BEND LIQUOR	MERCHANDISE	143.51
Total for Department 177			1,465.20*
Total for Fund 14			1,465.20*
LIQUOR	BEVERAGE WHOLESALERS	MERCHANDISE	5,270.20
LIQUOR	ELECTRIC FUND	MAINTENANCE	79.15
LIQUOR	ELECTRIC FUND	UTILITY BILLING	1,000.01
LIQUOR	HAGEN DISTRIBUTING	MERCHANDISE	7,269.35
LIQUOR	JOHNSON BROS.	MERCHANDISE	3,674.99
LIQUOR	PHILLIPS WINE & SPIR	MERCHANDISE	1,621.54
Total for Department 180			18,915.24*
Total for Fund 60			18,915.24*
WATER	DNR - DIVISION OF WA	PERMIT	140.00
WATER	ELECTRIC FUND	UTILITY BILLING	4,851.49
WATER	H P SUDS	BILLING CONTRACT SERVICE	151.09
WATER	MIDWEST DATA, INC	UTILITY BILLING SERVICES	1,570.71
WATER	MN DEPT OF HEALTH	REGISTRATION	75.00
WATER	U S BANK TRUST NATIO	ADMINISTRATION FEE	107.81
WATER	VOYAGER FLEET SERVIC	GAS	126.09
WATER	WENCK ASSOCIATES, IN	LANDFILL	948.70
Total for Department 181			7,970.89*
Total for Fund 61			7,970.89*
SECR REV FUND/CITY O REFUND - UTILITY PREPAYM			580.00

CITY OF WINDOM
 FM Entry - Invoice Payment - Department Report

Department	Vendor Name	Description	Amount
	GAIL WACHA	REFUND - UTILITY PREPAYM	125.00
	Total for Department		705.00*
ELECTRIC	AMOCO OIL COMPANY	GAS	619.94
ELECTRIC	AMOCO OIL COMPANY	VOLUME DISCOUNT	-4.47
ELECTRIC	ELECTRIC FUND	UTILITY BILLING	267.78
ELECTRIC	H P SUDS	BILLING CONTRACT SERVICE	151.11
ELECTRIC	CHERYL LILLEGAARD	GAS	31.25
ELECTRIC	CHERYL LILLEGAARD	MILEAGE	258.50
ELECTRIC	MIDWEST DATA, INC	UTILITY BILLING SERVICES	761.55
ELECTRIC	SECR REV FUND/CITY O	POSTAGE	5.32
ELECTRIC	BRAD BUSSA	CLEANING	184.60
ELECTRIC	VET'S WHOA N'GO	GAS	10.72
ELECTRIC	VOYAGER FLEET SERVIC	GAS	75.75
	Total for Department 182		2,362.05*
	Total for Fund 62		3,067.05*
SEWER	AMOCO OIL COMPANY	GAS	66.27
SEWER	ELECTRIC FUND	MAINTENANCE	45.37
SEWER	ELECTRIC FUND	UTILITY BILLING	16,334.02
SEWER	ERICKSON OIL CO	GAS	76.71
SEWER	H P SUDS	BILLING CONTRACT SERVICE	151.09
SEWER	MIDWEST DATA, INC	UTILITY BILLING SERVICES	761.55
SEWER	U S BANK TRUST NATIO	ADMINISTRATION FEE	64.68
SEWER	VOYAGER FLEET SERVIC	GAS	91.15
	Total for Department 183		17,590.84*
	Total for Fund 63		17,590.84*
ARENA	AMOCO OIL COMPANY	GAS	20.59
ARENA	AL BALOUN	SUPPLIES	20.04
ARENA	ELECTRIC FUND	UNDER BILLED ELEC 5-07	2,358.10
ARENA	ELECTRIC FUND	UTILITY BILLING	7,479.69
ARENA	VET'S WHOA N'GO	GAS	50.57
	Total for Department 184		9,928.99*
	Total for Fund 64		9,928.99*
ECONOMIC DEVELOPMENT	ELECTRIC FUND	UTILITY BILLING	144.84
	Total for Department 187		144.84*
	Total for Fund 67		144.84*
RIVERBLUFF ESTATES	UNITED PRAIRIE BANK	LOAN PAYMENT	579.40
	Total for Department 166		579.40*
	Total for Fund 68		579.40*
	MN 9-1-1 PROGRAM	911 SERVICE	872.18

CITY OF WINDOM
 FM Entry - Invoice Payment - Department Report

Department	Vendor Name	Description	Amount
Total for Department			872.18*
TELECOMMUNICATIONS	B B C AMERICA	SUBSCRIBER	7.54
TELECOMMUNICATIONS	BIG TEN NETWORK	SUBSCRIBER	1,575.76
TELECOMMUNICATIONS	COMCAST MEDIA CENTER	SUBSCRIBER	6.50
TELECOMMUNICATIONS	DISCOVERY DIGITAL NE	SUBSCRIBER	57.41
TELECOMMUNICATIONS	ELECTRIC FUND	UTILITY BILLING	1,701.86
TELECOMMUNICATIONS	FOX SPORTS	SUBSCRIBER	5,058.90
TELECOMMUNICATIONS	H P SUDS	BILLING CONTRACT SERVICE	453.27
TELECOMMUNICATIONS	KARE 11 TELEVISION	SUBSCRIBER	394.20
TELECOMMUNICATIONS	LIFETIME	SUBSCRIBER	657.00
TELECOMMUNICATIONS	LIFETIME MOVIE NETWO	SUBSCRIBER	30.00
TELECOMMUNICATIONS	MIDWEST DATA, INC	SPECIAL SERVICES	9.18
TELECOMMUNICATIONS	MIDWEST DATA, INC	UTILITY BILLING SERVICES	1,665.89
TELECOMMUNICATIONS	NATIONAL CABLE TV CO	SUBSCRIBER	20,245.69
TELECOMMUNICATIONS	QWEST COMMUNICATIONS	DIRECTORY LISTING	279.45
TELECOMMUNICATIONS	NEUSTAR, INC.	LNP BILL	403.18
TELECOMMUNICATIONS	RPD TV	SUBSCRIBERS	190.68
TELECOMMUNICATIONS	SECR REV FUND/CITY O	POSTAGE	11.90
TELECOMMUNICATIONS	TOWER DISTRIBUTION C	SUBSCRIBER	215.96
TELECOMMUNICATIONS	VOYAGER FLEET SERVIC	GAS	56.91
TELECOMMUNICATIONS	WINDOM STATE THEATRE	ADVERTISING	35.00
Total for Department 199			33,056.28*
Total for Fund 69			33,928.46*
COLONIAL LIFE INSURA	INSURANCE		22.05
Total for Department			22.05*
Total for Fund 70			22.05*
Grand Total			108,165.25*

CITY OF WINDOM
FM Entry - Invoice Payment - Department Report

Department	Vendor Name	Description	Amount
MAYOR & COUNCIL	CITIZEN PUBLISHING C	ADVERTISING	319.50
MAYOR & COUNCIL	MCDONALD & SCHRAMEL	LEGAL FEES	84.00
	Total for Department 101		403.50*
CITY OFFICE	TYLER TECHNOLOGIES	MAINTENANCE AGREEMENT	357.89
CITY OFFICE	DAN'S OFFICE SUPPLY	SUPPLIES	312.61
CITY OFFICE	MANKATO MOBIL RADIO	MAINTENANCE CONTRACT	5.78
	Total for Department 103		676.28*
P & Z / BUILDING OFF	TYLER TECHNOLOGIES	MAINTENANCE AGREEMENT	357.76
P & Z / BUILDING OFF	DAN'S OFFICE SUPPLY	SUPPLIES	50.82
P & Z / BUILDING OFF	DAVIS TYPEWRITER	MAINT CONTRACT	2.95
P & Z / BUILDING OFF	MANKATO MOBIL RADIO	MAINTENANCE CONTRACT	5.78
P & Z / BUILDING OFF	PRO VANTAGE	SUPPLIES	196.13
	Total for Department 106		613.44*
CITY HALL	COTTONWOOD COUNTY SO	RECYCLING PICK UP	12.00
CITY HALL	CULLIGAN	SERVICE	12.50
CITY HALL	WASTE MANAGEMENT OF	HAUL GARBAGE	81.47
CITY HALL	KATO ROOFING, INC	ROOF REPAIR	3,263.25
	Total for Department 115		3,369.22*
POLICE	CITIZEN PUBLISHING C	ADVERTISING	250.25
POLICE	TYLER TECHNOLOGIES	MAINTENANCE AGREEMENT	357.76
POLICE	COTTONWOOD CTY SHERI	ON LINE BACK UP	600.00
POLICE	COTTONWOOD CO TREASU	DISPATCHING	275.00
POLICE	COTTONWOOD CO TREASU	RENT	1,200.00
POLICE	GALLS	SUPPLIES	362.46
POLICE	LANGUAGE LINE SERVIC	SERVICE	25.93
POLICE	LEAGUE OF MN. CITIES	PATROL SUBSCRIPTION	680.00
POLICE	MCDONALD & SCHRAMEL	LEGAL FEES	5,229.00
POLICE	MANKATO MOBIL RADIO	MAINTENANCE CONTRACT	22.00
POLICE	PAMIDA	SUPPLIES	21.28
POLICE	SCHWALBACH HARDWARE	MAINTENANCE	14.25
POLICE	COUNTRY PRIDE SERVIC	MAINTENANCE	20.00
POLICE	SOUTHWEST CHIEFS OF	DUES	35.00
	Total for Department 120		9,092.93*
FIRE DEPARTMENT	COTTONWOOD CO TREASU	DISPATCHING	212.50
FIRE DEPARTMENT	WASTE MANAGEMENT OF	HAUL GARBAGE	174.77
FIRE DEPARTMENT	DAN'S OFFICE SUPPLY	SUPPLIES	202.34
FIRE DEPARTMENT	SUNSHINE FOODS	SUPPLIES	52.31
FIRE DEPARTMENT	HEIMAN FIRE EQUIP. C	MAINTENANCE	25.95
FIRE DEPARTMENT	MANKATO MOBIL RADIO	MAINTENANCE CONTRACT	644.78
FIRE DEPARTMENT	QUEST	TELEPHONE	58.66
FIRE DEPARTMENT	SCHWALBACH HARDWARE	MAINTENANCE	14.90
FIRE DEPARTMENT	CARQUEST AUTO PARTS	MAINTENANCE	13.06
	Total for Department 125		1,399.27*
EMERGENCY MANAGEMENT	COTTONWOOD CO TREASU	DISPATCHING	12.50
EMERGENCY MANAGEMENT	MANKATO MOBIL RADIO	MAINTENANCE CONTRACT	200.00

CITY OF WINDOM
FM Entry - Invoice Payment - Department Report

Department	Vendor Name	Description	Amount
Total for Department 130			212.50*
ANIMALS	COTTONWOOD-SLAYTON V VETERINARY SERVICE		63.90
Total for Department 135			63.90*
STREET	TYLER TECHNOLOGIES	MAINTENANCE AGREEMENT	357.76
STREET	COTTONWOOD COUNTY LA	GARGAGE	20.00
STREET	COTTONWOOD CO TREASU	DISPATCHING	125.00
STREET	WASTE MANAGEMENT OF	HAUL GARBAGE	124.94
STREET	ELECTRIC MOTOR CO	MAINTENANCE	67.82
STREET	FOX BROTHERS	MAINTENANCE	131.67
STREET	WINDOM AUTO VALU	MAINTENANCE	42.54
STREET	LAMPERTS YARDS, INC.	MAINTENANCE	29.05
STREET	MCDONALD & SCHRAMEL	LEGAL FEES	241.50
STREET	MACQUEEN EQUIP. CO.	INCORRECT PAYMENT ON LAS	245.23
STREET	MANKATO MOBIL RADIO	MAINTENANCE CONTRACT	5.78
STREET	MESSER MACHINE & MFG	MAINTENANCE	10.28
STREET	MILLER SELLNER EQUIP	MAINTENANCE	100.59
STREET	M-R SIGNS CO., INC	MAINTENANCE	543.85
STREET	QUEST	TELEPHONE	58.66
STREET	PETERSON SMITH GRAVE	SERVICE	200.00
STREET	PRAXAIR DISTRIBUTION	SERVICE	67.73
STREET	SCHWALBACH HARDWARE	MAINTENANCE	88.71
STREET	CARQUEST AUTO PARTS	MAINTENANCE	262.64
STREET	WINTER EQUIPMENT CO.	MAINTENANCE	928.81
Total for Department 140			3,652.56*
PARKS	TYLER TECHNOLOGIES	MAINTENANCE AGREEMENT	357.76
PARKS	COTTONWOOD CO TREASU	DISPATCHING	37.50
PARKS	DAN'S OFFICE SUPPLY	SUPPLIES	247.06
PARKS	COUNTRY PRIDE SERVIC	MAINTENANCE	208.42
Total for Department 165			850.74*
Total for Fund 01			20,334.34*
LIBRARY	BBC AUDIO	BOOKS	112.26
LIBRARY	CITIZEN PUBLISHING C	ADVERTISING	348.30
LIBRARY	TYLER TECHNOLOGIES	MAINTENANCE AGREEMENT	357.76
LIBRARY	COTTONWOOD COUNTY SO	RECYCLING PICK UP	12.00
LIBRARY	ENCYCLOPEDIA BRITANN	YEARBOOK	58.90
LIBRARY	GALE	BOOKS	308.23
LIBRARY	INGRAM	BOOKS	2,095.31
LIBRARY	J & K WINDOWS	CLEANING	15.00
LIBRARY	MICROMARKETING	BOOKS & AUDIO	422.53
LIBRARY	RECORDED BOOKS, LLC	SUBSCRIPTION	54.20
LIBRARY	READERS DIGEST - AUD	SUBSCRIPTION	41.86
LIBRARY	TASTE OF HOME	SUBSCRIPTION	19.98
LIBRARY	CONDE NEST TRAVELER	SUBSCRIPTION	21.97
LIBRARY	PC GAMER	SUBSCRIPTION	14.95
LIBRARY	DISNEY MOVIE CLUB	MOVIES	51.80

CITY OF WINDOM
FM Entry - Invoice Payment - Department Report

Department	Vendor Name	Description	Amount
		Total for Department 171	3,935.05*
		Total for Fund 03	3,935.05*
	WENCK ASSOCIATES, IN 09 STREET IMP (4TH)		8,813.15
		Total for Department	8,813.15*
		Total for Fund 09	8,813.15*
AIRPORT	CANNON TECHNOLOGIES	MAINTENANCE	345.50
AIRPORT	DAN'S OFFICE SUPPLY	SUPPLIES	7.90
		Total for Department 174	353.40*
		Total for Fund 11	353.40*
POOL	CITIZEN PUBLISHING C	ADVERTISING	327.38
		Total for Department 175	327.38*
		Total for Fund 12	327.38*
AMBULANCE	ARROW MANUFACTURING	MAINTENANCE	338.90
AMBULANCE	BOUND TREE MEDICAL,	EQUIPMENT	315.00
AMBULANCE	TYLER TECHNOLOGIES	MAINTENANCE AGREEMENT	357.76
AMBULANCE	COTTONWOOD CO TREASU	DISPATCHING	200.00
AMBULANCE	HIGLEY FORD SALES	MAINTENANCE	92.05
AMBULANCE	KDOM RADIO	ADVERTISING	206.00
AMBULANCE	MANKATO MOBIL RADIO	MAINTENANCE CONTRACT	6.28
AMBULANCE	QUEST	TELEPHONE	58.66
AMBULANCE	PRAXAIR DISTRIBUTION	SERVICE	385.09
AMBULANCE	MN WEST COMMUNITY	EMT REFRESHERS	2,885.58
AMBULANCE	CARQUEST AUTO PARTS	MAINTENANCE	38.75
		Total for Department 176	4,884.07*
		Total for Fund 13	4,884.07*
MULTI-PURPOSE BUILDI	A & B BUSINESS EQUIP	MAINTENANCE	98.34
MULTI-PURPOSE BUILDI	TYLER TECHNOLOGIES	MAINTENANCE AGREEMENT	357.76
MULTI-PURPOSE BUILDI	WASTE MANAGEMENT OF	HAUL GARBAGE	108.46
MULTI-PURPOSE BUILDI	KDOM RADIO	ADVERTISING	140.80
MULTI-PURPOSE BUILDI	MCDONALD & SCHRAMEL	LEGAL FEES	52.50
MULTI-PURPOSE BUILDI	SCHWALBACH HARDWARE	MAINTENANCE	292.30
MULTI-PURPOSE BUILDI	STONER INDUSTRIAL, I	SERVICE	83.94
MULTI-PURPOSE BUILDI	WERNER ELECTRIC	MAINTENANCE	50.44
		Total for Department 177	1,184.54*
		Total for Fund 14	1,184.54*
LIQUOR	ENVIROMASTER, INC.	SERVICE	39.41
LIQUOR	APPEL REFRIGERATION	MAINTENANCE	245.92
LIQUOR	CITIZEN PUBLISHING C	ADVERTISING	116.10

CITY OF WINDOM
FM Entry - Invoice Payment - Department Report

Department	Vendor Name	Description	Amount
LIQUOR	COLLINS BROTHERS, IN	MERCHANDISE	77.11
LIQUOR	TYLER TECHNOLOGIES	MAINTENANCE AGREEMENT	357.76
LIQUOR	CULLIGAN	SERVICE	7.67
LIQUOR	WASTE MANAGEMENT OF	HAUL GARBAGE	45.79
LIQUOR	A H HERMEL CANDY & T	MERCHANDISE	501.48
LIQUOR	HOLT'S CLEANING SERV	CLEANING	275.00
LIQUOR	PEPSIAMERICAS	MERCHANDISE	168.40
LIQUOR	S&K LINES	FREIGHT	841.65
	Total for Department 180		2,676.29*
	Total for Fund 60		2,676.29*
	HD SUPPLY WATERWORKD	MAINTENANCE	896.39
	Total for Department		896.39*
WATER	TYLER TECHNOLOGIES	MAINTENANCE AGREEMENT	357.76
WATER	COTTONWOOD CO TREASU	DISPATCHING	100.00
WATER	CONTROLS & METERS, I	MAINTENANCE	76.38
WATER	DICKS WELDING	MAINTENANCE	149.89
WATER	HAWKINS, INC	CHEMICALS	4,703.97
WATER	WINDOM AUTO VALU	MAINTENANCE	4.39
WATER	LAMPERTS YARDS, INC.	MAINTENANCE	186.68
WATER	MCDONALD & SCHRAMEL	LEGAL FEES	388.50
WATER	MANKATO MOBIL RADIO	MAINTENANCE CONTRACT	7.70
WATER	MIDWEST WIRELESS	TELEPHONE	43.95
WATER	MN VALLEY TESTING	TESTING	169.85
WATER	NORTHLAND CHEMICAL C	SUPPLIES	62.49
WATER	QUEST	TELEPHONE	58.66
WATER	HD SUPPLY WATERWORKD	MAINTENANCE	179.21
WATER	ZIESKE LAND SURVEYIN	SERVICE	1,972.00
	Total for Department 181		8,461.43*
	Total for Fund 61		9,357.82*
	J. H. LARSON	MAINTENANCE	384.26
	WERNER ELECTRIC	MAINTENANCE	37.06
	Total for Department		421.32*
ELECTRIC	AMERICAN TEST CENTER	TESTING & INSPECTION	1,320.00
ELECTRIC	AMERICAN PUBLIC POWE	RED FLAG WEBINAR	79.00
ELECTRIC	BORDER STATES ELECTR	INVENTORY	324.83
ELECTRIC	CANNON TECHNOLOGIES	MAINTENANCE	4,052.00
ELECTRIC	TYLER TECHNOLOGIES	MAINTENANCE AGREEMENT	357.76
ELECTRIC	COTTONWOOD CO TREASU	DISPATCHING	187.50
ELECTRIC	WASTE MANAGEMENT OF	HAUL GARBAGE	81.08
ELECTRIC	DAKOTA SUPPLY GROUP	MAINTENANCE	2,288.98
ELECTRIC	DUECO, INC.	SUPPLIES	143.29
ELECTRIC	WINDOM AUTO VALU	MAINTENANCE	36.67
ELECTRIC	JOHNSON HARDWARE	MAINTENANCE	33.05
ELECTRIC	KEMNA-ASA AUTO PLAZA	MAINTENANCE	137.16

CITY OF WINDOM
FM Entry - Invoice Payment - Department Report

Department	Vendor Name	Description	Amount
ELECTRIC	KDOM RADIO	ADVERTISING	211.20
ELECTRIC	MANKATO MOBIL RADIO	MAINTENANCE CONTRACT	7.70
ELECTRIC	MN DEPT OF COMMERCE	ASSESSMENT	1,102.34
ELECTRIC	MN DEPT OF LABOR & I	SERVICE	40.00
ELECTRIC	QUEST	TELEPHONE	55.21
ELECTRIC	SANFORD LABORATORIES	TESTING	34.18
ELECTRIC	SCHWALBACH HARDWARE	MAINTENANCE	40.12
ELECTRIC	STONER INDUSTRIAL, I	SERVICE	67.96
ELECTRIC	DEPARTMENT OF ENERGY	POWER COST	80,015.56
ELECTRIC	WINDOM AREA DEVELOPM	INDUSTRIAL DEVELOPMENT	1,200.00
ELECTRIC	CARQUEST AUTO PARTS	MAINTENANCE	178.27
	Total for Department 182		91,993.86*
	Total for Fund 62		92,415.18*
SEWER	TYLER TECHNOLOGIES	MAINTENANCE AGREEMENT	357.76
SEWER	COTTONWOOD COUNTY LA	GARGAGE	70.00
SEWER	COTTONWOOD CO TREASU	DISPATCHING	100.00
SEWER	WASTE MANAGEMENT OF	HAUL GARBAGE	81.47
SEWER	DICKS WELDING	MAINTENANCE	149.89
SEWER	HAWKINS, INC	CHEMICALS	588.95
SEWER	HACH COMPANY	SUPPLIES	190.45
SEWER	KEMNA-ASA AUTO PLAZA	MAINTENANCE	321.60
SEWER	LAMPERTS YARDS, INC.	MAINTENANCE	186.68
SEWER	MANKATO MOBIL RADIO	MAINTENANCE CONTRACT	7.70
SEWER	MIDWEST WIRELESS	TELEPHONE	43.95
SEWER	MN POLLUTION CONTROL	REGISTRATION	280.00
SEWER	MN VALLEY TESTING	TESTING	1,953.60
SEWER	QUEST	TELEPHONE	191.53
SEWER	RON'S ELECTRIC	MAINTENANCE	416.55
SEWER	SANFORD LABORATORIES	TESTING	34.18
SEWER	SCHWALBACH HARDWARE	MAINTENANCE	23.12
SEWER	SWANSON PROCESS SERV	MAINTENANCE	829.25
	Total for Department 183		5,826.68*
	Total for Fund 63		5,826.68*
ARENA	COCA-COLA BOTTLING C	MERCHANDISE	185.70
ARENA	TYLER TECHNOLOGIES	MAINTENANCE AGREEMENT	357.76
ARENA	WASTE MANAGEMENT OF	HAUL GARBAGE	125.33
ARENA	ELITE MECHANICAL SYS	MAINTENANCE	790.45
ARENA	ELVIN SAFETY SUPPLY,	MAINTENANCE	267.85
ARENA	GOPHER	REC EQUIPMENT	100.54
ARENA	SUNSHINE FOODS	SUPPLIES	13.34
ARENA	HEARTLAND PAPER COMP	SUPPLIES	175.07
ARENA	KDOM RADIO	ADVERTISING	70.00
ARENA	LAMPERTS YARDS, INC.	MAINTENANCE	82.46
ARENA	MINNCOR INDUSTRIES	SUPPLIES	19.17
ARENA	NORTHLAND CHEMICAL C	SUPPLIES	129.92
ARENA	SCHWALBACH HARDWARE	MAINTENANCE	204.94

CITY OF WINDOM
FM Entry - Invoice Payment - Department Report

Department	Vendor Name	Description	Amount
ARENA	STONER INDUSTRIAL, I SERVICE		9.52
ARENA	CARQUEST AUTO PARTS	MAINTENANCE	30.88
ARENA	WORTHINGTON GLASS IN	MAINTENANCE	45.00
		Total for Department 184	2,607.93*
		Total for Fund 64	2,607.93*
ECONOMIC DEVELOPMENT	CITIZEN PUBLISHING C	ADVERTISING	135.00
ECONOMIC DEVELOPMENT	TYLER TECHNOLOGIES	MAINTENANCE AGREEMENT	357.76
ECONOMIC DEVELOPMENT	DAN'S OFFICE SUPPLY	SUPPLIES	39.39
ECONOMIC DEVELOPMENT	SUNSHINE FOODS	SUPPLIES	70.80
ECONOMIC DEVELOPMENT	RON'S ELECTRIC	MAINTENANCE	190.82
ECONOMIC DEVELOPMENT	PRO VANTAGE	SUPPLIES	196.12
		Total for Department 187	989.89*
		Total for Fund 67	989.89*
TELECOMMUNICATIONS	TYLER TECHNOLOGIES	MAINTENANCE AGREEMENT	1,073.28
TELECOMMUNICATIONS	WASTE MANAGEMENT OF	HAUL GARBAGE	77.81
TELECOMMUNICATIONS	DAN'S OFFICE SUPPLY	SUPPLIES	70.89
TELECOMMUNICATIONS	GRAYBAR ELECTRIC CO	MAINTENANCE	178.81
TELECOMMUNICATIONS	KDOM RADIO	ADVERTISING	88.00
TELECOMMUNICATIONS	NEW STAR SALES & SER	COPIER MAINTENANCE	35.00
TELECOMMUNICATIONS	CALIX	MAINTENANCE	2,396.25
TELECOMMUNICATIONS	SANFORD LABORATORIES	TESTING	34.18
TELECOMMUNICATIONS	SCHWALBACH HARDWARE	MAINTENANCE	86.87
TELECOMMUNICATIONS	STONER INDUSTRIAL, I SERVICE		38.14
TELECOMMUNICATIONS	WINDOM QUICK PRINT	CONNECTION	1,957.20
TELECOMMUNICATIONS	WINDOM QUICK PRINT	SUPPLIES	175.67
TELECOMMUNICATIONS	WOODSTOCK TELEPHONE	SERVICE	186.67
		Total for Department 199	6,398.77*
		Total for Fund 69	6,398.77*
		Grand Total	160,104.49*



March 6, 2009

Dear Friends:

The Minnesota State Demographic Center will soon hold a Census 2010 and Complete Count Committee Town Hall Meeting in your area. Please refer to the schedule below for the meeting closest to you.

The meetings will feature a short presentation on Complete Count Committees – what they do, why they are important and how to form them – followed by ample time for questions about the 2010 Census and Complete Count Committees. The event will last approximately one hour or until all questions are answered.

Elected officials, government employees, and community leaders are strongly encouraged to attend.

With the 2010 Census just a little over a year away, we must begin preparing now. As you may know, Minnesota is one of a handful of states in jeopardy of losing a congressional seat through the reapportionment that will follow the Census. Further, Census 2010 will have a profound impact on Minnesota's representation in local, state and the federal government. The accuracy of the decennial census count will have significant weight on how over \$300 billion in federal dollars will be distributed to communities throughout the U.S. and Minnesota.

Your decision to participate now could significantly impact your city, region, and our state. We encourage you to consider start forming your city's Census 2010 Complete Count Committee today!

For more information about Census 2010 and to RSVP for a meeting, please visit: www.mn2010census.org or contact Ryan Dolan at 651-201-2479 or ryan.dolan@state.mn.us or Barbara Ronningen at 651-201-2473 or barbara.ronningen@state.mn.us.

Upcoming Meetings in your area:

Hutchinson

Thursday, March 26, 2009

6:30 PM

City Council Chambers
111 Hassan Street SE

Worthington

Wednesday, April 8, 2009

10:00 AM

Government Center
315 10th Street

Willmar

Wednesday, May 13, 2009

10:00 AM

Willmar Fire Station
500 2nd Street SW

Marshall

Tuesday, April 7, 2009

6:30 PM

Marshall Municipal Utilities
113 South 4th Street

Fairmont

Wednesday, April 8, 2009

5:00 PM

So. MN Educational Campus
115 Park Street

Montevideo

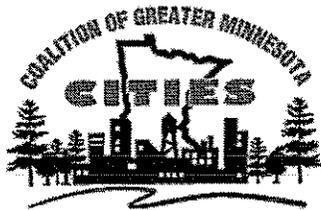
Thursday, May 14, 2009

6:30 PM

Montevideo Community Center
550 S. 1st Street

Minnesota State Demographic Center
300 Centennial Office Building, 658 Cedar Street, Saint Paul, MN 55155
P: 651.201.2479 / F: 651.296.3698

www.mn2010census.org



Coalition of Greater Minnesota Cities

CGMC in Brief

March 12, 2009

Contact: Tim Flaherty
651-225-8840

Senate DFL announces budget plan

Late this afternoon, Senate leaders announced their plan to balance the state's budget deficit. The Senate's approach aims to solve the larger \$6.4 structural budget deficit over a 4-year period. By having a 7% across-the-board cut to all budget areas in each of the next bienniums, some budget areas, like education, will see smaller cuts in the 2010-2011 biennium due to one-time federal money.

Regarding LGA, Senate Tax Committee Chair Tom Bakk (DFL-Cook) said he would like to essentially freeze the program at its current funding level. This means that the inflationary increases which became law last session would no longer take effect. The Senate's plan also includes roughly \$2 billion in increased revenues, which will primarily be based on ability to pay (i.e. a fourth tier income tax bracket).

CGMC will keep you informed of further details of the Senate's plan and how cities may be affected.

LGA lobbying day set for March 26th

Join us in St. Paul Thursday, March 26th for an LGA lobbying day. The day will start with a full membership meeting at Flaherty & Hood, followed by a rally at the Capitol and time for meeting with your legislators (see attached agenda for more information).

The afternoon rally, which is being coordinated with other city organizations, will be a great opportunity to get the attention of the Legislature and the press and inform them of the importance of LGA. We are hoping to attract as large of a crowd as possible, so please encourage your off-duty police officers and firefighters (in uniform, if possible), librarians, public works employees, and any other individuals impacted by LGA cuts to join us at the Capitol. These employees must be off-duty and unpaid for their attendance. Community members who are concerned about losing city services are also welcome to attend.

We also recommend that you bring any city employees or community members along with you to your meetings with legislators. CGMC members are responsible for arranging these meetings, so please contact your legislators as soon as possible to get on their schedules for the afternoon of March 26th.

Please refer to this morning's memo from Tim Flaherty regarding the March 26th lobbying day for more information.



Removal of levy limits, other mandates may be on the horizon

The Senate and House are both considering bills that would remove levy limits and various other mandates for local governments (S.F. 1054/Bakk and H.F. 1195/Lanning). Both bills would provide more flexibility to local governments in light of the likelihood of reduced state aid. Mankato City Manager Pat Hentges testified in support of Sen. Bakk's bill this week, and both bills passed out of their initial committees. We encourage you to thank Sen. Bakk and Rep. Lanning for initiating this legislation.

Annexation and land use bills moving forward

CGMC's land use reform bill is expected to be heard in the Senate Local Government Committee next week, and the CGMC annexation reform bill will be heard in the House Local Government Division on Monday (stay tuned for an Action Alert regarding this bill, which will be sent out early Friday). We will continue to keep you updated with the progress of these bills, and encourage you to monitor them on the Legislature's website (land use reform: S.F. 913/Bakk, H.F. 1035/Hosch; annexation reform: S.F. 1163/Dille, H.F. 1297/Winkler).

\$367 million bonding bill nearing approval

S.F. 781, a bonding bill sponsored by Sen. Keith Langseth (DFL-Glyndon), is making its way through several committees and is expected to pass on the floor shortly. The bill would provide \$367 million to various projects across the state. Attached is a list of all projects included in this bill.

Clean water funding update

This week, CGMC lobbyist Elizabeth Wefel testified before the Cultural and Resources House Division, chaired by Rep. Mary Murphy (DFL-Hermantown), which is hearing testimony on how it should prioritize clean water funds from the Clean Water, Land, and Legacy Amendment. (The Senate also has a sub-committee that will address this issue.) Wefel testified that the legislature should give highest priority to the development of TMDLs (Total Maximum Daily Loads) and to providing cities financial assistance for implementing TMDLs and other water quality regulations. The legislators responded positively to the testimony.

Throughout the hearing, several legislators commented on the need to fairly distribute the money from the amendment throughout the state. Rep. Robin Brown (DFL-Albert Lea) emphasized the need to ensure that greater Minnesota receives its fair share.

**SAVE THE DATE:
CGMC Summer
Conference**

Mark your calendars for CGMC's summer conference, which will be held **July 29 – 31 at Craguns Resort near Brainerd**. Further details will be available in the coming months.

**Former Bemidji
councilmember and
CGMC member
passes away**

Ralph Zachman, a longtime CGMC member and Bemidji city council member, died Wednesday. Funeral arrangements are pending and will be available in the Friday edition of the Bemidji Pioneer.





Dedicated to a Strong Greater Minnesota

March 26th LGA Lobbying Day in St. Paul

- 10:00 – 11:00 a.m. **CGMC Full Membership Meeting at Flaherty & Hood office**
See attached directions and parking information.
- 11:00 a.m. – 12:00 p.m. **Lunch**
Members will be responsible for their own lunch. We recommend the Capitol cafeteria for proximity to the afternoon's events.
- 12:00 – 1:00 p.m. **LGA Rally at the Capitol**
The rally will be held on the front steps of the Capitol. We recommend that you bring signs for your group that say your city name or something like "Winona Police for LGA" (feel free to be creative).
- 1:00 p.m. – ? **Lobby your legislators**
Members are responsible for setting up their own meetings with their legislators.

CAPITAL INVESTMENT COMMITTEE

2009 Legislative Session Bonding Proposals

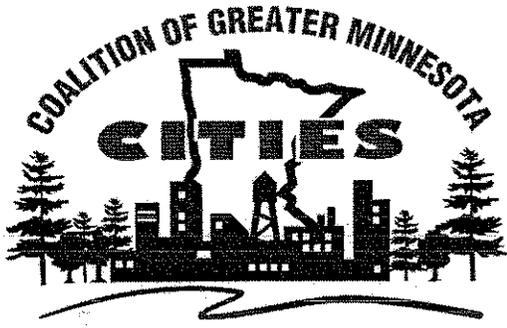
Line	Agency/Project (in thousands)	Fund	Senate
1	University of Minnesota		
2	Higher Education Asset Preservation and Replacement(HEAPR)		35,000
3	Bell Museum of Natural History Construction		24,000
6	Total		<u>59,000</u>
7			
		Total	
8	Minnesota State Colleges and Universities		
		Authorized	State Share
9	Higher Education Asset Preservation and Replacement(HEAPR) GO	50,000	50,000
10	No Hennepin Community College-Business & Technology Addition	13,970	9,313
11	Classroom Renovation - Systemwide	3,810	2,540
12	Lake Superior Com/Tech College-Health & Science Addition	11,550	7,700
13	Metro State University Classrooms & Rehab Space	5,700	3,800
14	Mesabi Range Community & Technical College	5,250	3,500
15	Total	90,280	76,853
16	General Obligation Bonds	GO	76,853
17	User Financed General Obligation Bonds	UF	13,427
18	Total Authorizations Requested/Recommended	90,280	90,280
19			
20	Education		
21	Red Lake School	Sch Loan	5,780
22			
23	Natural Resources		
24	Flood Hazard Mitigation Grants		26,000
25	Dam Renovation and Removal		2,000
26	Asset Preservation		1,000
27	Total		<u>29,000</u>
28			
29	Pollution Control Agency		
30	Closed Land Fill Cleanup	UF	25,000
31			
32	Minnesota Zoological Garden		
33	Asset Preservation		5,000
34			
35	Amateur Sports		
36	National Volleyball Rochester - Expansion		4,000
37	National Sports Center - Asset Preservation		1,000
38	Total		<u>5,000</u>
39			
40	Military Affairs		
41	Asset Preservation		3,602
42			
43	Transportation		
44	Alexandria Airport equipment/facilities		2,000
45	Bigfork Airport Runways		1,700
46	Duluth Airport Terminal Facilities		4,900
47	High-Speed Rail St. Paul to Chicago		5,000
48	Port Development Assistance		2,000
49	Minnesota Valley Railroad Track Rehabilitation		5,000
50	Local Bridge Replacement and Rehabilitation	TF	15,000
51	St. Louis & Lake Co RRA North shore Express to St. Paul		1,000
52	Staples Highway Overpass	TF	300
53	Total		<u>36,900</u>
54			

SF 781

CAPITAL INVESTMENT COMMITTEE

2009 Legislative Session Bonding Proposals

Line	Agency/Project (in thousands)	Fund	Senate
55	Metropolitan Council		
56	Anoka Co Rice Creek North Regional Trail		2,183
57	Cedar Avenue Bus Rapid Transit		1,000
58	Central Corridor Light Rail Transit		8,450
59	Coon Rapids 85th Avenue Bicycle Trail		500
60	Fridley Springbrook Nature Trail		2,500
61	Inver Grove Heritage Village Park		100
62	Inver Grove Heights Swing Bridge		100
63	Mpls Grand Rounds Bridge		600
64	Mpls Grand Rounds National Scenic Byways lighting-Victory Memorial Parkway		1,000
65	Mpls Park & Rec Board Grand Rounds National Scenic Byways Roadways		1,000
66	Ramsey Co Lower Afton Bicycle & Pedestrian Trail		450
67	Ramsey Co RRA St. Paul Union Depot Multi-Modal Hub		2,000
68	Transitway Corridors		
69	Botlineau Boulevard(Northeast Busway)		500
70	Robert Street		500
71	Rush Line		500
72	Southwest Corridor		5,000
73	St Paul Como Zoo Renovations		11,000
74	St Paul Upper Landing Shoreline Protection		3,800
75	Total		41,183
76			
77	Human Services		
78	Early Childhood Facility Grants		2,000
79	Asset Preservation		3,000
80	Total		5,000
81			
82	Veterans Affairs		
83	Asset Preservation		1,000
84	Acquire Land for Veterans Cemeteries		3,000
85	Total		4,000
86			
87	Corrections		
88	Asset Preservation		10,000
89			
90	Employment and Economic Development		
91	Big Lake Regional Ice Arena		500
92	Mankato Women's Hockey & Art Theater		6,500
93	Minneapolis Orchestra Hall Renovations		3,000
94	Minneapolis Shubert Theater		2,000
95	Olmsted County Energy Plant Steam line to Rochester Comm College		5,000
96	St. Cloud Civic Center Expansion		13,000
97	St Louis County Infrastructure/Redevelopment		750
98	St Paul Asian Pacific Cultural Center		4,500
99	St Paul Gillette Children's Hospital		10,000
100	Total		45,250
101			
102	Historical Society		
103	Asset Preservation		2,065
104			
105	Management and Budget		
106	Bond Sale Expense		365
107			
108	TOTAL Projects Authorized		367,425
109			
110	Funding Summary		
111	General Obligation Bonds-General Fund Debt Service		307,918
112	General Obligation Bonds-Maximum Effort School Loan Fund		5,780
113	General Obligation Bonds-State Transportation Fund		15,300
114	Total General Obligation Bonds-State Financing		328,998
115	General Obligation Bonds-User Financed Debt Service		38,427
116	Total Bonds Authorized		367,425



Dedicated to a Strong Greater Minnesota

March 26th LGA Lobbying Day in St. Paul

10:00 – 11:00 a.m.

CGMC Full Membership Meeting at Flaherty & Hood office
See attached directions and parking information.

11:00 a.m. – 12:00 p.m.

Lunch
Members will be responsible for their own lunch. We recommend the Capitol cafeteria for proximity to the afternoon's events.

12:00 – 1:00 p.m.

LGA Rally at the Capitol
The rally will be held on the front steps of the Capitol. We recommend that you bring signs for your group that say your city name or something like "Winona Police for LGA" (feel free to be creative).

1:00 p.m. – ?

Lobby your legislators
Members are responsible for setting up their own meetings with their legislators.



Dedicated to a Strong Greater Minnesota

MEMORANDUM

To: All CGMC Members

From: Tim Flaherty

Date: March 11, 2009

Subject: Mark your calendars for March 26th lobbying day in St. Paul

As previously mentioned in the *CGMC in Brief*, CGMC and other city organizations are coordinating an LGA lobbying day at the Capitol for Thursday, March 26th. The day's activities will include a full CGMC membership meeting, an LGA rally at the Capitol, and an opportunity to lobby your legislators. Further details are provided below and in the attached agenda.

Full Membership Meeting

CGMC will be holding a full membership meeting March 26th from 10:00 – 11:00 a.m. in St. Paul. The meeting will update you on LGA and state budget discussions taking place at the Capitol. We will also prepare you with our LGA message so that you can lobby your legislators later in the afternoon.

LGA Rally at the Capitol

Following the membership meeting, CGMC, the City of St. Paul, and other city groups will hold an LGA Rally to on the front steps of the Capitol. Speakers at the rally will include selected city employees, such as police officers and firefighters, in addition to CGMC President Wayne Wolden and St. Paul Mayor Chris Coleman. We are also inviting Speaker of the House Margaret Anderson Kelliher, Senate Majority Leader Larry Pogemiller, Senate Tax Committee Chair Tom Bakk, and House Tax Committee Chair Ann Lenczewski to attend the rally and address the crowd.

The purpose of the rally is not only to engage legislators in our message, but also to present a strong, united front to the media. In order to do this, **we need as large of a crowd as possible**. Please make every effort to bring your local police officers and firefighters (in uniform if

possible), librarians, park workers, and other city employees (and remember to make signs!). **These employees must be off-duty and unpaid for their attendance.** Non-city employees are also welcome, such as library supporters, etc., so spread the word around your community. We also encourage you to bring your city employees and community members to your lobbying meetings with legislators (see details below).

Lobby Your Legislators

After the rally, you should meet with your legislators and discuss the impact LGA cuts will have on your city. **Please call your legislators as soon as possible to schedule an appointment.** Bring specific examples of services that will be affected by reduced LGA. As previously mentioned, CGMC will also provide you with an overall LGA message to present to your legislators.

**Your attendance at these events is critical to protecting LGA!
Please make every effort to join us March 26th in St. Paul!**

**Your Local Partners: Joint Legislative Conference for
Cities, Counties, Schools, and Townships**

Minnesota cities—

Make your voices heard



Legislative Day for Cities

The decisions the Legislature makes this session are critical to your city's future. This is a don't-miss opportunity for Minnesota cities to make their voices heard at the State Capitol during a crucial time in the legislative session.

Attend this event and you win:

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- Participate in a panel session with legislative leaders.
- Be informed and encouraged before you speak to your legislators.
- Show your support for a strong state-local partnership.

Save the date!

April 29, 2009

Crowne Plaza, St. Paul

***Register online starting
March 6 at www.lmc.org***

Registration fee: \$80 (includes breakfast, lunch and transportation to and from the Capitol)

Questions? Contact Cathy Dovidio at (651) 281-1250, 800-925-1122 or cdovidio@lmc.org



This joint legislative conference is sponsored by the League of Minnesota Cities, the Association of Minnesota Counties, the Minnesota School Boards Association, and the Minnesota Association of Townships



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February forecast fueled by flexible federal funds

With this week's release of the state budget forecast, the House, Senate and governor will renew the focus on preparing the state's budget for the upcoming 2010-2011 biennium, which begins on July 1, 2009. The Legislature must adjourn by May 18 this year, leaving about 10 weeks for budget legislation to be finalized and signed by the governor.

Tuesday's forecast indicated that after the direct effects of the federal stimulus package are considered, the state deficit for the upcoming biennium has been slightly reduced to \$4.6 billion from the \$4.8 billion estimate contained in the last forecast released in December. The reduction in the deficit is almost entirely due to the effects of the one-time funding contained in the federal stimulus package, which will provide the state with \$1.8 billion through an increase in the federal medical assistance percentage (FMAP) over the next 28 months. This change in the FMAP will reduce the cost to the state for Medicaid and thus effectively free up state general fund resources and reduce the state's budget deficit. Without the federal stimulus funding, the state deficit would have grown to \$6.4 billion, largely due to a reduction in expected tax collections of nearly \$1.2 billion.

The budget forecast includes only the portions of the federal stimulus package that are consistent with current Minnesota law, most notably the FMAP change. The state stabilization funds that are expected to distribute as much as \$810 million to Minnesota are not included in the forecast because those funds will have to be appropriated by the Legislature. However,

some of this funding could also temporarily offset the state deficit.

In addition to the small overall reduction in the projected 2010-2011 deficit, the forecast reflects a \$236 million surplus for the remaining four months of the current biennium. This surplus is in stark contrast to the December forecast which reported a \$426 million deficit for that same time period. In late December, the governor used his unallotment authority to address that short-term deficit by drawing down the state's budget reserve and reducing state expenditures, including \$66 million in local government aid (LGA) and market value homestead credit (MVHC). Despite the fact that the updated forecast now reflects a \$236 million surplus for the balance of the current biennium, there is no provision under the state's unallotment statute to now automatically restore any or all of the \$66 million in December unallotment reductions to city LGA or MVHC.

Perhaps the most significant concern with the forecast is the structural nature of the state's budget imbalance. The federal stimulus funding will provide the state with additional resources, but only through the 2010-2011 biennium. Assuming the Legislature and governor balance the deficit for 2010-2011, the forecast indicates that the state could still face a deficit of up to \$5.1 billion for the next biennium.

With the release of the budget forecast, the governor will now prepare and release a supplement to his January budget recommendations to accommodate the updated state forecast. In his January budget, the governor assumed that the state would receive \$920 million in flexible federal funding. Now that the effect of the federal stimulus is



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included in the state forecast, the governor must now eliminate the \$920 million federal stimulus assumption from his budget. Based upon the governor's commitment to not raise taxes, he will presumably look toward additional reductions in state spending or the use of the state stabilization funding under the federal stimulus package.

In January, the governor's budget included \$99.7 million in reductions in city LGA and MVHC payments due to be distributed in 2009 and an additional cut in the aids and credits due to be paid in 2010 of \$182.9 million as well as the elimination of the LGA appropriation growth factor that would have increased the LGA appropriation in 2010 by an estimated \$10.5 million. At this time, it is not clear whether the governor will propose additional city aids and credits cuts.

Questions? Contact Gary Carlson at 651.281.1255 or gcarlson@lmc.org.

Mandate relief update

Since session began, we've alerted you to the fact that legislators have mandate relief and streamlining efforts on the brain. Next week we will see the efforts ramped up some as of these bills get hearings, and move through the process.

Rep. Lanning's (R-Moorhead) HF 1195 is up in the House Local Government Division on Monday at 4:30 p.m. This is the result of the working group that he chaired, along with Minnesota Cities and other statewide organizations. There is no Senate companion to that bill per se, but Senate efforts are underway in a slightly different fashion. In all likelihood the bill will be heard again on

Wednesday in the Senate State and Local Government Operations and Oversight Committee.

On Tuesday morning, the League's bill to abolish levy limits will be heard in Senate Taxes, SF 1054 (Bakk, DFL-Cook), and this will be the vehicle for the tax related mandates for local governments. League Board President Mary Hamann-Roland, mayor of Apple Valley, plans to testify in support of the bill.

According to Senate leadership, several committees will be putting together their own mandate relief bills or amendments, and those will all be added to a Senate omnibus mandate relief bill, likely SF 3 (Berglin, DFL-Minneapolis). The Senate plans to possibly have that bill up for floor debate and a vote the third week of March.

Finally, there are several other mandate relief bills that have been introduced and a few more that await introduction in the weeks ahead. Two different alternative publication bills have been introduced in the form of SF 761 (Higgins, DFL-Minneapolis)/HF 1398 (Winkler, DFL-Golden Valley), and SF 1181 (Rest, DFL-New Hope).

Questions? Contact Jennifer O'Rourke at 651.281.1261 or jorourke@lmc.org.

Pension Commission approves volunteer fire relief measures

The Legislative Commission on Pensions and Retirement (LCPR) today approved two bills pertaining to volunteer fire relief plans statewide.



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The first is a bill representing the work of the State Auditor's Fire Relief Association Working Group, a group made up of volunteer firefighter stakeholders that has met during the last several legislative interims. SF 1001 (Betzold, DFL-Fridley)/HF 1129 (Murphy, M., DFL-Hermantown) makes clarifying and technical changes to fire relief association laws as follows:

- Separates out and reorganizes defined contribution plan and defined benefit plan volunteer firefighters' relief association (VFRA) provisions;
- Recodifies the substantive VFRA benefit plan law;
- Separates out prohibition on minors performing firefighting duties for fire departments and moves provision to a more appropriate place in statute;
- Provides an exception to minors firefighting service prohibition for adult supervised youth group or education institution fire department activities;
- Revises and extends VFRA consolidation authority for various VFRA configurations;
- Permits paying Public Employees Retirement Association (PERA)-Police and Fire employer contributions for paid firefighters by municipalities without VFRAs;
- Clarifies the VFRA funded condition threshold for implementing benefit increases without municipal approval;
- Permits former or retired firefighters to return to active fire service without penalty;
- Clarifies the manner for the granting of monthly service credit;
- Permits casualty insurance premiums from a state licensed insurance company other than the VRFA of Minnesota;

- Allows trusts to be designated as beneficiaries for firefighters covered by lump sum service pensions; and
- Aligns supplemental lump sum volunteer firefighter benefit survivor definitions with general Minnesota Statutes.

The second is a bill that would create a voluntary statewide lump-sum volunteer firefighter retirement plan and fund. The bill, SF 504 (Betzold, DFL-Fridley)/HF 825 (Murphy, M., DFL-Hermantown) would not require any community to participate in the plan, but would provide those that opt in with a process for joining. The framework for the plan was developed over the last several months by a workgroup including stakeholders from the League of Minnesota Cities, the PERA and representatives of volunteer firefighters.

The bill would require the voluntary statewide lump-sum volunteer firefighter retirement plan and fund to be managed and administered by a board of trustees and the executive director of PERA. The bill provides for certification of good time service credit annually and specifies funding and disbursements requirements.

The idea behind the legislation is to provide an alternative to local units of government that may find it challenging or inefficient to manage a standalone fire relief plan.

The LCPR voted to include both bills as measures in the omnibus pension bill that will be assembled by the commission later this session.

Questions? Contact Anne Finn at 651.281.1263 or afinn@lmc.org.



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Public invited to comment on uses of the new environmental sales tax funds

The House Cultural and Outdoor Resources Finance Division will hold a hearing at 4:30 p.m. in Room 5 of the State Office Building on Monday, March 9 to take public testimony on how some parts of the sales tax revenue created by the constitutional amendment that was approved last fall should be spent and how the Legislature should structure the legislation appropriating those funds. According to an email announcement from the committee, members will be taking comments from the public on "their vision and expectations of how the clean water fund, drinking water account, or parks and trails fund money should be spent or how the bill should be structured."

Testimony will be limited to five minutes per person. If you would like to testify, please contact Phil Chen at 651.296.5360. The committee intends to continue taking testimony until all members of the public who would like to testify have had the opportunity. If you do not have the opportunity to come to St. Paul, you can send written testimony to Phil Chen at phil.chen@house.mn or fax to 651.296.3208. All written testimony received will be distributed to the committee. Craig Johnson will testify on behalf of the League on the clean water and drinking water allocations. The League has a policy position supporting ongoing funding for the state programs needed to address impaired waters in Minnesota and to assist cities in meeting new environmental requirements resulting from that process. The sales tax revenue for clean water is the appropriate source of funding for those efforts.

For those interested in testifying regarding the use of outdoor heritage, arts, arts education or

cultural heritage funds, the same committee will hold that hearing a week later on March 16.

Questions? Contact Craig Johnson at 651.281.1259 or cjohnson@lmc.org.

Comprehensive plans and vehicle miles traveled discussed

Several hearings occurred over the past week on two different pieces of legislation related to local government planning as a tool to reduce vehicle miles traveled (VMT). Reducing the number of miles each person drives is a key part of the recommendations made by the Minnesota Climate Change Advisory Group (MCCAG) for curbing greenhouse gas emission levels.

SF 549 (Dibble, DFL-Minneapolis)/ HF 898 (Hornstein, DFL-Minneapolis) is a bill that changes Metropolitan Council and local government comprehensive plan timing and requirements in the metropolitan area to include VMT reduction goals. The House bill also includes changes to environmental review to include consideration of greenhouse gas emissions. The League and a broad group of other local government organizations have worked with the bill authors and the supporters of the legislation to address concerns. The initial bill required comprehensive plans and local controls to be amended by 2013 to assure that VMT reduction goals were achieved. That requirement will be changed in an amendment in both the House and Senate to simply move the timing of future metropolitan area comprehensive planning to be completed by the fifth year of the decade, rather than the eighth year, as is in current law. When the next round of comprehensive planning is done, reducing



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vehicle miles traveled would be specifically added as one of the required components. The next hearing for this legislation will be in the Senate State and Local Government Operations and Oversight committee on Monday, March 9 in Room 123 of the State Capitol at 3:00 p.m.

SF 913 (Bakk, DFL-Cook)/ HF 1035 (Hosch, DFL-St. Joseph) is a bill sponsored by the Coalition of Greater Minnesota Cities. It also looks at land use practices as a method of reducing vehicle miles traveled, but focuses primarily outside the Twin Cities metropolitan area. It includes changes to allow cities to identify growth areas outside their current boundaries and limits the permissible residential density of new development in unincorporated areas outside identified growth areas to a maximum of one residence per forty acres. It also changes the factors used to site new schools to remove acreage requirements and add a higher consideration of reducing travel. A provision requiring that comprehensive plans be completed by all cities with a population above 2500 and all counties with a population above 5000 was removed from the House bill, but remains in the Senate bill at this time. The League has testified supporting this legislation overall, but opposes the comprehensive planning requirement for non-metro communities. The next hearing scheduled for this legislation will be in the Senate E-12 Education Budget and Policy Division on Thursday, March 12 in Room 112 of the State Capitol at 8:30 a.m., where the school siting aspects of the bill will be discussed.

There will be more details on all of this proposed legislation in the *Cities Bulletin*.

Questions? Contact Craig Johnson at 651.281.1259 or cjohnson@lmc.org.

Tools to help cities with foreclosure remediation introduced

More than 26,000 homes foreclosed on in 2008, Minnesota cities have been feeling and are continuing to feel the financial impacts of the foreclosure crisis. The League of Minnesota Cities along with Metro Cities and Minnesota Solutions has been working on ways to help cities revitalize their communities.

Thursday, Sen. Ann Rest (DFL-New Hope) and Rep. Joe Mullery (DFL-Minneapolis) introduced SF1184/HF1296 bills that will provide some increased flexibility in tax increment financing (TIF) pooling authority. The proposal will allow cities to use their current ability to pool increment for affordable housing to also use the increment to acquire foreclosed properties to support market rate housing.

Another proposal the League has been discussing with legislators is the potential to expand a targeted communities program currently laying dormant and unfunded in the Department of Employment and Economic Development (DEED). The proposal would expand the program statewide, include high rates of foreclosure as qualifying criteria and include funding for cities to use when remediating foreclosed properties. Legislation should be introduced in the coming weeks.

Questions? Contact Hue Nguyen at 651.281.1260 or hnguyen@lmc.org.



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Town hall meetings

Town hall meetings are a great chance to meet with your legislators and tell your city story, sometimes right inside city hall. Upcoming meetings in a city near you include:

March 7 in **Olivia** (at Max's Grill, 2425 West Lincoln Avenue, US Hwy 212, 8 a.m.) with Sen. Gary Kubly and Rep. Lyle Koenen

March 7 in **Maple Grove** (Maple Grove Community Center, 9 a.m.) with Rep. Joyce Peppin

March 7 in **Bemidji** (Northern Hall, 10 a.m.) with Sen. Rod Skoe and Rep. Brita Sailer

March 7 in **Grand Rapids** (Itasca County Courthouse Board Room, 123 4th Street, 10 a.m.) with Sen. Tom Saxhaug, Rep. Loren Solberg and Tom Anzelc

March 7 in **Minneapolis** (Lyndale United Church of Christ, 810 W. 31st St., across from Bryant Square Park in Minneapolis., 10 a.m.) with Sen. Scott Dibble, Speaker of the House Margaret Anderson Kelliher, and Rep. Frank Hornstein

March 7 in **South St. Paul** (SSP High School Lecture Room, 10 a.m.) with Rep. Joe Atkins and Rep. Rick Hansen

March 7 in **Rosemount** (Rosemount Trail Library, 10:30 a.m.) with Sen. Chris Gerlach and Rep. Phillip Sterner

March 7 in **Dayton** (City Hall, 11 a.m.) with Rep. Joyce Peppin

March 7 in **Corcoran** (City Hall, 1:00 p.m.) with Rep. Joyce Peppin

March 7 in **Zumbro Falls** (Fire Hall, 2 p.m.) with Rep. Steve Drazkowski

March 10 in **Apple Valley** (Galaxie Library, 7 p.m.) with Rep. Phillip Sterner

March 10 in **Shoreview** (Shoreview Library, 6:30 p.m.) with Sen. Satveer Chaudhary

March 11 in **Columbia Heights** (Puerta Del Sol, 3800 Central Ave NE, 6:30 p.m.) with Sen. Satveer Chaudhary

March 13 in **Tyler** (Pizza Ranch, 180 N. Tyler, 11 a.m.) with Sen. Gary Kubly and Rep. Andrew Falk

March 13 in **Lake Benton** (Lake Benton Community, 1:30 p.m.) with Sen. Gary Kubly and Rep. Andrew Falk

March 13 in **Canby** (PK Egans Restaurant – Banquet Room, 115 St. Olaf Ave., 3:30 p.m.) with Sen. Gary Kubly and Rep. Andrew Falk

Check your local newspaper or radio station for additional dates.

Questions? Contact Brian Strub at 651.281.1256 or bstrub@lmc.org.



Coalition of Greater Minnesota Cities

CGMC in Brief

March 5, 2009

Contact: Tim Flaherty
651-225-8840

Revised budget forecast widens budget gap by \$800 million

On Tuesday, the state announced that the budget deficit has grown to \$6.4 billion. Federal stimulus funding reduces this number to **\$4.6 billion**.

The governor's previous budget proposal—which addressed a \$4.8 billion deficit—assumed the state would receive roughly \$1 billion in stimulus funding, leaving a **\$3.8 billion** shortfall.

Once stimulus funding is taken out of both figures, the new budget forecast means the governor must come up with **\$800 million** in additional cuts, accounting shifts, and/or borrowing in his new budget proposal, which is expected to be released in the next 2 weeks. The Legislature will present their budget proposal after the governor's revised proposal is released.

Watch video from the Thank LGA press conference

Last Friday, CGMC and the City of St. Paul held a press conference to launch the "Thank LGA" campaign. In attendance was a group of nearly 40 firefighters, police officers, library supporters, and mayors. Those who spoke at the press conference gave powerful testimony and called on the Legislature to protect Minnesota communities and LGA funding. **Video footage from the press conference is available at www.thanklga.org/media/press-conference-full-video or by visiting www.ThankLGA.org and clicking on the "Media Room" link.**

Governor attacks CGMC lobbying efforts; city reserves come under the microscope

Earlier this week, Governor Pawlenty took a shot at city lobbyists—CGMC in particular—and said that if cities really wanted to save money, they would fire all their lobbyists (see attached article from the Worthington Daily Globe—this article appeared in several papers across the state). CGMC responded strongly by speaking with the press and sending talking points to mayors and city managers (see attached). The Worthington Daily Globe editorial staff wrote an excellent rebuttal to the governor's comments, which is also attached.

Several news outlets also reported this week that cities across the state are carrying excessive reserves, while warning of budget cuts at the same time (see attached story from MPR). The governor also referenced city reserves at his budget forecast press conference. CGMC responded by sending a statement to the press that clarifies the purpose of reserve funds and the funding levels recommended by the state auditor (see attached).

Both of these attacks on cities are good indicators that our efforts to save LGA are getting noticed. Moving forward, we will continue to communicate the importance of LGA to the governor and Legislature.



Annexation and land use bills moving forward

CGMC's annexation and land use bills jumped several hurdles this week. On Monday, the land use bill (HF 1035, Hosch) passed the Local Government Division Committee by a vote of 6-4 and will now be sent to the full State and Local Government Operations Reform, Technology, and Elections Committee. The Senate version of the land use bill (SF 913, Bakk) passed the Energy Committee on Tuesday and will now be sent to the Education Committee. The annexation bill (HF 1297, Winkler/SF 1163, Dille) was also introduced this week in both the House and Senate.

Special service district deadline extension

This week, the Senate Property Tax Division considered legislation regarding the looming deadline for establishing special service districts without special legislation. A "special service district" allows a city to provide increased levels of service or infrastructure to its commercial or industrial areas, paid for by persons who request the increased level of service. Under current law, cities have general authority to create special service districts. After June 30, 2009, establishment of a new special service district requires a special law authorization. SF 458 (Dille) would remove the June 30, 2009 deadline, thus extending the general authority indefinitely. Companion legislation has been introduced in the House (HF 766, Shimanski) where it awaits further action.

After debate, the bill was laid-over for possible inclusion in an omnibus property tax bill, where legislators will further discuss the merits of a complete repeal of the deadline versus an extension of the deadline, or will take no action at all.

CGMC monitors clean water funding

Last week, CGMC staff attended a hearing of the House Agricultural Finance Division in which the Minnesota Department of Agriculture outlined how it has spent clean water funds over the past several years and the financial requests it is making this year. The Department of Agriculture administers a program that provides low interest loans to help implement agricultural non-point source pollution priorities. The program received \$3.7 million in one-time funds from FY2007-FY2009. It also received a \$1.9 million during that time to fund research about agriculture's contribution to water impairment and best management practices needed to improve water quality. Finally, the MDA received \$800,000 for general technical assistance efforts. For FY2010-FY2011, the governor's budget request seeks \$4.5 million for the loan program and \$2.6 million for technical assistance, research, pilot projects, and demonstration sites.

Although this money does not flow directly to our cities, it may provide some benefit by addressing the problem of non-point pollution sources. We will continue to monitor requests for Clean Water Fund money, however, to ensure that the development of TMDLs receives adequate funding.



Daily Globe

Cities begin pro-aid push

Don Davis

Worthington Daily Globe - 02/28/2009

ST. PAUL — Cities across Minnesota launched a public relations campaign to save state aid they receive, saying proposed budget cuts would cost police, fire and library jobs.

Gov. Tim Pawlenty, who wants to reduce those payments, said that cities could save some of those jobs by firing their lobbyists, such as those who organized the Web site.

The Coalition of Greater Minnesota Cities and St. Paul officials on Friday announced establishment of a Web site and a statewide media tour to promote local government aid.

“Less services and more property taxes” is how Wadena Mayor Wayne Wolden termed results of Pawlenty’s proposed cuts, a common refrain in recent weeks among city leaders.

The new development Friday was a concerted public relations campaign to sell Minnesotans on the importance of local aids.

Pawlenty’s proposal for the next two-year budget cycle calls for a 25 percent cut in local government aid paid to cities. But that reduction could go deeper after a report scheduled for Tuesday that is expected to show the deficit has grown from nearly \$5 billion to about \$7 billion out of a \$33 billion state budget. Pawlenty plans to rework his budget based on Tuesday’s report.

The Republican governor showed irritation at cities’ call for smaller — or no — aid cuts. He turned the tables on them, saying they pay too much for lobbyists in the state Capitol.

“The first thing I would suggest that cities and counties do to save money in the budget is to fire their lobbyists to create space in their budget so they can save more police and fire personnel in their cities,” an animated Pawlenty said. “The Coalition of Greater Minnesota Cities is a big, expensive lobbying organization and the dues that are going into that organization to pay their lobbyists come from the city budgets, which in turn come from the taxpayers.

“So I would propose that all cities fire their lobbyists and dismantle the Coalition of Greater Minnesota Cities and put more fire and policemen on the streets.”

Pawlenty’s comments did not sit well with city leaders.

St. Paul Mayor Chris Coleman, frequently mentioned as a potential governor candidate, said his city’s two lobbyists keep track of legislation affecting the city.

Wolden said his city pays the coalition \$6,000 annually and could not follow legislation without help.

About 60 cities outside of the Twin Cities belong to the coalition.

Coleman and Wolden appeared at a Friday Capitol news conference, backed by dozens of St. Paul firefighters, police officers and prosecutors.

“We can’t get out of this by cuts alone,” Wolden said of the state budget deficit, but he and Coleman refused to suggest a method for maintaining city aid payments at current levels.

However, Democratic-Farmer-Labor Party leaders gave their strongest hints yet that they lean toward raising taxes on the richest Minnesotans. While not endorsing a tax increase, House Speaker Margaret Anderson Kelliher, DFL-Minneapolis, said that during recent legislative hearings across the state people are concerned some people do not pay enough taxes.

Mayors said they will be forced to lay off employees if Pawlenty’s proposed cuts pass the Legislature — actions already being taken in some cases.

Davis works for Forum Communications Co., which owns the Daily Globe.

Editorial: Criticism of CGMC off base

**Daily Globe, Worthington Daily Globe
Published Tuesday, March 03, 2009**

Minnesota cities want to keep their local government aid, and Gov. Tim Pawlenty wants to cut it.

So when the Coalition of Greater Minnesota Cities (CGMC) helped launch a new initiative last week to promote the importance of LGA, Pawlenty took the opportunity to blast CGMC itself.

“The first thing I would suggest that cities and counties do to save money in the budget is to fire their lobbyists to create space in the budget so they can save more police and fire personnel in their cities,” Pawlenty was quoted as saying in last weekend’s Daily Globe.

This didn’t sit well with Wadena Mayor Wayne Wolden, who said the \$6,000 his city pays the CGMC each year is critical in keeping track of state legislation. St. Paul Mayor Chris Coleman also spoke of the importance of the coalition’s service in providing legislative information.

Worthington has valued membership in the CGMC for several years now, and city leaders have long been vocal in speaking out about the importance of local government aid. We can’t help but take issue with the governor for desiring to make deep reductions to an important source of money for cities, and then blasting the group that advocates for them. Does he simply want to silence the voices of the state’s municipalities as much as possible, so that the state can have its way with them?

A new Web site, www.thanklga.org, touts local government aid and what it does for communities. Perhaps the governor should take a long look.

The Importance of Lobbying: Talking Points

- It is obvious that CGMC disagrees with the governor on the issue of LGA. We are happy to debate policy with the governor, but attacking CGMC is nothing more than a distraction from the real issues.
- City leaders have a right and an obligation to their residents to be politically active at the state level and to speak up on the issues that impact their cities. We represent the interests of our residents, and without our advocacy, our cities would be less safe, less affordable, and less attractive places to live.
- For both distance and financial reasons, greater Minnesota city officials cannot physically be at the Capitol as frequently as what is necessary.
- CGMC membership dues are an unbeatable value when compared to the cost of travel, research and analysis, and communications and media support a city would have to provide for itself if it were not a member and wished to lobby at the Capitol. Even if a city attempted to lobby solo, its efforts would not be nearly as effective as the combined force of a 79-city organization.
- The governor claims that CGMC is a “big expensive lobbying organization.” Individual greater Minnesota cities plus greater Minnesota lobbying organizations actually spend **\$185,000 less** in lobbying than individual metro cities plus metro lobbying organizations.
- A fundamental liberty of a democracy is the right to organize and voice dissent. We hope the governor will debate the issues instead of attacking cities for speaking out on policies they disagree with.

Some cities warn of budget cuts while sitting on rainy day funds

by Tom Scheck, Minnesota Public Radio

March 3, 2009

Local elected officials have been warning that aid cuts will mean fewer police and firefighters on the street. But some cities appear to be in a better position than others to handle cuts. Overall, city governments in Minnesota have more than \$1 billion in reserves.

St. Paul, Minn. — Gov. Tim Pawlenty wants to cut at least \$245 million in aid to local governments to help balance the state's budget over the next two years. That has prompted local government officials to warn the cuts will have a devastating effect on their communities.

"For us, what that's going to mean is that we're going to plow our streets every other blizzard," said Wadena Mayor Wayne Wolden.

"For cities like St. Paul, where two-thirds of our budget is police officers and firefighters, we can't take a \$30 million cut without significant reductions in our forces," said St. Paul Mayor Chris Coleman.

Coleman and Wolden were quick to point out the impact of the cuts. What they don't mention is the amount of money in their budget reserves.

In fact, the latest report of Minnesota city finances released by the Minnesota State Auditor said collectively, cities have \$1.5 billion in reserves. About half of that is being saved for things like new fire trucks or recreation centers. The other half is undesignated, something usually referred to as a city's rainy day fund.

The 2007 report is the most up-to-date glimpse of city finances. Some city officials say the figures have changed slightly, but they won't be able to provide the newest numbers until they finish their annual audits later this year.

In any event, some Republican lawmakers say cities should use their reserves to offset any cuts in state aid.

"Generally, rainy day funds are to get through tough times, and right now it's raining," said House Minority Leader Marty Seifert, R-Marshall.

"We're all in this together, and my hope is that they'll do their part in sharing in it," Seifert said. "This is what budget reserves are for, is to kind of ride out tough times until the economy improves."

"When that money is gone, then what?" asked Wadena Mayor Wayne Wolden.

Wadena has about \$1 million in reserve, about one-third of the city's annual budget.

Wolden said he considers that reserve the city's savings account, and it wouldn't be wise for the city to use it.

"We are protecting that reserve because it is cash flow," he said. "We do not have any other pots to dip into. We use that cash flow, so we are making serious cuts. It's prudent financial management."

Wadena and several other cities were forced to use a portion of their reserves when Gov. Pawlenty used his emergency budget-balancing authority to cut state aid to cities in December. But most city officials say they plan to build their reserves back up, not to drain them further.

Minneapolis has \$133 million in reserve, the most of any Minnesota city. Mayor R.T. Rybak said he's not willing to spend it down.

"The city of Minneapolis has been able to weather extremely tough times," Rybak said. "We've done it because we've had good, smart, long-term fiscal strategy, including having a reserve that will allow us to weather moments like this. So I'm not going to put future city councils in the jeopardy that I now see the state being put into."

This isn't the first time city budget reserves have been questioned. In 2003, then State Auditor Pat Anderson released a report suggesting that many cities could absorb aid cuts because they had large reserves.

Anderson, who now oversees the conservative think tank Minnesota Free Market Institute, says a lot of cities could weather additional cuts this year.

"When a mayor or a city council member says the sky is going to fall -- it's wrong. It's just ethically wrong," Anderson said. "It didn't happen in 2003. These mayors and city council members should be sitting down and saying, 'How are we going to get through this?'"

Anderson and State Auditor Rebecca Otto both recommend that cities should keep some cash on hand, as much as 40 to 50 percent of their annual budget.

St. Cloud Mayor Dave Kleis said cities need to keep their reserves in place in case the economy takes a dramatic downturn or the state completely eliminates aid.

"One of the reasons we don't do that is because we don't know what happens to the Legislature," he said. "We may predict for the worst, and we may get worse than the worst. We have received 30 percent of our general fund appropriation. If that was completely eliminated, that, of course, would completely eliminate our reserve also."

Several mayors also point out that not every city has a reserve to rely on. The report by the state auditor shows that several cities either have no reserve or are running a deficit.

And not every city gets aid from the state. In general, smaller cities rely on government aid more than cities with populations greater than 2,500 people.

City reserves are not “rainy day funds”

The governor called out the city of Wadena for carrying a \$1 million reserve in 2007 (35% of their total current expenditures for that year, which is actually at the low end of what the state auditor recommends. The state auditor recommends that cities have 35% - 50% of operating revenues, or no less than five months of operating expenditures, in their reserves.), and referenced the 2007 State Auditor’s report that says cities collectively carried \$1.5 billion in reserves during that year. The governor used this information to make the case that cities can handle sharper cuts than other programs.

1. Cities receive revenues only 2 different times a year. These payments go into the city’s reserves, which is really a cash-flow account. In between these 2 payments, cities have to make payroll and pay bills. **If you’re a family and you only get 2 paychecks a year, you need to save that money so you can feed your family for 6 months.**
2. Some cities build up reserves to purchase capital equipment and do capital projects. This saves cities money as opposed to paying interest on bonds. These cities are not hoarders—they are being prudent with taxpayer dollars.
3. Good financial management requires cities to maintain reserves and money for cash-flow. If cities spend their reserves—which almost all cities are currently doing—they need to restore their reserves. **Families and businesses can’t spend down to zero and pay their bills and maintain their credit, and neither can cities.**



CITIES BULLETIN

ONLINE EDITION

State budget deficit drops slightly, thanks to federal stimulus funds

Issue 9

Published: March 4, 2009

By *Gary Carlson*

The Department of Management and Budget announced Tuesday that the state is facing a deficit of \$4.6 billion for the 2010-2011 biennium. Without the recent passage of the federal stimulus package, the deficit would have actually increased to an estimated \$6.4 billion. The news came with the release of the state's February economic forecast.

Under the November 2008 state budget forecast, the state was projected to have a \$4.8 billion deficit for the upcoming two-year period. The table below reflects the changes of the new forecast relative to the November forecast released last December.

Forecast change in state budget deficit compared to November forecast (\$ in millions)

	FY2009	FY2010-11
November forecast deficit	-426	-4,847
Changes:		
Budget reserve used	+155	0
Governor's unallotment	+271	0
February forecast changes	-228	-1,318
Federal stimulus	+464	+1,359
February forecast balance	+236	-4,806
Budget deficit for FY2009-2011		-4,570

In addition to the small overall reduction in the projected 2010-2011 deficit, the forecast reflects an actual surplus for the remaining four months of the current biennium. This surplus is in contrast to the November forecast, which reported a short-term state budget deficit of \$426 million and ultimately resulted in the unallotment of \$66 million in local government aid (LGA) and market value homestead credit (MVHC). However, there is no provision under the state's unallotment statute to now restore the \$66 million in December unallotment reductions to LGA or MVHC.

Today's announcement is a small nugget of relatively good news given that many legislators and even Gov. Pawlenty had suggested that the deficit could approach or even exceed \$7 billion. But the smaller-than-expected deficit announcement for the upcoming biennium masks a number of issues with the state forecast and the governor's proposed budget that could have an impact on cities.

First, the benefit of the one-time federal stimulus money to the state's general fund will not permanently address the state's structural budget deficit but instead will only provide one-time resources for the general fund. The budget forecast predicts that state expenditures will exceed revenues for the 2012-2013 biennium by \$5.1 billion (and the effect of inflation on that figure could raise it by \$1.36 billion). The degree to which the final 2010-2011 state budget relies on one-time revenues, such as federal stimulus funding or other one-time actions, will determine how much of the impact of the state's budget imbalance will only be delayed for

two years.

In addition, the governor's proposed budget, released in late January, already assumed that the state would be able to use \$920 million of federal funding to reduce the state's deficit. The updated forecast now includes a more precise estimate of \$1.8 billion in federal funds that will reduce the state's contribution to Medicaid funding, which will reduce the state's projected deficit.

As a result, the governor will have to adjust his budget proposal to prevent a double accounting of the \$920 million in federal stimulus funding available to the state's general fund. Given the governor's commitment to avoid tax increases, he will likely have to identify additional expenditure reductions or accounting shifts of roughly \$700 to \$900 million to balance his January budget proposal.

The budget forecast does not yet account for roughly \$800 million in additional "state stabilization" funds provided under the federal stimulus package that could be available, in part, to address the state deficit. The federal "state stabilization" funds are targeted to elementary, secondary, and higher education with some flexibility to use the funds for public safety. As a result, these federal funds will not likely be entirely available to balance the state budget deficit. The allocation of these funds will ultimately be decided by the governor and Legislature.

Within the next two weeks, the governor will likely release a "supplemental" budget that will reflect the new forecast of revenues and expenditures as well as the impact of the federal stimulus package. In January, the governor proposed a budget plan to address that deficit that included a \$99.7 million reduction in city LGA and MVHC payments due to be distributed in 2009 and an additional \$182.9 million cut in the aids and credits due to be paid in 2010. The governor also proposed eliminating the LGA appropriation growth factor that would have increased the LGA appropriation for distributions in 2010 by an estimated \$10.5 million.

At his press conference following the budget announcement, Gov. Pawlenty did not reveal how the forecast would change his budget recommendations to the Legislature. Although it may be possible that LGA and MVHC escape further reductions for the 2009 and 2010 distributions, the longer-term status of these programs is not yet clear. We will not likely have detailed information on the governor's revised budget proposal until mid-March.

For more information, contact **Gary Carlson**, LMC, at gcarlson@lmc.org or (651) 281-1255.

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Budget forecast due next week - - economic indicators tumble

March 3rd
Next Tuesday, at 9:45 a.m. in Room 15 of the State Capitol, the Department of Management and Budget will release the updated state budget forecast and there is widespread consensus that the \$4.8 billion state budget deficit predicted last December will worsen—perhaps substantially. Although the governor, the state economist and many legislators have suspected since last December that the state's budget has tumbled even further with the economy, economic news released late this week seems to substantiate those fears.

According to the state employment report issued by the Minnesota Department of Employment and Economic Development (DEED) on Thursday, Minnesota's seasonally

adjusted unemployment rate rose to 7.6 percent in January, the highest rate since mid-1983. In December, the seasonally-adjusted unemployment rate in Minnesota stood at 6.9 percent. Just one year ago, in January 2008, the rate was 4.5 percent.

The January rise in unemployment translates into an increase of 20,700 in the number of unemployed workers in the state. Nationwide, the unemployment rate rose 0.4 percent to 7.6 in January. Minnesota has lost nearly 75,000 jobs over the past year, while U.S. job losses totaled 3.5 million during that same period.

Although the unemployment rate in Minnesota has increased substantially over the past year, some areas of the state are actually adding jobs. In the state's Metropolitan Statistical Areas (MSA), annual gains occurred in the Rochester MSA (+0.3 percent), Fargo-Moorhead MSA (+0.8 percent) and Grand Forks MSA (+0.3 percent). Losses were posted in the Minneapolis-St. Paul MSA (-2.8 percent), Duluth-Superior MSA (-1.4 percent) and St. Cloud MSA (-0.8 percent).

In addition to the gloomy unemployment news, on Friday the U.S. Commerce Department reported that the nation's gross domestic product (GDP) fell at a seasonally-adjusted annual rate of 6.2 percent in the last quarter of 2008 (October through December). In its original estimate issued in January, the Commerce Department had reported that the fourth-quarter 2008 GDP fell 3.8 percent. According to the department's report, the sharply lower revision in GDP reflected downward adjustments in inventory investment, exports and consumer spending. The annualized 6.2 percent decline is the worst



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quarterly decline for GDP since 1982, when GDP declined by 6.4 percent.

In early February, Governor Pawlenty publicly suggested that the state deficit could rise to as much as \$7 billion. Privately, some legislators now believe that the deficit could be even eclipse the governor's pessimistic projections. That said, the recently enacted federal stimulus package has not yet impacted the economy and the state has not fully calculated the potential positive direct and indirect impacts on the state budget. Next week's forecast will incorporate the estimated effects of the federal stimulus and many legislators are hoping beyond hope that the direct and indirect benefits of the federal stimulus will more than offset the increased estimate of the deficit. This most recent economic news may dash those hopes.

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HUD allocates American Recovery and Reinvestment funding

The American Recovery and Reinvestment Act (ARRA) includes over \$13 billion nationwide for projects and programs administered by the Department of Housing and Urban Development (HUD). These include funds for affordable housing development and maintenance, energy efficiency retrofit and neighborhood stabilization. On Wednesday HUD allocated nearly \$10 billion to state, local governments and public housing authorities (PHA).

The Community Development Block Grant (CDBG) allocation for 2009 was increased an additional \$1 billion and will be distributed using the same formula as 2008. The CDBG

program allows local governments to target their own community development priorities. Most local governments use these funds to rehabilitate affordable housing and create jobs locally.

The CDBG program is a formula based program with 17 entitlement communities in Minnesota. Those local governments will receive a total of \$9.8 million. In addition to monies to entitlement communities, the Minnesota Department of Employee and Economic Development (DEED) will receive approximately \$5.5 million to administer a competitive program for non-entitlement communities. All recipients must give priority to projects that could be ready to go within 120 days the funds are made available.

Public Housing Authorities (PHA) will receive nearly \$4 billion to carry out capital projects, and funds are not to be used for operating or rental assistance. Three billion will be allocated by the same formula used for amounts made available in fiscal year 2008. Minnesota's PHA's received approximately \$47 million.

In addition to the money distributed via formula, another \$1 billion will be made available competitively through HUD for priority investments. Priority will be given to rehabilitation of vacant rental units and capital projects that can be awarded within 120 days from receipt of funding.

Other housing provisions in the bill include \$2.25 billion for assisted housing. Of that total, \$250 million will be available for competitive grants or loans for energy retrofit and green investments of assisted housing facilities. Two



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Minnesota Housing Finance Agency will receive approximately \$28 million, distribute the funds competitively, and give priority to housing projects that can begin construction immediately.

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For a detailed summary of each of the following allocations and amounts distributed to qualifying communities visit the HUD website www.hud.gov/recovery.

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Main Identity

From: "Peterson, Lynn" <lpeterson@lmc.org>
To: "General legislative" <legislative@listserv.lmc.org>
Sent: Friday, February 27, 2009 4:25 PM
Subject: [legislative] February 27, 2009 FridayFax

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Questions? Contact Brian Strub at 651.281.1256 or bstrub@lmc.org.

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